

Page NaN of NaN

REFERENCES



Introduction to Counterintelligence

Introduction

In addition to collecting, processing and reporting intelligence, the FBI is also with the responsibility of identifying, understanding, prioritizing and counter: intelligence threats that are faced by the United States. This activity is know counterintelligence.

BOOKMARKS STUDENT NOTES

Counterintelligence involves more than simply catching spies (counterespion concerned with understanding and neutralizing all aspects of the intelligence operations of foreign nations. As defined in Executive Order 12333, (a) Counterintelligence means information gathered and activities conducted to against espionage, other intelligence activities, sabotage, or assassinations (for or on behalf of foreign powers, organizations or persons, or international activities, but not including personnel, physical, document or communication programs.

efforts in preventing foreign countries from gathering intelligence about the United States.

This e-learning course is designed to educate FBI personnel in the National 5 (U) Counterintelligence refers to the FBI's Branch. Information detailing the Counterintelligence Mission and Investigat Authority, Foreign Counterintelligence Program Objectives, Case Managemer ∐Goreign Intelligence Related Legal/Security Issues

Surveillance Act, Recruitment, Espionage, will be presented. Additionally, this course will introduce a nu

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resources for learning more about counterintelligence operations. Upon succ completion of this course you will be presented with a certificate of completion be eligible for advanced training.

PREVIOUS

Click here to view a timeline of twenty years of espionage.

NEXT

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Page NaN of NaN

REFERENCES



Foregin Counterintelligence (FCI) Mission & **Investigative Authority**

BOOKMARKS STUDENT NOTES

Objectives

- 🕱 At the end of this section, you will be able to identify and or apply to inve situations:
 - 1. The definition of Counterintelligence (CI).
 - 2. The FBI's Counterintelligence Goals.
 - 3. Investigative Authority.
 - 4. Economic Espionage.
 - 5. The member agencies of the U.S. Intelligence Community (USIC).



(U) Counterintelligence refers to the FBI's efforts in preventing foreign countries from gathering intelligence about the United States.

MAIN MENU PREVIOUS NEXT

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Page NaN of NaN

BOOKMARKS STUDENT NOTES

REFERENCES



Foreign Counterintelligence Mission & Investi Authority

Counterintelligence Defined

Intelligence is the timely and accurate information about the activities, p intentions of foreign powers, organizations, and persons and their agents, es the national security of the U.S. This information can be referred to as foreig intelligence or positive intelligence. Given the climate of today's world, it is i that United States Government officials have access to foreign government information, e.g., economic, political, military strength, etc.

(X) Counterintelligence (CI) refers to the FBI's efforts in preventing foreign countries from gathering intelligence about the United States. The FBI is responsible for all CI activities within the United States as well as most espionage investigations around the world. Only when the individual is a member of the Armed Services and is not assigned to a diplomatic mission does the Uniform Code of Military Justice apply instead. The FBI has jurisdiction over uniformed military personnel when assigned to

diplomatic missions



In 1979, Robert Phillip Hans to self some of America's m guarded intellignce secrets and in 1985, the KGB. Afte the Cold War Flanssen resu illegal dealings with the KGI service, the SVR

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(U) Robert Hanssen, a 56 year-old FBI Special Agent with more than 27 years of experience, was arrested by the FBI in a Victima, Virginia, park after in February 2001. He provided the Russians with thousands of pages of valuable documentary materials.

pages of valuable documentary material. including dozens of highly classified

documents, and he compromised numerous human sources and technical

operations of extraordinary importance and value.

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Click here to watch the Hanssen arrest video (no audio).

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Page NaN of NaN

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BOOKMARKS STUDENT NOTES

REFERENCES





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Differences between Criminal & FCI investigations

In many respects, FCI investigations are conducted like criminal investig however, there are two principal distinctions between counterintelligence an investigations. These distinctions are in terminology and investigative author

Click here for examples of differences in terminology between Criminal and FCI Investig

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(U) In the post Cold War era Briso Renan sought to sell secrets

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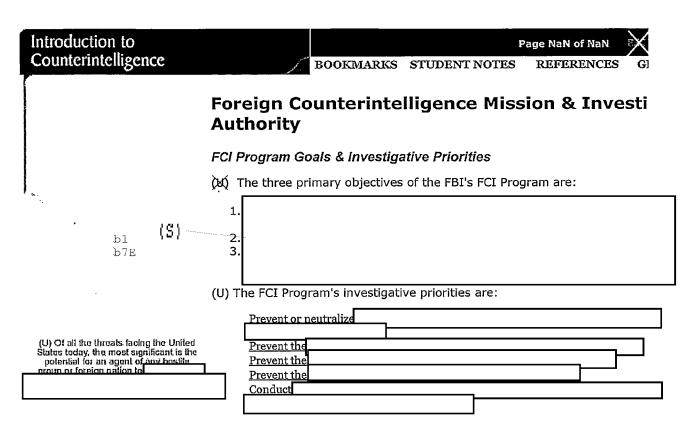
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Page NaN of NaN

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BOOKMARKS STUDENT NOTES

REFERENCES



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Investigative Authority

- The FBI receives its CI and counterespionage (CE) investigative authority Legislative Enactment, Executive Orders, and the Attorney General (AG) Gui
- (S) The Attorney General Guidelines provide information regarding when to investigation. The National Foreign Intelligence Program (NFIP) Manual provauidance on which steps to take in conducting the investigation.

Click on the following links for more information on the FBI's investig authority:

(U) Each FBI Division has access to the National Foreign Intelligence Program (NFIP) Manual available in hard copy or electronically. This classified document provides guidance on applying the AG Guidelines to the FBI's administrative rutes on conducting an investigation.

<u>Legislative Enactments</u> <u>Executive Orders (EO)</u> AG Guidelines

MAIN MENU PREVIOUS NEXT

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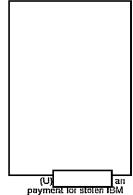
Foreign Counterintelligence Mission & Investi Authority

BOOKMARKS STUDENT NOTES

Economic Espionage

(U) The development and production of trade secret information is an integr virtually every aspect of U.S. trade, commerce, and business. Therefore, the of trade secrets is essential to maintaining the health and competitiveness o segments of the U.S. economy. The theft, misappropriation, wrongful receip and/or use of U.S. trade secrets and other economic information, particularly foreign governments and their agents, poses a direct threat to the health an competitiveness of the U.S. economy and national security.

(U) In October 1996, President Clinton signed the Economic Espionage Act (EEA) of 1996. The EEA makes the theft and misappropriation of trade secrets a Federal crime. Before the enactment of the EEA, there was virtually no Federal statute that outlawed the theft of trade secrets. Federal prosecutors were limited to using laws such as the Interstate Transportation of Stolen Property Act, the Computer Fraud and Abuse Act, and Mail and Wire Fraud statutes to prosecute individuals charged with the theft of trade secrets. Due to the inadequacies and limitations of these laws in prosecuting the theft of trade secrets, it became evident that a Federal statute was needed to specifically identify the various acts defined as economic espionage and to address the national security aspects of the crime.



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(U)| an payment for stolen IBM secrets, in a large-scale espionage operat

MAIN MENU
PREVIOUS
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(U) The theft, mrsappropriation, wrongful receipt, transfer, and/or use of U.S. trade

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particularly by foreign governments and their agents, poses a direct threat to the

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Page NaN of NaN

BOOKMARKS STUDENT NOTES





Foreign Counterintelligence Mission & Investi Authority

Economic Espionage Act of 1996

- (U) The EEA employs a two-tiered approach designed specifically to combat economic espionage and more conventional forms of trade secret theft and misappropriation.
- (U) Under the EEA, the Government must prove beyond a reasonable doubt

The defendant stole, obtained, destroyed, or conveyed information; The defendant knew the information was of a proprietary nature; or The information stolen was in fact a trade secret. Under Section 1831, the Gove must prove that the defendant knew the offense would benefit a foreign governr instrumentality, or agent. Under Section 1832, the Government must prove the intended to convert the trade secret to the economic benefit of anyone other tha the defendant knew the owner of the trade secret would be injured; and, the trac related to or was included in a product that was produced or placed in interstate commerce.

(U) Under the EEA, the Government must prove beyond a reasonable doubt that. 1) the defendant stole, obtained. deskroyed, or conveyed information; 2) the defendant knew the information was of a propriètary nature; or 3) the information stolen was in fact a trade secret.

Click on the following links for a explanation of the Economic Espiona 1996:

MAIN MENU **PREVIOUS** NEXT

Title 18 U.S.C. Section 1831 - 1) Economic Espionage Title 18, U.S.C. Section 1831 - 2) Extraterritoriality Title 18 U.S.C. Section 1832 - Theft of Trade Secrets

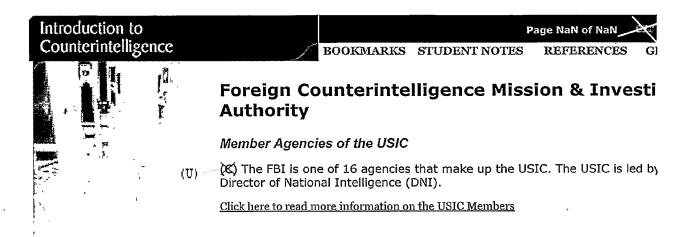
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(U) The United States Intelligence Comunity is lod by the Director of Central Intelligence, who also heads the Central Intelligence Agoncy.

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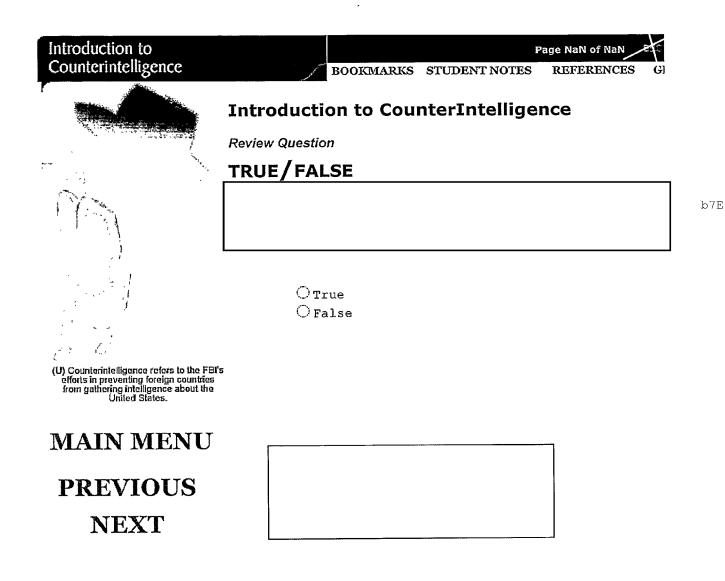
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Introduction to Counterintelligence	Page Nan of Nan BOOKMARKS STUDENT NOTES REFERENCES GI
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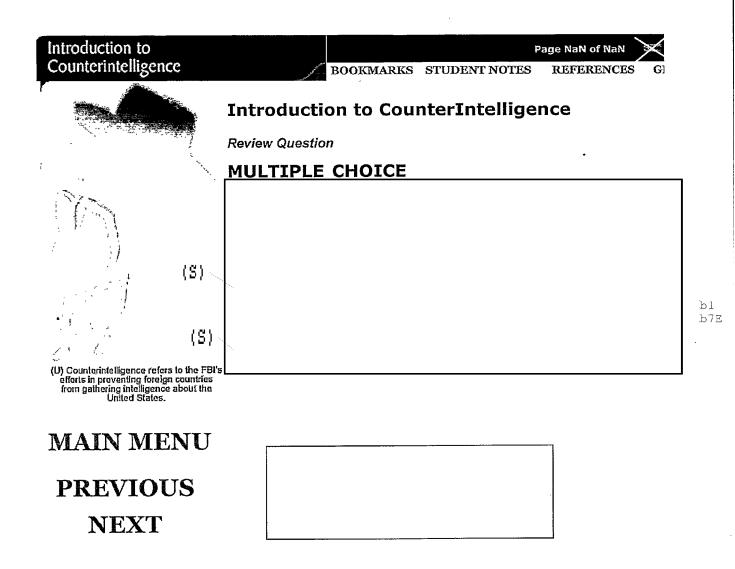


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Introduction to	ì	Page NaN of NaN
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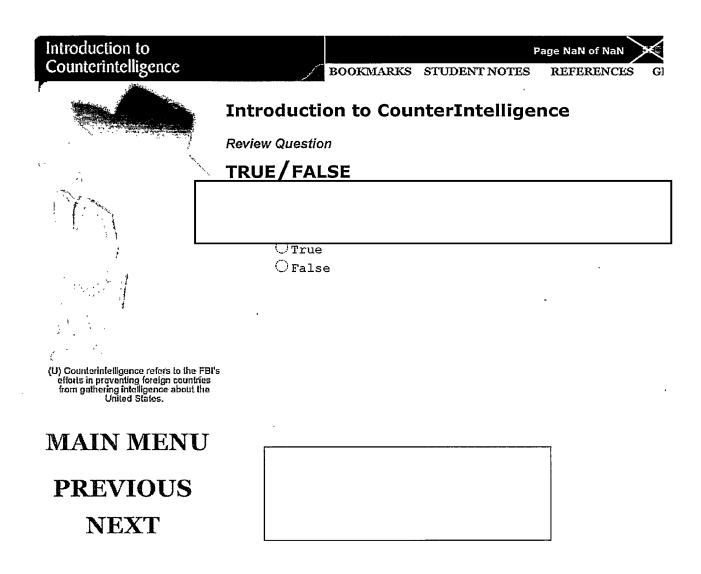
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MAIN MENU		
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Introduction to	P	age NaN of NaN
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MAIN MENU		
PREVIOUS		
NEXT		

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Introduction to	P	age NaN of NaN
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MAIN MENU PREVIOUS		
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Introduction to Counterintelligence	Page NaN of NaN BOOKMARKS STUDENT NOTES REFERENCES
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MAIN MENU	
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Twenty Years of Espionage Timeline

Twenty Years of Esplonage



Click, on the timeline below for a chronology of counterintelligence activities between 1983 and 2003. (This list is not all-inclusive.)

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The National Security List.

Introduction to Counterintelligence

Page NaN of NaN

BOOKMARKS STUDENT NOTES REF

REFERENCES



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Foreign Counterintelligence (FCI) Program Objectives

Objectives

At the end of this section, you will be able to identify and or apply to invisituations:

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4. Collects positive intelligence is disseminated to USIC agencies.

5. Intelligence Analysts can be used to support FCI operations.

(U) Earl Edwin Pitts, a senior F8I Agent, was arrested on December 18, 1995, at the F8I Academy in Quantice. Virginia, and charged with providing classified information to the Russian intelligence services from 1987 until 1992. He was sentenced to 27 years imprisonment in 1997.

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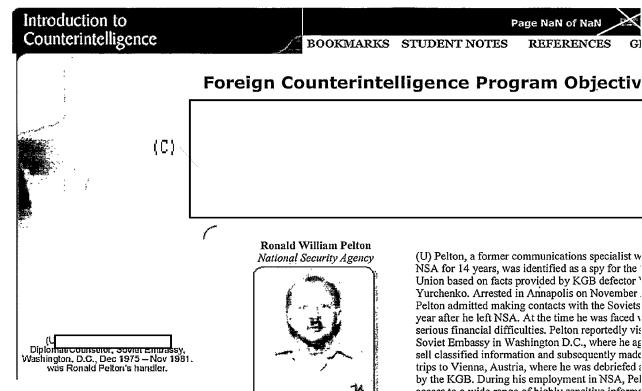
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Page NaN of NaN

REFERENCES

BOOKMARKS STUDENT NOTES



Ronald William Pelton



"It was the biggest mistake of my life" (On walking into the Soviet Embassy. Washington D.C., on 1/15/1980) Ron Pelton

(U) Pelton, a former communications specialist w NSA for 14 years, was identified as a spy for the Union based on facts provided by KGB defector' Yurchenko. Arrested in Annapolis on November Pelton admitted making contacts with the Soviets year after he left NSA. At the time he was faced v serious financial difficulties. Pelton reportedly vis Soviet Embassy in Washington D.C., where he as sell classified information and subsequently made trips to Vienna, Austria, where he was debriefed a by the KGB. During his employment in NSA, Pel access to a wide range of highly sensitive informa allegedly received \$35,000 from the Soviets betw and 1983, for information about highly classified intelligence collection projects targeted at the Sov Pelton was indicted on December 20, 1985 on six related to espionage. Following a highly publicize Pelton was convicted (June 5, 1986) on one count

conspiracy and two counts of espionage. On Dece

1986, he was sentenced to three concurrent life se

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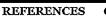
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Page NaN of NaN





Foreign Counterintelligence Program Objectiv

BOOKMARKS STUDENT NOTES

Countering the Threat: National Security List

(U) The National Security List (NSL) identifies countries and issues that three national security of the United States. Established in 1992, it is compiled and annually by the FBI and U.S. Department of Justice (DOJ) in cooperation wit Department of State. While the Issue Threat List has remained consistent, the Threat List is subject to change based on current events. The FBI

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(U) Robert Stephan Lipka, a former National Security Agency staff member, was taken into custody on February 23, 1996, at his home in Millersvizu, 1967. He was sentenced to 18 years Imprisonment in 1997.

- (U) A country or foreign power must meet certain criteria to be placed on the Determining factors include: a country's level of intelligence/terrorist activity nature of its intelligence/terrorist threat; capabilities; or its political, military economic alignment.
- (U) There are eight issues on the NSL that threaten U.S. national security. Responsibility for conducting investigations against these threats are divided Pennsylvania and charged with committing esplonage with working as a and in some case may be shared between, the FBI's Counterintelligence Divi communications clerk at NSA from 1964 to Counterterrorism Division (CTD) and Weapons of Mass Destruction Directora

Click on the topics below for detailed information regarding the threats, base 2002 National Security list:

MAIN MENU **PREVIOUS NEXT**

Country Threats Issue Threats

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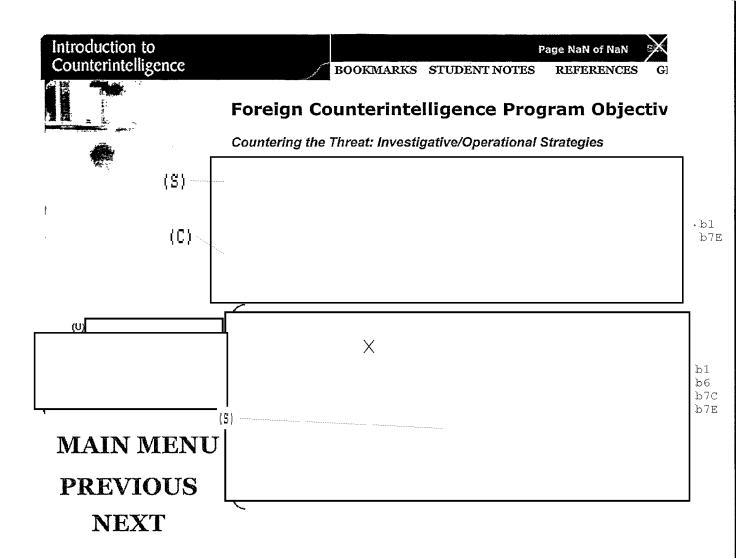


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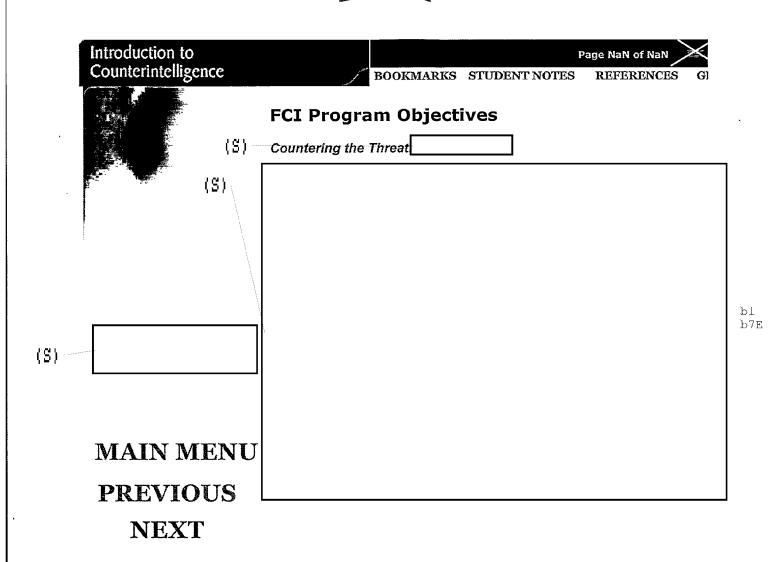
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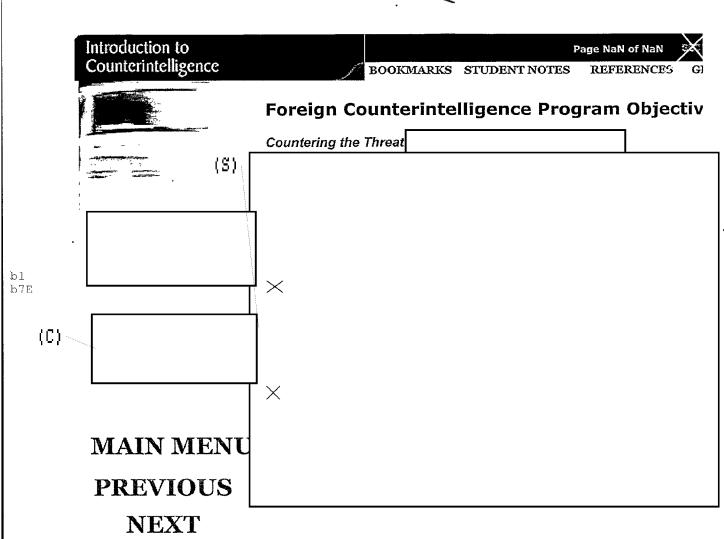
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Page NaN of NaN

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REFERENCES



Foreign Counterintelligence Program Objectiv

BOOKMARKS STUDENT NOTES

Countering the Threat

(U) While the FCI Program has traditionally participated in

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(U) Robert C. Kim, a U.S. Navy civilian computer specialist working at the Office of Naval Intelligence in Suitland, Maryland, was charged on September 25, 1996, with passing classified information to South Korea. He was arrested outside a diplomatic reception at Ft. Myer, Virginia, on September 24, 1996, as he stood beside a South Korean Embassy Naval attaché, the alleged recipient of the classified materials.

Important Terms and Definitions

(U) Counterintelligence (CI): Information gathered and activities conducted to protect against espionage, or intelligence activities sabotage or assassinations conducted by, for or on behalf of for powers, organizations or persons, or international terrorist activi but not including personnel, physical, document, or communical security programs.

(U) Foreign Intelligence (FI): Information relating to capabilities, intentions, or activities of foreign powers, organizations or perso

international terrorist activities.

MAIN MENU PREVIOUS NEXT

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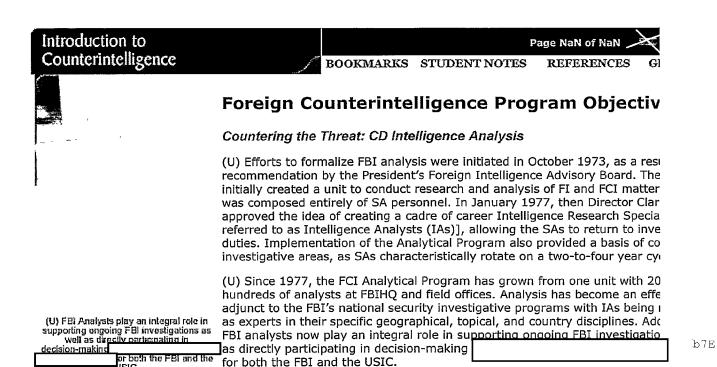
Introduction to Page NaN of NaN Counterintelligence BOOKMARKS STUDENT NOTES REFERENCES Foreign Counterintelligence Program Objectiv s-mpunist." Countering the Threat: Collection and Dissemination of Fl (U) The FBI's Counterintelligence Division has (U) The Counterintelligence Division ensures that FCI Program strategies remain current and are efficiently implemented by FBI field divisions. b7E **MAIN MENU PREVIOUS NEXT**

