All withheld information exempt under b(1) and b(3) unless otherwise noted. Approved for public release.

UNITED STATES

FOREIGN INTELLIGENCE SURVEILLANCE COURT

WASHINGTON, D.C.

IN RE DNI/AG 702(g) CERTIFICATION [redacted]	Docket No. [redacted]

ORDER

This matter is before this Court on the motion of the United States for an order under 50 U.S.C. § 1881a(j)(2) of the Foreign Intelligence Surveillance Act of 1978, as amended ("the Act"), further extending to September 20, 2011, the time limits established by 50 U.S.C. § 1881a(i)(1)(B) and (C) and extended by the Court's order of [redacted] 2011, pursuant to 50 U.S.C. § 1881a(j)(2), for this Court to complete its review of, and issue orders under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] In entertaining the government's motion, this Court has considered the following:

1. DNI/AG 702(g) Certification [redacted] reauthorizes DNI/AG 702(g) Certification [redacted] which expires on [redacted] 2011.

2. Included within DNI/AG 702(g) Certificatior [redacted] are amendments to DNI/AG 702(g) Certifications [redacted] These amendments authorize the use of the minimization procedures attached as Exhibits B and E to

Derived From: ~~Submission to the USFISC in Docket Number captioned above~~

DNI/AG 702(g) Certification [redacted] in connection with foreign intelligence information acquired in accordance with DNI/AG 702(g) Certifications [redacted]

3. The government submitted DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] to the Court on [redacted] 2011.

4. By operation of 50 U.S.C. § 1881a(i)(1)(B) and (C), this Court was required to complete its review of, and issue orders under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] by [redacted] 2011.

5. By operation of the Court's order of [redacted] 2011, pursuant to 50 U.S.C. § 1881a(j)(2), this Court is required to complete its review of, and issue orders under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] by [redacted] 2011.

6. The government is continuing to work to address the Court's concerns about the scope of NSA's upstream collection pursuant to section 702. The government has asserted that it will be able to supplement the record concerning these matters in a manner that will aid the Court in reviewing DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] and in making the determinations necessary to issue orders under 50 U.S.C. § 1881a(i)(3).

However, the government has represented that a sixty-day extension is necessary because of the additional time needed to supplement the record.

7. Because the record presently before this Court concerning these matters remains incomplete, this Court will not be able to complete its review of, and issue orders under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] before [redacted] 2011.

8. 50 U.S.C. § 1881a(j)(2) permits this Court, by order for reasons stated, to extend, as necessary for good cause in a manner consistent with national security, the time limit for this Court to issue orders under 50 U.S.C. § 1881a(i)(3) concerning DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted]

9. By operation of 50 U.S.C. § 1881a(i)(5)(B), the authorization in the certification to be reauthorized, DNI/AG 702(g) Certification [redacted] continues beyond its stated expiration date until this Court issues an order under 50 U.S.C. § 1881a(i)(3) concerning DNI/AG 702(g) Certification [redacted]

Having given full consideration to these matters and the representations in the government's motion, this Court finds that there is good cause to extend the time limit for its review of DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG

702(g) Certifications [redacted] beyond [redacted] 2011, and that such extension is consistent with national security.

WHEREFORE, IT IS HEREBY ORDERED that the government's motion is GRANTED; and

IT IS FURTHER ORDERED, pursuant to 50 U.S.C. § 1881a(j)(2), that the time limit for this Court to complete its review of, and issue orders under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] is EXTENDED to September 20, 2011.

Signed [redacted] 2011 P05:02 Eastern Time
Date Time

JOHN D. BATES
Judge, United States Foreign
Intelligence Surveillance Court

b(6) and b(7)(C)

[redacted]

FISC, certify that this [illegible] is a true and correct copy of the original. [redacted]

All withheld information exempt under b(1) and b(3) unless otherwise noted. Approved for public release.

UNITED STATES

FOREIGN INTELLIGENCE SURVEILLANCE COURT

WASHINGTON, D.C.

IN RE DNI/AG 702(g) CERTIFICATION [redacted]	Docket No. [redacted]

NOTICE OF EXTENSION

This matter is before this Court on the motion of the United States for an order under 50 U.S.C. § 1881a(j)(2) of the Foreign Intelligence Surveillance Act of 1978, as amended ("the Act"), further extending to September 20, 2011, the time limit established by 50 U.S.C. § 1881a(i)(1)(B) of the Act and extended by the Court's order of [redacted] 2011, pursuant to 50 U.S.C. § 1881a(j)(2), for this Court to complete its review of, and issue an order under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] In entertaining the government's motion, this Court has considered the following:

1. DNI/AG 702(g) Certificatior [redacted] reauthorizes DNI/AG 702(g) Certification [redacted] which expires on [redacted] 2011.

2. The government submitted DNI/AG 702(g) Certification [redacted] to the Court on [redacted] 2011.

Derived From: ~~Submission to the USFISC in Docket Number captioned above~~

3. By operation of 50 U.S.C. § 1881a(i)(1)(B), this Court was required to complete its review of, and issue an order under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] by [redacted] 2011.

4. 50 U.S.C. § 1881a(j)(2), however, permits this Court, by order for reasons stated, to extend, as necessary for good cause in a manner consistent with national security, the time limit for this Court to issue an order under 50 U.S.C. § 1881a(i)(3).

5. One such extension has already been granted by the Court. By operation of the Court's order of [redacted] 2011, pursuant to 50 U.S.C. § 1881a(j)(2), this Court is required to complete its review of, and issue orders under 50 U.S.C. § 1881a(i)(3) concerning DNI/AG 702(g) Certification [redacted] and the amendments to DNI/AG 702(g) Certifications [redacted] by [redacted] 2011.

6. By operation of 50 U.S.C. § 1881a(i)(5)(B), the authorization in the certification to be reauthorized, DNI/AG 702(g) Certification [redacted] continues beyond its stated expiration date until this Court issues an order under 50 U.S.C. § 1881a(i)(3) concerning DNI/AG 702(g) Certification [redacted]

Having given full consideration to these matters and the representations in government's motion, this Court has found, for the reasons set forth in its separate order of this date in the above-captioned matter, that there is good cause to again extend the time limit for its review of DNI/AG 702(g) Certification [redacted] (previously set at [redacted] 2011, by operation of the Court's order of [redacted] 2011), and that such

extension is consistent with national security. Accordingly, the government's second motion has been granted, and the time limit for this Court to complete its review of, and issue an order under 50 U.S.C. § 1881a(i)(3) concerning, DNI/AG 702(g) Certification [redacted] has been extended to September 20, 2011.

Signed [redacted]-2011 P05:02 Eastern Time
Date Time

JOHN D. BATES
Judge, United States Foreign
Intelligence Surveillance Court

b(6) and b(7)(C)

[redacted]
FISC, certify that this document
is a true and correct copy of
the original. [redacted]