
ATTACHMENT B
PART THREE

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FEDERAL BUREAU OF INVESTIGATION
FOIPA
DELETED PAGE INFORMATION SHEET

1 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

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Section 552

Section 552a

(b)(1)

(b)(7)(A)

(d)(5)

(b)(2)

(b)(7)(B)

(j)(2)

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(b)(7)(C)

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(k)(4)

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(k)(7)

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Gordon Adams p3-146

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XXXXXX
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From: [redacted]
To: [redacted]
Date: Mon, Sep 16, 2002 7:46 PM
Subject: Re: No-Fly/Selectee List requirements

b7C

Hi [redacted]

Sorry for the delayed response. It's supposed to be only threats to aviation [redacted]

[redacted]

b2
b7E

[redacted]

>>> [redacted] 9/13/02 5:36:30 PM >>>

H [redacted]

b7C

Well, 09/11/2002 went a lot better than 09/11/2001 (thank God!)

I'm looking to find out what it takes to get a person on the No-fly and/or Selectee list. I've had several inquiries (mostly regarding fugitives) about getting names added to the list(s). Any info you have on the matter would be helpful.

Thanks [redacted]

b7C

CC: [redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8-7-03 BY [redacted]

CA# 03-1779

UCL60267 NLS/AG/CL

b2

b7C

From: [redacted]
To: [redacted]
Date: Thu, Oct 10, 2002 12:35 PM
Subject: TSA List Dissemination to [redacted] officials

b7D

b7E

[redacted]
Sorry for the delay in responding - theoretically there is a TSA representative for [redacted] and that would be the thing to do - contact that person, but I don't have any list of [redacted] TSA reps, or even a HQ number for the [redacted] security personnel.

b2

b7D

b7E

Just so you know, regardless of the pros of sharing the TSA lists among [redacted] colleagues in aviation security, TSA only disseminates to their regulated parties, i.e., the air carriers and the airports, because the info is from "third parties" and the TSA has not sought a general concurrence from the contributing agencies to allow further dissemination of the lists, either by them or by the FBI. TSA maintains that everyone who needs to see the list sees it. [redacted]

b2

b7E

However, you could direct them to one of the following persons who may be able for further assistance:

[redacted]

[redacted] TSA Intelligence Watch [redacted] distributes the lists to me)

b2

b7C

Hope this helps somewhat. I've cc'd the TSA Detailee here, [redacted] as he surely might have other names to contact.

[redacted]

b7C

>>> [redacted] 10/7/02 4:45:23 AM >>>

The U.S. military has a significant say in the security operations of the [redacted] airport in [redacted]. They work in conjunction with [redacted]. As a significant transit point between the West and many Arab countries, we feel it would be important for officials at the airport to have the No-fly list. We are attempting to connect individuals at [redacted] with someone in Washington, so the list can be directly transmitted to them. Do you have a name we could give, either at TSA or the Pentagon?

b2

b7D

b7E

Additionally, I have read many e-mails back and forth on the topic of dissemination and nothing seems clear. I assume the US military can have a copy of this list. If not, kindly advise.

Thank you.

[redacted]

b7C

CC: [redacted] TSA LIST PROCESS

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Section 552

Section 552a

(b)(1)

(b)(7)(A)

(d)(5)

(b)(2)

(b)(7)(B)

(j)(2)

(b)(3)

(b)(7)(C)

(k)(1)

(b)(7)(D)

(k)(2)

(b)(7)(E)

(k)(3)

(b)(7)(F)

(k)(4)

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(k)(7)

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Gordon/Adams pgs. 152 through 154

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From: [redacted]
To: ALL [redacted] GROUP; Aviation Field 17
Date: Tue, Sep 17, 2002 8:05 PM
Subject: [redacted] and No Fly List

b2
b7C
b7E

I forward the attached for your information. Knowing this group, there will undoubtedly be some wise comments and observations, which I welcome.

Thanks.

CC: Aviation-CIRG&Training; Aviation-CTD; Aviation-D...

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DATE 1-03 BY UC60267 NLS/AG/CL
CA#03-1779

Gordon/Adams pg-155

b7C

From: [redacted]
To: [redacted]
Date: Tue, Sep 17, 2002 1:21 PM
Subject: Re: [redacted] and No Fly List

[redacted] I wanted to get back with you concerning our conversation, 09/17/2002 and your request to have [redacted] removed from the no fly list. I have spoken with several individuals concerning this, TSA, and others, to try to get to the bottom of this. [redacted]

b2

[redacted] However, Unfortunately we are not going to be able to remove [redacted] name from the list. [redacted]

b7C

[redacted] Therefore, we do not want to be faced with this risk. If you have any other questions please feel free to get back with me. Thanks! training camps the

b7E

>>> [redacted] 08/21 1:05 PM >>>

[Large redacted block]

b5

b7C

Anyway, can you and the Terrorist Watch List Unit and [redacted] revisit this matter and see if you can get [redacted] off the list?

Thanks.

b2

SSA [redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[redacted]@leo.gov

b7C

>>> [redacted] 8/20/02 3:41:04 PM >>>

Aloha [redacted]

b7C

Attached is an e-mail documenting concerns of a Hawaii resident by the name of [redacted] who is being frequently stopped and questioned at various airports based upon the similarity of his name with [redacted]. Can you offer any suggestions as to how this Hawaii resident can obtain some relief from this scrutiny. Can a computerised entry be made on the no-fly list that [redacted] with the particular biographical descriptors is not identical to [redacted].