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	Introduction to Counterintelligence	Page NaN of NaN BOOKMARKS STUDENT NOTES REFERENCES GI	
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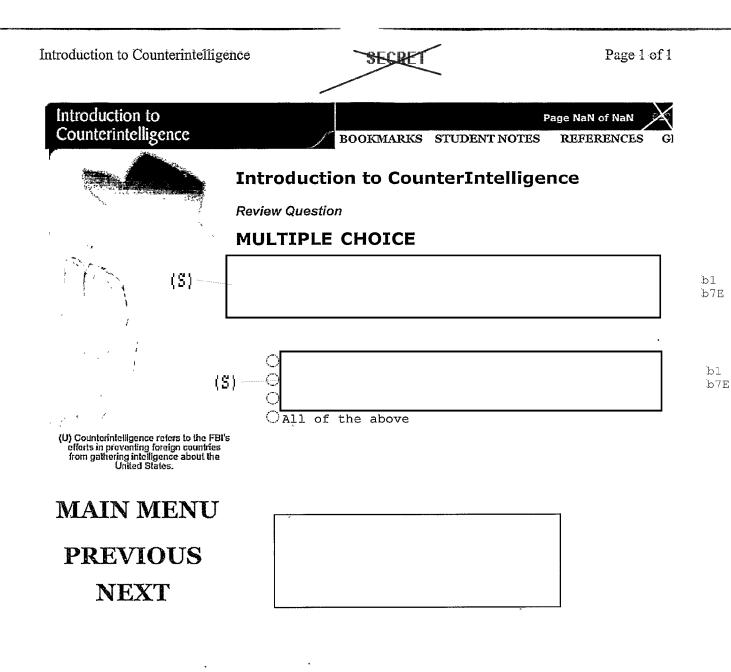
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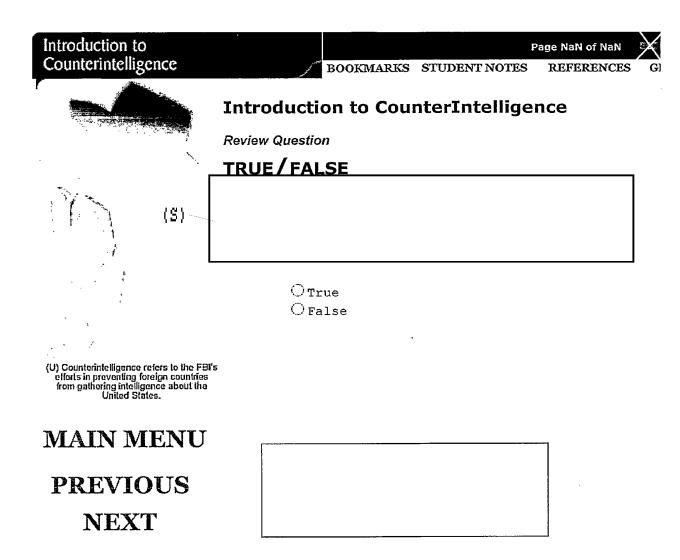
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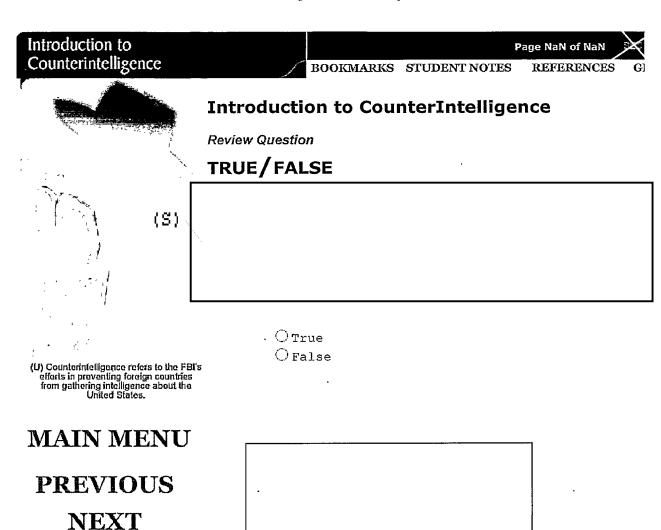
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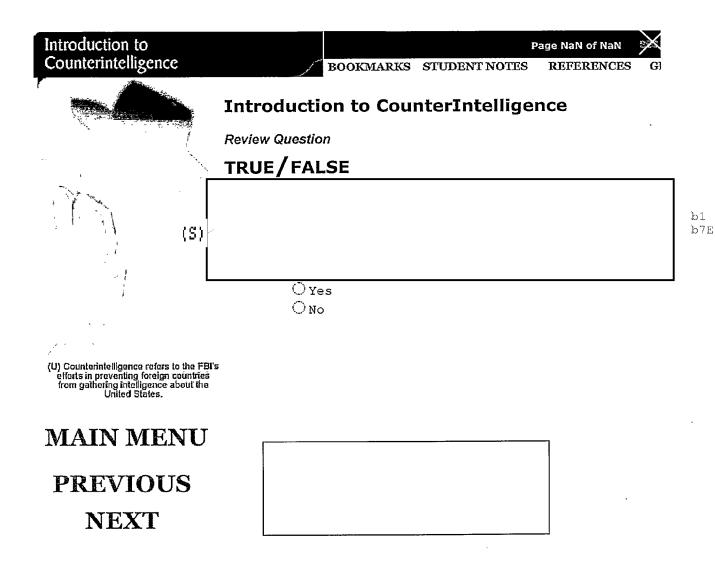
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Introduction to	Page NaN of NaN
Counterintelligence	BOOKMARKS STUDENT NOTES REFERENCES GI
	Introduction to CounterIntelligence
	Review Question
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MAIN MENU	
PREVIOUS	
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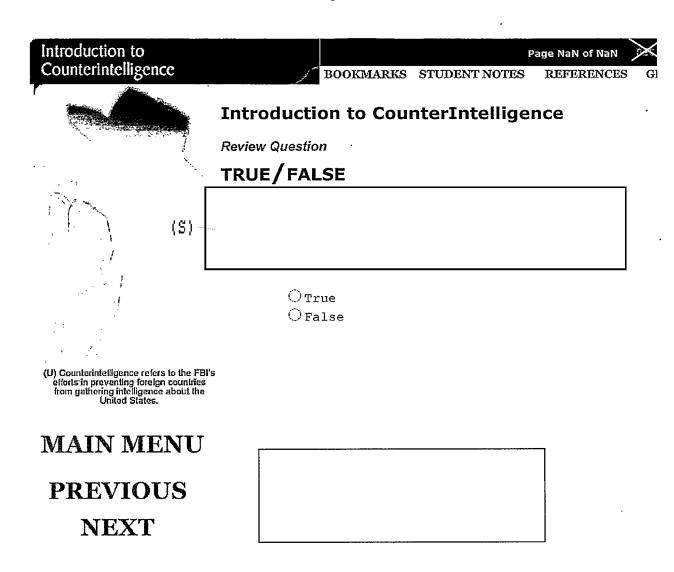
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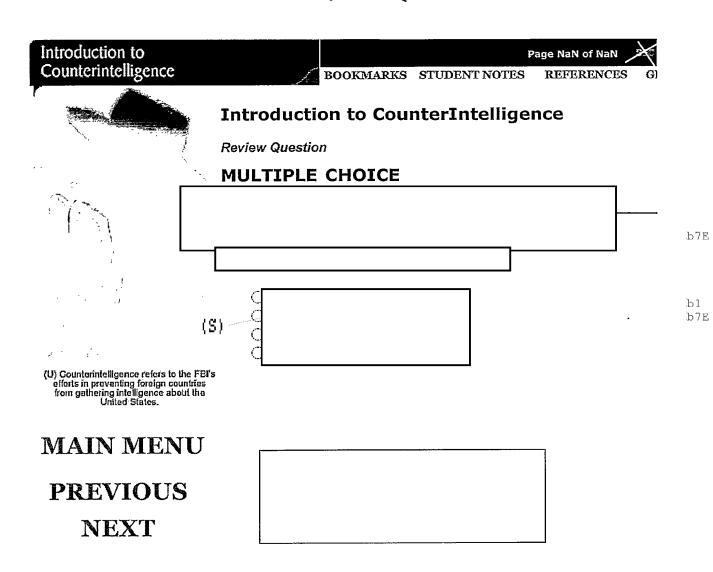
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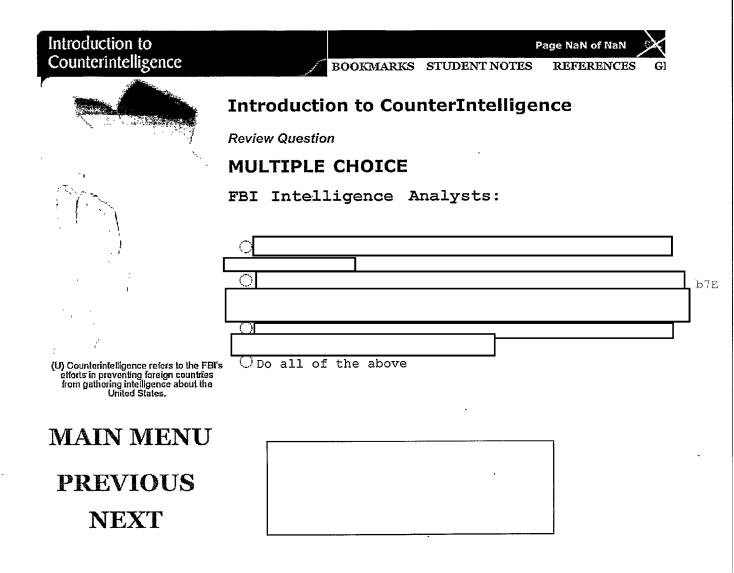
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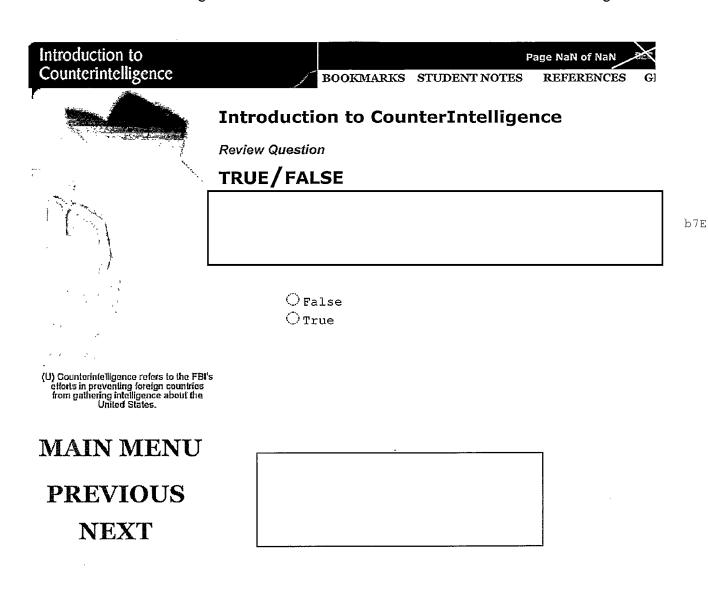




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Introduction to Counterintelligence

Page NaN of NaN

REFERENCES

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Case Management and Related Legal/Security **Issues**

Objectives

At the end of this section, you will be able to identify and apply to invest situations:

BOOKMARKS STUDENT NOTES

- Assessments.
- 2. Predicate for preliminary investigations (PI).
- 3. Predicate for full investigations (FI).
- 4. Objectives of an investigation.
- 5. Case resolution and administrative requirements.
- 6. Difference between interviews and interrogations.
- 7. Case conclusion.
- 8. How to mark, handle, and destroy classified material.

(U) Harold J. Nicholson, was arrested on November 16, 1996, at Dulles International Airport as he was about to board a flight to Switzerland. On his person were found rolls of film bearing images of Top Secret documents. To date, Nicholson is the highest ranking CIA officer (GS-15) charged with esplonage. He was sentenced to 23 years imprisonment in 1997.

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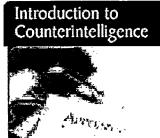


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BOOKMARKS STUDENT NOTES REFERENCES G

Case Management and Related Legal/Security Issues

Case Management Overview

(U) The information presented in this module provides an overview and insig investigative caseload management. It is neither comprehensive nor indicati prescribed methodology in caseload management. Rather, this information is presented to illustrate how an investigative caseload may be managed.

(Senerally one should arrange cases by investigative association. For exa

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(U) A) It is important to keep abreast of the administrative aspects of your

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Introduction to Counterintelligence

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Page NaN of NaN

REFERENCES

Case Management and Related Legal/Security **Issues**

BOOKMARKS STUDENT NOTES

Basis for Investigation

🔀 It is important to keep abreast on the administrative aspects of your cas

Effective and efficient management of your cases will require that indivic matters are prioritized and addressed in an orderly, timely manner. For exar vou have an

Your case inves

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should be prioritized based on investigative and administrative requirements constraints, and available resources.

(S) The first element in case management involves the determination if a ba predicate exists for initiating an investigation.

FCI Fact

(U) Between 1950 and 1975, most prosecuted espionage cases involved uniformed personnel and civilians employed by the U.S. military.

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(S) Case investigations should be prioritizad based on investigative and administrative requirements, time constraints, and available resources.

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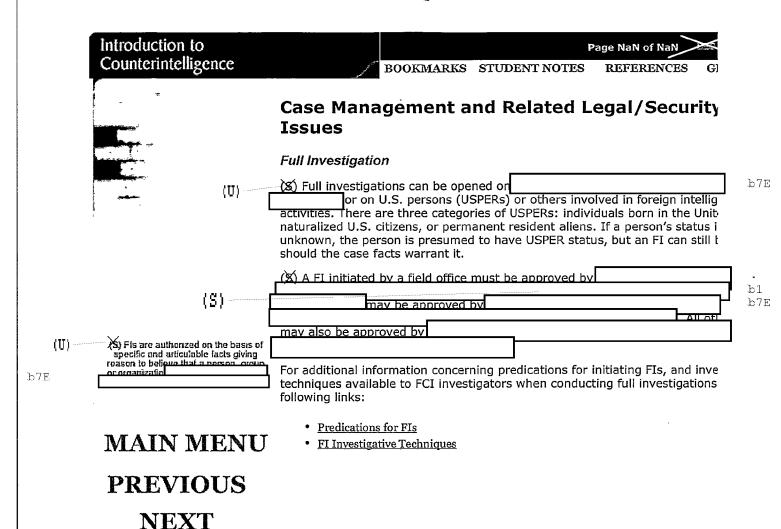
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Introduction to Counterintelligence	Page Nan of Nan BOOKMARKS STUDENT NOTES REFERENCES G
•	Case Management and Related Legal/Security Issues
b7E (U)	Assessments/Preliminary Investigations The revised AG Guidelines (10/31/2003) provides for three levels of investigations; and full investigations; and full investigations; assessments is the proactive collection of information concerning the national security, including information on individuals, groups, and organizations.
(S) (S)-	possible investigative interest, and information on possible targets of internaterrorist activities or other national security threats (i.e.) These assessments may be comprior to opening a PI or FI. They are lim
b1 b7E (U) Insted to the least intrusive investigative techniques available and are conducted in a lashion. (U)	least intrusive investigative techniques available and are conducted in a fashion. PIs are conducted to to collect information that will pr to determine if a basis exists for a full FCI investigation. A PI initiated by a field office must be approved by the SAC if the investigation involves a sensitive national security matter. Other PIs may be approved by
MAIN MENU PREVIOUS	or his/her designee (an ASAC or squad Supervisor with the responsibility for security investigations). Select a link to view more information on the following: Assessment Activities Predications for a PI
NEXT	PI Investigative Techniques
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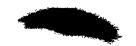
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Introduction to Counterintelligence

Page NaN of NaN

REFERENCES



Case Management and Related Legal/Security Issues

BOOKMARKS STUDENT NOTES

Objectives of an Investigation

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Christoper M. Cooke

U.S. Air Force



(U) Cooke, deputy commander of an Air Force Titan missile cr arrested on May 21, 1981, and charged with passing classifier information to the Soviets which seriously compromised U.S. missile capabilities during the 1980-81 time frame. On his ow Cooke began to phone and visit the Soviet Embassy in late 19 offers to provide classified information. Cooke's motives were fully established, but it is reported that he was attempting to his credentials with the Soviets for the purpose of academic r is also known that he sought employment with the CIA on at occasions. Believing that Cooke was part of a larger spy ring, prosecutors offered him immunity from prosecution for a full after being given immunity, Cooke admitted to providing classifiers information to the Soviets. The U.S. Court of Military ordered his release in February 1982, and Cooke resigned his commission.

MAIN MENU
PREVIOUS
NEXT

Click here to listen to an audio intercept of Christopher M. Cooke.

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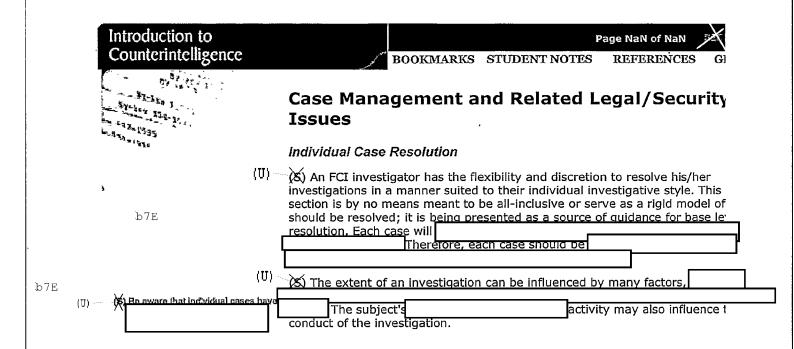
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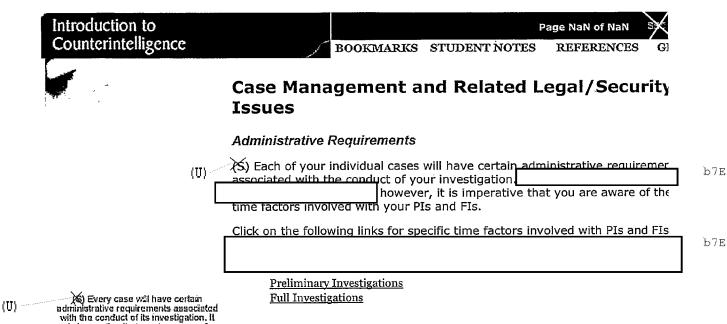
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(U)	(\$) When conducting an FCI investigation (PI or FI), at a minimum, FCI pers should
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(U) S) When conducting an FCI investigation	
(U) S) When conducting an FCI investigation (PI or full investigation) at a minimum Case Agents should	(5) If applicable, the
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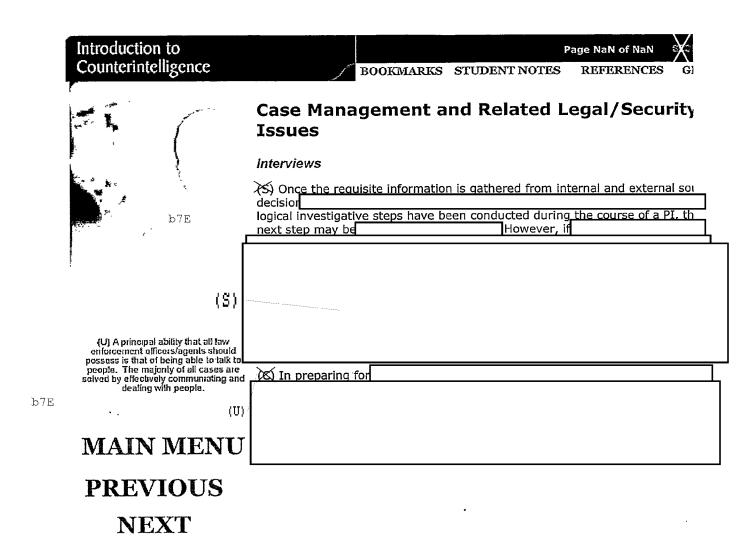


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is imperative that you be aware of specific time factors associated with Pls and Fls.

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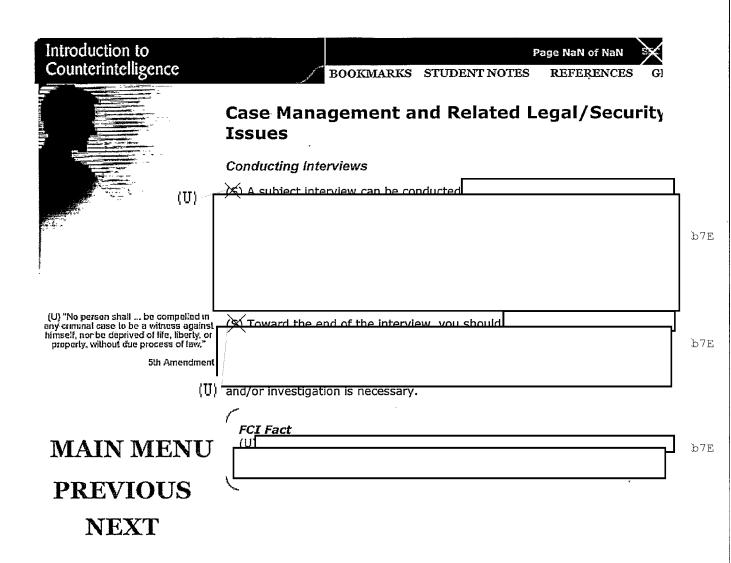
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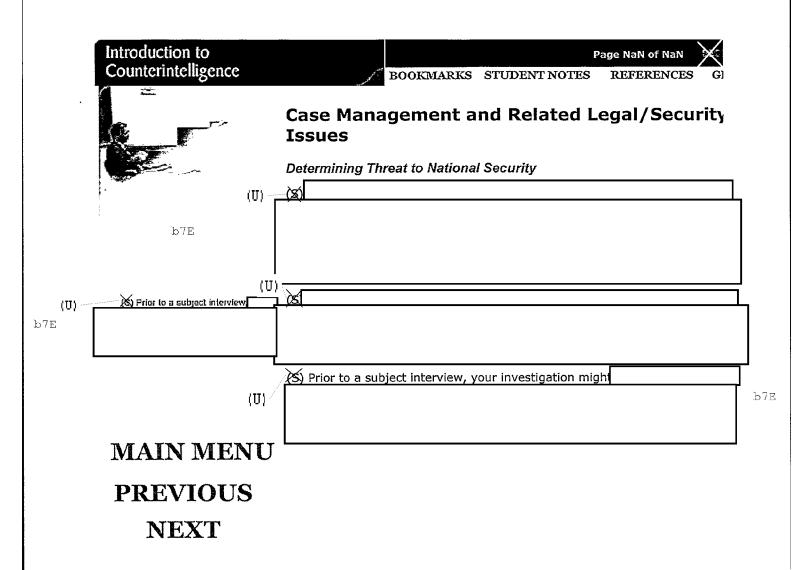




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	Case Management and Related Legal/Security Issues
en l	Case Conclusion (U) You will have to determine how to conclude you
7	investigation. (U) A PI. if warranted, may be upgraded to an FI, if the information or allegation that predicated the PI has be
	resolved; it may be closed. (U) At the conclusion of an FI, the case will generally either be closed admin or through investigation. A full investigation

MAIN MENU PREVIOUS NEXT

Federal Bureau of Investigation



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Introduction to Counterintelligence

Page NaN of NaN



BOOKMARKS STUDENT NOTES

REFERENCES





Case Management and Related Legal/Security **Issues**

Marking Classified Information

- (U) To effectively manage FCI cases, it is essential that FBI personnel be knowledgeable of pertinent classification issues. The following classification (overview is presented as an aid to FCI personnel who conduct CI investigation
- (U) All classified documents have standard identification markings. These ma include: overall classification (Confidential, Secret and Top Secret); portion i for each paragraph such as (C), (S), (TS), (U); and a classification explanati includes "Classified by" or "Derived from," "Declassify on," and reason for classification.
- (U) The overall classification of a document reflects the highest classification contained in the document. All classified documents are conspicuously marke overall classification at the top and bottom of each page. Information concer marking of classified information is contained in the Manual of Investigative and Guidelines (MIOG).
- (U) The FBI uses portion markings at the beginning of paragraphs, but many agencies use portion markings at the end of the portion.

MAIN MENU PREVIOUS NEXT

(U) There are three levels of classification, "TOP SECRET," "SECRET," and "CONFIDENTIAL." Do not use other terms, such as "Official Use Only," or "Administratively Confidential," to identify

classified national security information.

(U) Executive Order 12958 requires that classified national security information ("classified national security information") be marked to place recipients on alert about its sensitivity. Classification Reminder

Marking Classified Information Exercise

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Introduction to Counterintelligence

Page NaN of NaN

REFERENCES

Case Management and Related Legal/Security **Issues**

BOOKMARKS STUDENT NOTES

Handling Classified Information

TOP SECRET

SECRET

CONFIDENTIAL

(U) it is the responsibility of all FBI personnel to properly handle classified information in order to prevent the loss or disclosure of that information.

(U) FBI personnel must adhere to the following procedures in all cases involve routing of classified information within FBI Headquarters or FBI field offices:

Top Secret documents containing Sensitive Compartmented Informati must have an attached form FD-501

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MAIN MENU PREVIOUS NEXT

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Introduction to Counterintelligence

Page NaN of NaN

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BOOKMARKS STUDENT NOTES

REFERENCES





Case Management and Related Legal/Security Issues

Copying Classified Information

(U) Before copying classified information, FBI personnel must ensure that th being used is authorized for the reproduction of classified material. In addition authorized copier, FBI personnel must:

Ensure all copies are properly marked; Not make excess copies; Execute FD-501s for Top Secret and SCI documents; Retrieve the original and all copies when finished; Correct machine malfunctions, if possible;

Dispose of classified waste properly.

(U) Remember:

- Ensure all copies are properly marked:
- Do not make excess copies; - Execute FD-501s for Top Secret and
- SCI decriments:
- Retrieve the original and all copies when finished;
- Correct machine mathunctions, if possible, i.e., do not leave pages stuck in the machine; and
- Properly dispose of classified waste.

FCI Fact

(U) A co-worker reported in 1986 that Michael H. Allen was spending exce time at the photocopier in their office. This report led to investigation by t Investigative Service. A hidden camera was installed near the photocopier Allen's office. The resulting videotape showed Allen copying documents an them in his pocket. He confessed to passing classified information to Philip Intelligence in an effort to promote his local business interests. He was for guilty of ten counts of espionage.

