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U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, DC 20530

The Honorable Mark Warner
Chairman
Select Committee on Intelligence
United States Senate
Washington, DC 20510

The Honorable Michael Turner
Chairman
Permanent Select Committee on Intelligence
U.S. House of Representatives
Washington, DC 20515

The Honorable Richard J. Durbin
Chair
Committee on the Judiciary
United States Senate
Washington, DC 20510

The Honorable Jim Jordan
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, DC 20515

Dear Chairman Warner, Chair Durbin, Chairman Turner, and Chairman Jordan:

This report is submitted in accordance with section 406 of the Foreign Intelligence Surveillance Act of 1978 (the Act), as amended.¹ It provides information regarding applications to use pen register and/or trap and trace (PR/TT) devices conducted pursuant to the Act during the period from July 1, 2023 through December 31, 2023.

During this reporting period, the Government filed **zero** applications with the Foreign Intelligence Surveillance Court (FISC) seeking authorization for the Federal Bureau of Investigation to use PR/TT devices.²

During this reporting period, the total number of persons targeted for PR/TT orders was between zero and 499.³ The aggregate number of United States persons targeted for PR/TT orders was between zero and 499. Of these United States persons, the number of United States persons whose information was reviewed or accessed by a federal officer, employee, or agent was between zero and 499.

¹ 50 U.S.C. § 1801 et seq.

² In keeping with the Department of Justice's historical reporting practice, the number of applications listed in this report refers to applications that were filed in signed, final form pursuant to Rule 9(b) of the Foreign Intelligence Surveillance Court Rules of Procedure. A "denial" refers to a judge's formal denial of any such application; it does not include a proposed application submitted pursuant to Rule 9(a) of the Foreign Intelligence Surveillance Court Rules of Procedure for which the government did not subsequently submit a signed, final application pursuant to Rule 9(b).

³ The statistics reported in this paragraph are given in bands of 500 as directed by 50 U.S.C. § 1846(b)(6).

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The Attorney General approved the use of **zero** PR/TT devices on an emergency basis pursuant to 50 U.S.C. § 1843 during the reporting period.⁴

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,



Slade Bond
Deputy Assistant Attorney General

cc:

The Honorable Marco Rubio
Vice Chairman
Select Committee on Intelligence
United States Senate
Washington, DC 20510

The Honorable Jim Himes
Ranking Member
Permanent Select Committee on Intelligence
U.S. House of Representatives
Washington, DC 20515

The Honorable Anthony J. Trenga
Presiding Judge
United States Foreign Intelligence
Surveillance Court
Washington, DC 20001

The Honorable Lindsey O. Graham
Ranking Member
Committee on the Judiciary
United States Senate
Washington, DC 20510

The Honorable Jerrold L. Nadler
Ranking Member
Committee on the Judiciary
U.S. House of Representatives
Washington, DC 20515

⁴ FISA defines the “Attorney General” to mean the Attorney General, the Deputy Attorney General, Acting Attorney General, or Assistant Attorney General for National Security. 50 U.S.C. § 1801(g).