Thanks,

SSA [redacted] Counterterrorism Squad, Honolulu

b7C

CC: [redacted]

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DATE 9-5-03 BY ULC60267 NLS/AG/CAL
CAN 03-1779

b7C

From: [redacted]
To: [redacted]
Date: Sat, Sep 28, 2002 7:39 PM
Subject: Re: TSA No Fly/Selectee List

[redacted]

[redacted]

b2
b7C
b7E

[redacted]

b2
b5
b7C
b7E

[redacted]

>>> [redacted] 9/27/02 2:48:41 PM >>>

Just a heads up to avoid unnecessary calls for air carriers who want us to check TSA's No Fly/Selectee Lists. The individuals here in the Watch List have been told to respond to FBI requests to check TSA's lists, but we have advised them not to provide information from TSA's lists to air carriers since the lists are not the FBI's lists. I will be discussing this with [redacted] in the near future, but for now air carriers should be directed to TSA's 24/7 watch office at [redacted]. Thanks as well as the answer we provide to congressman writing on behalf of their constituents.

b2
b7C

CC:

[redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8-7-03 BY UC 60267 NLS/AG/CAL
CA# 03-1779

[redacted]
From: [redacted]
Sent: Wednesday, June 26, 2002 4:58 PM
To: [redacted]
Cc: [redacted]
Subject: Re: Meet with TSA and FBI Counsel re TSA lists

b7C

Monday at 3 is fine with me. I may be bringing a TDY agent with me, as that is his first day here and he is an Airport Agent, so this will provide the field perspective, if any such questions arise.

>>> [redacted] 6/26/02 4:45:26 PM >>>
[redacted] et al: TSA Counsel called and suggested Monday afternoon at 3. Is that okay with you? I assume over here so I have reserved our OGC conference room, 7426. I'll clarify details and talk to you before that.

>>> [redacted] 06/26/02 10:50AM >>>
[redacted] please set it up as soon as possible, Mon afternoon or Tues. thanks.

b7C

>>> [redacted] 6/26/02 10:47:21 AM >>>
[redacted] Just let me know when the meeting is going to be, and where.
Thanks

>>> [redacted] 06/25/02 05:00PM >>>
[redacted] are you available early next week to go over the No Fly and Selectee lists with the TSA Counsel? As I mentioned in a previous email, I spoke with [redacted] yesterday about the list "basics", but I was not able to identify the criteria, for one, as to what makes one a "known" vs a "possible" threat to aviation, and other issues re interviewing passengers on the basis of the list, etc.

b7C

>>> [redacted] 6/25/02 1:41:21 PM >>>
[redacted] I called the TSA counsel and he wants to meet w/me, you and [redacted] to learn more about the watchlists and what we should all do about it. I think that's a good idea. What is your availability this week and next? and can you find out what [redacted] is?

[redacted] Ext [redacted]
>>> [redacted] 06/24/02 12:19PM >>>
Attached are two pieces which I've written or contributed to relative to the Watch lists. In "kohl [redacted] wpd", the second "bullet" talks briefly about Project Lookout transitioning into the current Watch lists. "feingold [redacted] wpd" is more extensive, and is a combination of answers provided by [redacted] and me about the TSA lists versus other lists, i.e., the FBI's Terrorism Watch List. Perhaps this will give you some additional info, maybe not...

b7C

SSA [redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[redacted]@leo.gov

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DATE 8/5/03 BY 60262 NLS/AG/RS
CA# 03-1779

b2

b7C

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Section 552a

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(k)(7)

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Gordon/Adams pg-159

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[Redacted]

From: ACummings
Sent: Thursday, June 27, 2002 1:10 PM
To: [Redacted]
Cc: [Redacted]
Subject: Re: Meet with TSA and FBI Counsel re TSA lists

b7C

[Redacted] if at all possible I will attempt to attend this. AMC

b7C

>>> [Redacted] 06/26 10:50 AM >>>
[Redacted] please set it up as soon as possible, Mon afternoon or Tues. thanks.

>>> [Redacted] 6/26/02 10:47:21 AM >>>
[Redacted] just let me know when the meeting is going to be, and where.
Thanks
[Redacted]

>>> [Redacted] 06/25/02 05:00PM >>>
[Redacted] are you available early next week to go over the No Fly and Selectee lists with the TSA Counsel? As I mentioned in a previous email, I spoke with [Redacted] yesterday about the list "basics", but I was not able to identify the criteria, for one, as to what makes one a "known" vs a "possible" threat to aviation, and other issues re interviewing passengers on the basis of the list, etc.

b7C

>>> [Redacted] 6/25/02 1:41:21 PM >>>
[Redacted] I called the TSA counsel and he wants to meet w/me, you and [Redacted] to learn more about the watchlists and what we should all do about it. I think that's a good idea. What is your availability this week and next? and can you find out what [Redacted] is?

