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Federal Bureau of Investigation COUNTERTERRORISM DIVISION



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 03-14-2012 BY 65179/DMH/BAW/STP/RYS

CTIOPS Training – Investigative Tools

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Agenda

- National Security Letter (NSL)
- National Security Mail Covers
- Questions on other Investigative Tools

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National Security Letter

- What is it?
 - An administrative demand for documents or records

- When can I use it?



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NSLs – Legal Standard

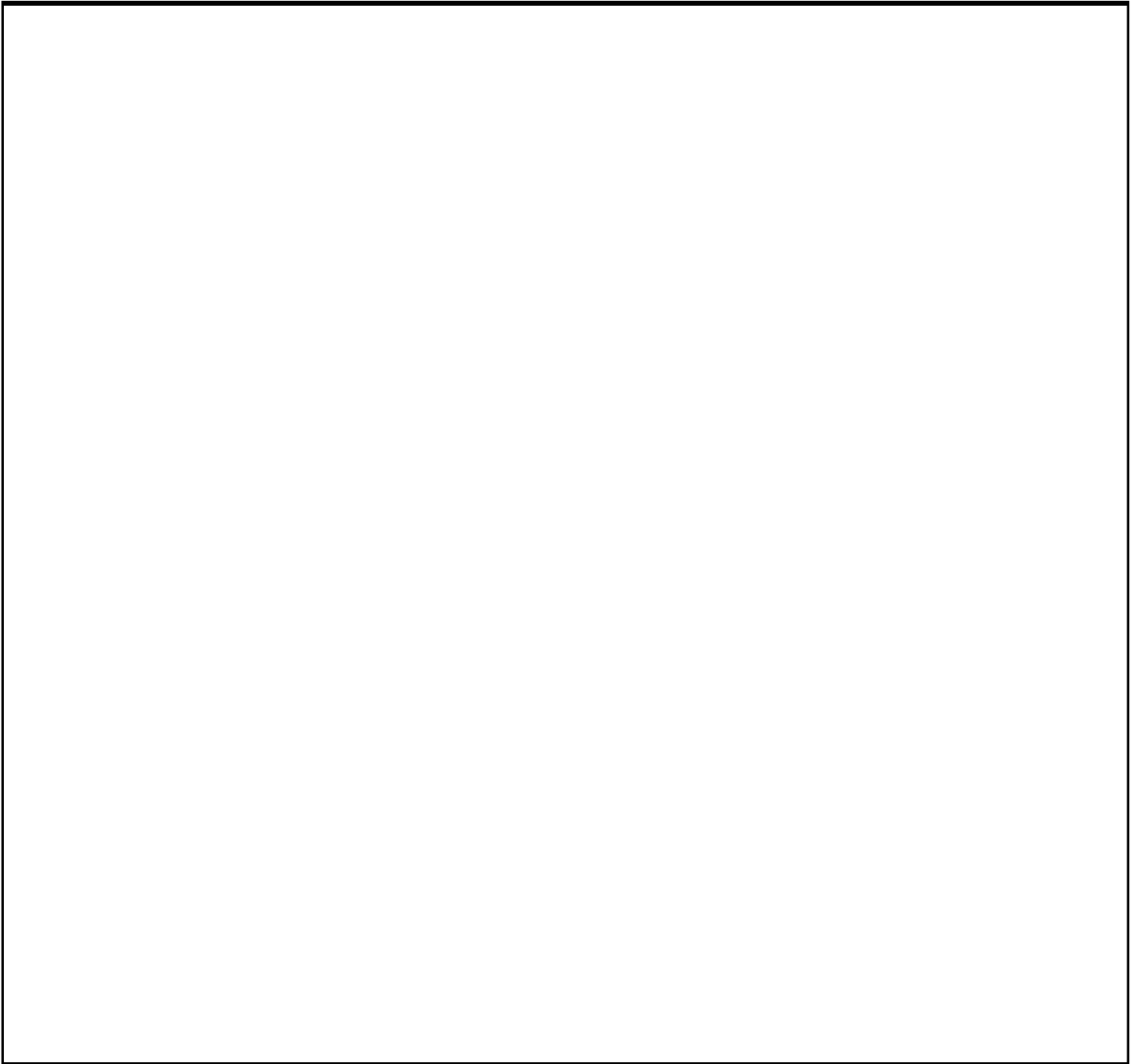
- **Relevance** to an authorized investigation to protect against international terrorism
 - provided that such an investigation of an USPER is not conducted solely on the basis of activities protected by the First Amendment of the Constitution of the United States

Types of NSLs

- There are four basic types of NSLs
 - Electronic Communications Privacy Act, 18 U.S.C. §2709
 - Right to Financial Privacy Act, 12 U.S.C. §3414(a)(5)(A)
 - Fair Credit Reporting Act, 15 U.S.C. §§1681u(a) and (b)
 - Fair Credit Reporting Act, 15 U.S.C. §1681v

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Approval Levels



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NSL Process

- Use NSL subsystem of 



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- Non-disclosure Requirement
 - Must articulate a need
- Classification



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NSL Process – cont.



