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UNITED STATES
FOREIGN INTELLIGENCE SURVEILLANCE COURT
WASHINGTON, DC

IN RE DIRECTIVES TO YAHOO INC.
PURSUANT TO SECTION 105B OF
THE FOREIGN INTELLIGENCE
SURVEILLANCE ACT. ~~(S)~~

Docket Number: 105B(g) 07-01

(U) DECLARATION OF [REDACTED]

1. ~~(S)~~ I am a senior level engineer with the Federal Bureau of Investigation (FBI) and am currently assigned to the Data Acquisition/Intercept Section within the Operational Technology Division in Quantico, Virginia. Since joining the FBI in 1997, I have gained significant operational and technical experience conducting electronic and data surveillance especially with regards to Internet Service Providers to include Yahoo, Inc. ("Yahoo"). As part of my duties as the Senior Architect for electronic surveillance, I am responsible for the collection and processing of court-authorized intercepts. I have maintained a close working relationship with representatives from Yahoo, to include their technical staff, for the past seven years. I hold a Bachelor of Science degree in

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Classified by: Matthew G. Olsen, Deputy Assistant
Attorney General, NSD, DOJ
Reason: 1.4 (c)
Declassify on: 16 January 2033

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Electrical Engineering. As an FBI employee, I have taken an oath to defend the Constitution of the United States and am therefore cognizant of the great responsibility entrusted in me and in the FBI to acquire foreign intelligence information in accordance with court orders, the Constitution, and the laws of the United States. I make this declaration in response to the Court's order of January 4, 2008.

I. (U) Introduction

2. ~~(S)~~ During the past several years, the FBI has served on Yahoo [REDACTED] orders and warrants of the Foreign Intelligence Surveillance Court (FISC) authorizing electronic surveillance [REDACTED] of Yahoo email accounts. [REDACTED]

[REDACTED]

First, except as otherwise noted below, the Government expects to receive from Yahoo

[REDACTED]

[REDACTED] Moreover, the Government expects that Yahoo will provide this information to the Government via

[REDACTED]

Thus, this declaration describes the manner in which Court-authorized electronic surveillance [REDACTED] of Yahoo accounts are conducted, the types of

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information collected pursuant to [redacted] surveillance [redacted]

[redacted]

3. ~~(S)~~ All data the Government receives pursuant to FISC orders from Yahoo is collected by Yahoo (i.e., the FBI does not perform collections on Yahoo's network). In summary, the types of data provided by Yahoo pursuant to FISC orders include email,

[redacted]

[redacted] Except when noted, data collected as part of an electronic surveillance is available to the FBI [redacted]

[redacted] Yahoo is free to change the manner and means of its collection at any time – it only needs to coordinate with the FBI on the process and data format for delivery to the Government. Although the FBI works very closely with the company to ensure a collection capability exists, any definitive statement as to how Yahoo performs collections must be explained by Yahoo.

4. ~~(S)~~ Yahoo provides data to the FBI [redacted]

[redacted]

[redacted] the types of data provided [redacted] is discussed more fully below.

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[REDACTED]

5. ~~(S)~~ To effect the interception of information [REDACTED]

[REDACTED]

[REDACTED]