[Redacted] Ex [Redacted]

b2

>>> [Redacted] 06/24/02 12:19PM >>>
Attached are two pieces which I've written or contributed to relative to the Watch lists. In "Kohl [Redacted] wpd", the second "bullet" talks briefly about f... Lookout transitioning into the current Watch lists. "Feingold [Redacted] wpd" is more extensive, and is a combination of answers provided by [Redacted] and me about the TSA lists versus other lists, i.e., the FBI's Terrorism Watch List. Perhaps this will give you some additional info. maybe not....

b7C

[Redacted]
SSA [Redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[Redacted]@leo.gov

b2

b7C

ALL INFORMATION CONTAINED
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DATE 8/5/03 BY 60267NLS/AG/KS
CA# 03-1779

[redacted]
From: ACummings
Sent: Wednesday, August 07, 2002 1:49 PM
To: [redacted]
Cc: [redacted]
Subject: Re: [redacted] dissemination of No Fly List

b2
b7C
b7E

All the No Fly and Selectee lists are controlled by the TSA and as such will be disseminated by that organization. [redacted]

b2
b7E

>>> [redacted] 08/05 6:52 PM >>>

This is probably a tricky question depending on to whom you wish to give it and why. If you have an FAA/TSA rep [redacted] it might be best to discuss this with them and let me know what they say. I've been answering this question for other [redacted] but each [redacted] situation may be different.

b2

I think it should be disseminable to liaison contacts responsible for aviation-security matters; [redacted]

b7C
b7E

Hopefully, you can look at the purpose of the list, and go from there. Thanks for your question. If you run into problems or other questions, please let me know.

>>> [redacted] 8/5/02 1:11:06 AM >>>

Can we disseminate this list to [redacted]

b2
b7C
b7E

>>> [redacted] 08/01/02 05:58AM >>>

I've received a couple of questions from [redacted] about the lists, such as whether the names are in other databases, etc. I'll answer as I can and cc everyone, and then try to compile a comprehensive info sheet at some point. For example, [redacted]

Please forward this mail as appropriate within your offices and to CP/Duty Agent. Thank you.

** Recipients of this mail have either been designated as Airport Liaison Agents or have duties and responsibilities which necessitate, or are enhanced by, awareness of Transportation Security Administration (TSA - formerly FAA) security information.

These lists and general guidance for FBI response to possible name matches on TSA lists may be found at [redacted] on the [redacted] and also on [redacted]

SSA [redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[redacted]@tso.gov

b2
b7C
b7E

ALL INFORMATION CONTAINED
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DATE 8/13/03 BY 60367NLS/AG/JS
CAF# 03-1779

[Redacted]

From: [Redacted]
Sent: Thursday, February 13, 2003 2:46 PM
To: [Redacted]
Cc: [Redacted]
Subject: TSA No-Fly List

b7C

[Redacted] Another fine issue to put on your plate. Some time ago, we got into a "discussion" with TSA general counsel about criteria to put people on the No-Fly List.

[Redacted]

Haven't heard anymore from TSA on doing this but I believe we should start thinking about it.

[Redacted]

Do you know of any movement in this area from your vantage point [Redacted] do you?

[Redacted]

[Redacted]

Anyway, something more to think about.

[Redacted]

b2

b5

b7C

b7E

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DATE 2/15/03 BY 60262NLS/AG/J3
CA# 03-1779

[Redacted]

From: [Redacted]
Sent: Thursday, October 17, 2002 11:23 AM
To: [Redacted]
Cc:
Subject: Fwd: Re: Terrorism Watch List, etc.

b7C

b7C

[Redacted] I have dealt with [Redacted] in DT (who disseminates the No-Fly list to field offices and provides them guidance on what to do in response to a "hit") and the TSA people on these concerns a few months ago but not the TWL people directly. Feel free to send it to [Redacted] although I realize the criminal law/procedure concerns are not really his job to tend to directly.

[Redacted]

>>> [Redacted] 10/17/02 11:06AM >>>

b7C

[Redacted] I sent the information to you for the criminal law issues that you raised, and not the intel issues. I can't determine from your response whether you are dealing with TWL people regarding the issues you raised in your response to me. If not, I'll forward your response to [Redacted] unless you did so separately. Thanks.

>>> [Redacted] 10/17/02 09:48AM >>>

Thanks

[Redacted]

[Redacted]

[Redacted]

[Redacted]

>> [Redacted] 10/16/02 01:56PM >>>

[Redacted] mentioned that you would be reviewing this for ILU.
[Redacted] (this is ty)

b2

b5

b7C

b7E

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DATE 8/5/03 BY 60262NLS/AG/JS
CAF 03-1779

[Redacted]

From: [Redacted]
Sent: Thursday, October 17, 2002 9:46 AM
To: [Redacted]
Cc:
Subject: Fwd: Re: Terrorism Watch List, etc.

b7C

Thanks

[Redacted]

[Redacted]

[Redacted]

[Redacted]

>>> [Redacted] 10/16/02 01:56PM >>>
[Redacted] mentioned that you would be reviewing this for ILU.
[Redacted] is tyi

b2

b5

b7C

b7E

ALL INFORMATION CONTAINED
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DATE 8/5/05 BY 60362 NLS/AG/JS
CA# 03-1779

[Redacted]

From: [Redacted]
Sent: Thursday, October 10, 2002 9:11 AM
To: [Redacted]
Subject: Fwd: Re: Terrorism Watch List, etc.

b7C

[Redacted]

[Redacted]

[Redacted]

>> [Redacted] 10/10/02 07:53AM >>>

How come you were not part of this e-mail? Are you aware of this? Please review and let me know what you think.

b2

b5

b7C

b7E

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CAF 03-1779

Gordon/Adams pg-165

CAH-03-1779
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DATE 6/5/03 BY 60267 NLS/AG/JS

[Redacted]

From: [Redacted]
Sent: Thursday, August 01, 2002 10:18 AM
To: [Redacted]
Cc: [Redacted]
Subject: Re: [Redacted]

b7C

STATE
or
TSA
INFO

b7D

b7C

b7D

[Redacted] When do you think we will know and should we push for the delay (with [Redacted] for the reasons that we have to know how soon we will have our own house in order and can discuss with the [Redacted] it is very hard to say--but it has to be sooner rather than later. I suggest we try to delay a month or prioritize this issue in house with the right senior people right away.

