

CR 0678 ED WITH THE COUR FICER

FOREIGN INTELLIGENCE SURVEILLANCE COURT

IN RE DIRECTIVES TO YAHOO! INC. PURSUANT TO SECTION 105B OF THE FOREIGN INTELLIGENCE SURVEILLANCE ACT Dkt. No. 105B(G) 07-01

Yahoo! Inc.'s Compliance Report

UNDER SEAL

On May 9, 2008, this Court issued an Order that denied Yahoo!'s Motion for Stay Pending Appeal, ordered Yahoo! ("Provider") to comply forthwith with the Court's Order Compelling Compliance With Directives, and required Provider to report to the Court on the status of its compliance no later than 5:00 p.m. on May 14, 2008. That Order was served on Provider's undersigned counsel on May 12, 2008.

Provider's compliance with the Order Compelling Compliance with Directives commenced on May 12, 2008 and continues on an ongoing basis. As to the specific details of Provider's Compliance, Provider states that:

On May 12, 2008 members of Provider's compliance team, including the individuals who
previously filed affidavits with this Court, conducted a telephone conference with key
individuals from the Government, including the individual who previously filed an
affidavit with this Court, to discuss the government's priorities for Provider's compliance
with the Directives.



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- 2. During that call, the government identified to Provider a number of priority user accounts for which the government wanted surveillance to begin immediately. The government indicated that if compliance commenced on these priority accounts prior to May 14, 2008 at 5:00 p.m., it would be satisfied with Provider's compliance, so long as Provider continued to work diligently to begin compliance on the other identified accounts.
- 3. On that call, Provider requested that the government also send to it a complete list of all user accounts on which it wanted surveillance activated pursuant to the Directives at this time.
- On May 12, 2008, Provider received a list of user accounts for which the government wanted surveillance to be commenced pursuant to the Directives ("Master List").
- 5. On May 12, 2008, Provider began surveillance on the priority accounts identified to it by the government.
- 6. Furthermore, on May 12 and May 13, 2008, Provider worked to initiate surveillance on the user accounts identified on the Master List. The requested surveillance has now been commenced on <u>all</u> of the identified user accounts in the Master List for which there were matches on Provider's system.

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Provider's compliance with the Directives is ongoing and will continue until such time as the Directives expire, or Provider is directed to discontinue compliance by the government, this court or the Court of Review.

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DATED: May 14, 2008

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