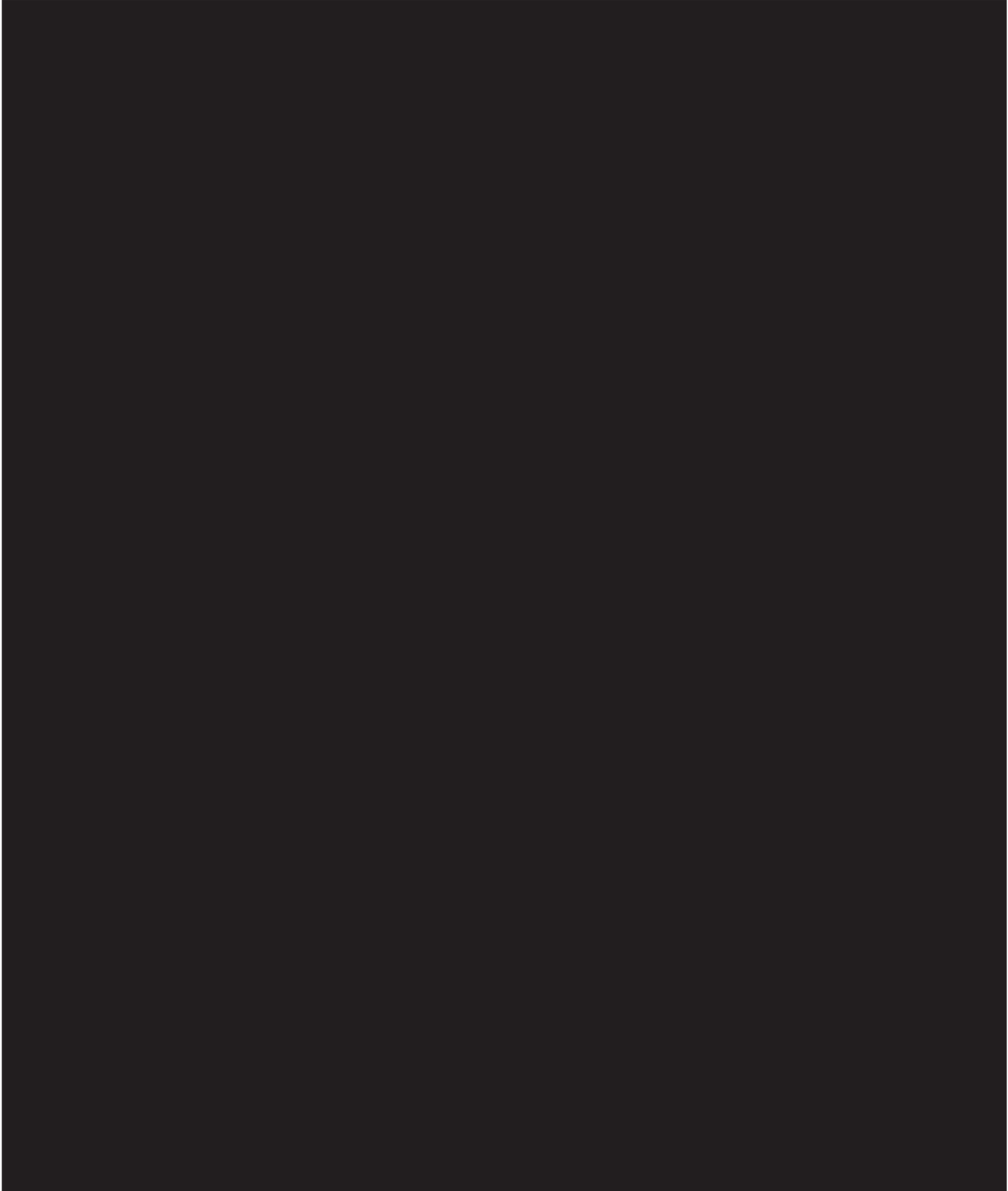
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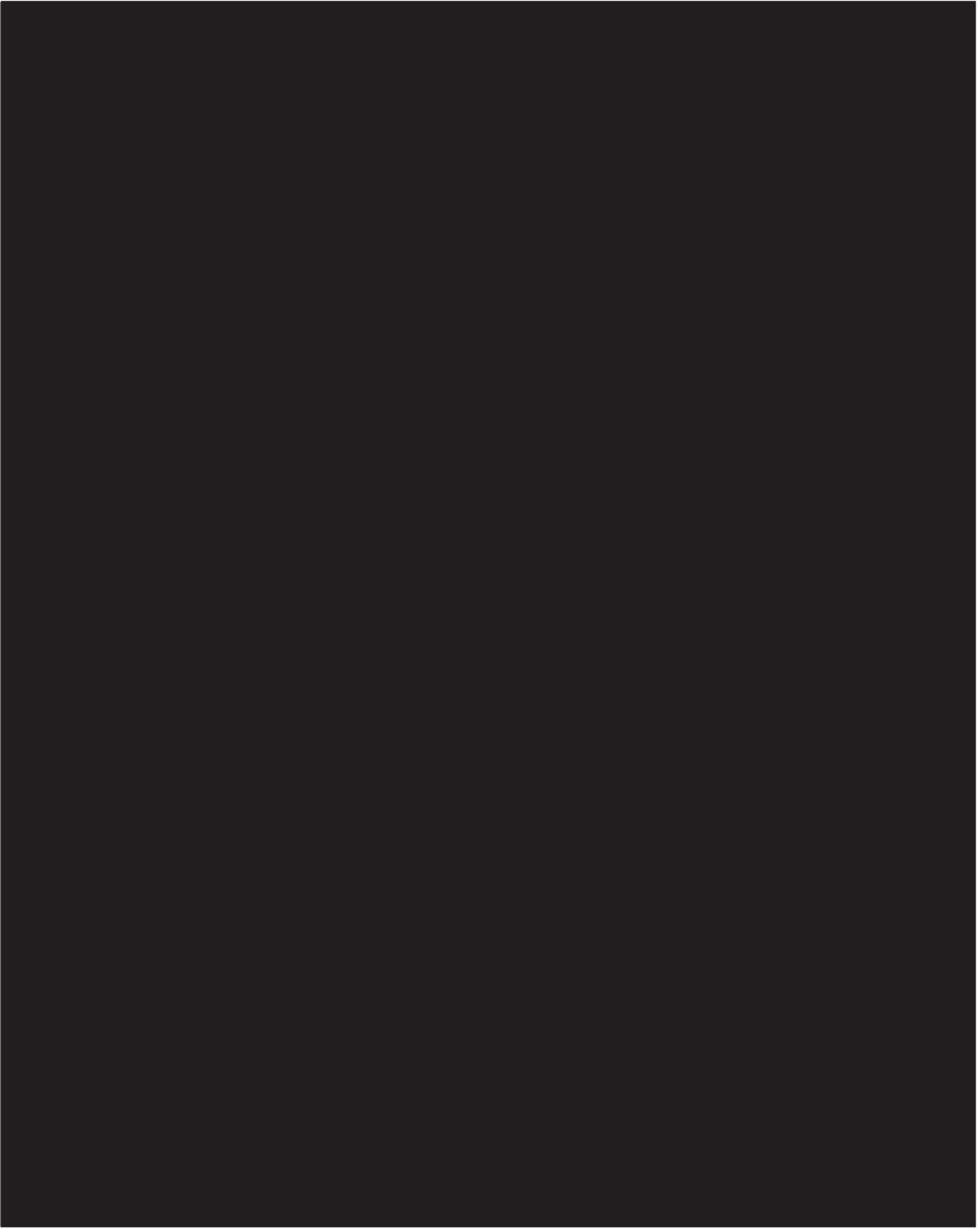


III. (S)



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I declare under penalty of perjury that the foregoing is true and correct.

Signed this 16 day of January, 2008.

[REDACTED]
Data Acquisition/Intercept Section
Operational Technology Division
Federal Bureau of Investigation

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