Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 27, 2007

The Honorable Richard B. Cheney President United States Senate Washington, DC 20510

Dear Mr. President:

This report is submitted pursuant to Sections 1807 and 1862 of the Foreign Intelligence Surveillance Act of 1978 (the "Act"), as amended, and Section 118 of USA PATRIOT Improvement and Reauthorization Act, Pub. L. No. 109-177 (2006). In accordance with those provisions, this report covers all applications made by the Government during calendar year 2006 for authority to conduct electronic surveillance and physical search for foreign intelligence purposes under the Act and all applications made by the Government during calendar year 2006 for access to certain business records (including the production of tangible things) for foreign intelligence purposes.

Applications for Electronic Surveillance and Physical Search Made During Calendar Year 2006 (50 U.S.C. § 1807)

During calendar year 2006, the Government made 2,181 applications to the Foreign Intelligence Surveillance Court (hereinafter "FISC") for authority to conduct electronic surveillance and physical search for foreign intelligence purposes. The 2,181 applications include applications made solely for electronic surveillance, applications made solely for physical search, and combined applications requesting authority for electronic surveillance and physical search simultaneously. Five of the 2,181 applications made during calendar year 2006 were withdrawn by the Government prior to the FISC ruling on them. The Government later resubmitted one of the withdrawn applications as a new application, which was approved by the FISC.

Applications for Access to Certain Business Records (Including the Production of Tangible Things) Made During Calendar Year 2006 (50 U.S.C. § 1862(c)(2))

During calendar year 2006, the Government made 43 applications to the FISC for access to certain business records (including the production of tangible things) for foreign intelligence purposes.

During calendar year 2006, the FISC approved 43 applications for access to certain business records (including the production of tangible things). The FISC made substantive modifications to the Government's proposed orders in four of those applications. The FISC did not deny, in whole or in part, any application filed by the Government during calendar year 2006.

Requests Made for Certain Information Concerning Different United States Persons Pursuant to National Security Letters During Calendar Year 2006 (USA PATRIOT Improvement and Reauthorization Act, Pub. L. No. 109-177, § 118 (2006))

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Similar letters have been sent to the Majority Leader, the Honorable Harry Reid, and the Minority Leader, the Honorable Mitch McConnell.

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Richard A. Hertling Acting Assistant Attorney General



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April 27, 2007

The Honorable Harry Reid Majority Leader United States Senate Washington, DC 20510

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Similar letters have been sent to the Senate President, the Honorable Richard B. Cheney, and the Minority Leader, the Honorable Mitch McConnell.

Sincerely,

pick A. Hert

Richard A. Hertling Acting Assistant Attorney General



Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 27, 2007

The Honorable Mitch McConnell Minority Leader United States Senate Washington, DC 20510

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Sincerely,

Rill A. Herty

Richard A. Hertling Acting Assistant Attorney General



Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 27, 2007

The Honorable Nancy Pelosi Speaker United States House of Representatives Washington, DC 20515

Dear Madam Speaker:

This report is submitted pursuant to Sections 1807 and 1862 of the Foreign Intelligence Surveillance Act of 1978 (the "Act"), as amended, and Section 118 of USA PATRIOT Improvement and Reauthorization Act, Pub. L. No. 109-177 (2006). In accordance with those provisions, this report covers all applications made by the Government during calendar year 2006 for authority to conduct electronic surveillance and physical search for foreign intelligence purposes under the Act and all applications made by the Government during calendar year 2006 for access to certain business records (including the production of tangible things) for foreign intelligence purposes.

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A similar letter has been sent to the Minority Leader, the Honorable John A. Boehner.

Sincerely,

Nich A. Hent

Richard A. Hertling Acting Assistant Attorney General



Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 27, 2007

The Honorable Steny Hoyer Majority Leader United States House of Representatives Washington, DC 20515

Dear Mr. Leader:

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A similar letter has been sent to the Speaker, the Honorable Nancy Pelosi.

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Richard A. Hertling Acting Assistant Attorney General



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A similar letter has been sent to the Speaker, the Honorable Nancy Pelosi.

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Richard A. Hertling Acting Assistant Attorney General



Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 27, 2007

Mr. James C. Duff Director Administrative Office of the United States Courts Washington, DC 20544

Dear Mr. Duff:

This report is submitted pursuant to the Foreign Intelligence Surveillance Act of 1978 (the "Act"), Title 50, United States Code, Section 1807, and covers all applications made by the Government during calendar year 2006 for authority to conduct electronic surveillance and physical search for foreign intelligence purposes under the Act.

During calendar year 2006, the Government made 2,181 applications to the Foreign Intelligence Surveillance Court (hereinafter "FISC") for authority to conduct electronic surveillance and physical search for foreign intelligence purposes. The 2,181 applications include applications made solely for electronic surveillance, applications made solely for physical search, and combined applications requesting authority for electronic surveillance and physical search simultaneously. Five of the 2,181 applications made during calendar year 2006 were withdrawn by the Government prior to the FISC ruling on them. The Government later resubmitted one of the withdrawn applications as a new application, which was approved by the FISC.

During calendar year 2006, the FISC approved 2,176 applications for authority to conduct electronic surveillance and physical search. The FISC made substantive modifications to the Government's proposed orders in 73 of those applications. The FISC denied one application in part filed by the Government during calendar year 2006.

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Richard A. Hertling Acting Assistant Attorney General