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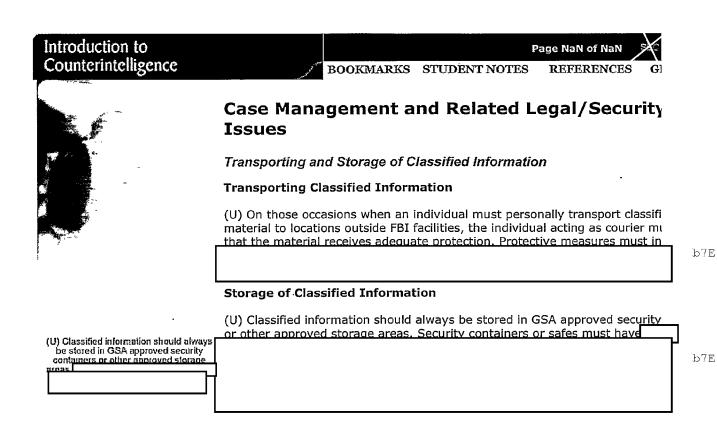


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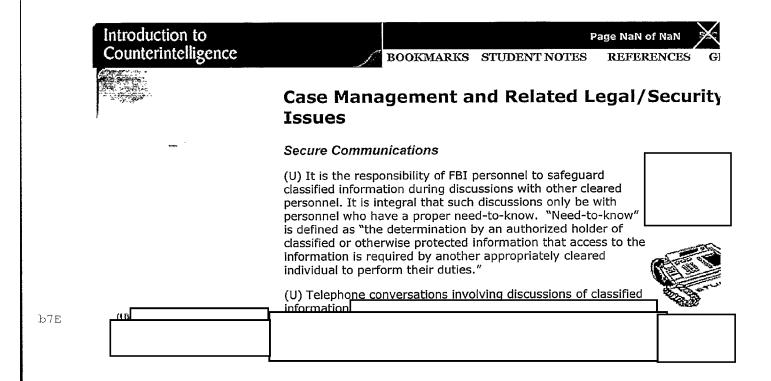
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	Case Management and Related Legal/Secur Issues
	Destruction of Classified Information
	(U) In the course of daily business, the FBI handles a wide variety of sens classified information. When no longer needed, this information should be discarded into specially marked trash receptacles. This trash should be co before being destroyed.
	Classification Reminder (U) Individuals who believe that information in their possession is inappropriately class inappropriately unclassified, are expected to bring their concerns to the attention of reofficials.
	(U) There are two approved methods for the destruction of all paper prod unclassified magnetic media, such as videotape, audiotape, and floppy dis
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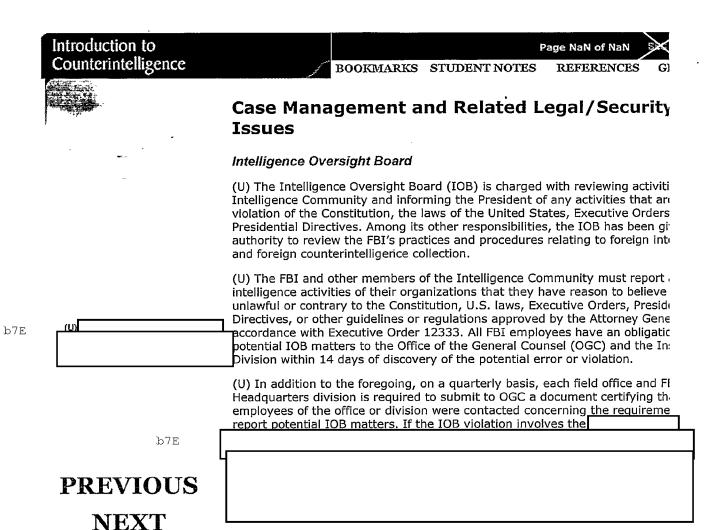
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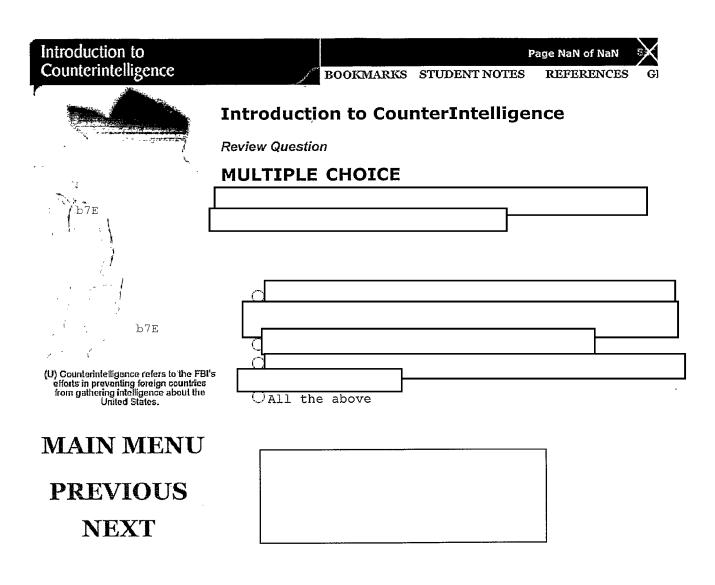
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(U) Counterintelligence refers to the FBI efforts in preventing foreign countries from gathering intelligence about the United States.		<u>—</u> T
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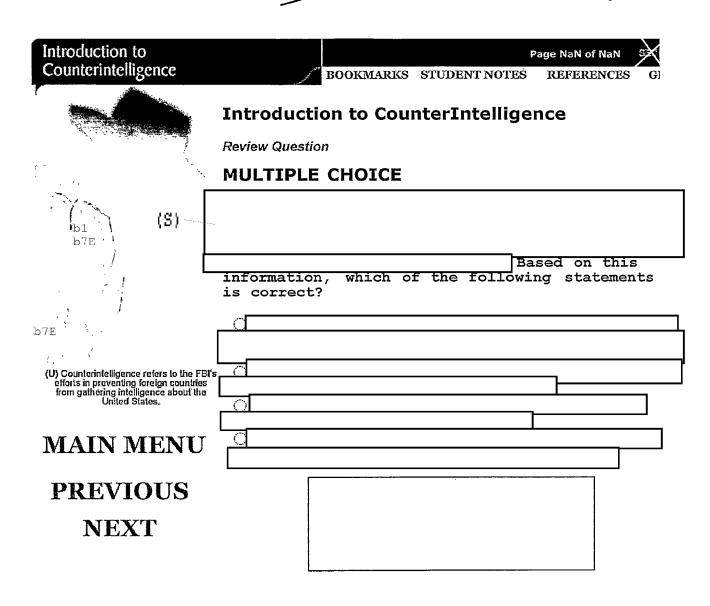




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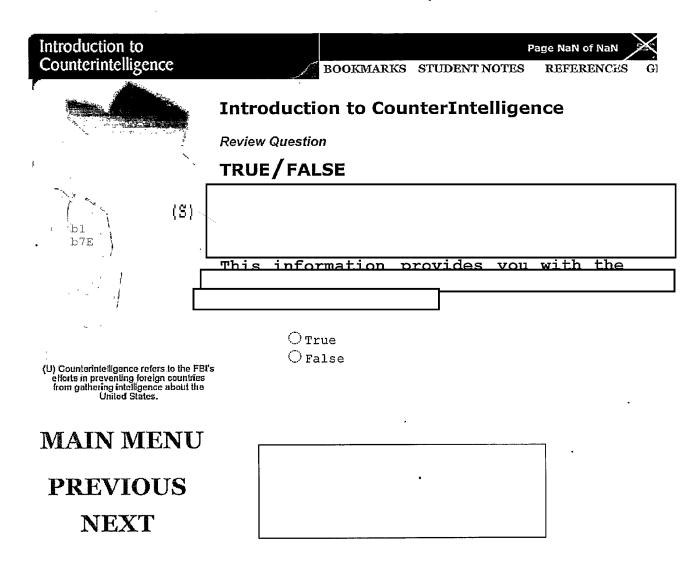
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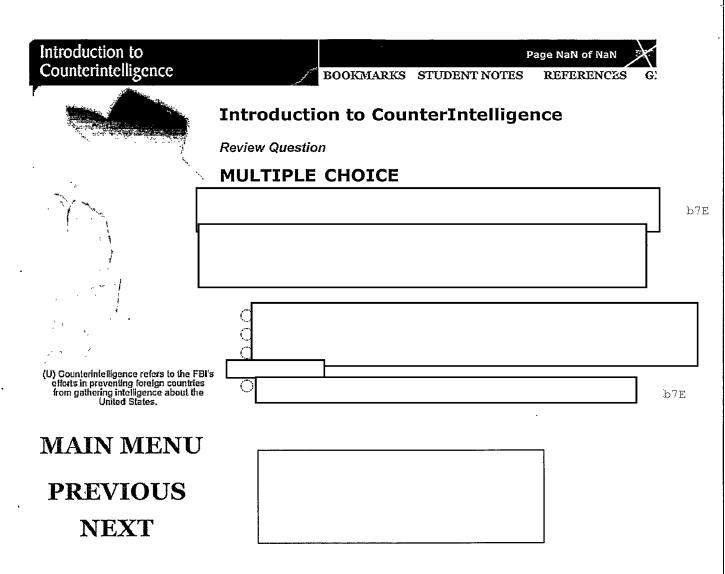
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Introduction to Counterintelligence	BOOKMARKS STUDENT NOTES	Page NaN of NaN S REFERENCES G
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(U) Counterintelligence refers to the FBI' efforts in preventing foreign countries from gathering intelligence about the United States.	5	
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Introduction to Page NaN of NaN Counterintelligence BOOKMARKS STUDENT NOTES REFERENCES Introduction to CounterIntelligence Review Question TRUE/FALSE OTrue \bigcirc False (U) Counterintelligence refers to the FBI's efforts in preventing foreign countries from gathering intelligence about the United States. MAIN MENU **PREVIOUS NEXT**

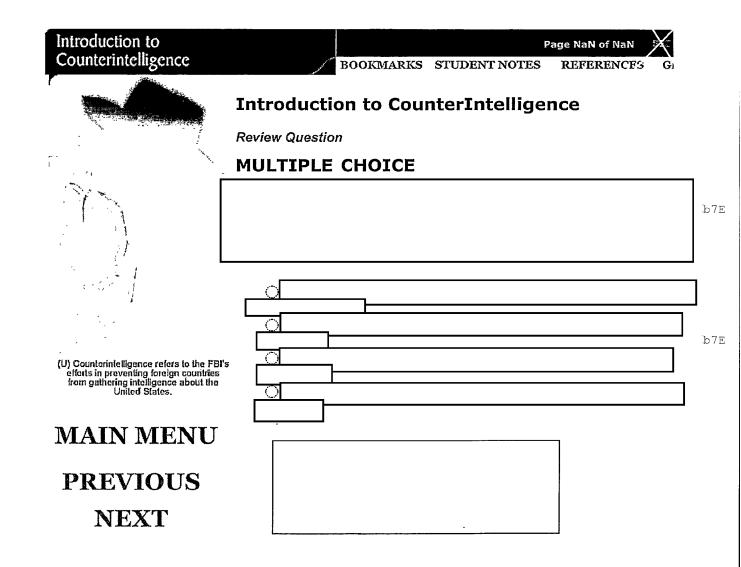
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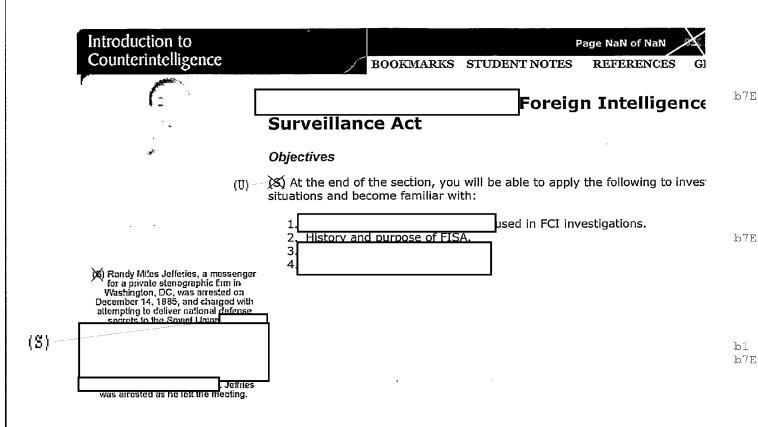




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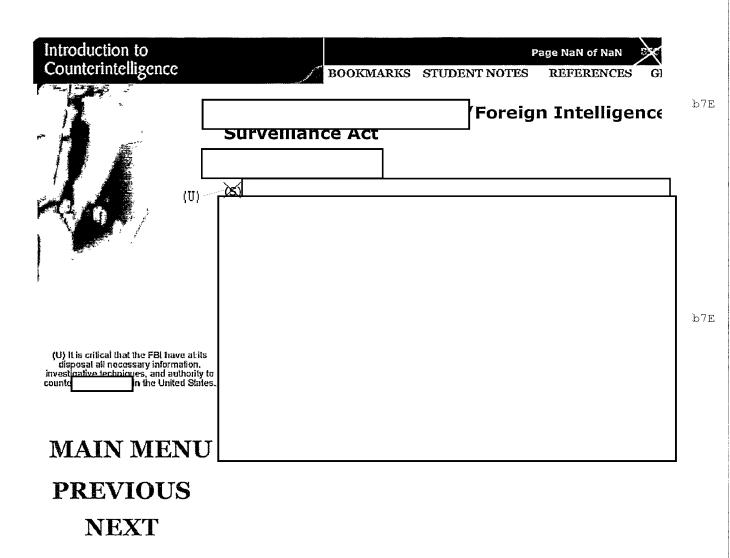
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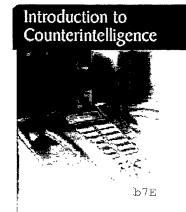




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Page NaN of NaN

BOOKMARKS STUDENT NOTES

REFERENCES

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Surveillance Act

Introduction to FISA

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passage of the Foreign Intelligence Surveillance Act of 1978.

🕱 Throughout the latter half of the 20th Century, Federal law enforcement agencies observed an ongoing battle between the demands governing law enforcement and The aggressive use and abuse of wiretaps by the FBI and other agencies led intelligence gathering functions. This was especially true in the formation of the Church Committee in the mid-1970's and the eventual passed. Title III of the Omnibus Crime Control and Safe passed Title III of the Omnibus Crime Control and Safe Streets Act, which provided a legal framework allowing for wiretaps in criminal investigations. However, national security wiretaps were not addressed by this legislation and thus were still subject to Executive Branch discretion.

(U) Following Wate resignation of Pres Senate Select Cor as the Church (studied governmer with respect to a activities. Led by Frank Church, th conducted a wi investigation of U.

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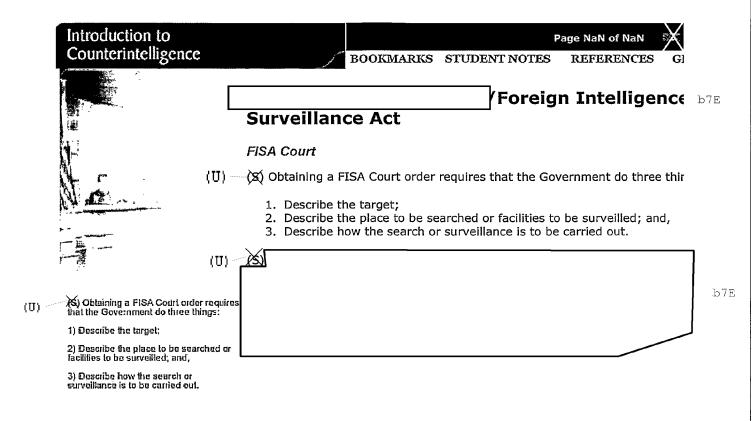
(x) The aggressive use and abuse of wiretaps by the FBI and other agencies formation of the Church Committee in the mid-1970s and the eventual passa Foreign Intelligence Surveillance Act of 1978. FISA directly addressed the us wiretapping in national security investigations, but it was not until the passa Intelligence Authorization Act of 1995 that physical searches were incorpora-FISA. The FISA Statute was amended in October 2001, with the passage of i Act. Among other matters, these particular amendments extended the time certain electronic surveillance and physical searches conducted pursuant to I

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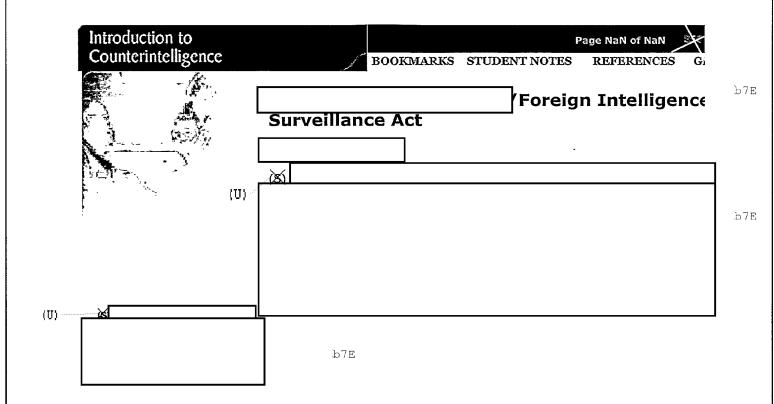
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Introduction to Counterintelligence	Page NaN of NaN BOOKMARKS STUDENT NOTES REFERENCES GI
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	Surveillance Act
	FISA Application Requests
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072	
(U) Thomas Joseph Dolce, civilian research analyst at Aberdean Proving Ground, Maryland, admitted in Foderal	
court on October 11, 1988, that he had supplied scores of Secret documents related to Soviet military equipment to the Republic of South Africa from 1979 to 1983.	Thomas Patrick Cavanagh Northop Corporation
	(U) Cavanagh, an engineering specialist for Northrop Corp holding a Secret clearance, was arrested on December 18, and charged with attempting to sell classified documents c aircraft technology to the Soviets. FBI Undercover Agent:

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(U) Cavanagh, an engineering specialist for Northrop Corpholding a Secret clearance, was arrested on December 18, and charged with attempting to sell classified documents c aircraft technology to the Soviets. FBI Undercover Agent: posing as Soviet officials, met on several occasions with C in Los Angeles. Cavanagh was subsequently arrested whe provided the UCAs with classified documents. In a later in with the FBI, Cavanagh, advised he had recently separate wife, faced mounting financial difficulties, and feared that be denied a Top Secret clearance because of indebtedness Cavanagh pleaded guilty to two counts of espionage and o 1985, was sentenced to two concurrent life terms in prisor

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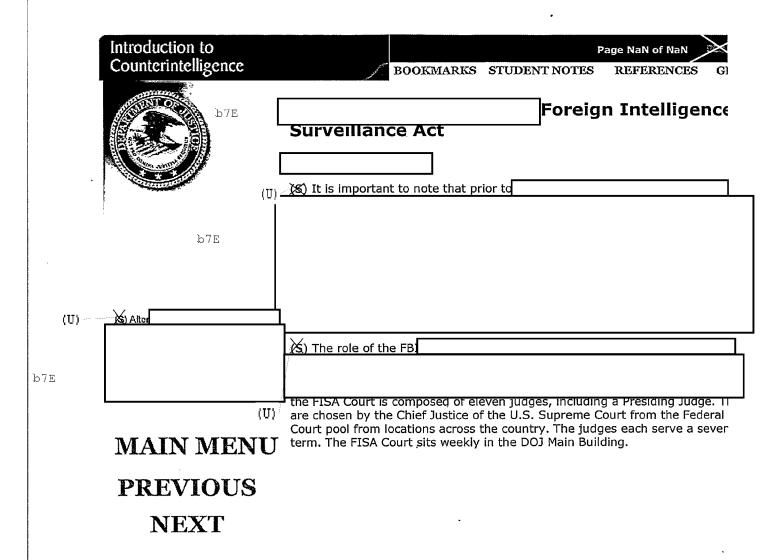
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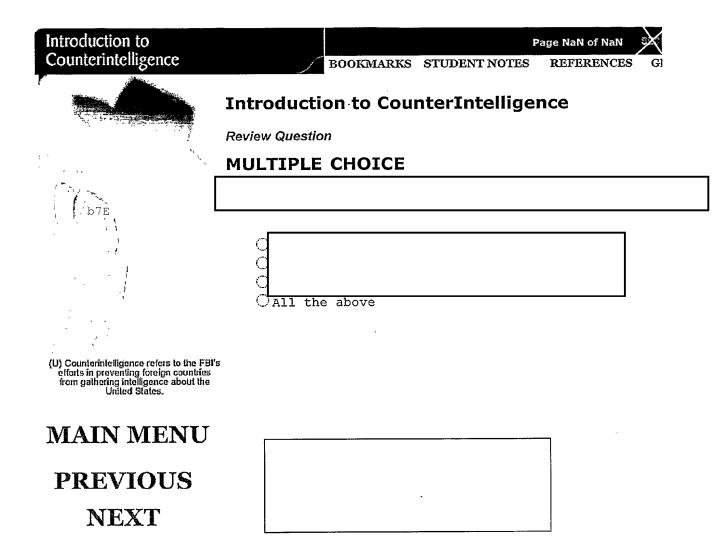
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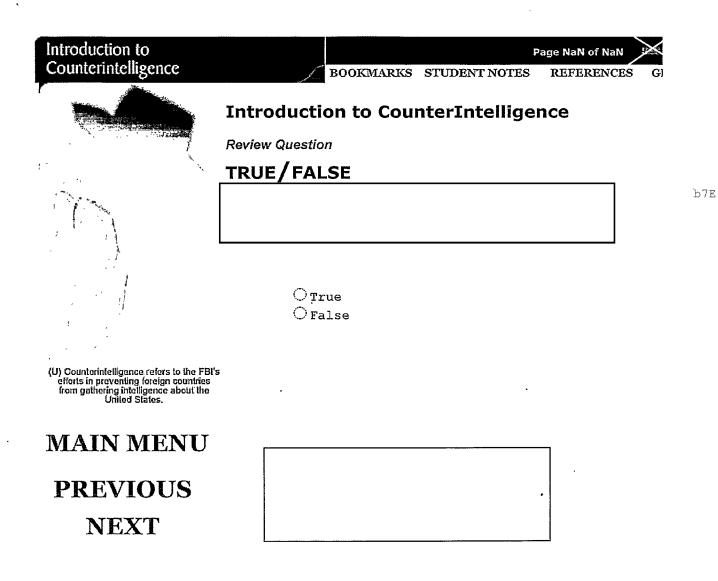




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	Introduction to CounterIntelligence
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Counterintelligence Training Center

Federal Bureau of Investigation

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MAIN MENU	
PREVIOUS NEXT	

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Introduction to Counterintelligence

Page NaN of NaN

BOOKMARKS STUDENT NOTES

REFERENCES

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(U) Oleg Gordevsky was a KGB IO who was recruited by British Intelligence in the early 1970s. He for the British for over len years. During this time-frame, he previded British Intelligence with valuable information concerning KGB infelligence operations and personnel. Gordevsky was recalled from London to Russia and interrogated by Counterintelligence collicials, who suspected he was cooperating with Western intelligence services. In July 1985, British Intelligence was able to successfully exfiltrate Godievsky to the United Kingdom.

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MAIN MENU PREVIOUS NEXT

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MAIN MENU PREVIOUS NEXT		



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BOOKMARKS STUDENT NOTES

Introduction to Counterintelligence

Page NaN of NaN

REFERENCES



Recruitment

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Col. Oleg Penkovsky

(S)

(S)

(U) Dimitri Polyakov. GRU, was arrested by the KGB for spying for the United States for over 18 years. Polyakov was executed on March 15, 1988.

"One of the three or four courageous [agents] in the Soviet Union who helped the United States win the Cold War."

Milton Bearden, CtA former chief of the Soviet Division



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Narrative Images Audio

MAIN MENU
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NEXT

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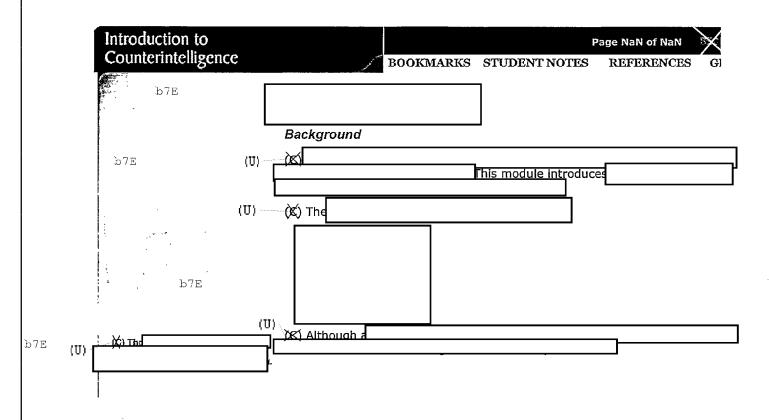
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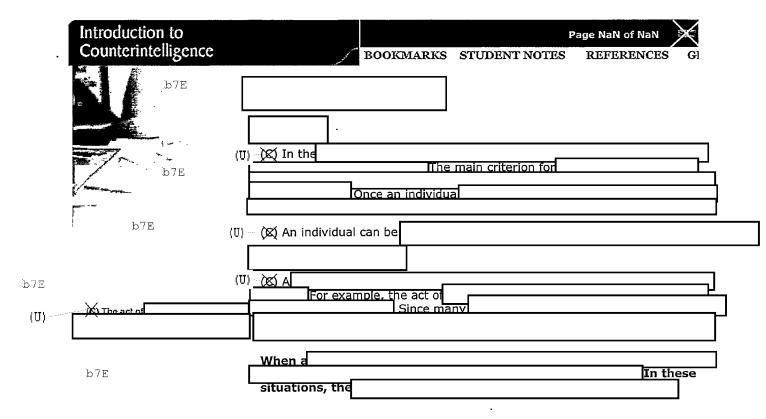
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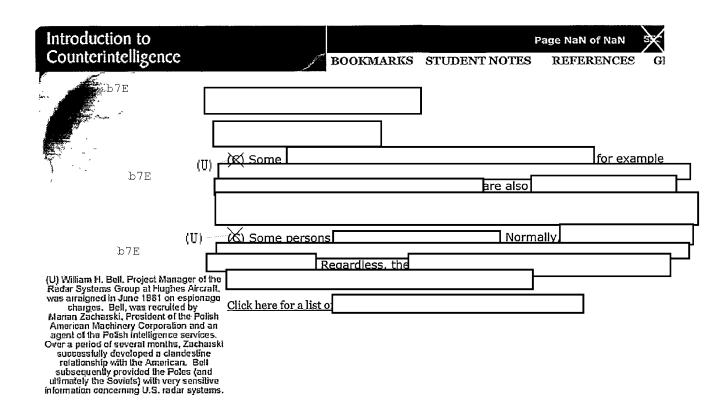
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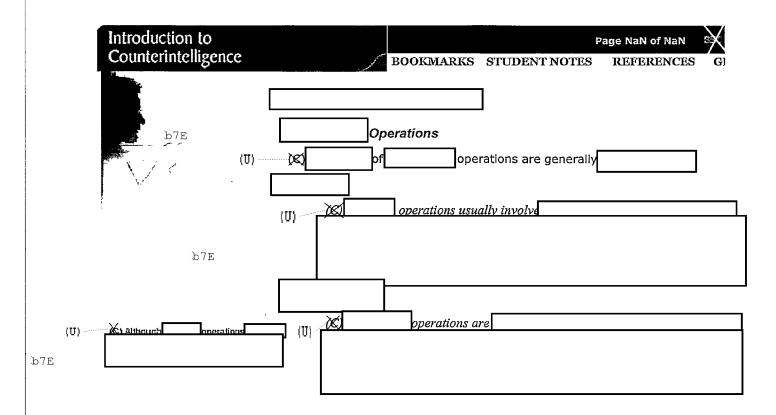
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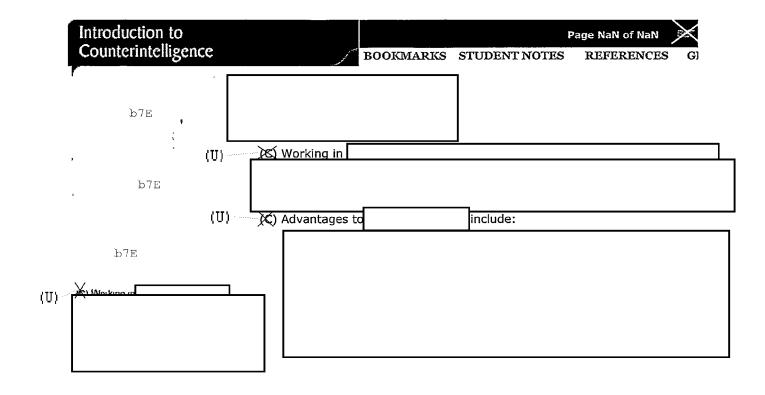
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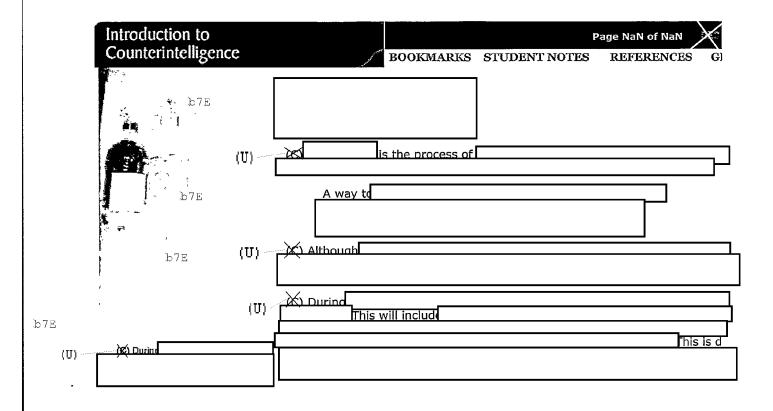
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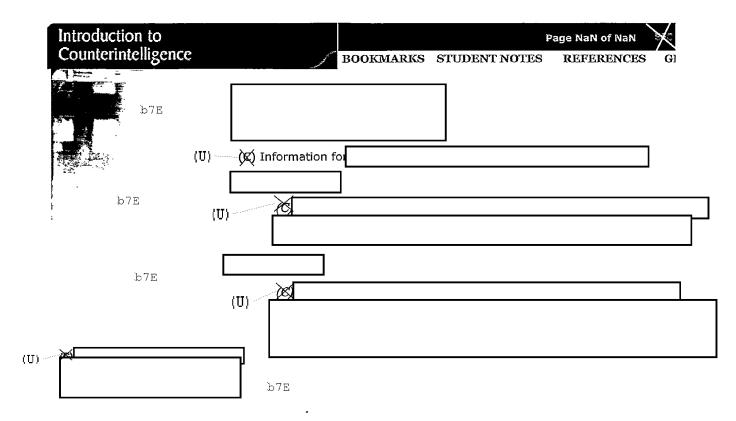
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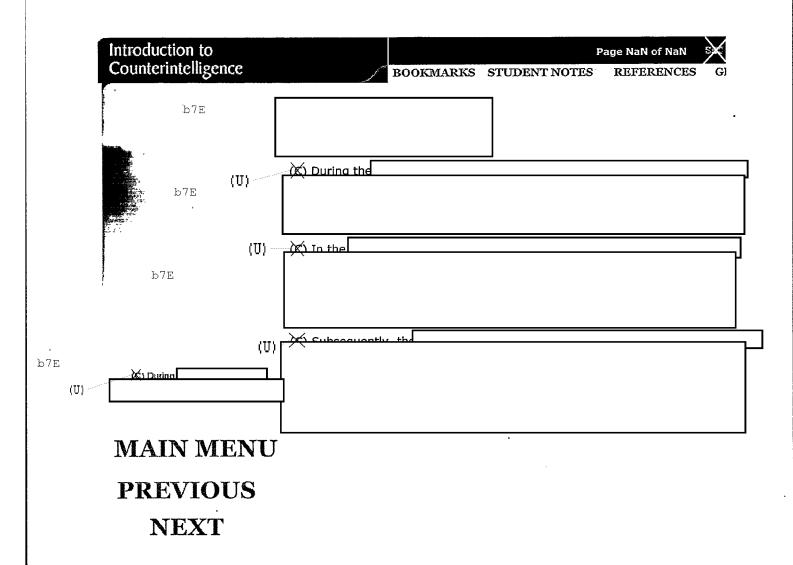
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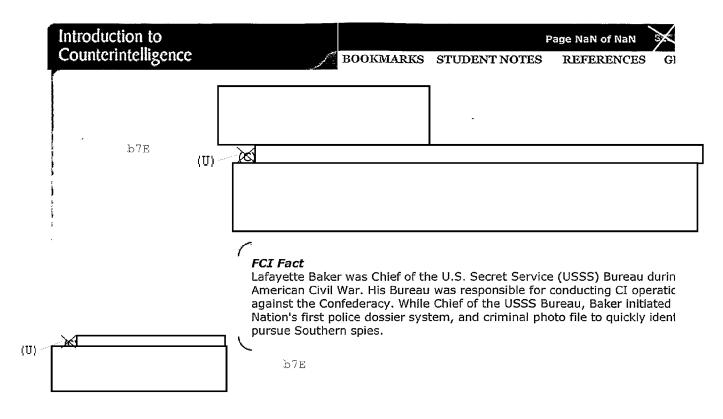
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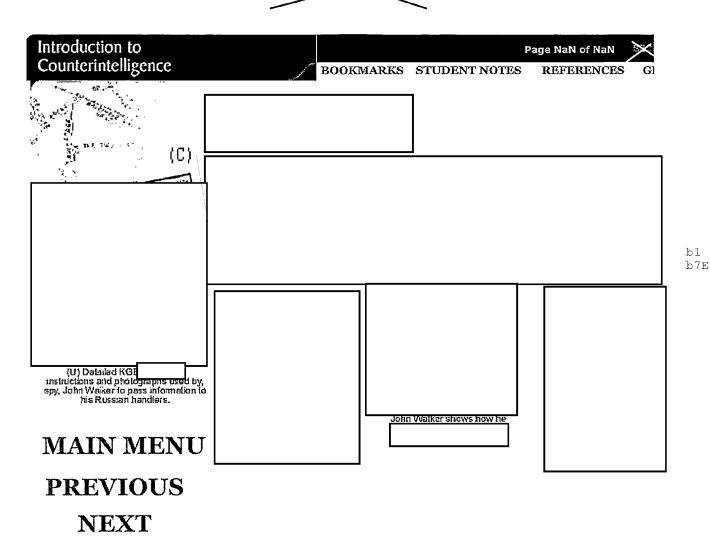
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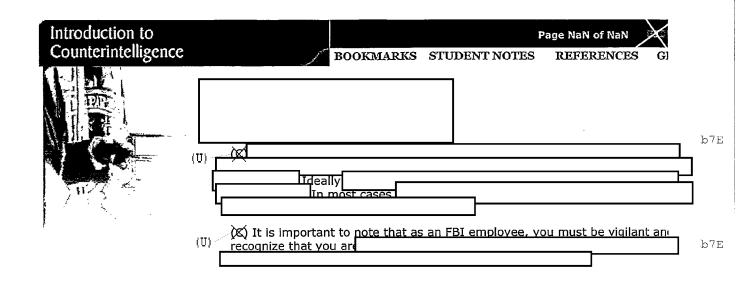
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MAIN MENU PREVIOUS NEXT