>> [Redacted] 07/31/02 09:13PM >>>

I talked at great length with [Redacted] Kopite. She is with Customs as you said. [Redacted]

b2

[Redacted] They are the same issues we face with our own agents, so solve those and we don't need a meeting. I think we need to talk in-house again, once you get those criteria about who ends up on the list. We need to try and draw a line about the minimum info needed on someone before they go on a list.

b7D

b7E

b2

[Redacted]

b7D

[Redacted]

b7E

b2

b7C

[Redacted]

b7D

b7E

>>> [Redacted] 07/30/02 09:55AM >>>

All - Re previous mail, the day was incorrectly listed as Tuesday, and because the flight time from Dulles doesn't arrive [Redacted] until 9:56 am, [Redacted] scheduled the meeting from 11am - 1pm. I've made the change in the original mail below. In addition, there will be no discussion [Redacted] as the No Fly List issues will undoubtedly take up the whole 2 hours.

I will be attending, as will [Redacted] for TSA. I strongly suggest that as many of you plan to attend as possible (with the possible exception of TMU).

b2

b7C

FYI - The [Redacted] and TSA consider [Redacted] TSA No Fly List matters (I'm [Redacted] [Redacted] The list is known as the "FBI Watchlist" in all circles and the TSA is referring all complaints from citizens to the FBI, [Redacted] Now, I don't mind that as I believe I am able to explain to them how it works and some of their options for contacting the airlines, as in most cases, it is the airlines that are causing delays by not clearing the passengers when they can.

b7D

b7E

Thank you. [Redacted]

[Redacted]

b2

b7D

b7E

[Redacted]

b2
b7D
b7E

Thank you.

From: [Redacted]@state.gov
To: [Redacted] (FBI)" <[Redacted]> (E-mail)" [Redacted]
Cc: [Redacted] (E-mail)" <[Redacted]> <[Redacted]> <[Redacted]>
Subject: RE: TSA No Fly List
Date: Thu, 18 Jul 2002 13:51:03 -0400

b2
b7C
b7D
b7E

[Redacted]

-----Original Message-----

From: [Redacted] (FBI) [mailto:[Redacted]@leo.gov]
Sent: July 06, 2002 2:51 PM
To: [Redacted] (E-mail); [Redacted]
Cc: [Redacted] (E-mail); [Redacted] (E-mail)
Subject: Re: TSA No Fly List

b7C

[Redacted] - sorry, I was looking on the wrong lists - it looks like there is a [Redacted] on the most current Selectee

List 44.

[Redacted]

----- Original Message -----

From: [Redacted] (FBI)" [Redacted]@leo.gov>
To: [Redacted] (E-mail)"
[Redacted]@faa.gov>
Cc: [Redacted] (E-mail)" [Redacted]@state.gov>; [Redacted]
(E-mail)" [Redacted]@ost.dot.gov>
Sent: Friday, July 05, 2002 5:50 PM
Subject: Re: TSA No Fly List

b7C

b7D

Hello [Redacted]

It appears that there is no more [Redacted] on either of the two lists (No Fly 73 or Selectee 44), so Mr. [Redacted] should have no more problems for now. However, if another [Redacted] should be put on the list, his name would trigger something. Your advice was the best that could be given under the circumstances. I don't know if FBI put him on the list or not.

b7C

[Redacted]

[Redacted] Supervisory Special Agent
Civil Aviation Security Program
Special Events Management Unit, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
Federal Bureau of Investigation
[Redacted] (fax)

b2

b7C

b7D

----- Original Message -----

From: [Redacted]
To: [Redacted] (E-mail)" [Redacted]@faa.gov
Cc: [Redacted] (E-mail)" [Redacted]@state.gov; [Redacted] (E-mail)"
[Redacted]@ost.dot.gov; [Redacted] (E-mail)" [Redacted]@leo.gov
Sent: Friday, July 05, 2002 9:51 AM
Subject: TSA No Fly List

[Redacted]

There is a specific case involving the TSA List which is a slightly bigger problem for us. The list contains the name: [Redacted] we have a Mr. [Redacted] who is continually denied access to the automated check-in and is given the third degree every time he flies. The problem is our [Redacted] which means that he a member of [Redacted] which means that he is required to travel the world for preparatory meetings related to the [Redacted] We have advised our [Redacted] to book his ticket using his full names which match those on his passport i.e. [Redacted] His travel agent has added his Frequent Flyer details to all his bookings and provides Mr [Redacted] DOB, Passport # and Country of Issue so he can checked out early through [Redacted] when he travels to the [Redacted] Still he get's hassled. Is there anyway way for you folks to verify whether your [Redacted] is still a valid name, add more details or delete it? We're still looking forward to meeting with you folks to try and come to grips with the TSA List issue.

b7C

CA# 03-1775
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/5/03 BY 6

*STATE
and
TSA
info*

[Redacted] b2
[Redacted] b7C
From: [Redacted]
Sent: Tuesday, July 30, 2002 10:19 AM b7E
To: [Redacted]
Cc:
Subject: Re: [Redacted]

[Redacted]

b2
b7C
b7D
b7E

>>> [Redacted] 07/30/02 09:55AM >>>

All - Re previous mail, the day was incorrectly listed as Tuesday, and because the flight time from Dulles doesn't arrive [Redacted] until 9:56 am, [Redacted] scheduled the meeting from 11 am - 1 pm. I've made the change in the original mail below. In addition, there will be no discussion [Redacted] as the No Fly List issues will undoubtedly take up the whole 2 hours.

b2
b7C
b7D
b7E

I will be attending, as will [Redacted] for TSA. I strongly suggest that as many of you plan to attend as possible (with the possible exception of TMU).

