



NATIONAL SECURITY AGENCY
CENTRAL SECURITY SERVICE
FORT GEORGE G, MEADE~ MARYLAND 20755-6000

17 July 2006

Honorable Alberto R. Gonzales
Attorney General
Department of Justice
Washington, DC 20530

Dear Mr. Attorney General:

~~(TS//SI//NF)~~ In accordance with the Order of the Foreign Intelligence Surveillance Court issued May 24, 2006 in *In Re Application of the Federal Bureau of Investigation for an Order Requiring the Production of Tangible Things from* [REDACTED]

[REDACTED] Docket No. BR 06-05, attached is the report provided to me by NSA's Inspector General and General Counsel assessing the adequacy of the management controls for the processing and dissemination of U.S. person information. The Order indicated that I should provide the findings of the report to you.

(U//FOUO) If you or your staff have any questions in connection with this report, please contact [REDACTED], Assistant Inspector General for Intelligence Oversight, [REDACTED] or [REDACTED], Associate General Counsel (Operations), National Security Agency, [REDACTED].

Lieutenant General, U.S. Army
Director, NSA/Chief, CSS

Encl:
a/s

~~Derived From: NSA/CSS 1-52~~
~~Dated: 23 November 2004~~
~~Declassify On: MR~~



**OFFICE OF THE INSPECTOR GENERAL
NATIONAL SECURITY AGENCY
CENTRAL SECURITY SERVICE**

10 July 2006
IG- 10667-06

TO: DIRECTOR, NSA

SUBJECT: (~~TS//SI//NF~~) FISA Court Order: Telephony
Business Records (ST-06-0018)

1. (~~TS//SI//NF~~) **Background and Objective.** The Order of the Foreign Intelligence Surveillance Court issued 24 May 2006 in *In Re Application of the etc.*, No. BR-06-05 (Telephony Business Records) states that "[t]he Inspector General and the General Counsel shall submit a report to the Director of NSA 45 days after the initiation of the activity {permitted by the Order} assessing the adequacy of the management controls for the processing and dissemination of U.S. person information." This is that report. The Order further states that "[t]he Director of NSA shall provide the findings of that report to the Attorney General." Order at 8-9. The Order sets no deadline for transmission of the findings to the Attorney General.

2. (~~TS//SI//NF~~) **Finding.** The management controls designed by the Agency to govern the processing, dissemination, security, and oversight of telephony metadata and U.S. person information obtained under the Order are adequate and in several aspects exceed the terms of the Order. However, due to the risk associated with the collection and processing of telephony metadata involving U.S. person information, three additional controls should be put in place, specifically, Agency management should (1) design procedures to provide a higher level of assurance that non-compliant data will not be collected and, if inadvertently collected, will be swiftly expunged and not made available for analysis; (2) separate the authority to approve metadata queries from the capability to conduct queries of metadata under the Order; and (3) conduct periodic reconciliation of approved telephone numbers to the logs of queried numbers to verify that only authorized queries have been made under the Order.

~~Dated: 20041125~~

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3. ~~(TS//SI)~~ **Further Review.** The Inspector General will make formal recommendations to the Director, NSA/CSS, in a separate report regarding the design and implementation of the additional controls.

4. (U//~~FOUO~~) We appreciate the courtesy and cooperation extended throughout our review to the auditors from the Office of the Inspector General and the attorneys from the Office of the General Counsel who consulted with them. If you need clarification or additional information please contact [REDACTED] on [REDACTED] or via e-mail at [REDACTED]@nsa.



JOEL F. BRENNER
Inspector General

(U//~~FOUO~~) I endorse the conclusion that the management controls for the processing and dissemination of U.S. person information are adequate.

ROBERT L. DEITZ
General Counsel

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