U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 28, 2006

~~SECRET~~

The Honorable Pat Roberts
Chairman
Senate Select Committee on Intelligence
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

In accordance with Section 1862 of the Foreign Intelligence Surveillance Act of 1978, as amended, (50 U.S.C. § 1862), I am submitting herewith the annual report of the Attorney General concerning all requests for access to certain business records (including the production of tangible things) under the Act that were made during calendar year 2005.

Sincerely,

William E. Moschella
Assistant Attorney General

Attachment

cc: The Honorable John D. Rockefeller IV
Vice Chairman

~~SECRET~~

~~UNCLASSIFIED WHEN ATTACHMENT IS REMOVED~~

THE ATTORNEY GENERAL'S ANNUAL REPORT ON ACCESS TO CERTAIN BUSINESS RECORDS FOR FOREIGN INTELLIGENCE PURPOSES UNDER THE FOREIGN INTELLIGENCE SURVEILLANCE ACT

APRIL 2005

This report is submitted pursuant to the Foreign Intelligence Surveillance Act of 1978 (the "Act"), 50 U.S.C. §§ 1861-1862, as amended, and covers all applications for access to certain business records (including the production of tangible things) for foreign intelligence purposes under the Act during the calendar year 2005. (U)

The Government filed 155 applications with the Foreign Intelligence Surveillance Court (FISC) seeking authorization for access to certain business records (including the production of tangible things) for foreign intelligence purposes during this period. Of these 155 applications, 141 were combined pen register and/or trap and trace devices/business records applications. (b)(1) [redacted]

The Court made substantive modifications to the Government's proposed orders in two applications submitted to the Court. The Court did not deny, in whole or in part, any application submitted by the Government during calendar year 2005. ~~(S)~~

Of the 155 applications submitted to the Court during calendar year 2005, (b)(1) [redacted]

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Washington, D.C. 20530

April 28, 2006

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

Dear Mr. Chairman:

In accordance with Section 1862 of the Foreign Intelligence Surveillance Act of 1978, as amended, (50 U.S.C. § 1862), I am submitting herewith the annual report of the Attorney General concerning all requests for access to certain business records (including the production of tangible things) under the Act that were made during calendar year 2005.

Sincerely,

William E. Moschella

William E. Moschella
Assistant Attorney General

Attachment

cc: The Honorable Jane Harman
Ranking Minority Member

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Washington, D.C. 20530

April 28, 2006

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The Honorable Arlen Specter
Chairman
Committee on the Judiciary
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

In accordance with Section 1862 of the Foreign Intelligence Surveillance Act of 1978, as amended, (50 U.S.C. § 1862), I am submitting herewith the annual report of the Attorney General concerning all requests for access to certain business records (including the production of tangible things) under the Act that were made during calendar year 2005.

Sincerely,

William E. Moschella
Assistant Attorney General

Attachment

cc: The Honorable Patrick J. Leahy
Ranking Minority Member

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U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 28, 2006

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The Honorable F. James Sensenbrenner, Jr.
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

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Sincerely,

William E. Moschella

William E. Moschella
Assistant Attorney General

Attachment

cc: The Honorable John Conyers, Jr.
Ranking Minority Member

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