



U.S. Department of Justice  
Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

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

APR 30 2013

Dear Mr. Leader:

This report is submitted pursuant to sections 107 and 502 of the Foreign Intelligence Surveillance Act of 1978 (the "Act"), as amended, 50 U.S.C. § 1801 *et seq.*, and section 118 of the USA PATRIOT Improvement and Reauthorization Act of 2005, Pub. L. No. 109-177 (2006).

In accordance with those provisions, this report provides information regarding all applications made by the Government during calendar year 2012 for authority to conduct electronic surveillance for foreign intelligence purposes under the Act, all applications made by the Government during calendar year 2012 for access to certain business records (including the production of tangible things) for foreign intelligence purposes, and certain requests made by the Federal Bureau of Investigation pursuant to national security letter authorities. In addition, while not required to do so by statute, the Government is providing information concerning the number of applications made during calendar year 2012 for authority to conduct physical searches for foreign intelligence purposes.

**Applications Made to the Foreign Intelligence Surveillance Court During Calendar Year 2012** (section 107 of the Act, 50 U.S.C. § 1807)

During calendar year 2012, the Government made 1,856 applications to the Foreign Intelligence Surveillance Court (the "FISC") for authority to conduct electronic surveillance and/or physical searches for foreign intelligence purposes. The 1,856 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. Of these, 1,789 applications included requests for authority to conduct electronic surveillance.

Of these 1,789 applications, one was withdrawn by the Government. The FISC did not deny any applications in whole or in part. The FISC made modifications to the proposed orders

in 40 applications.<sup>1</sup> Thus, the FISC approved collection activity in a total of 1,788 of the applications that included requests for authority to conduct electronic surveillance.

**Applications for Access to Certain Business Records (Including the Production of Tangible Things) Made During Calendar Year 2012** (section 502 of the Act, 50 U.S.C. § 1862(c)(1))

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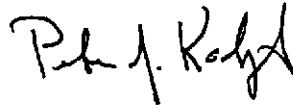
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We hope that this information is helpful. Please do not hesitate to contact this office if we may provide additional assistance regarding this or any other matter.

Sincerely,



Peter J. Kadzik  
Principal Deputy Assistant Attorney General

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U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

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

APR 30 2013

Dear Madam Leader:

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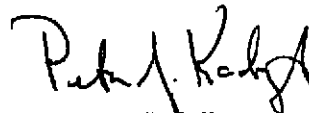
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Peter J. Kadzik

Principal Deputy Assistant Attorney General

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U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

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

APR 30 2013

Dear Mr. Leader:

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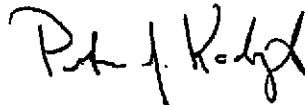
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Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

APR 30 2013

The Honorable Eric Cantor  
Majority Leader  
United States House of Representatives  
Washington, DC 20515

Dear Mr. Leader:

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Washington, D.C. 20530

APR 30 2013

The Honorable John Boehner  
Speaker  
United States House of Representatives  
Washington, DC 20515

Dear Mr. Speaker:

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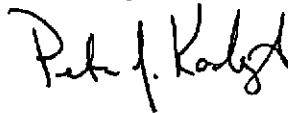
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Washington, D.C. 20530

APR 30 2013

The Honorable Joseph R. Biden, Jr.  
President  
United States Senate  
Washington, DC 20510

Dear Mr. President:

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**APR 30 2013**

The Honorable Patrick J. Leahy  
Chairman  
Committee on the Judiciary  
United States Senate  
Washington, D.C. 20510

The Honorable Dianne Feinstein  
Chairman  
Select Committee on Intelligence  
United States Senate  
Washington, D.C. 20510

The Honorable Bob Goodlatte  
Chairman  
Committee on the Judiciary  
U.S. House of Representatives  
Washington, D.C. 20515

The Honorable Mike Rogers  
Chairman  
Permanent Select Committee on Intelligence  
U.S. House of Representatives  
Washington, D.C. 20515

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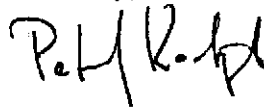
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cc: The Honorable Charles E. Grassley  
Ranking Minority Member  
Senate Committee on the Judiciary

The Honorable Saxby Chambliss  
Vice Chairman  
Senate Select Committee on Intelligence

The Honorable John Conyers, Jr.  
Ranking Minority Member  
House Committee on the Judiciary

The Honorable C.A. "Dutch" Ruppersberger  
Ranking Minority Member  
House Permanent Select Committee on Intelligence