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Introduction to Counterintelligence	Page NaN of NaN BOOKMARKS STUDENT NOTES REFERENCES G
	Introduction to Counterintelligence
	Review Question
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MAIN MENU	
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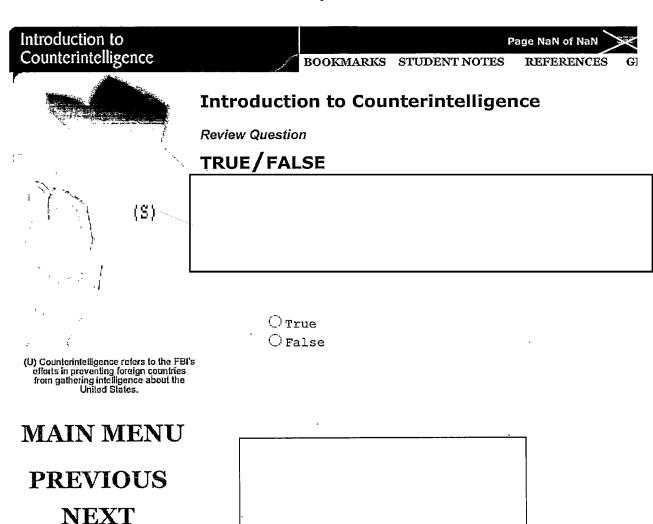
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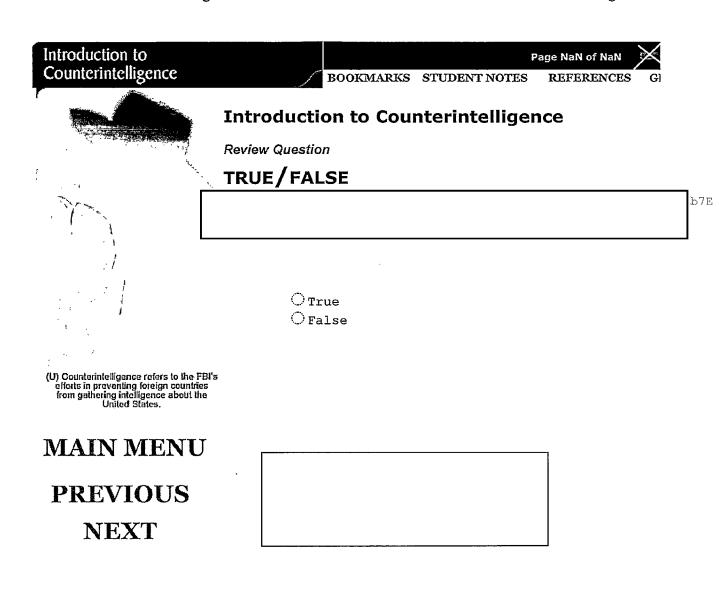
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8/25/2011

Federal Buseau of Investigation

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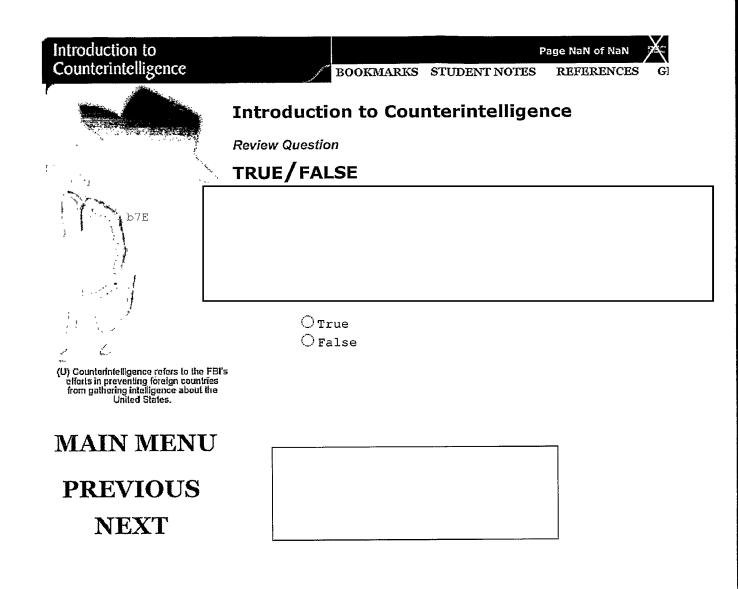
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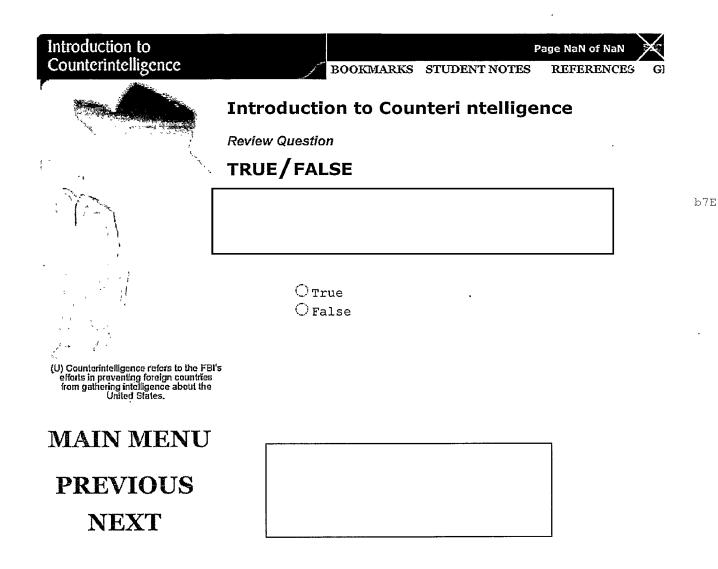


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Introduction to Counterintelligence

Page NaN of NaN

BOOKMARKS STUDENT NOTES

REFERENCES



Espionage

Intelligence Authorization Act

(X) The Intelligence Authorization Act of 1990 brought the FBI into the interarena. This Act gives the FBI jurisdiction over espionage investigation in all l diplomatic missions abroad. The FBI can therefore investigate all foreign nat DOS personnel, CIA employees, and any other U.S. Government employee, military personnel) assigned to a diplomatic mission. The delineation of CI a espionage responsibilities between the FBI and CIA is detailed below:

(U) Christopher J. Boyce, an employee of TRW Inc., a California-based defense contractor, was arrested in January 1977, for selling classified information to the Soviets. Over a period of several months, Boyce, employed in a vaulted communications center, removed classified code material which was passed on to KGB agents in Mexico City. Boyce is reported to have seriously compromised the Ryolite surveillance satellite system developed at TRW. Boyce was sentenced to 40 years imprisonment.

(U)

Executive Order 12333 gives the FBI responsibility for conducting and coordinating all CI activities in the United States. The FBI has the statutory authority for conducting espionage investigations both within the United St and in U.S. diplomatic missions abroad.

Executive Order 12333 gives the CIA responsibility for conducting and coordinating CI activities outside the United States. Because the CIA is not law enforcement entity, it does not have the responsibility for conducting espionage investigations.

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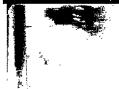
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Introduction to Counterintelligence

Page NaN of NaN

REFERENCES



Espionage

Elements of the Crime

 (\mathbf{U}) (8) According to Title 18 U.S.C. 794(a), there are four elements involved in the crime of espionage.

> "The transmittal or attempted transmittal of national defense information to an agent of a foreign power with the intent to injure the United States or provide advantage to the foreign power."

BOOKMARKS STUDENT NOTES

(U)

(U) David H. Bernett, a CIA officer, was indicted October 24, 1980, for having sold sensetive information to the Soviet Union Barnett was paid approximately \$92,000 by the KGB for information supplied botvieen 1976 and 1977. Barnett entered a plea of guilty and received an 18-year sentence.

🕱) According to Title 50 U.S.C. 783(b) the elements involved in unauthorized disclosure are:

> "A United States Government employee who knowingly transmits to a foreign power or an agent thereof U.S. classified information."

Unlike criminal cases, DOJ mandates that all elements of the crime of espionage must be established when applying Title 18 U.S.C. and/or Title 50 U.S.C.



(S) On 09/21/2001, the FBI arrested Ar Montes for espionage. At the time of her Montes was employed as an analyst at the intelligence Agency (DIA) in Washington During her espionage career which spanne years. Montes provided the Cubans clas material, including information on sensitive US military operations. On 3/20/2002, s guilty to having conducted espionage, ar sentenced to 25 years imprisonmer

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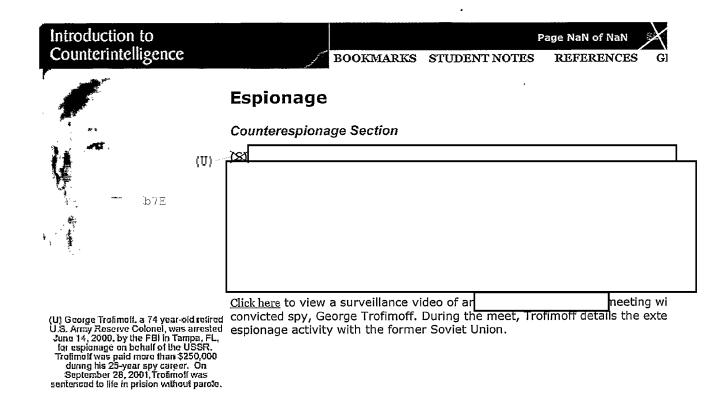
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Introduction to Counterintelligence

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Page NaN of NaN

REFERENCES

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Espionage

Protection of Classified Information in Espionage Trials

BOOKMARKS STUDENT NOTES

(X) If the FBI can convince the court that classified information was passed to a foreign government via it may be unnecessary to

present the actual classified material in court. This can be accomplished by presenting a witness who testifies that the material was actually, appropriately, and accurately classified and should not have been passed. If, however, the FBI is pressed to show the classified material, it will do so via procedures established in the Classified Information Procedures Act. This Act provides for security clearances to be afforded to necessary court personnel so that the classified information lost may be reviewed in an "in camera"

proceeding with the judge. It is imperative that FCI personnel contact the Counterintelligence Division, FBIHQ, to coordinate all espionage investigation

(U) Frank A. Nesbitt, ş former U.S. military communications officer was arrested by the FBI on October 14, 1989, and charged with delivering unauthorized information to the Soviet Government. Neshitt claims he slayed 11 days in Moscow in a safe house, wrote from memory 32 pages detailing U.S. defense communications, was polygraphed, and met KGB personnel. NSA determined the material provided by Nesbitt (from memory) to the KGB was classified. In 1990, he was sentenced to 10 years at a psychilatric facility.

MAIN MENU PREVIOUS NEXT

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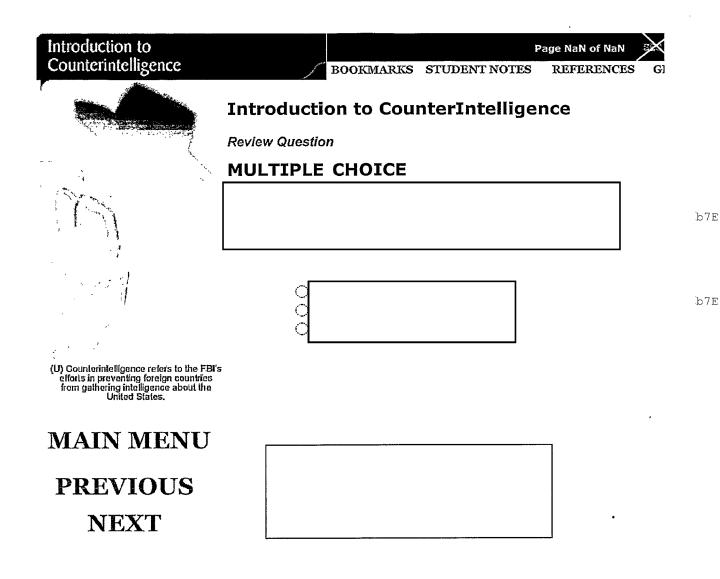
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8/25/2011

Introduction to				Page NaN of NaN	×
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NEXT					



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8/25/2011

b7E

Introduction to Counterintelligence	Page NaN of NaN BOOKMARKS STUDENT NOTES REFERENCES G
	Introduction to CounterIntelligence
	Review Question
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MAIN MENU	
PREVIOUS	
NEXT	

Federal Bureau of Investigation



Counterintelligence Training Center

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-28-2011 BY 65179 DMH/SBS

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Introduction to Counterintelligence	Page Nan of Nan BOOKMARKS STUDENT NOTES REFERENCES G	
	Introduction to CounterIntelligence	
	Review Question	
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MAIN MENU		
PREVIOUS		
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Counterintelligence Training Center

8/25/2011

Federal Bureau of Investigation

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MAIN MENU		
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Federal Bureau of Investigation

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MAIN MENU		
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Introduction to Counterintelligence	Page NaN of NaN BOOKMARKS STUDENT NOTES REFERENCES G
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	Introduction to CounterIntelligence	
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	Introduction to CounterIntelligence
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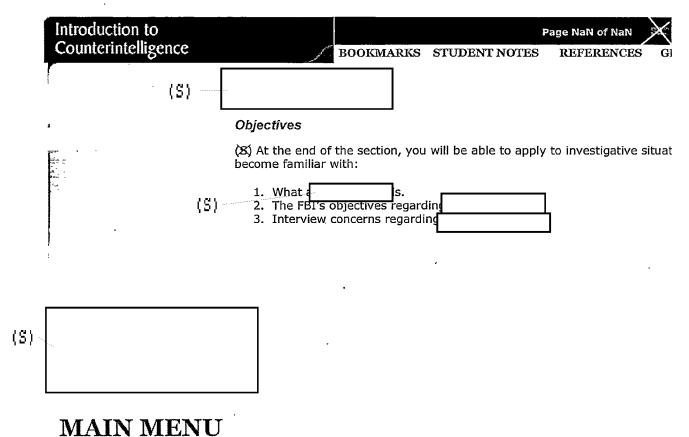
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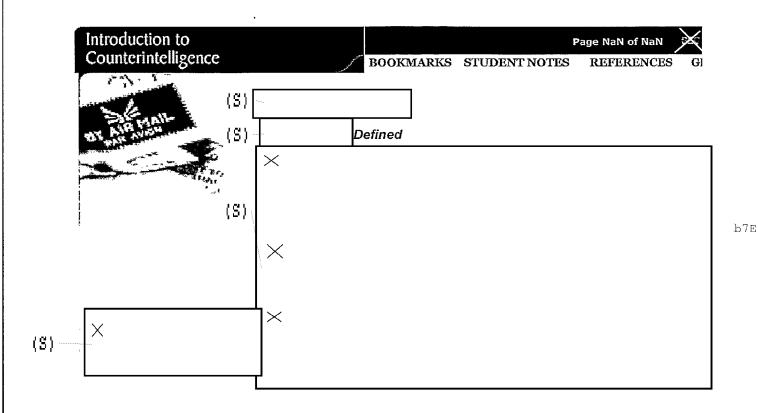


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Introduction to Counterintelligence



Page 1 of 1



MAIN MENU PREVIOUS NEXT

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Counterintelligence Training Center