FYI - The [Redacted] and TSA consider [Redacted] TSA No Fly List matters (I'm still [Redacted] The list is known as the "FBI Watchlist" in all circles and the TSA is referring all complaints from citizens to the FBI [Redacted] Now, I don't mind that as I believe I am able to explain to them how it works and some of their options for contacting the airlines, as in most cases, it is the airlines that are causing delays by not clearing the passengers when they can.

b2
b7E

Thank you. [Redacted]

[Redacted]

b2
b7D
b7E

[Redacted]

b2
b7E

Thank you.

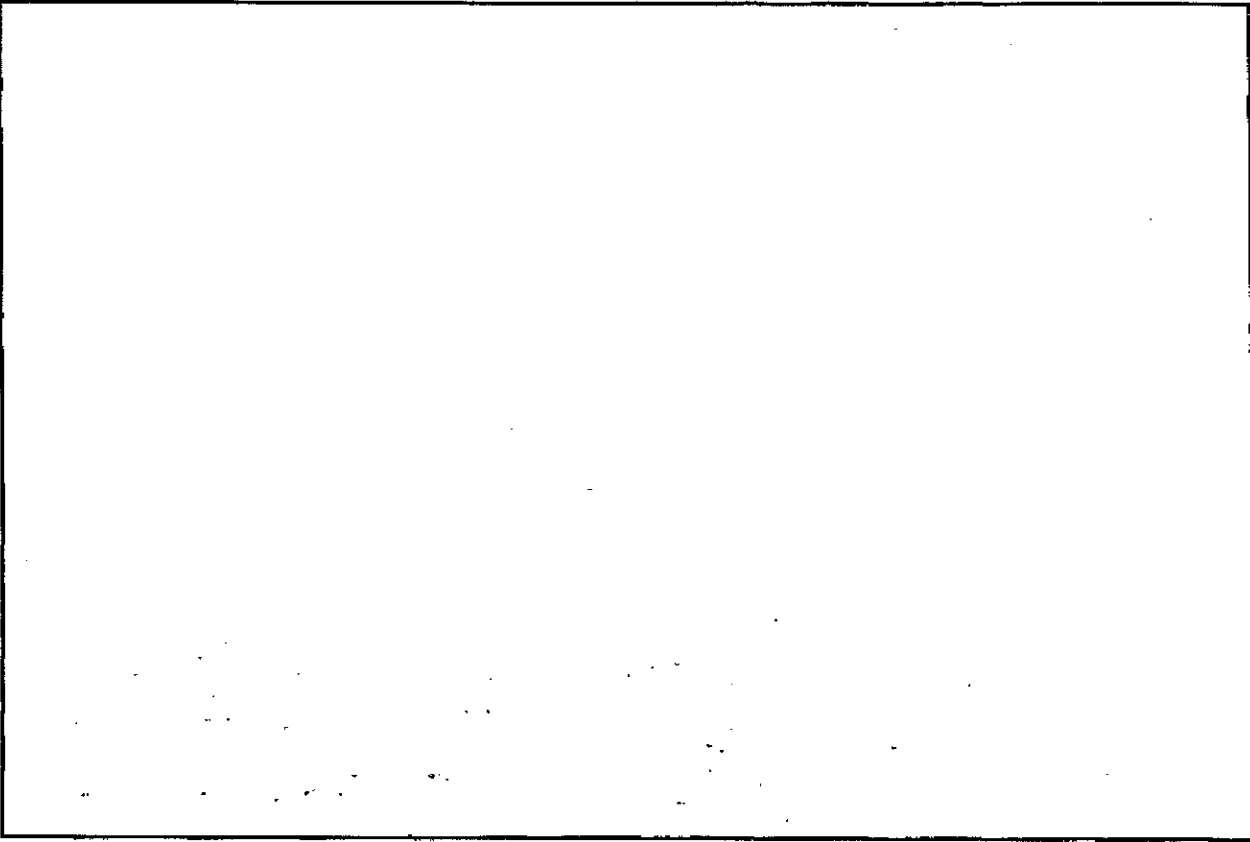
From: [Redacted]@state.gov>
To: [Redacted] (FBI)" <[Redacted] E-mail)" [Redacted]

b7C
b7D

Cc: [redacted] (E-mail)" <[redacted]> <[redacted]> <[redacted]>

b7C

Subject: RE: TSA No Fly List
Date: Thu, 18 Jul 2002 13:51:03 -0400



b2
b7C
b7D
b7E

-----Original Message-----

From: [redacted] (FBI) [mailto:[redacted]@leo.gov]
Sent: July 06, 2002 2:51 PM
To: [redacted] (E-mail); [redacted]
Cc: [redacted] (E-mail); [redacted] (E-mail)
Subject: Re: TSA No Fly List

b2
b7C
b7D
b7E



List 44.

