

Mike German, Policy Counsel

W. J. ...

powers, which was duly enforced through unconstitutional gag orders.

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The new NSL report shows that the FBI issued 49,425 NSLs in 2006 (a 4.7 percent increase

over 2005) and confirms that the FBI is increasingly using NSLs to gather information on IIS

supporting documents or the returns the FBI received from the NSL recipients.” The IG concluded

<sup>12</sup> 2008 NSL Report, at 98-99.

<sup>13</sup> 2008 NSL Report, at 79.

<sup>14</sup> 2008 NSL Report, at 80.

- Records requested in approval memos differed from the records requested in the

\_\_\_\_\_ leads to the infrastructure of FBI headquarters to ensure compliance with all local

2008 NSL Report, at 97 n. 70.  
<sup>28</sup> 2008 NSL Report, at 99.  
<sup>29</sup> 2008 NSL Report, at 100.

<sup>37</sup> 2008 NSL Report, at 124.  
<sup>38</sup> 2008 NSL Report, at 11.  
<sup>39</sup> 2008 NSL Report, at 127.

The IG's 2008 Section 215 report includes a troubling description of an episode in which the  
FBI applied to the Foreign Intelligence Surveillance Court for a Section 215 order, only to be denied

In response to the first IG report detailing the massive misuse of NSI.s, FBI Director Robert

and eight imposed non-disclosure requirements on recipients that did not comply with the law.”

Moreover, it is clear from the IG report that the NSI.s were written to “cover information already



**b) By highlighting third-party errors**

The IC rejects the EDI's "third-party owner" framing. The IC correctly notes that when NSI

<sup>60</sup> 2008 NSL Report, at 70, 71.