DATE: 10-28-2011

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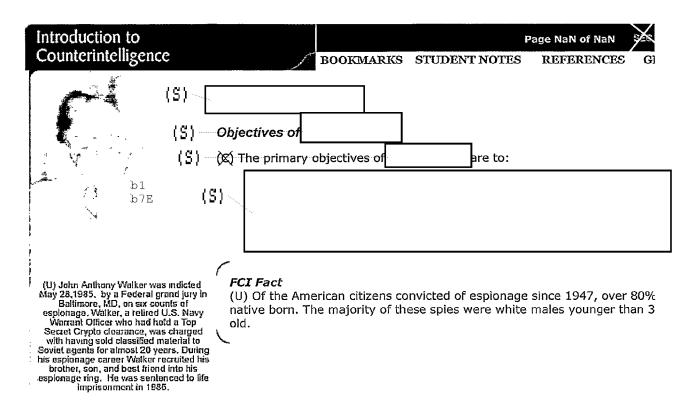
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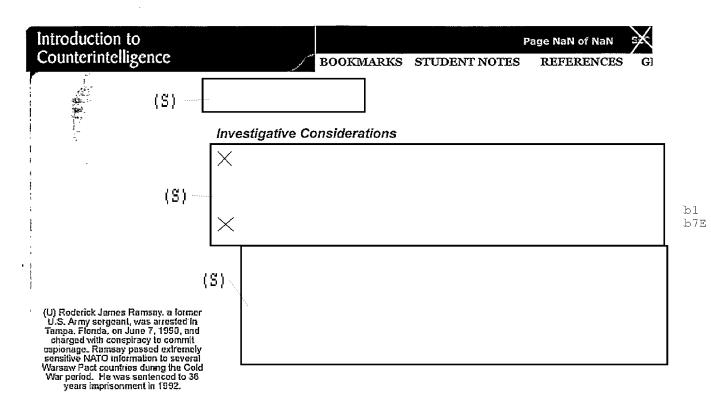
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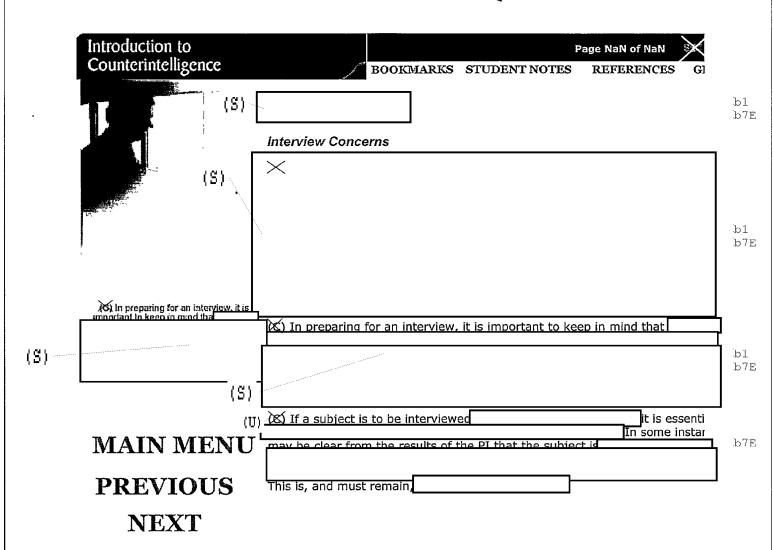
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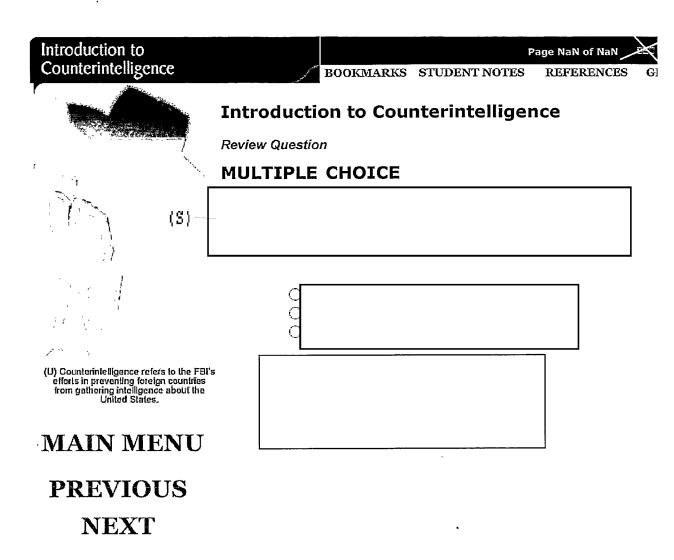
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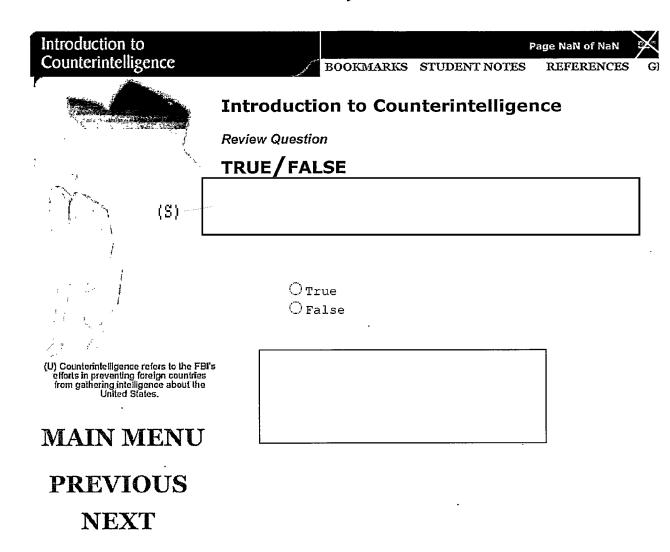
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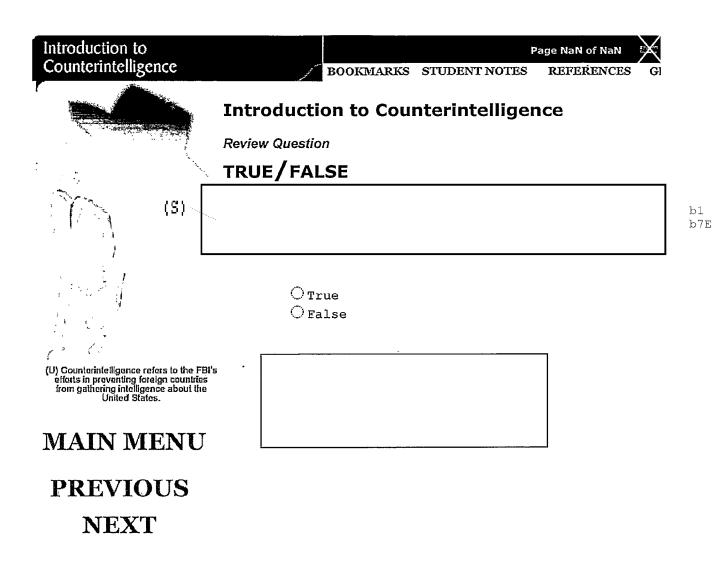
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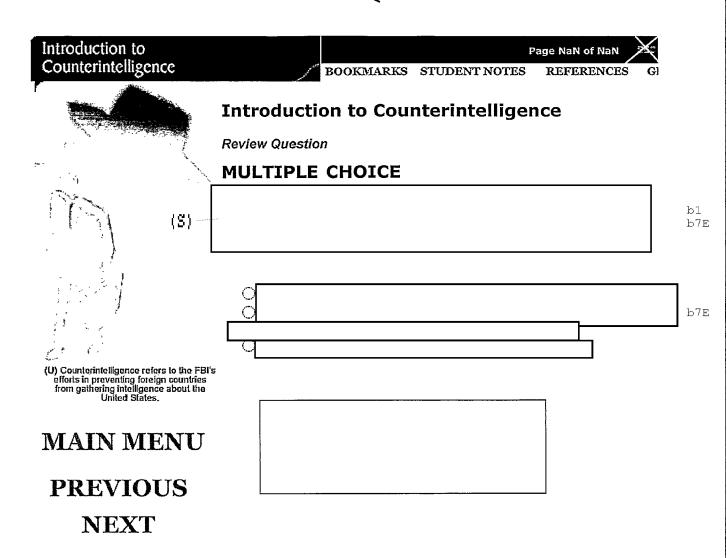
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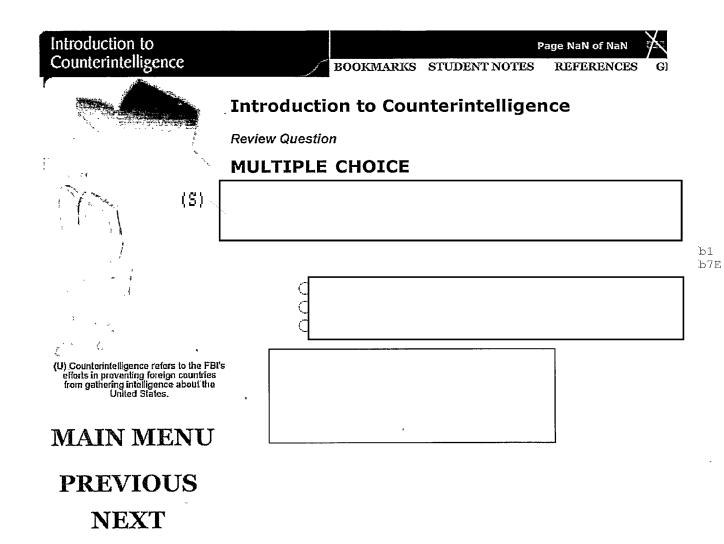
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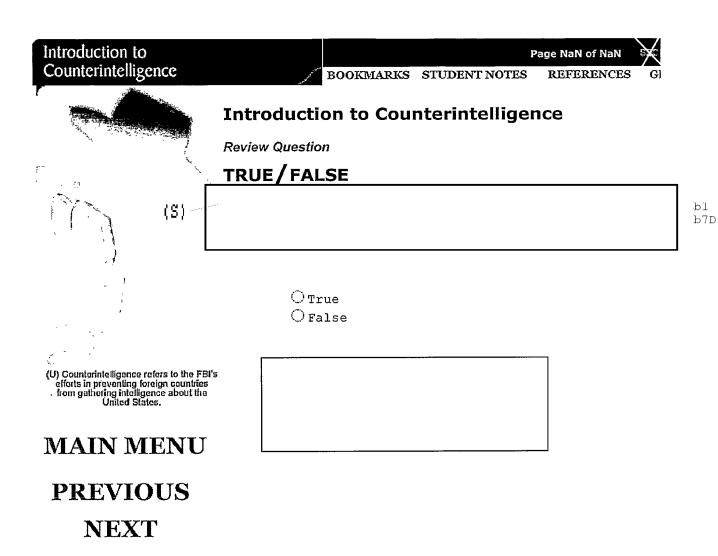
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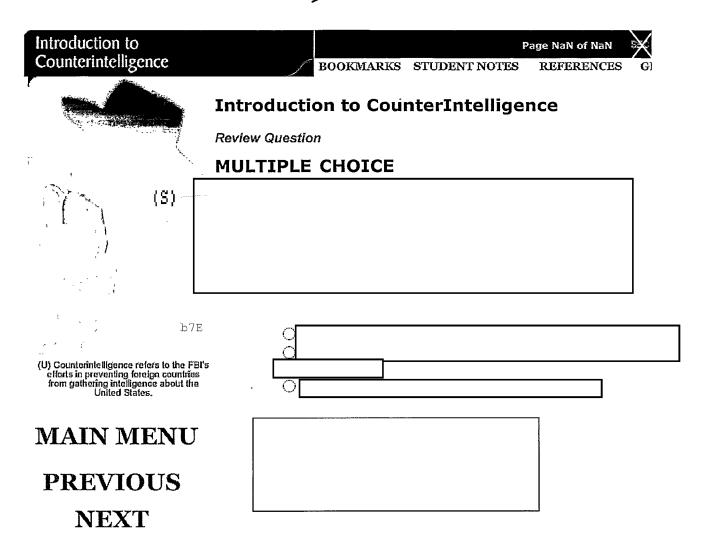
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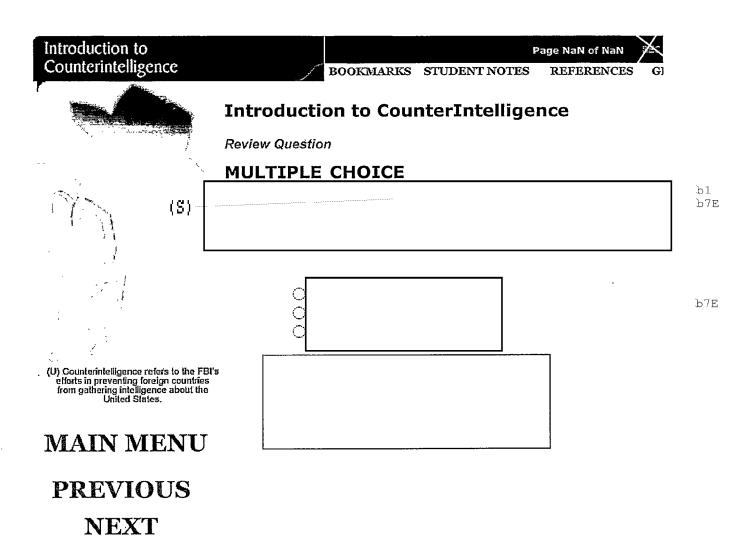
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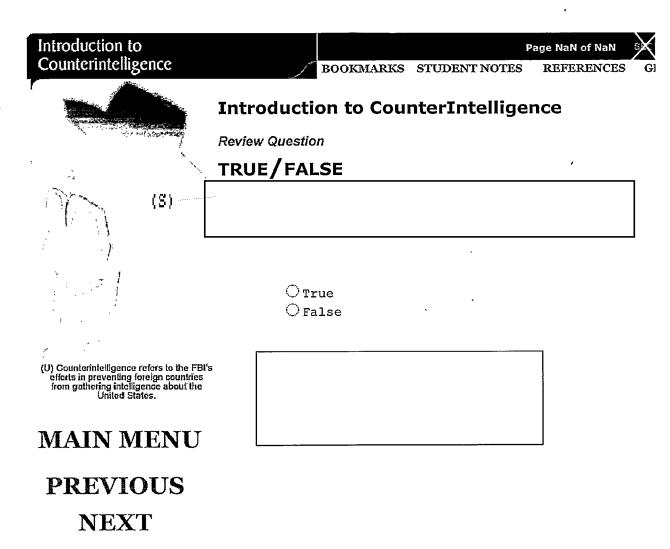
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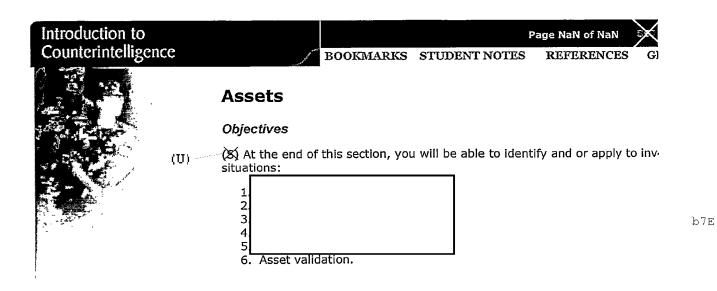
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(U) In 1986. Clayton J. Lonetzee, a U.S. Marine Corps security guard at the U.S. Embassy in Moscow, was arrested, for having conducted espionage at the behest of the KGB. On August 21, 1987, Lonetree was sentenced to 30 years imprisonment.

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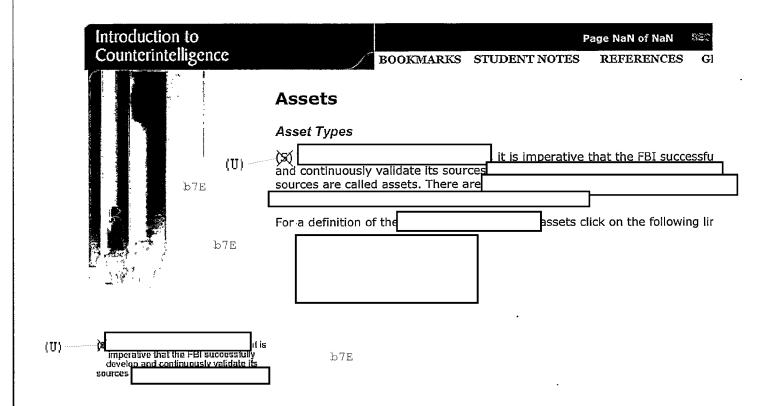
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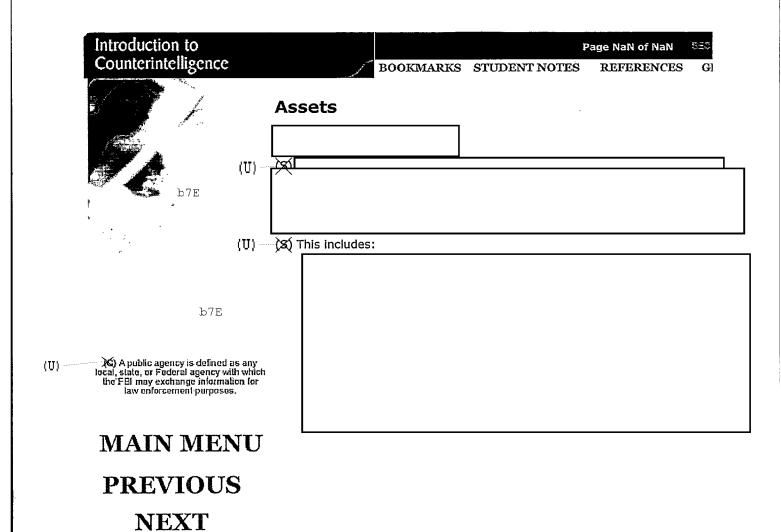
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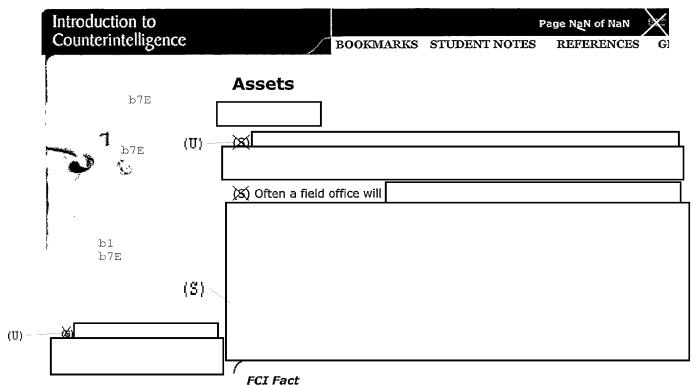
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During the 1940s and early 1950s, the FBI was able to read a large numb KGB and GRU encrypted communications sent to Moscow from the United This operation, code-named VENONA, was the result of exceptional crypta work conducted by the U.S. Army Signals Corps. Through VENONA, the FE able to obtain valuable information concerning Soviet intelligence operatio the United States.

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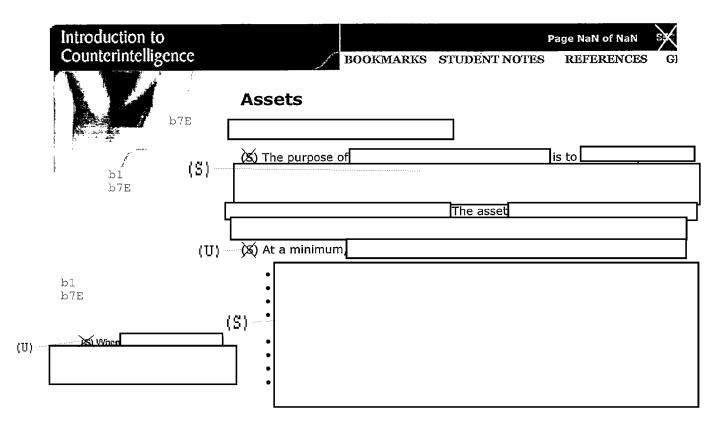
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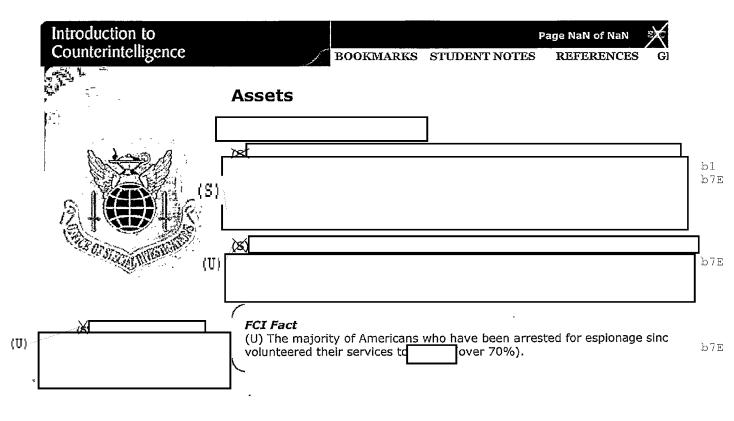
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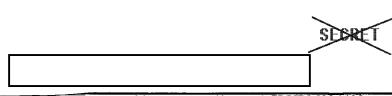
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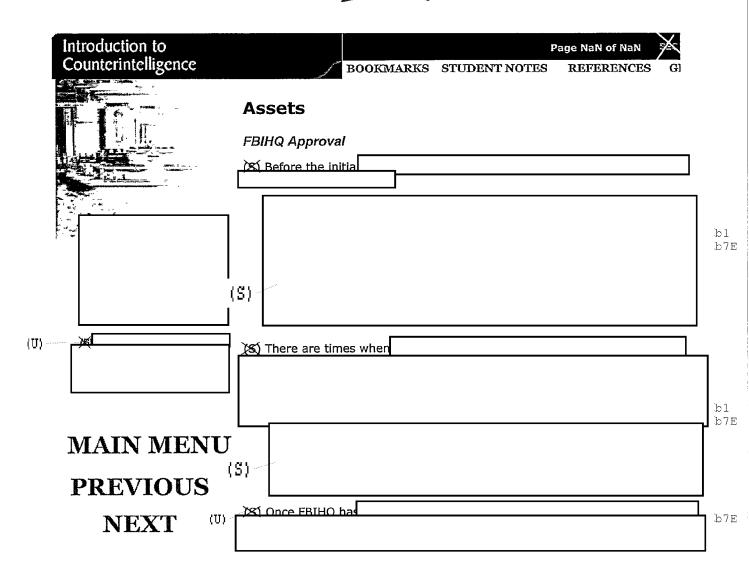
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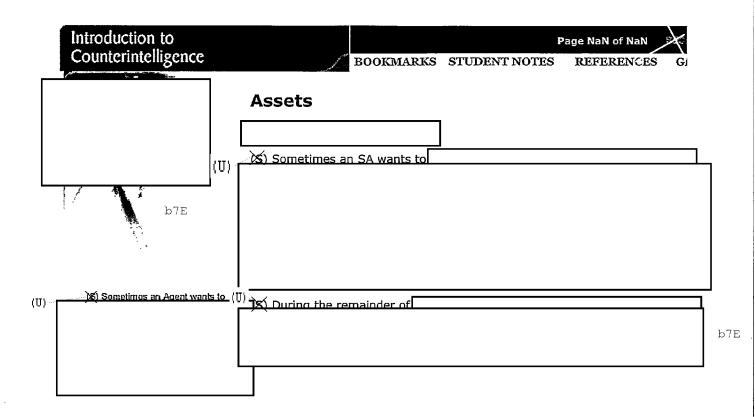
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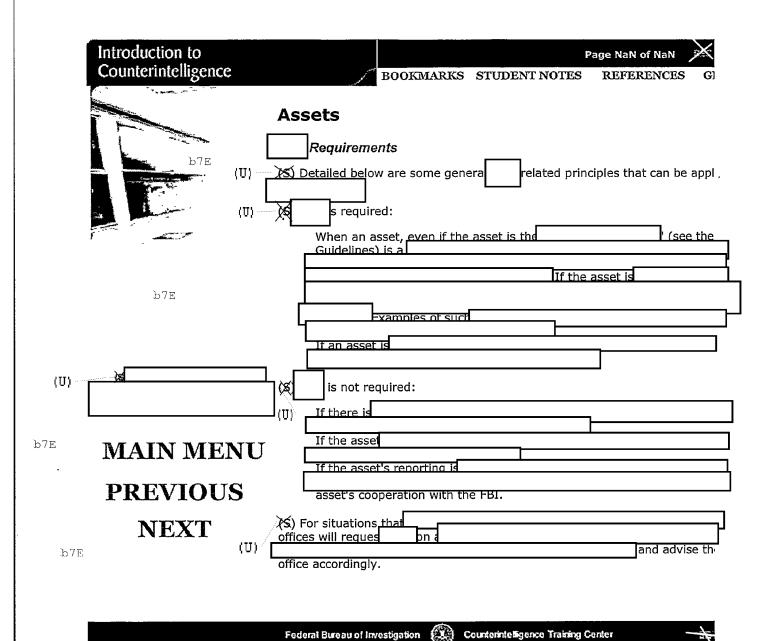


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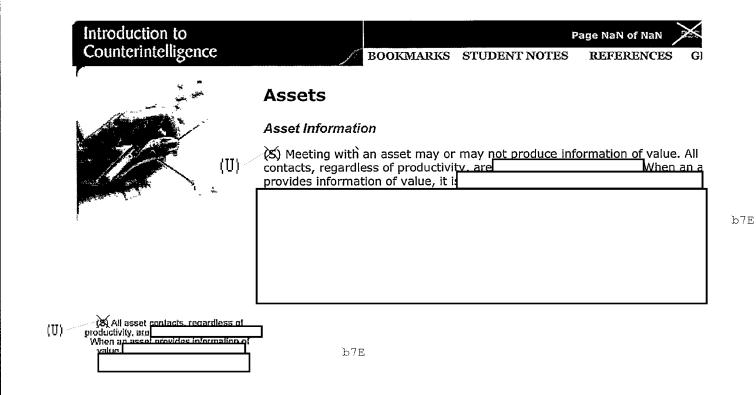
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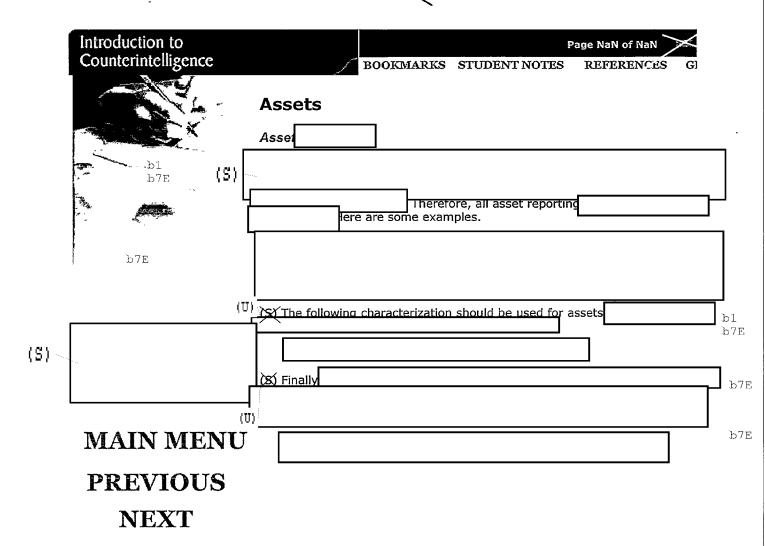
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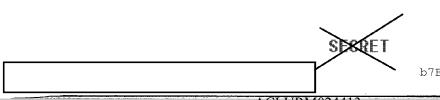
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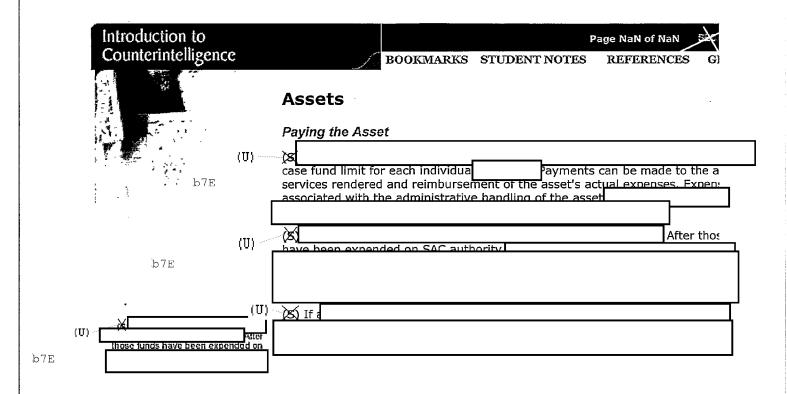
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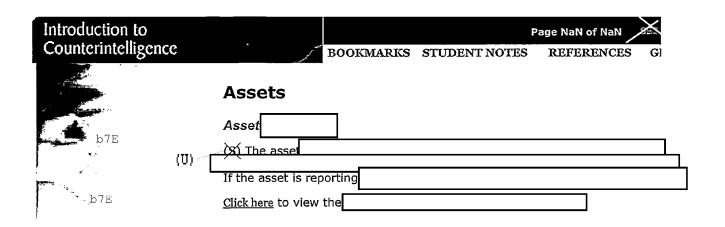


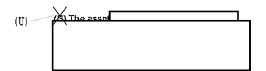


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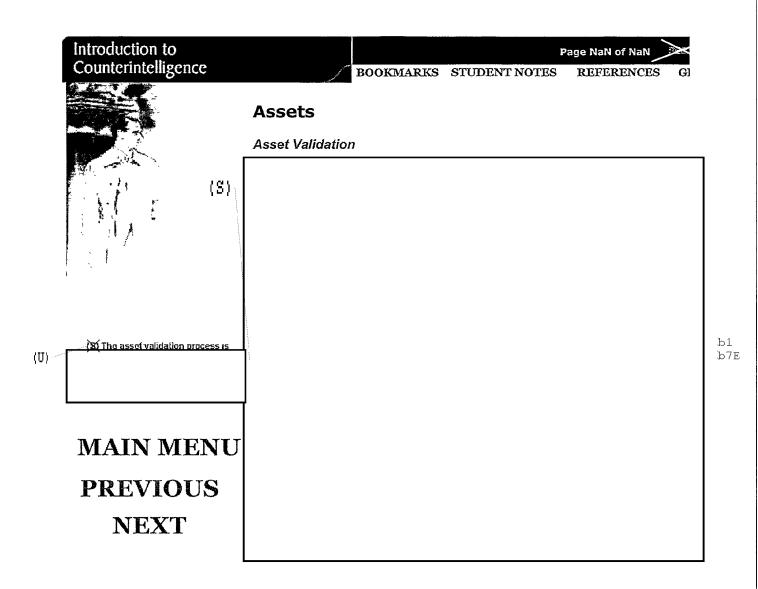


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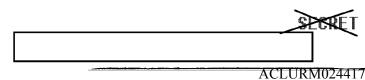
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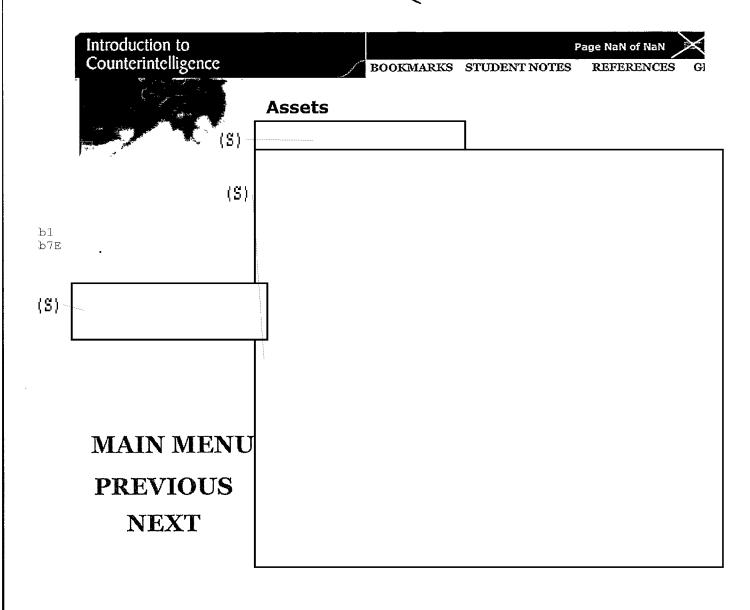
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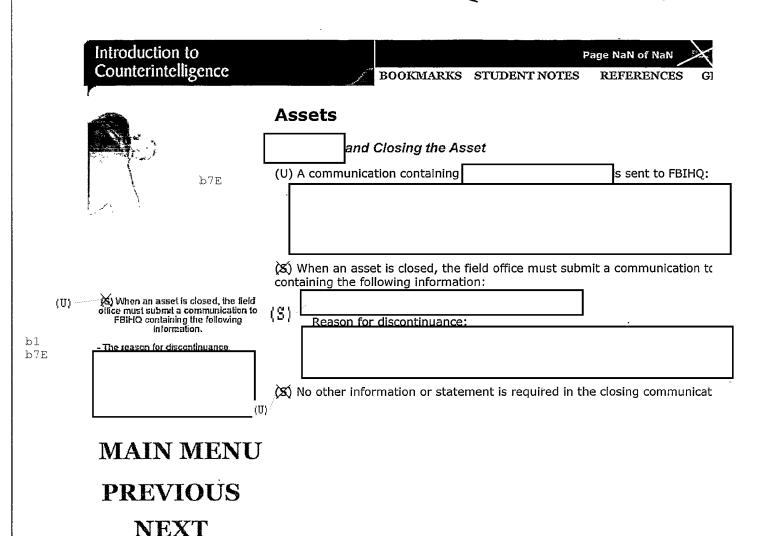
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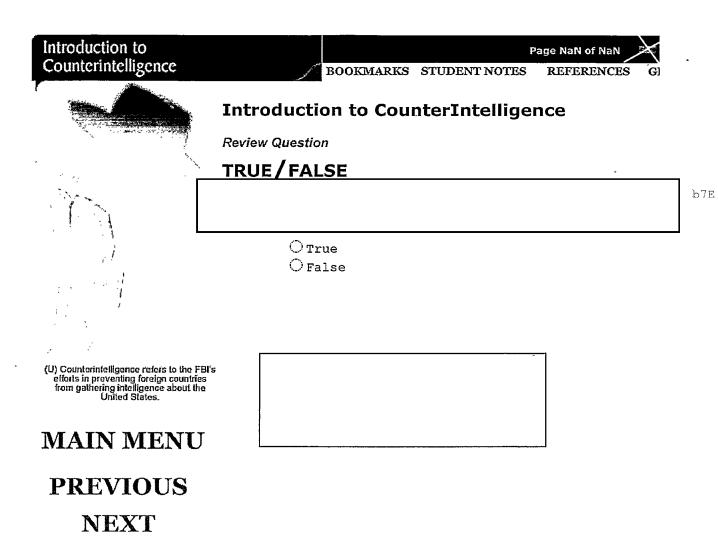
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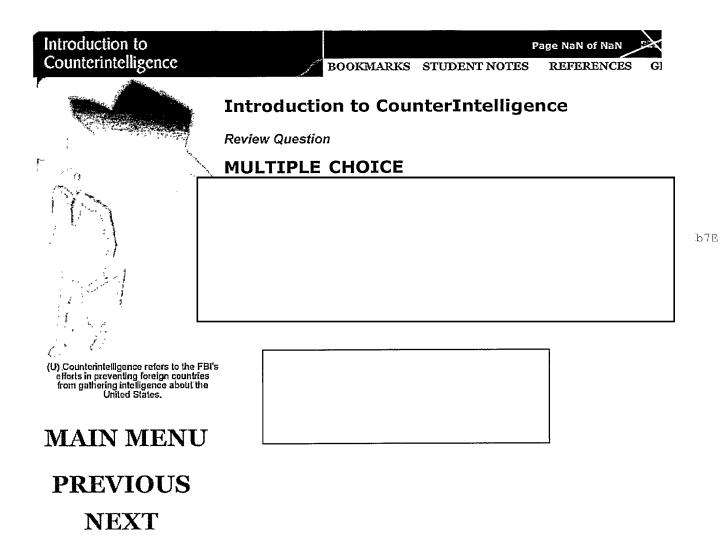