Bev

-----Original Message-----

From: [redacted] (FBI)" <[redacted]@leo.gov>
To: [redacted] (E-mail)"
[redacted]@faa.gov>
Cc: [redacted] (E-mail) [redacted]@state.gov>; [redacted]
(E-mail)" [redacted]@ost.dot.gov>
Sent: Friday, July 05, 2002 5:50 PM

b7C
b7D

Subject: Re: TSA No Fly List

Hello [redacted]

It appears that there is no more [redacted] on either of the two lists (No Fly 73 or Selectee 44), so Mr. [redacted] should have no more problems for now. However, if another [redacted] should be put on the list, his name would trigger something. Your advice was the best that could be given under the circumstances. I don't know if FBI put him on the list or not. b7C

[redacted]

[redacted] Supervisory Special Agent
Civil Aviation Security Program
Special Events Management Unit, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
Federal Bureau of Investigation
[redacted] (fax)

b2
b7C
b7D

Original Message

[redacted]

To: [redacted] (E-mail)" <[redacted]@faa.gov
Cc: [redacted] (E-mail)" [redacted]@state.gov; [redacted] (E-mail)"
[redacted]@ost.dot.gov; [redacted] (E-mail)" [redacted]@leo.gov
Sent: Friday, July 05, 2002 9:51 AM
Subject: TSA No Fly List

[redacted]

There is a specific case involving the TSA List which is a slightly bigger problem for us. The list contains the name: [redacted] we have a Mr. [redacted] who is continually denied access to the automated check-in and is given the third degree every time he flies. The problem is our [redacted] which means that he is a member of [redacted] which means that he is required to travel the world for preparatory meetings related to the [redacted]. We have advised our [redacted] to book his ticket using his full names which match those on his passport i.e. [redacted]. His travel agent has added his Frequent Flyer details to all his bookings and provides Mr. [redacted] DOB, Passport # and Country of Issue so he can checked out early through [redacted] when he travels to the States. Still he get's hassled. Is there anyway way for you folks to verify whether your [redacted] is still a valid name, add more details or delete it? We're still looking forward to meeting with you folks to try and come to grips with the TSA List issue. b7C

[redacted]

[Redacted]

From: [Redacted]
Sent: Tuesday, July 23, 2002 10:17 AM b7C
To: [Redacted]
Cc: [Redacted] ACUMMINGS
Subject: No-Fly List

[Redacted] let at: This is to confirm our understanding in OGC of yesterday's meeting. We all recognize the needs:
[Redacted]
[Redacted]

[Redacted] b5
[Redacted]
[Redacted]

Obviously, CTD will have to address the last three of the four items listed above--although OGC will certainly help wherever we can. However, we can and should play an integral role in developing criteria. We can work on criteria in theory but we really need to learn the track record of experience so far.

To that end, you agreed to consult with the cognizant people in the TWL unit and other IT sources to assemble some of the actual [Redacted] b5
[Redacted] b7C

Let me know if your understanding is different than what I have described and please let us know how you are progressing in finding out the actual criteria used so far.

Thanks [Redacted] b2
b7C

ALL INFORMATION CONTAINED
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DATE 8/5/03 BY 602167NLS/AG/JS
CA# 03-1779

CA# 83-1779
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/5/03 BY 60267NLS/AG/JS

[Redacted]
From: [Redacted] b7C
Sent: Wednesday, July 03, 2002 9:04 AM
To: [Redacted]
Cc: [Redacted] MBOWMAN; [Redacted] ACUMMINGS; MKING
Subject: Re: No Fly and Selectee Lists

[Redacted] As far as I am concerned, [Redacted]
[Redacted]

You heard their counsel say he wants more, such as [Redacted]
[Redacted] b5
b7C

But, what TSA is entitled to expect is [Redacted]
[Redacted]

Maybe, at some point [Redacted]
[Redacted]

In the end, even though we are dealing with lists or groupings of people who are joined together by a [Redacted]
[Redacted]

[Redacted]

>>> [Redacted] 07/02/02 07:39PM >>> b7C

Thank you so much for the detailed legal opinion and support on the FBI's role in crafting security directives [Redacted]
[Redacted]

We still need to address the legal, policy and procedural questions as a total picture, rather than piecemeal [Redacted] b2

Re authority to hold No Fly passengers until the FBI arrives [Redacted] b7E
[Redacted]

[Redacted]

If the FBI and the TSA cannot agree [Redacted]
[Redacted]

Regards [Redacted] b7C

>>> [Redacted] 7/2/02 11:59:21 AM >>>
The specific statutory citation for the terrorist watch list [Redacted]
[Redacted] b2
[Redacted] b7E

[Redacted]

b2

[Redacted]

b7E

My next move is to consult the [Redacted] on the DAG's office about the issue of the legal basis for No-Fly decisions after I discuss this within OGC.

[Redacted]

b2

>>> [Redacted] 07/01/02 07:32PM >>>

b7C

When it rains, it pours [Redacted]

b2

[Redacted] I ask that [Redacted] OGC, go into additional legal citations from the USA PATRIOT ACT that might be pertinent, but the Aviation and Transportation Security Act (ATSA) of 2001, passed on November 19, 2001, mandates in Section 101, (a), §114 (h) entitled "Management of Security Information", that the Under Secretary of Transportation for Security shall:

b7C

b7E

- (1) enter into memoranda of understanding with Federal agencies or other entities to share or otherwise cross-check as necessary data on individuals identified on Federal agency databases who may pose a risk to transportation or national security;
- (2) establish procedures for notifying the Administrator of the Federal Aviation Administration, appropriate State and local law enforcement officials, and airport or airline security officers of the identity of individuals known to pose, or suspected of posing, a risk of air piracy or terrorism or a threat to airline or passenger safety;
- (3) in consultation with other appropriate Federal agencies and air carriers, establish policies and procedures requiring air carriers--
 - (A) to use information from government agencies to identify individuals on passenger lists who may be a threat to civil aviation or national security; and
 - (B) if such an individual is identified, notify appropriate law enforcement agencies, prevent the individual from boarding an aircraft, or take other appropriate action with respect to that individual; and
- (4) consider requiring passenger air carriers to share passenger lists with appropriate Federal agencies for the purpose of identifying individuals who may pose a threat to aviation safety or national security.