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- Review of Results
- Dissemination
 - Generally permitted if per AGG-Dom and there is a valid need to know

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NSL Overproductions

- FBI obtains information it does not have a legal authority to possess



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- All Overproductions must be reported within 90 days
- Refer to  for details

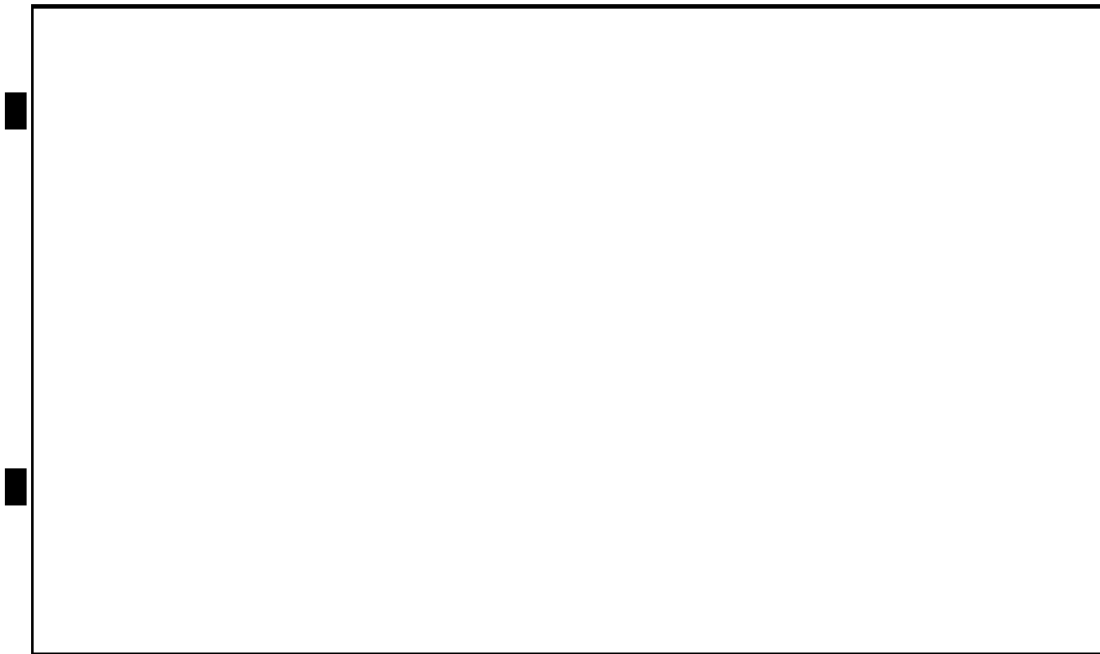
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NSL vs. Subpoena

NSL Pro

- NSL can use classified information



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- NSL has no 6e handling restrictions

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NSL vs. Subpoena

GJS Pro

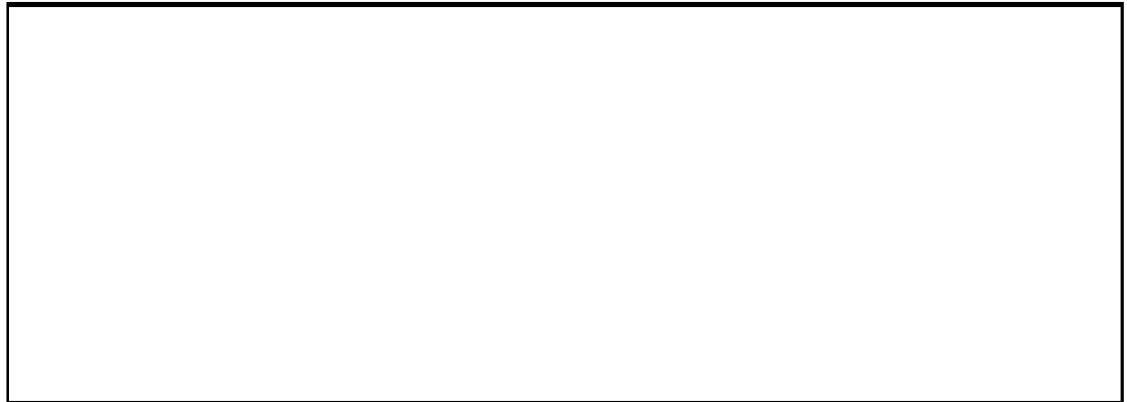
- 3rd parties tend to comply with GJS faster
- GJS have clearer enforcement mechanism
- GJS can be used for a wider array of material

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NSL Reference Material

NSLB's Website



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DIOG v 2.0

Forthcoming

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National Security Mail Cover

■ What is it?

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■ When can I use it?