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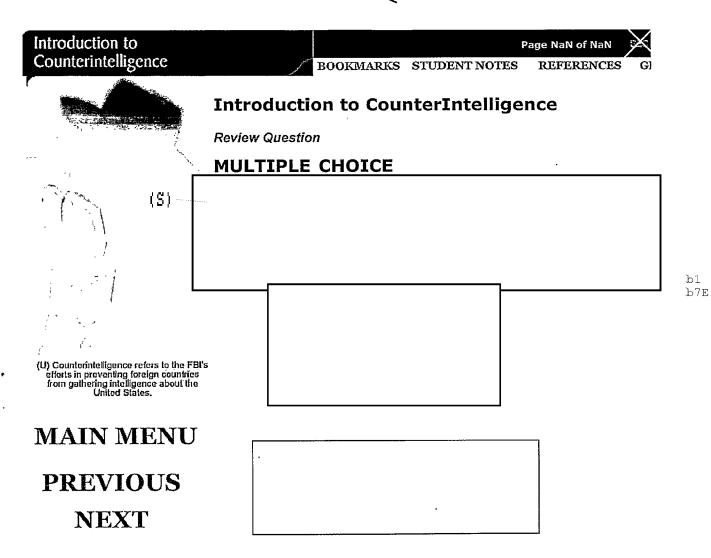


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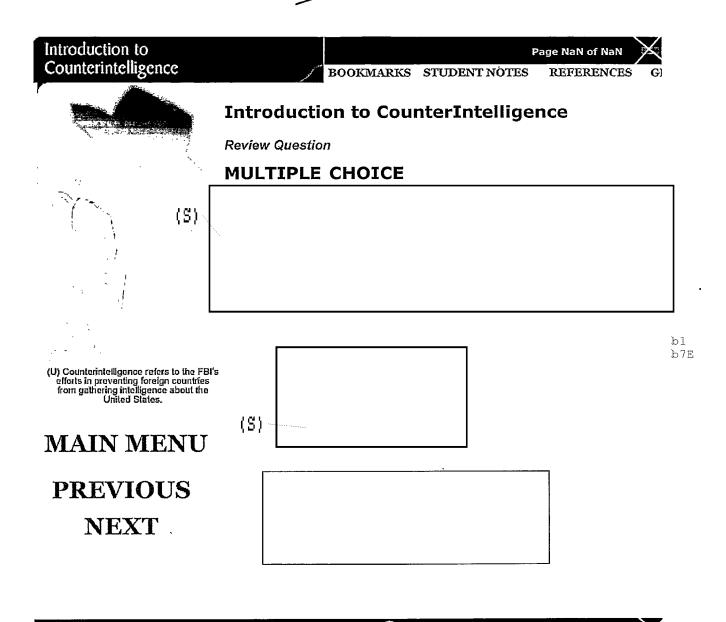
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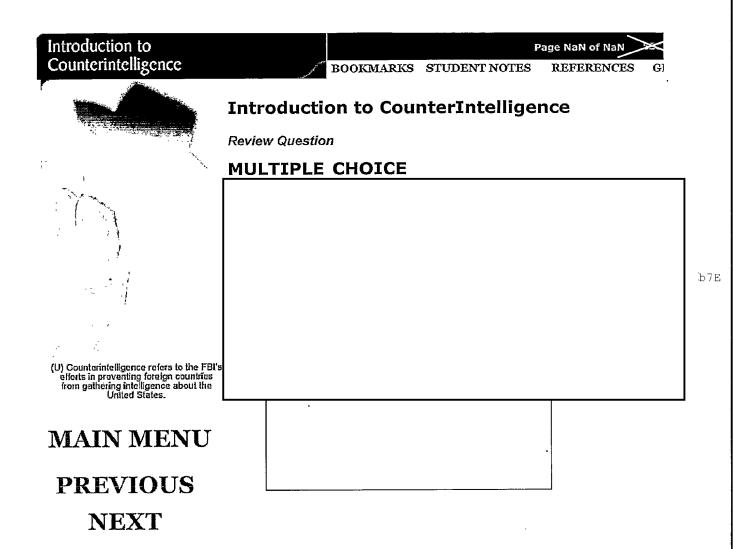


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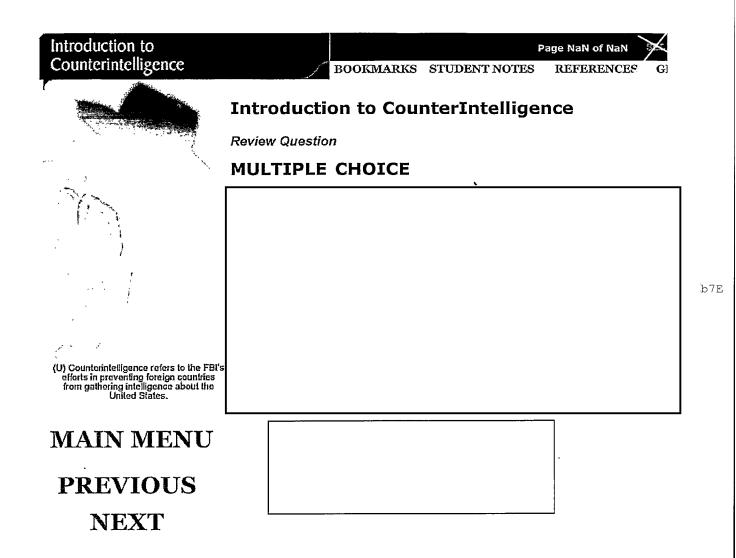




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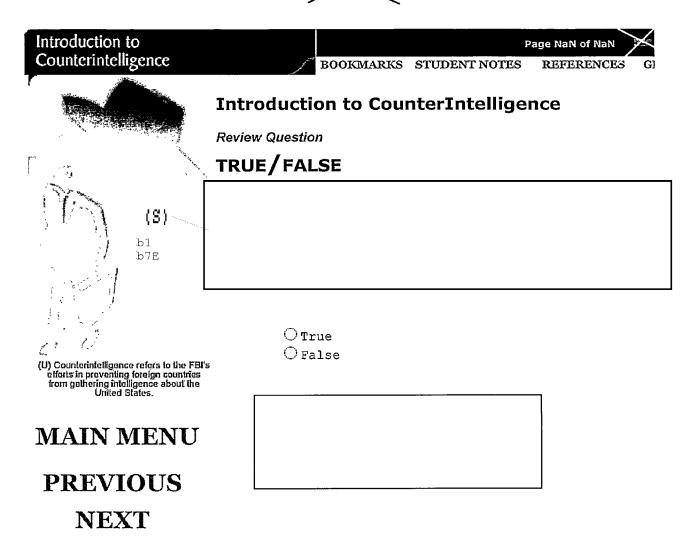


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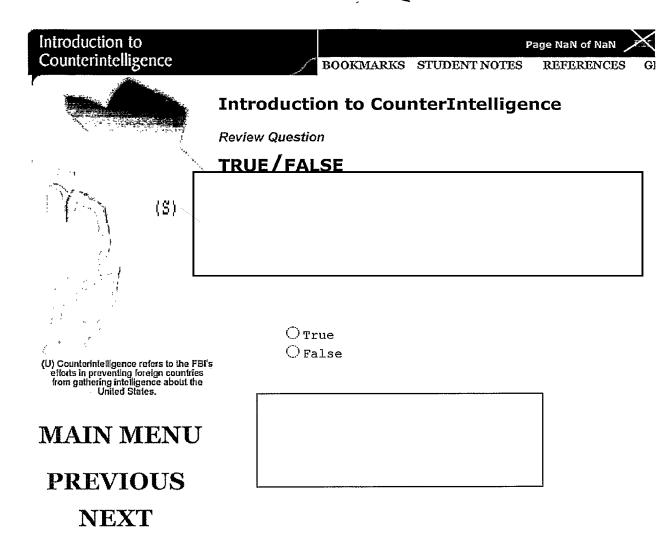
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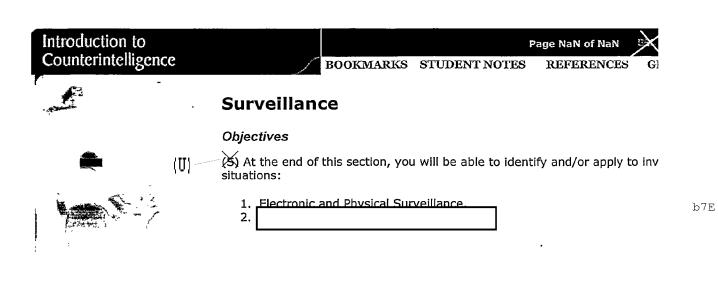
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 (U) Counterintelligence refers to the FBI's efforts in preventing foreign countries from gathering intelligence about the United States. 			
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(U) K) When collecting intelligence from human sources

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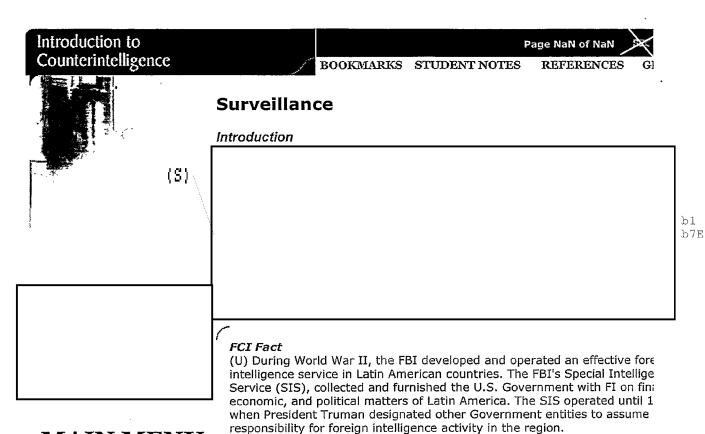


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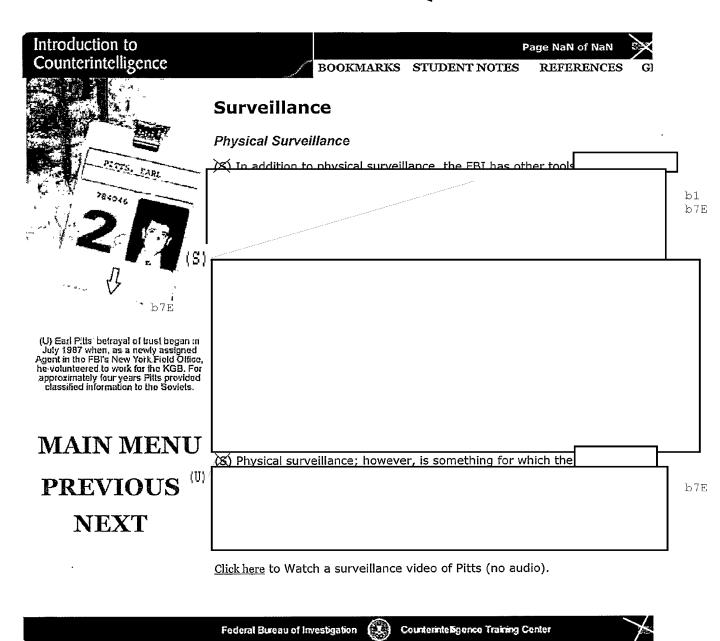
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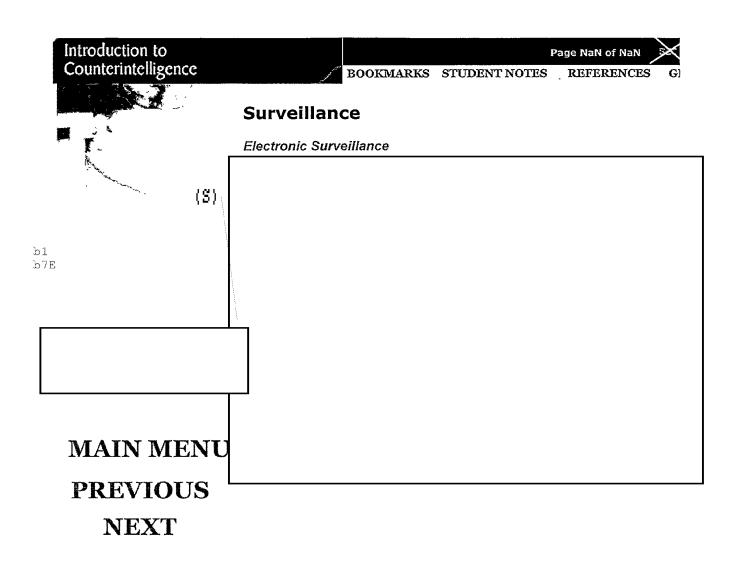
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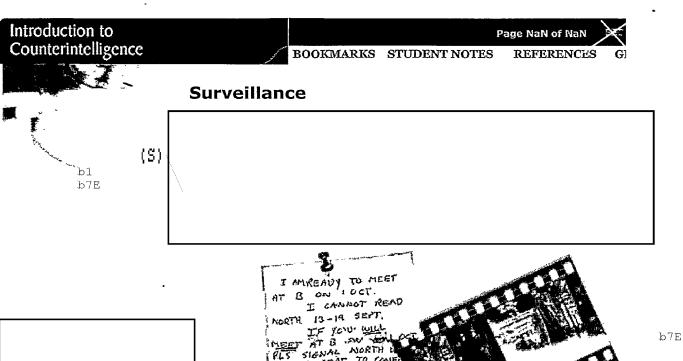
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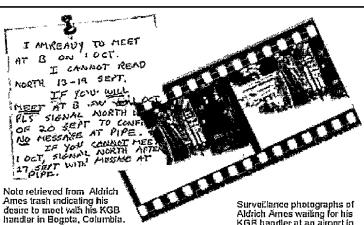


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Surveillance photographs of Aldrich Ames waiting for his KGB handler at an airport in Bogola, Columbia.

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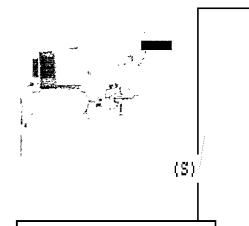


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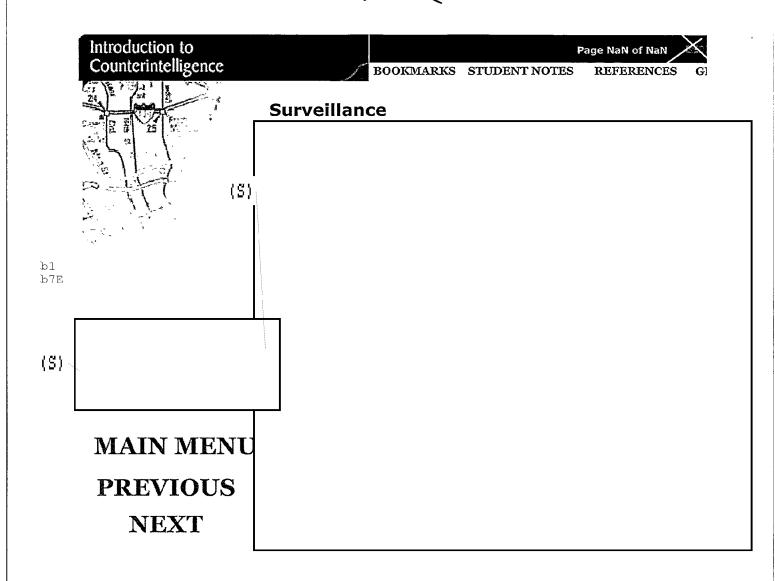
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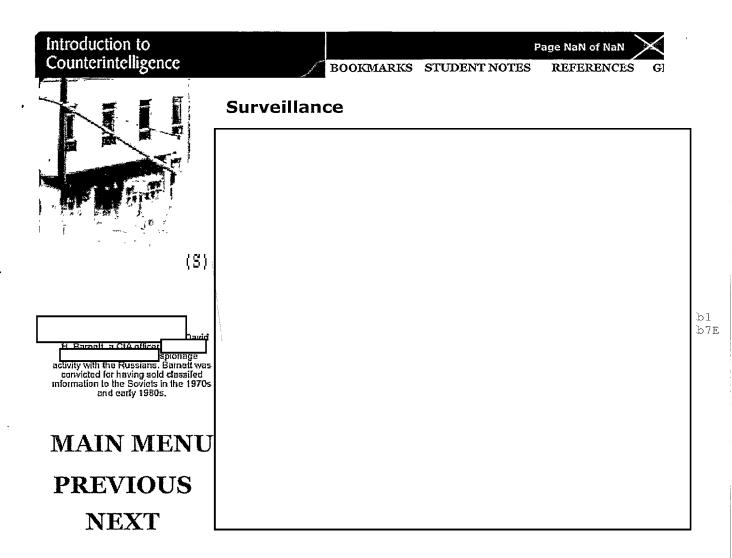
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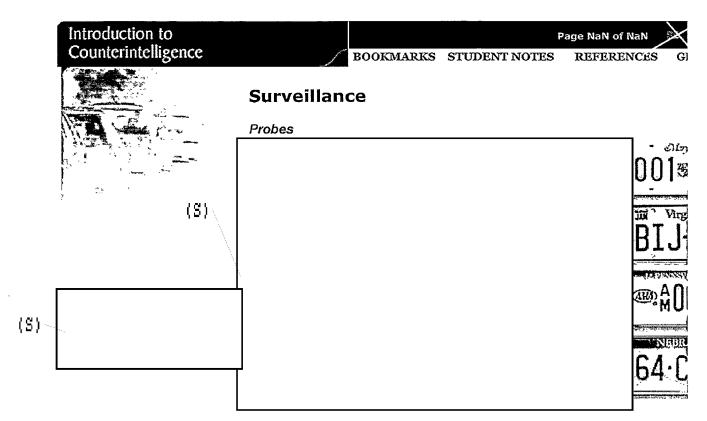
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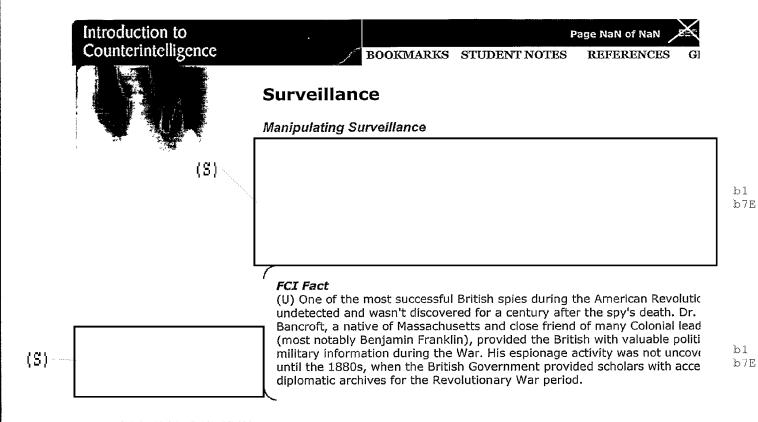
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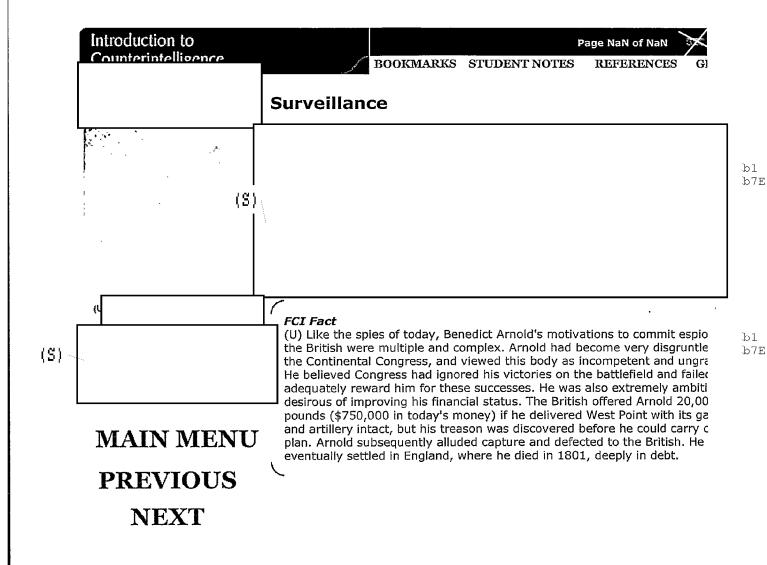
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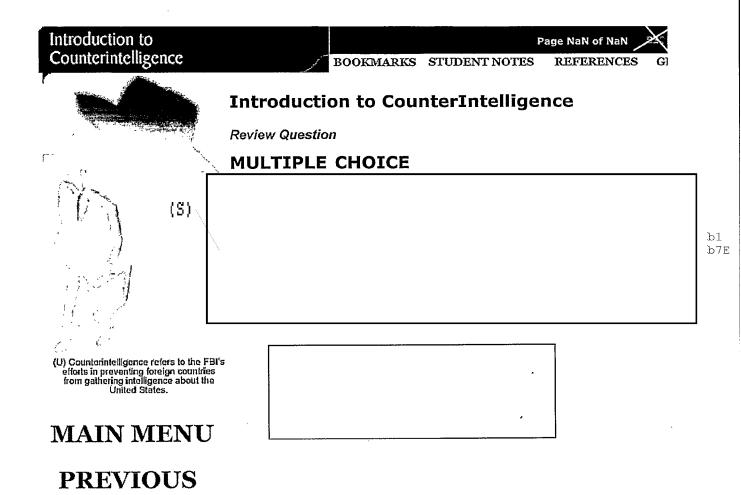
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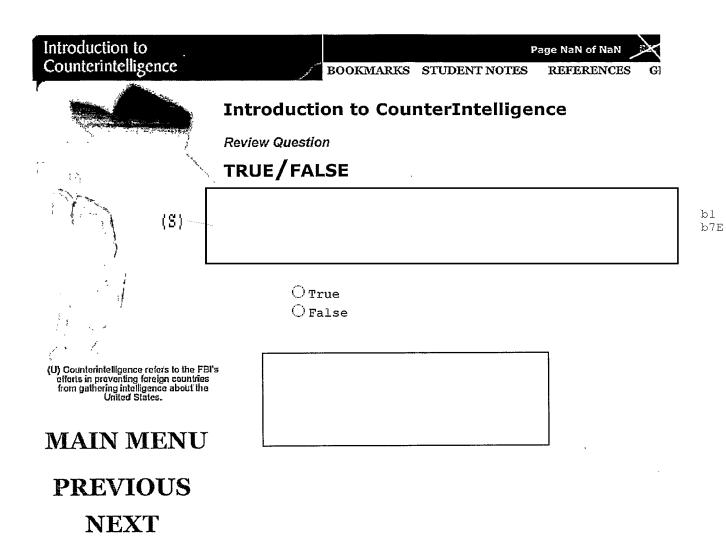
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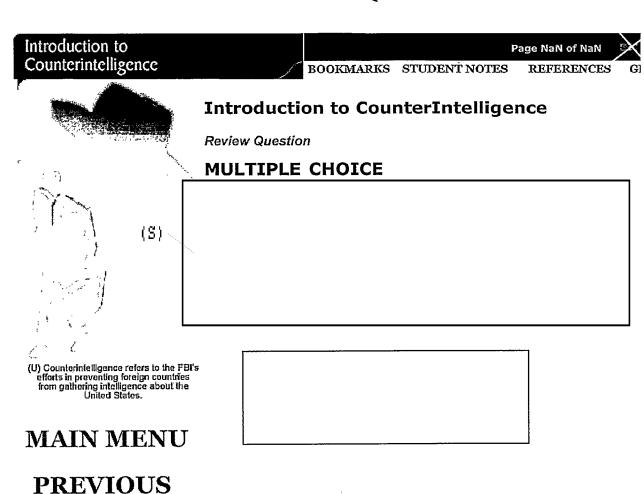
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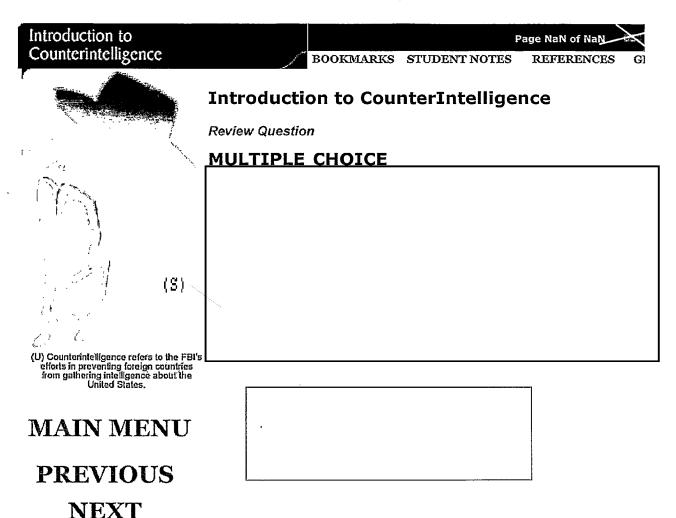
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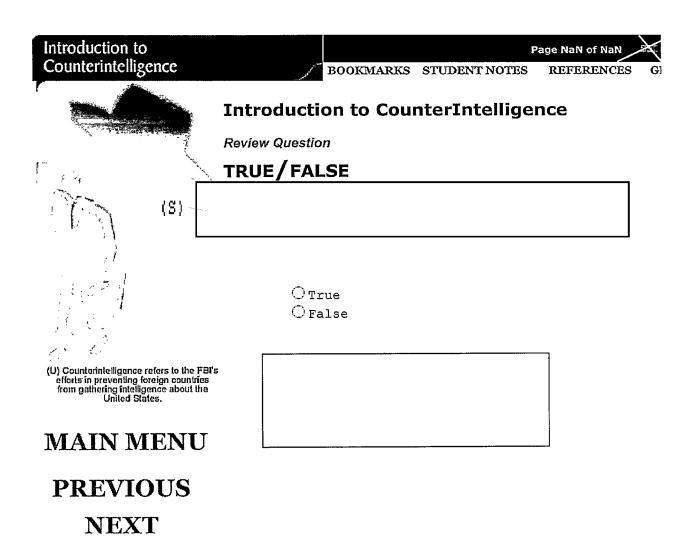