Personally, I think that this about covers it, and hopefully, the FBI will be consulted on revisions to the TSA Security Directives to be more clear about who is to contact whom in what situation. [Redacted]

[Redacted] Perhaps they need to hear a definitive statement from the FBI on these matters.

b2

I hope this helps.

b5

SSA [Redacted] (fax)

b7C

b7E

Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division

b2

[redacted]@eo.gov

b7C

>>> [redacted] 6/27/02 5:05:03 PM >>>
SSA [redacted]

As CDC of the [redacted] Division, I have been asked to obtain some information for the United States Attorney's Office, [redacted] concerning the legal authority under which the FAA/TSA promulgate the No Fly and Selectee lists. Personnel from the United States Attorney's Office were recently afforded a briefing regarding the No Fly and Selectee lists by SA [redacted] Airport Liaison Agent. Following this briefing, SA [redacted] received a request for additional information which has been forwarded to the CDC for handling.

b7C

My understanding is that the U.S. Attorney's Office would like some assistance in identifying the specific statutes/regulations/executive orders or any other enabling provisions which grant authority to the FAA and/or TSA to compile and disseminate the lists. There is no known agenda attached to the request other than further informing the understanding of appropriate personnel regarding the program.

I have read the "Notes and Guidance" which you prepared on 03/25/2002 and accordingly, I hope that you may be of some help in responding to the request from the United States Attorney's Office [redacted] If your Unit maintains responsive information, please forward same to my attention. I may be reached at [redacted]

b2

Gordon/Adams pg-175

[Redacted]

b7C

From: [Redacted]
Sent: Tuesday, July 23, 2002 8:53 AM
To: [Redacted]
Subject: Yesterday's TSA List meeting

Thank you all for working on this situation and for your patience with my frustration to get to a logical and streamlined process that is written down, legally defensible and understood by all. I do believe that these discussions will enable us to provide TSA with the information they seek, and we will all be more clear, too.

[Redacted]

b5

[Redacted]

b7C

Thanks again [Redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/5/03 BY 60267 NLS/AG/JS
CA# 03-1779

Gordon/Adams pg-176

[redacted]
From:
Sent:
To:
Cc:
Subject:

[redacted]
Monday, July 29, 2002 3:32 PM

No Fly List re [redacted]

b7C

[redacted]
Occasionally I get calls from passengers who match No Fly names, looking for some guidance and potentially a solution to be stopped all the time. Although there is no way to prevent the initial "stop", I usually try to make sure that all possible procedures are being implemented to avoid delay to non-matches and to avoid the FBI or police being called unnecessarily.

[redacted] I don't know if what he says is true, but I'm hoping that you can determine from him the exact nature of what's happening, and if it sounds like there is something the airlines or the police could do better, maybe you can facilitate that. b7C

He understands (1) that there is a list, (2) how he matches the other 3 names, but has no other criteria, and (3) that he needs to be "cleared". However, he says that in Jacksonville, it's more difficult and involves the police, whereas in larger airports, the airlines clear him directly. Furthermore, he said the police in Jacksonville talked about having INS talk to him. That's when he got upset and said he is a U.S. citizen, etc etc.....He says he's made a several calls to the TSA and local FBI, and ended up with my name....

He also says he spoke in person with someone at the Jacksonville office, but he couldn't remember their name and he said the person was "dressed down" so maybe he wasn't an agent. He said the person was very kind, but couldn't assist him.

He has Frequent Flyer numbers so I told him to contact the airlines to see if the corporate security managers of those airlines could find a way to have the Jacksonville personnel clear him without the police. I told him that not all airlines have implemented systems that can clear passengers who only match one criteria, so I also told him that he can contact the airport police in advance of his check-in, to alert them to his arrival, to avoid delays. Those are the only two solutions I could offer him.

Do you know this gentleman? Please see if you can find out what might be happening in the airport, with the airlines and with the police, i.e., are they delaying him unnecessarily, or is he a close match to the names on the list? Seems to me that if he is a regular traveler, Jacksonville Airport employees and police should be able to clear him pretty quickly. If you work something out, please let me and [redacted] know. You will be doing everyone a great service!

Thanks. [redacted]

b7C

Lastly,

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/5/03 BY 60267 NLS/AG/JS
CA# 03-1779

Gordon/Adams pg-177

[Redacted]

From: [Redacted]
Sent: Monday, July 29, 2002 3:51 PM
To: [Redacted]
Cc: [Redacted]
Subject: MORE No Fly List re [Redacted]

b7C

[Redacted]

Immediately after I sent my previous mail, I received an email from [Redacted]. Attached is that mail and my response.

Thanks for looking into this situation.

b7C

[Redacted]

[Redacted]

Occasionally I get calls from passengers who match No Fly names, looking for some guidance and potentially a solution to be stopped all the time. Although there is no way to prevent the initial "stop", I usually try to make sure that all possible procedures are being implemented to avoid delay to non-matches and to avoid the FBI or police being called unnecessarily.

