

All redacted information exempt under b(1) and/or b(3) except where otherwise noted.

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U.S. FOREIGN INTELLIGENCE SURVEILLANCE COURT

UNITED STATES

AM 9:45

FOREIGN INTELLIGENCE SURVEILLANCE COURT

CLERK OF COURT

WASHINGTON, D.C.

COPY

Docket No.: PRTT [REDACTED]

SUPPLEMENTAL DECLARATION OF [REDACTED] CHIEF, SPECIAL FOREIGN INTELLIGENCE SURVEILLANCE ACT OVERSIGHT AND PROCESSING, OVERSIGHT AND COMPLIANCE, SIGNALS INTELLIGENCE DIRECTORATE, THE NATIONAL SECURITY AGENCY (NSA)

(U) I, [REDACTED] declare as follows:

1. In my Declaration dated [REDACTED] attached as Exhibit A to the Application in the above-captioned matter, I made the following representation.

As of [REDACTED] NSA had not used information acquired pursuant to the Court's most recent Order in any reports. Since the Court's initial authorization in July 2004 in docket number PR/TT [REDACTED], NSA has produced [REDACTED] reports based on access to, and analysis of, metadata acquired pursuant to authorizations in the above-captioned matter. NSA has disseminated

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Classified by: NSA/CSSM 1-52, Dated 8 January, 2007

Reason: 1.4(c)

~~Declassify on:~~ [REDACTED]

these reports to the FBI, the Central Intelligence Agency (CIA), and the National Counterterrorism Center (NCTC).

Docket Number PR/TT [REDACTED] Exhibit A at 24.

2. Since [REDACTED] it has come to my attention that the above-quoted portion of my prior declaration does not present a complete picture of NSA's dissemination of information from its access to, and analysis of, the metadata acquired pursuant to the Court's Orders in this matter (the "PR/TT metadata"). Specifically, my representations regarding the number of reports disseminated and the recipients of those reports did not account for those disseminations made by NSA analysts that are not specifically authorized to query the PR/TT metadata ("non-PR/TT analysts"), but who nonetheless have access to the results of queries of the PR/TT metadata. (See pages seven through nine of Exhibit B in the above-captioned docket number for a description of automated query processes that formerly provided PR/TT query results to non-PR/TT analysts. PR/TT analysts continue to provide PR/TT manual query results to non-PR/TT analysts.)

3. At this time, NSA is unable to provide the Court with the number of disseminated reports initiated by non-

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PR/TT analysts containing information derived from the PR/TT metadata. In addition, NSA has confirmed that

[REDACTED]

[REDACTED] discussed in my declaration. NSA will provide the Court with an updated description of its dissemination practices no later than in the next thirty-day report to be filed with the Court.

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

Signed this

[REDACTED]

[REDACTED]

Chief, FISA Oversight and Processing,
Oversight and Compliance
Signals Intelligence Directorate
National Security Agency

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31 August 2009 Production