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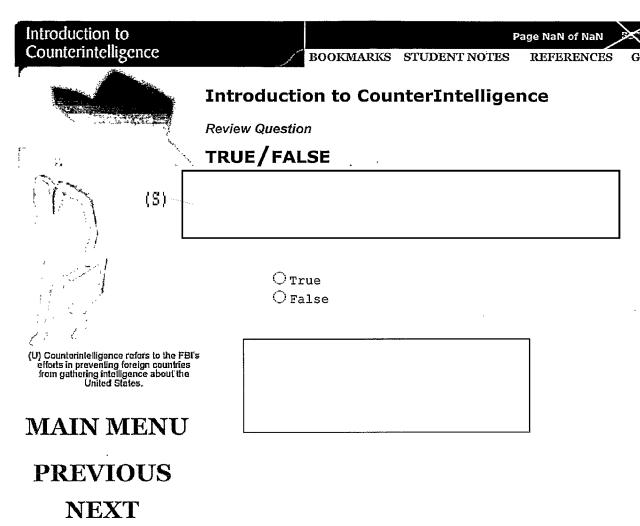


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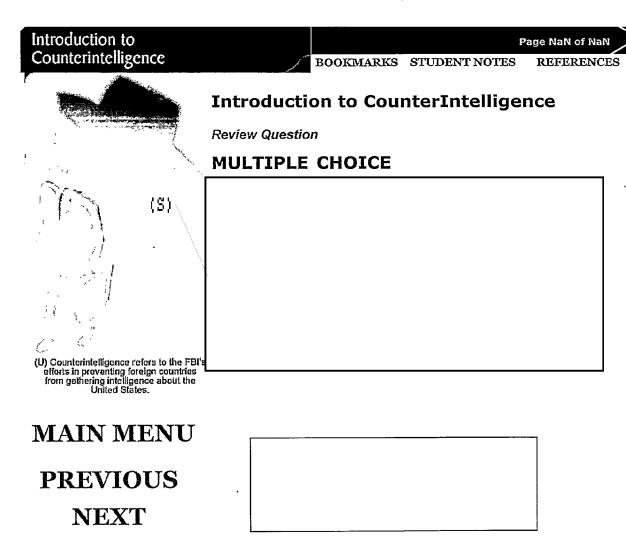
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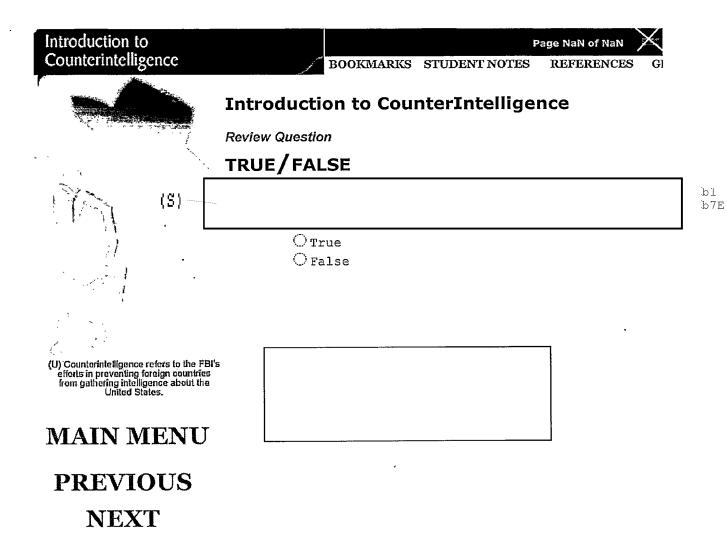
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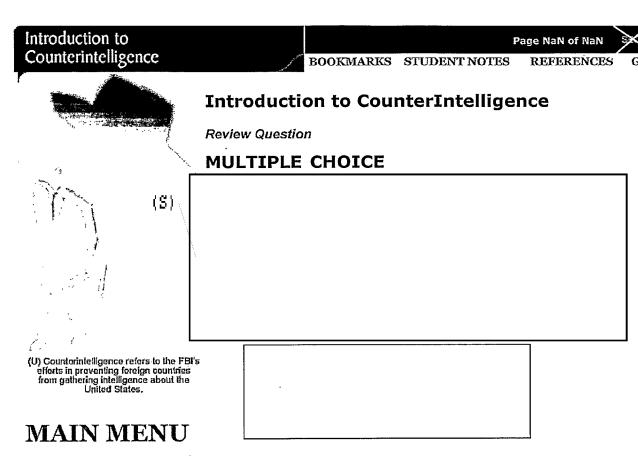
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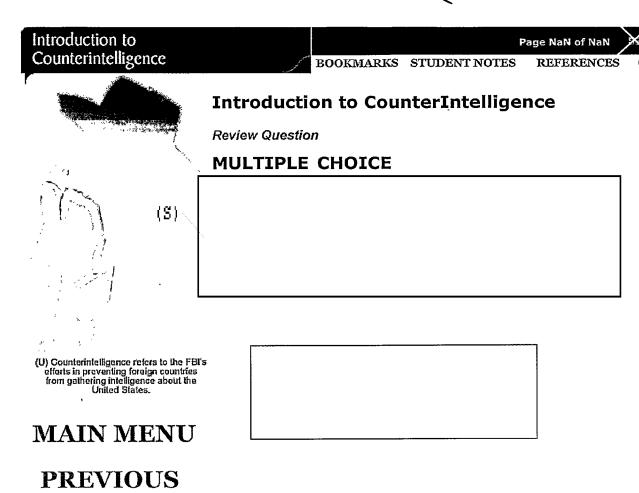
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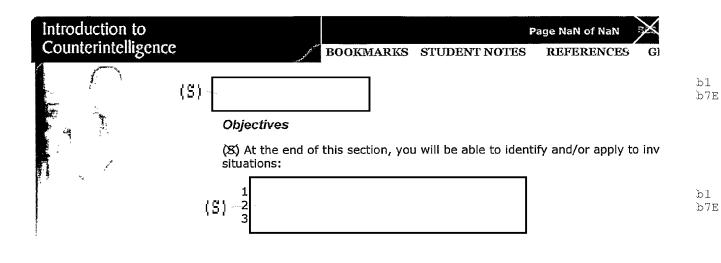
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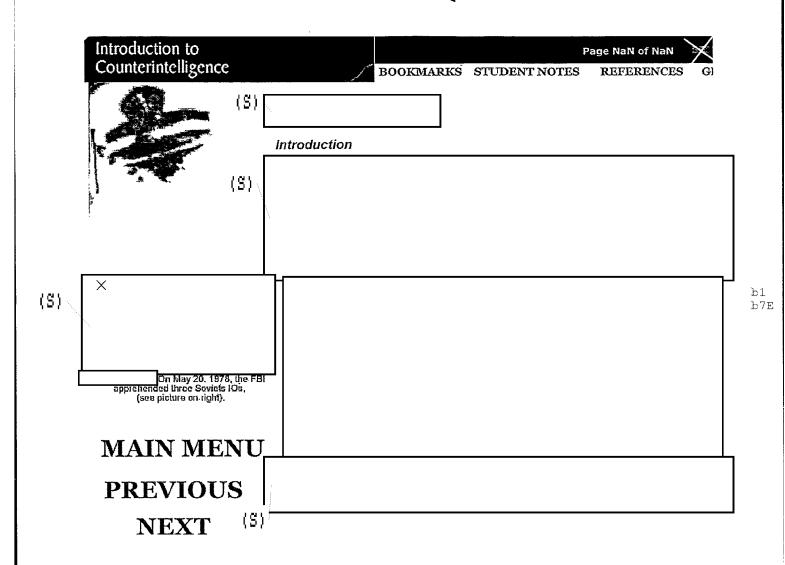
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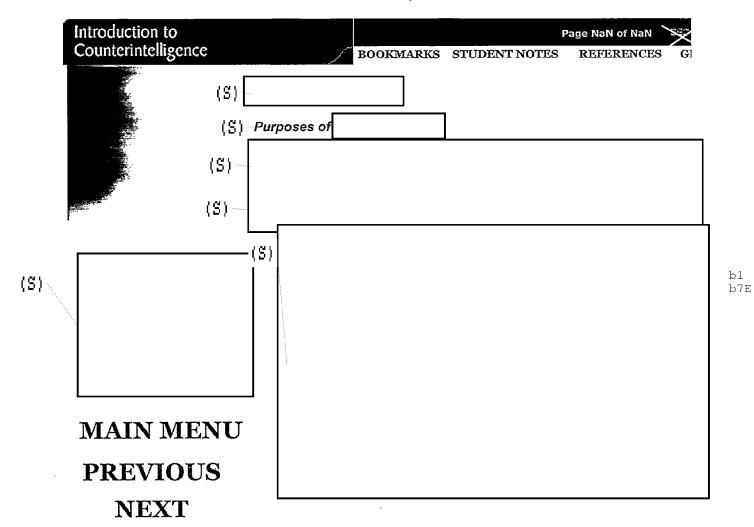
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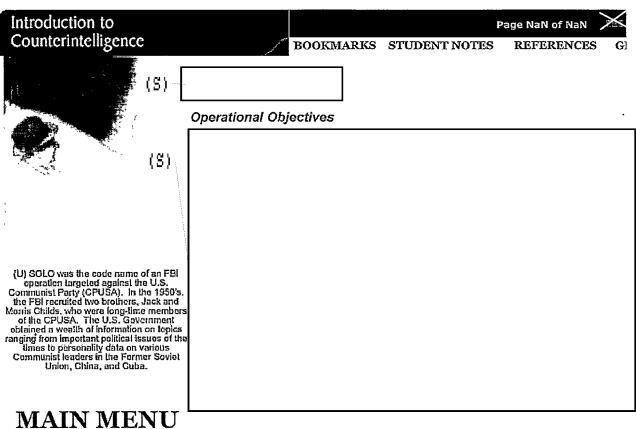
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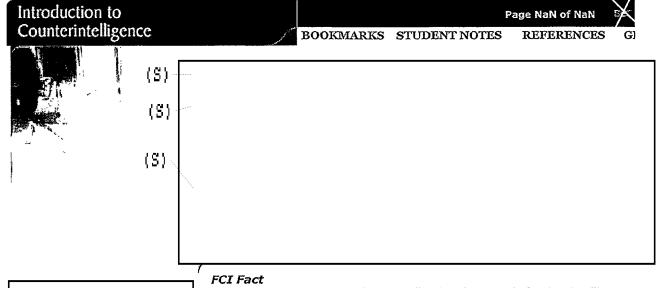
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(U) In early 1963, Kim Philby, an official with Britain's foreign intelligence MI-6, defected to the former Soviet Union. Philby had been recruited by th Soviets in the 1930s while attending college. He later joined MI-6, and over

vears rose through the ranks

Soviet Union in 1988.

During his lengthy espionag career, Philby provided the Soviets with a wealth of information on British U.S. intelligence operations and agents. After his defection, Philby publish book on his life and lectured at Soviet intelligence service schools. He diec

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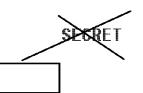
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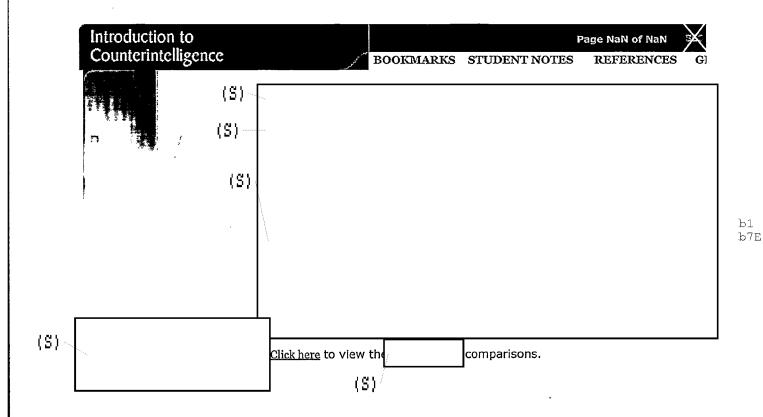
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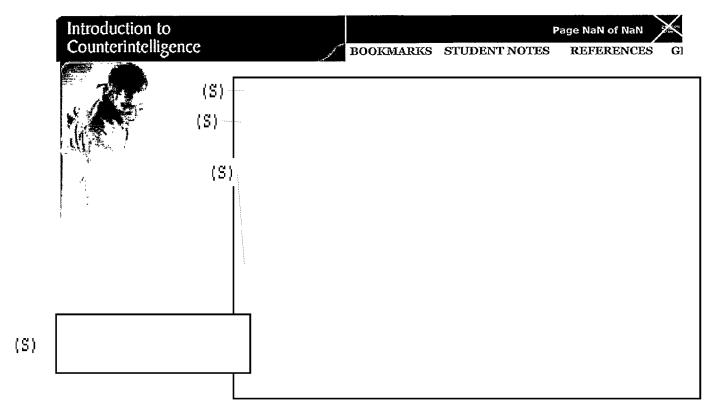
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Introduction to Counterintelligence

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Page 1 of 1

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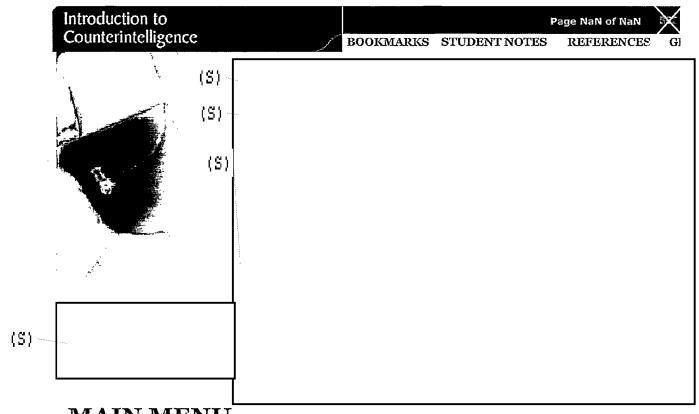
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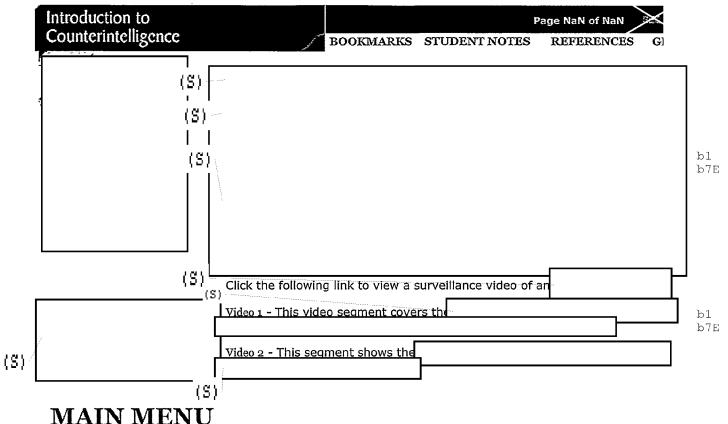
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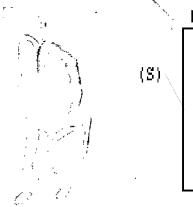
REFERENCES

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BOOKMARKS STUDENT NOTES

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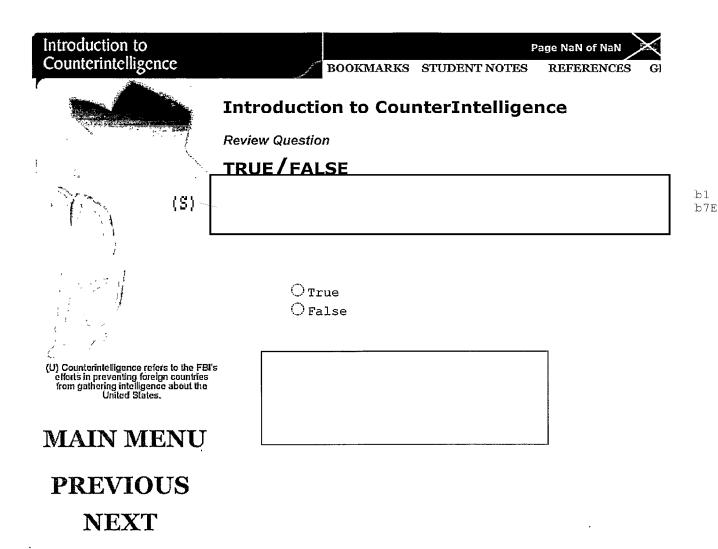
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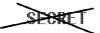
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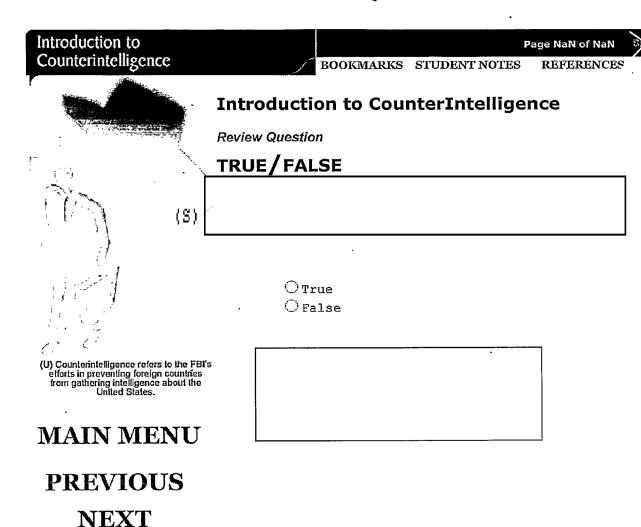
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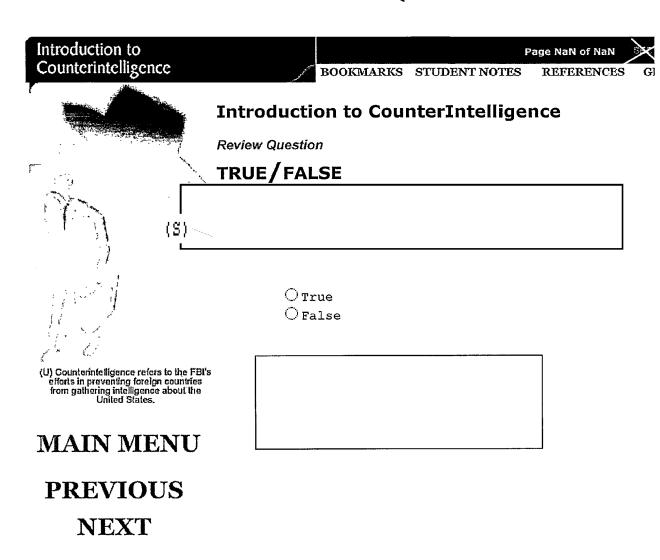
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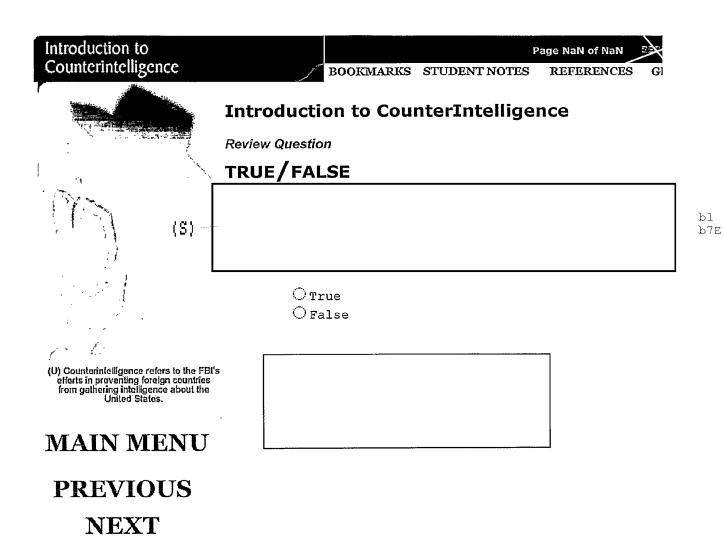
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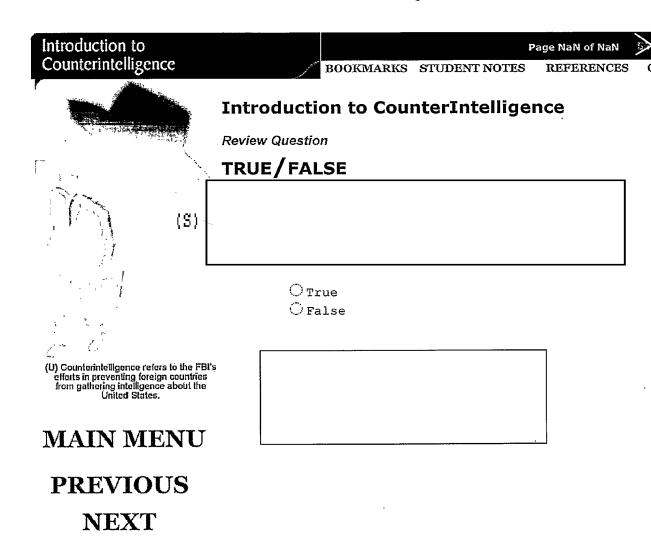
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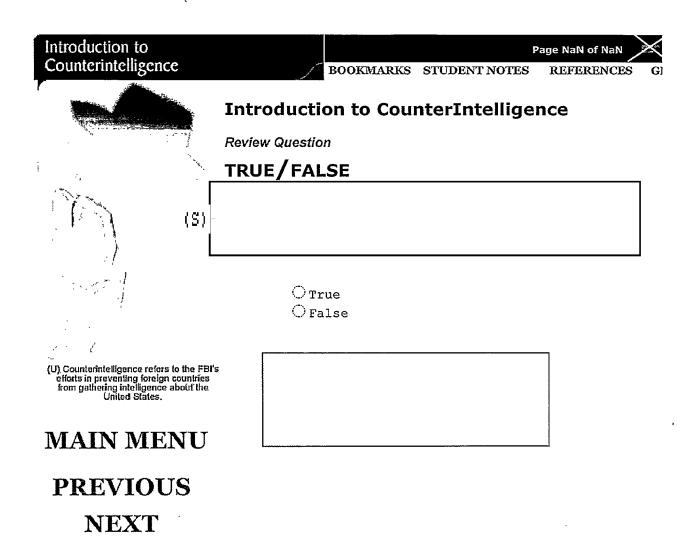
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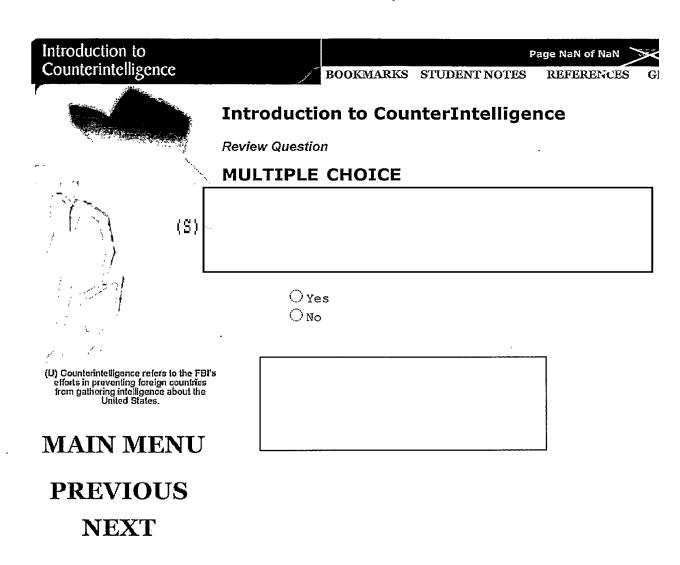
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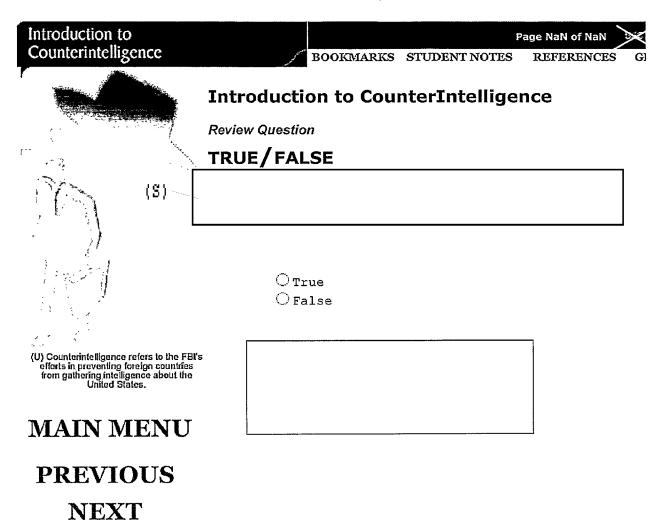
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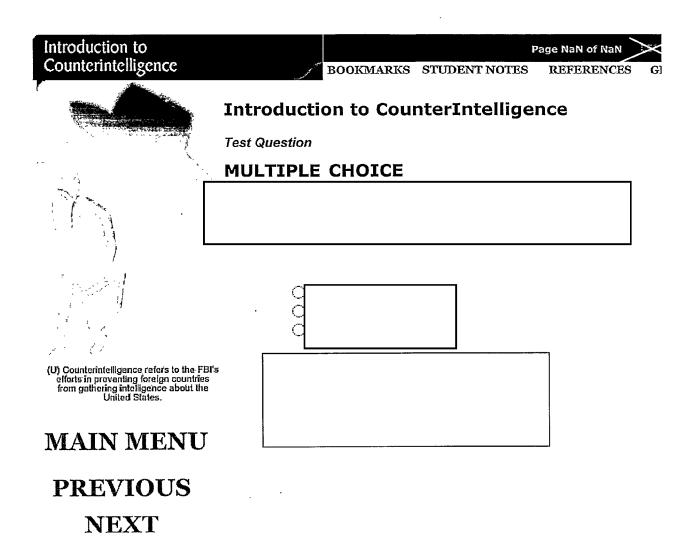
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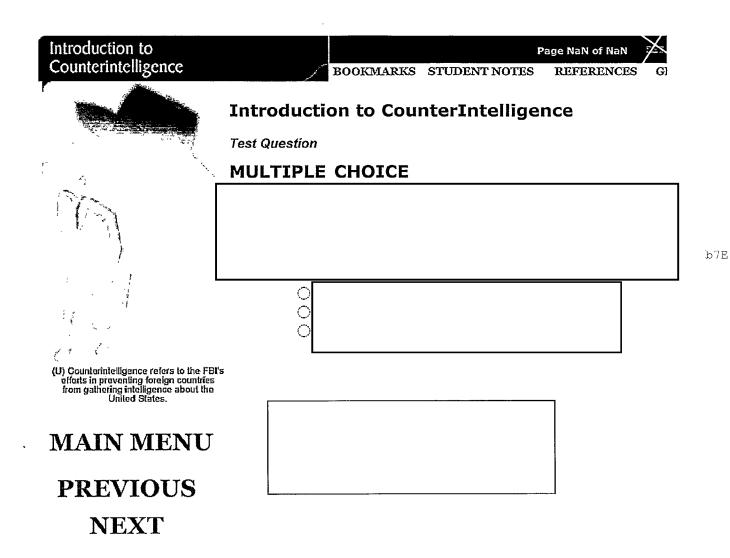
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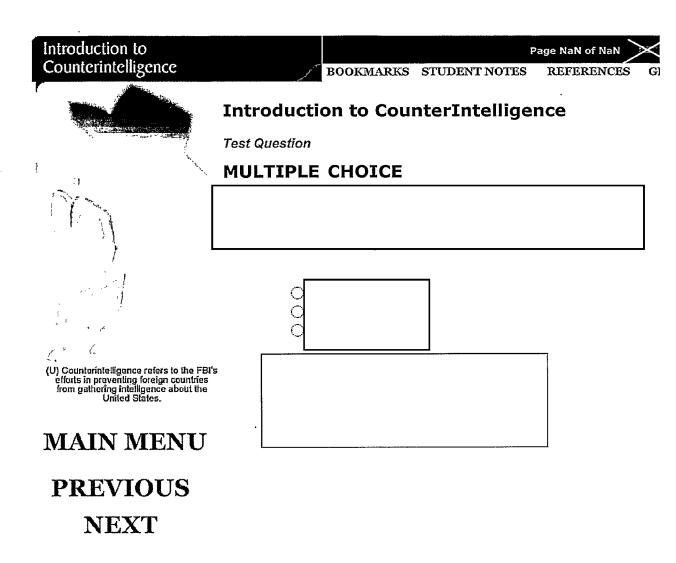
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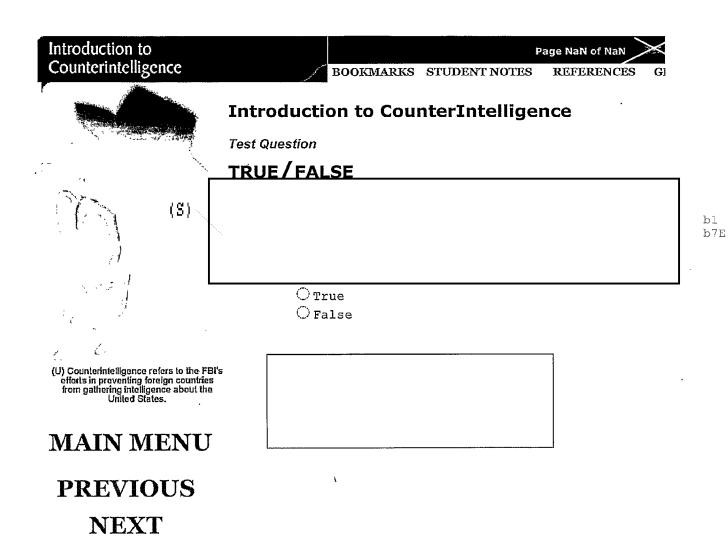