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Mail Cover – Legal Standard

- May be sought “to protect the national security”
 - includes actual or threatened attack or other grave, hostile act; sabotage; international terrorism; or clandestine intelligence activities

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Approval and Duration



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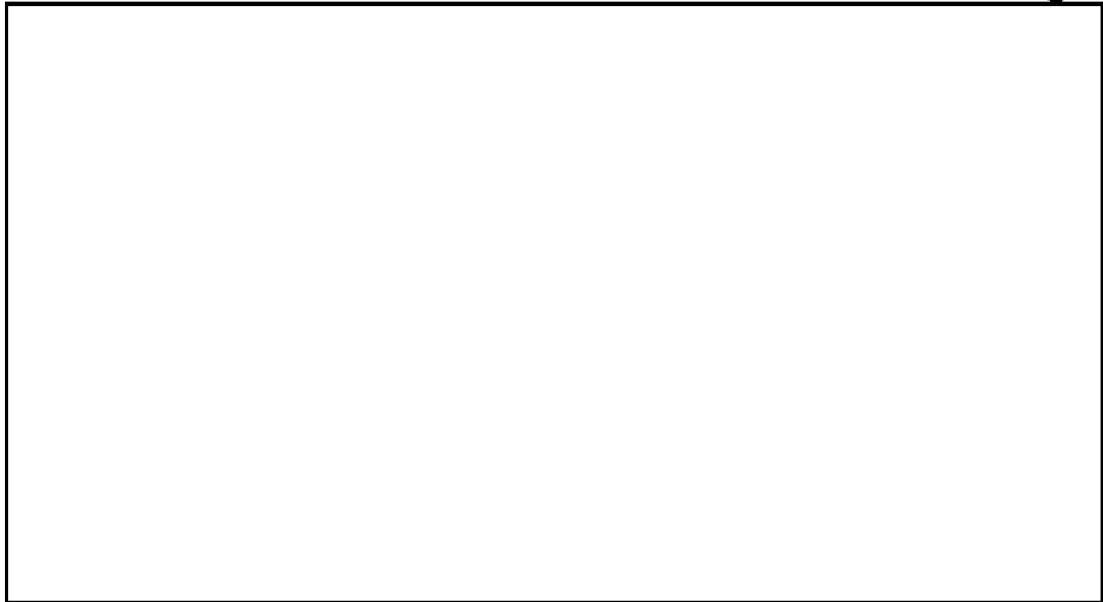
- Must be approved by FBIHQ
 - EAD of National Security Branch
- Request may be authorized for up to 120 days

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Mail Cover Process

- Send an EC to CTD sub-desk, outlining



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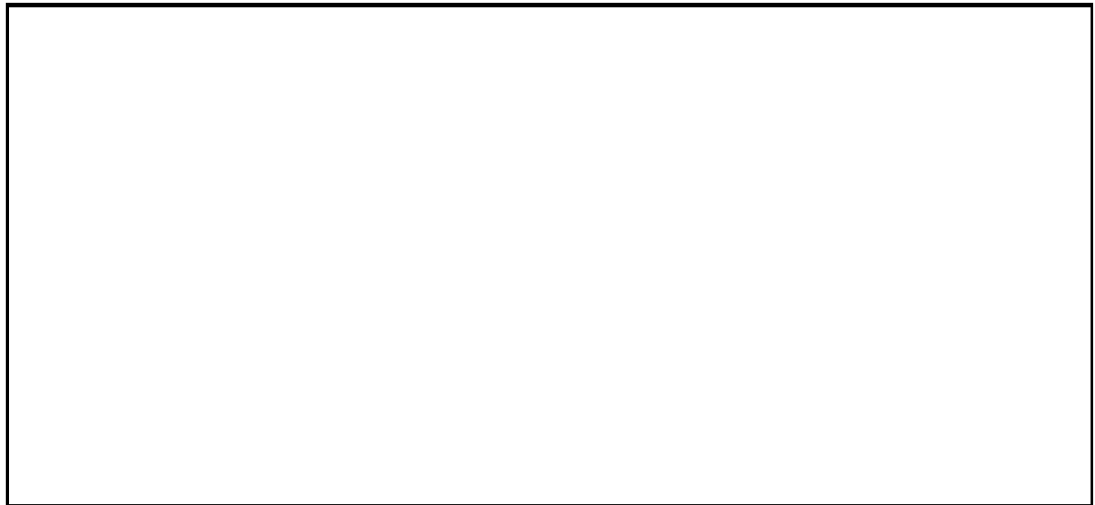
- CTD will draft Mail Cover letter to EAD and transmit to USPS

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Mail Cover Process – cont.

■ Extensions

- Can be authorized by submitting EC request, outlining same points as above



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Mail Cover Reference Material

DIOG v 2.0

Forthcoming

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? Questions ?

-
- Interviews (Approval Levels)
-
- AG Exemptions
-
- No Foreign Policy Objection
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Contact Information

IA

Phone:

e-mail:

SIPRnet:

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