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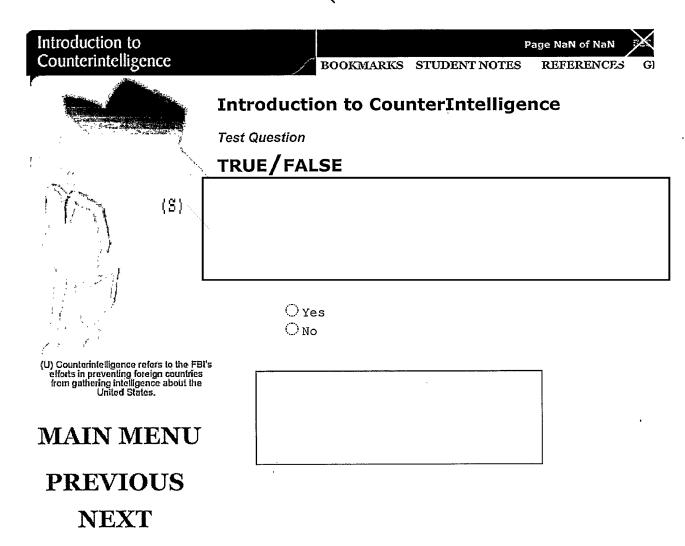
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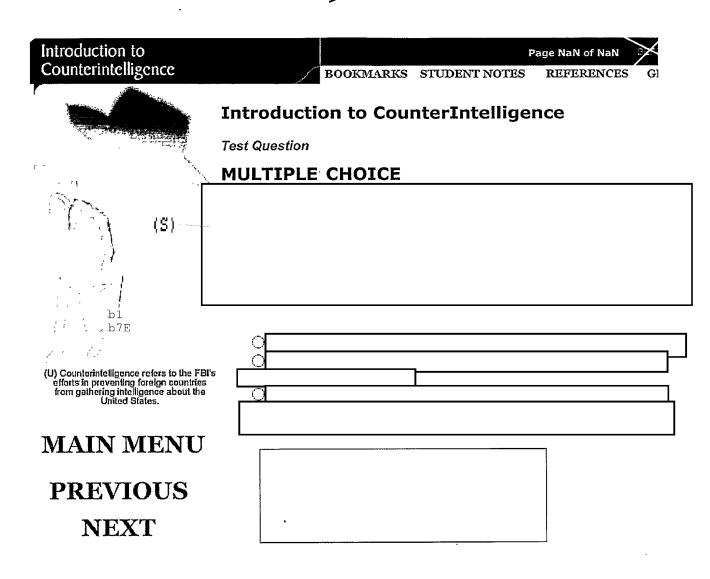
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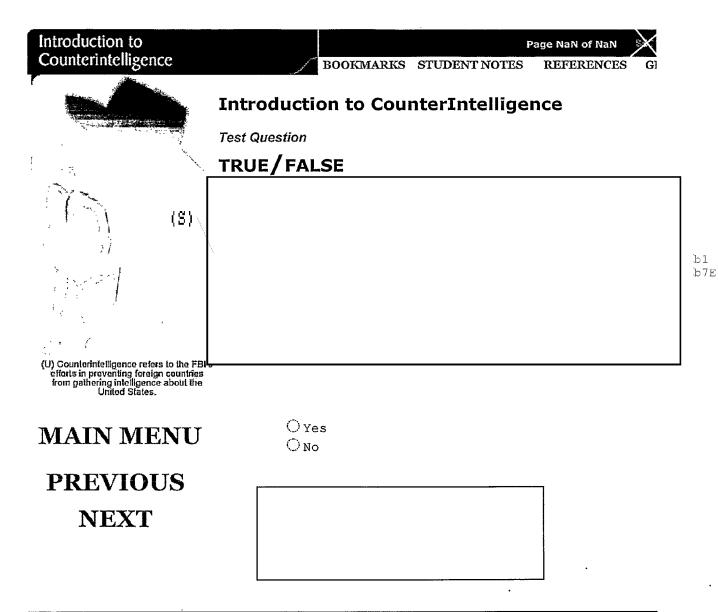
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REASON: 1.4 (c)

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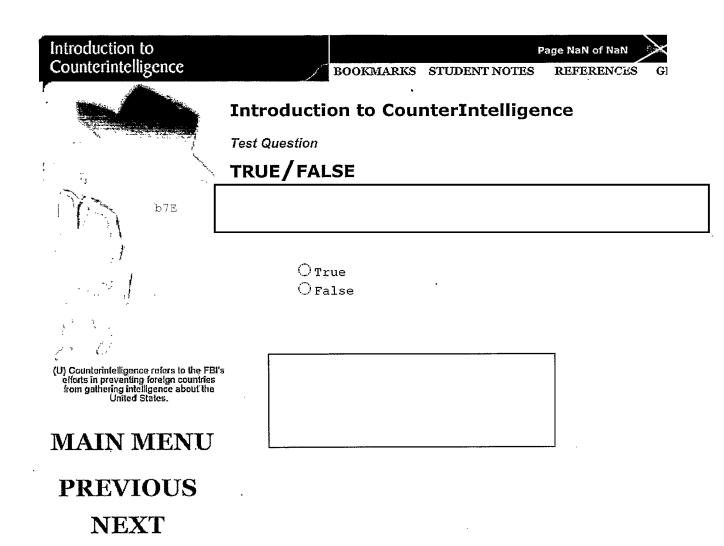
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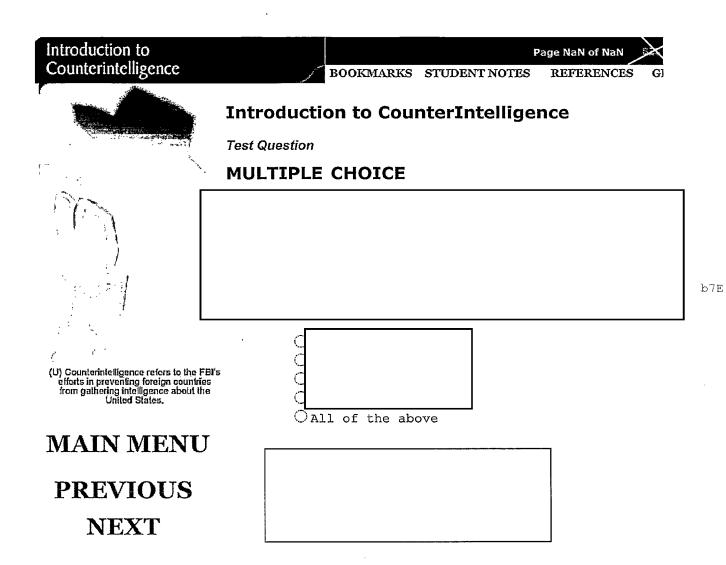
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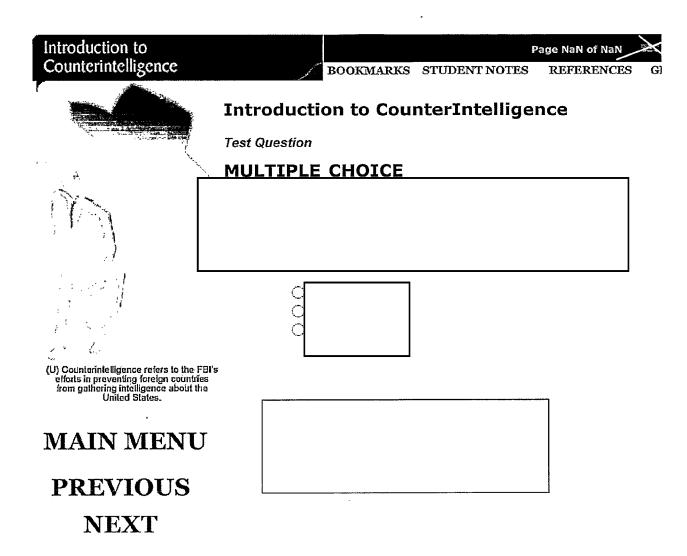
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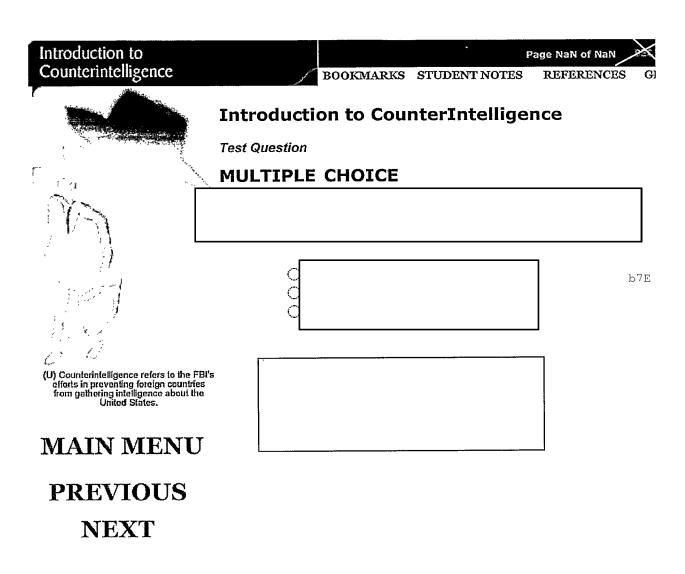
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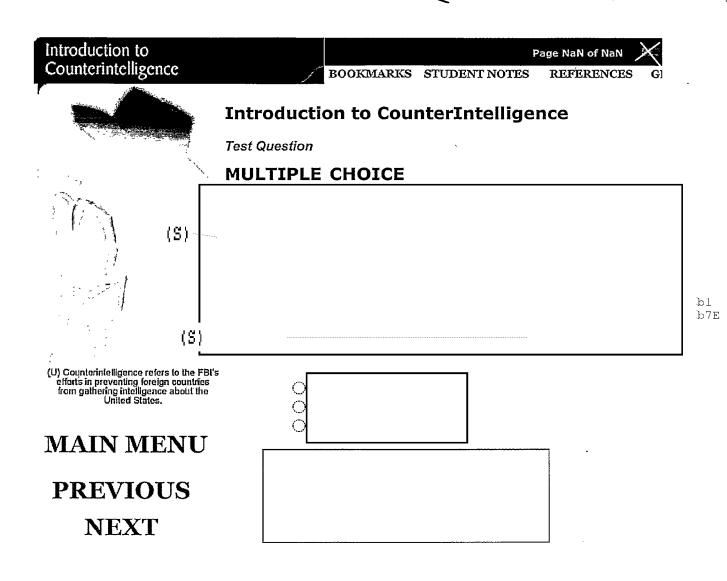


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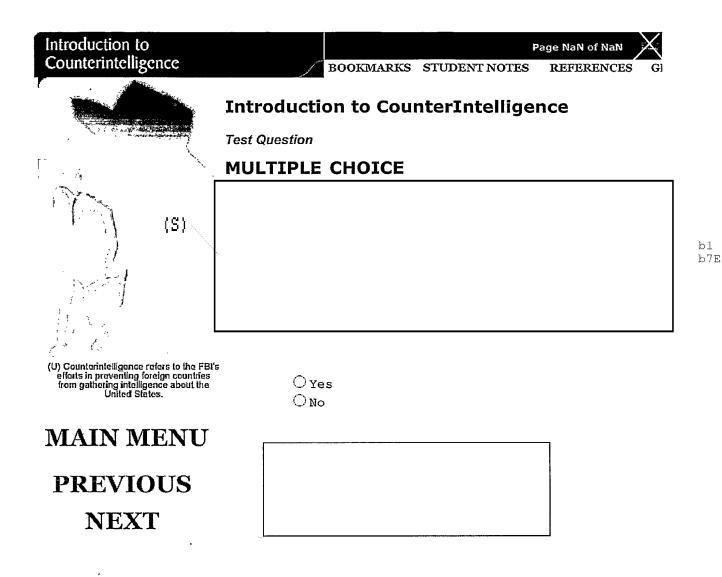
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Introduction to Counterintelligence

Page NaN of NaN

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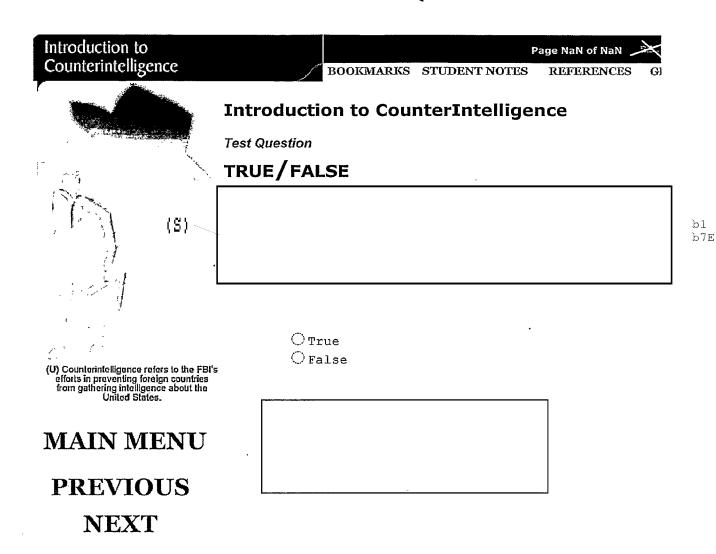
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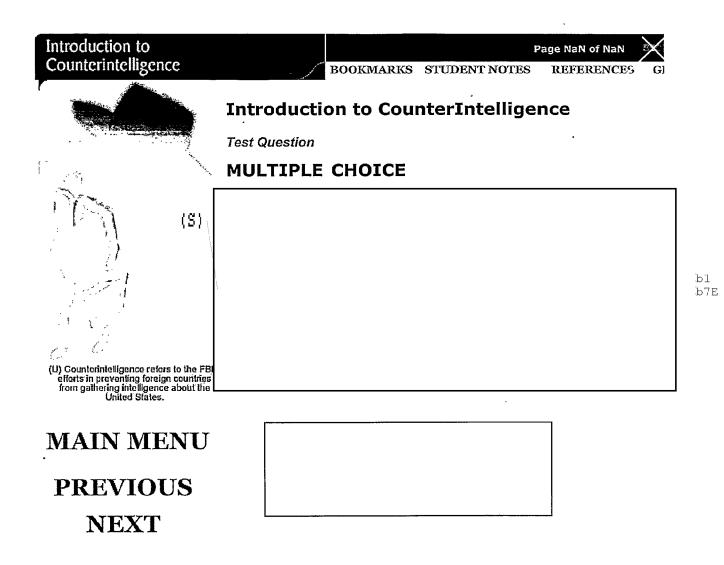
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Introduction to Counterintelligence

Page NaN of NaN -

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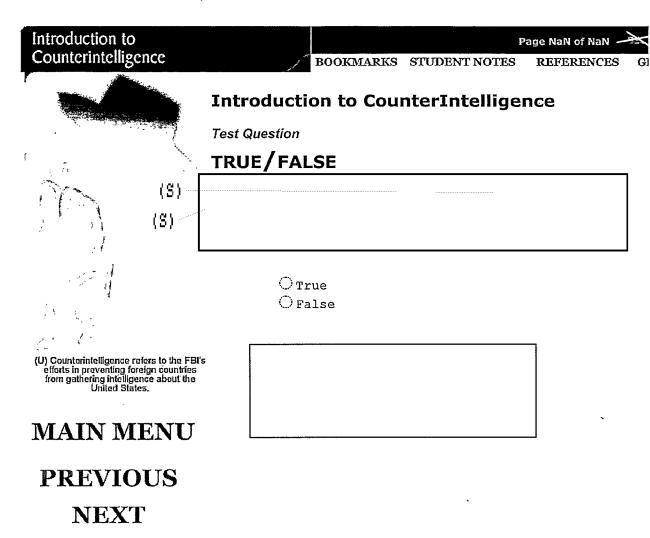
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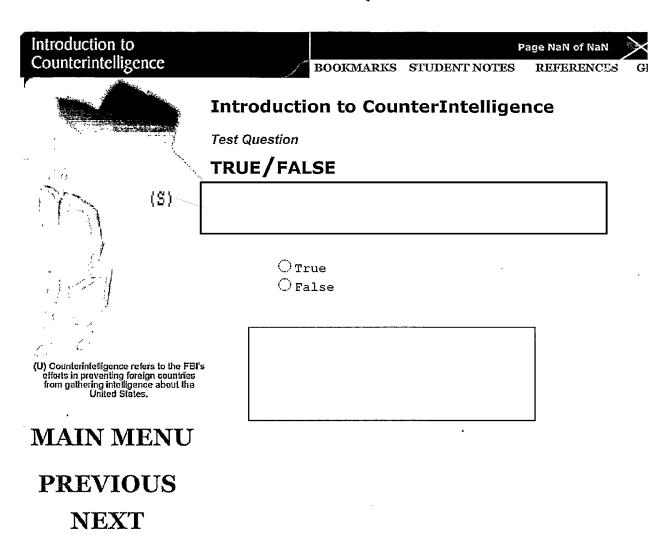
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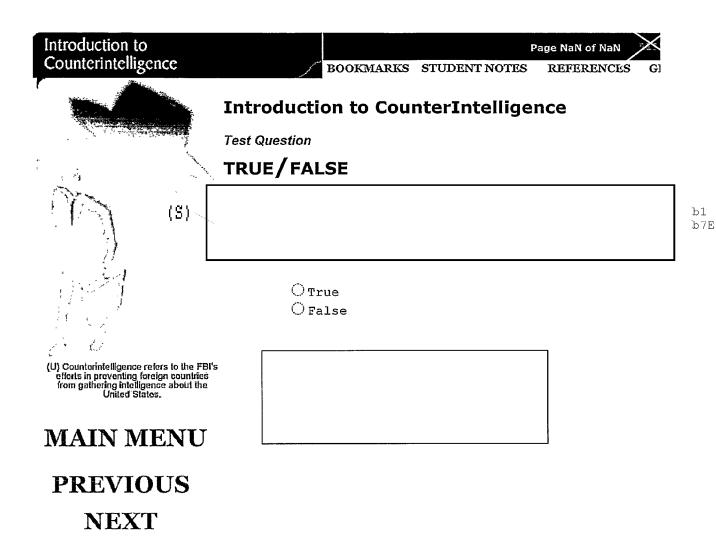
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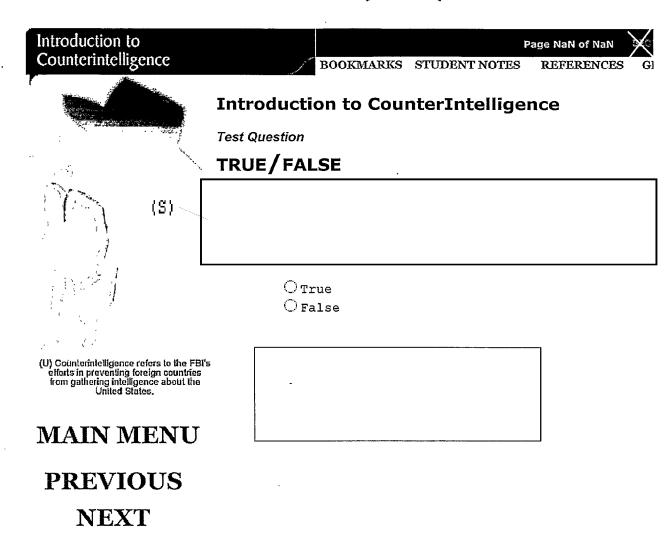
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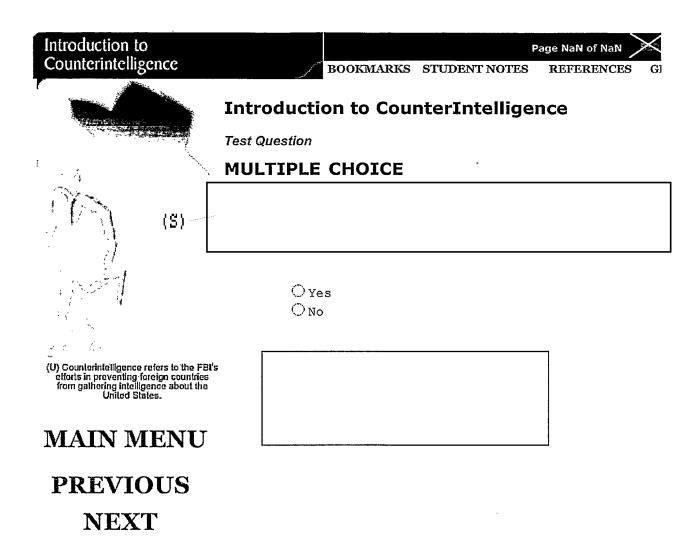


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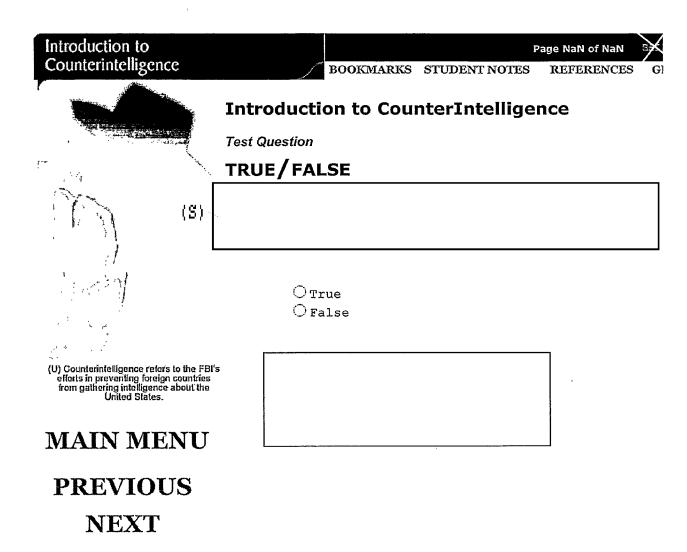
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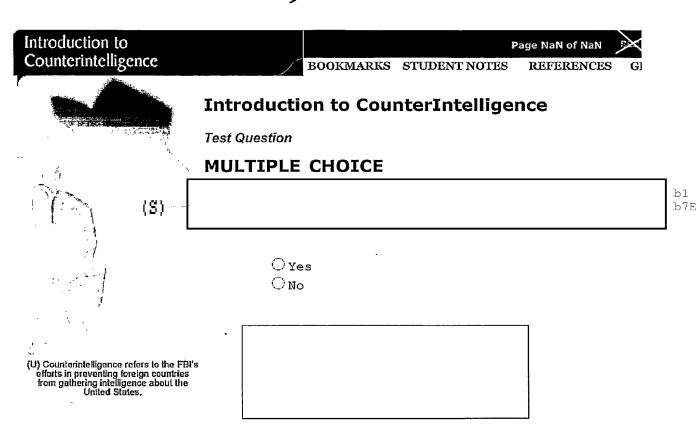
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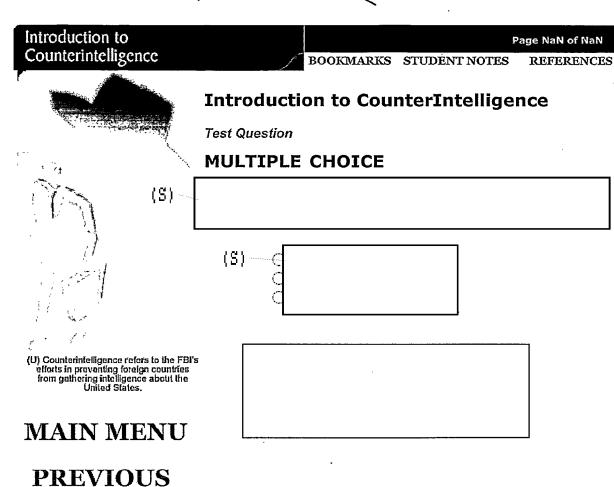
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