[Redacted]

[Redacted] I don't know if what he says is true, but I'm hoping that you can determine from him the exact nature of what's happening, and if it sounds like there is something the airlines or the police could do better, maybe you can facilitate that. b7C

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He also says he spoke in person with someone at the Jacksonville office, but he couldn't remember their name and he said the person was "dressed down" so maybe he wasn't an agent. He said the person was very kind, but couldn't assist him.

He has Frequent Flyer numbers so I told him to contact the airlines to see if the corporate security managers of those airlines could find a way to have the Jacksonville personnel clear him without the police. I told him that not all airlines have implemented systems that can clear passengers who only match one criteria, so I also told him that he can contact the airport police in advance of his check-in, to alert them to his arrival, to avoid delays. Those are the only two solutions I could offer him.

Do you know this gentleman? Please see if you can find out what might be happening in the airport, with the airlines and with the police, i.e., are they delaying him unnecessarily, or is he a close match to the names on the list? Seems to me that if he is a regular traveler, Jacksonville Airport employees and police should be able to clear him pretty quickly. If you work something out, please let me and [Redacted] know. You will be doing everyone a great service!

Thanks, [Redacted]

Lastly,

[Redacted]

b7C

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/5/03 BY 60267NLS/AG/JS
CAF-03-1779

From: [redacted] (CERT)" [redacted]@leo.gov
To: [redacted]
Cc: [redacted]
Bcc: [redacted]
Subject: Re: [redacted]
Date: Mon, 29 Jul 2002 15:46:48 -0400

b2
b7C

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/2/03 BY 60267 NLS/AG/RS
EAF 03-1779

Dear Ms. [redacted]

Thank you for your email to explain [redacted] experience at Jacksonville Airport. Please understand that it is not [redacted] who is on the No Fly list, but similarly named people who may pose a danger to aviation. As you might imagine, [redacted] experience is repeated across the country with the more common names, both in Arabic and English. It's difficult to be too cautious. Procedurally, when people with names similar to names on the list present themselves at the ticket counter with their identification, airlines are given the option of determining for themselves that the passenger is not the person on the list. Some airlines either don't have the capability or don't accept the option to make the determination, and therefore they must contact the airport police for a decision. If the police were checking databases, it's possible they didn't want to render a decision until they were absolutely sure of who [redacted] was, or wasn't. Unless there is a real question as to whether [redacted] is the same as someone on the list, clearance should not take more than 5 minutes.

b7C

I just got off the phone with [redacted] and it sounds like a problem with the airlines at Jacksonville airport, because [redacted] advised that he didn't have the same problem at Dulles in D.C. I provided [redacted] with some guidance for contacting the airlines with whom he has a Frequent Flyer number, and also for initiating contact himself with the airport police prior to arrival at the airport, to give them a heads-up.

In the meantime, I know [redacted] spoke with someone today at the Jacksonville FBI office, but I didn't recognize the name of the person he spoke with. Therefore, I will be contacting two experienced aviation security agents in our Jacksonville office for follow-up at the airport to see if there is a problem which can be easily rectified.

Sincerely,

[redacted] Supervisory Special Agent
Civil Aviation Security Program
Special Events Management Unit, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
Federal Bureau of Investigation
[redacted] (fax)

b2
b7C

----- Original Message -----
From: [redacted].com
To: [redacted]
Cc: [redacted]
Sent: Monday, July 29, 2002 2:33 PM
Subject: [redacted]

The FAA referred me to you regarding a "No Fly List" in which our [redacted] [redacted] has inadvertently been put on. As he was leaving Jacksonville this morning, he was detained for forty-five (45) minutes (and almost missed his flight to New Orleans) to be run through every computer database that was available by the local authorities. The local authorities suggested that he call the FBI to have his removed from

b7C

Re: [redacted]
this so-called "No Fly List". The TSA and FAA were also notified by both [redacted] office personnel, as well as myself. After numerous calls, transfers, etc., we were directed back to the FBI.

[redacted] is a very well-known and respected physician here the Jacksonville, FL area (please refer to his website: [redacted]). Quite often, he is required to travel out of state for seminars, business, personal and other hospital related issues; and it is imperative that he not be continually detained by the authorities. After the 9/11 terrorists attacks, we understand the need for increased security; however, we hope that [redacted] will not have to endure the humiliation and delay in travel that he experienced this morning.

His passport number is: [redacted] His date of birth is: [redacted]

On Monday, July 29th, [redacted] will be meeting with the local FBI here in Jacksonville, FL. If there is any further light you can shed on this incident, it would be greatly appreciated.

Sincerely,

[redacted]

b2

b7C

[redacted]
From: [redacted]
Sent: Friday, August 30, 2002 5:04 PM
To: [redacted]
Cc: [redacted]
Subject: No Fly & Selectee List ID Info

b7C

[redacted]

[redacted]

[redacted]

b2

b7E

[redacted]

[redacted]

Thanks.

Example

[redacted] and her husband [redacted] have been stopped several times, in San Diego (her home town), Newark (for three hours), Portland and L.A. The first time her daughter was also stopped and queried. Both [redacted] and [redacted] are U.S. citizens. [redacted] reported that she was unable to make a business meeting because she missed two flights waiting for the police to clear her. She is concerned about the embarrassment, the delays, the effect on her employment and the potential trauma to her daughter if they continue to be unduly delayed. I advised [redacted] to contact the three airlines she flies regularly (Alaska, United, and Continental), to see if they will be able to assist her by putting some bio info into their systems so that when she presents herself at the ticket counter, she can be excluded as THE person on the list.

b7C

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/5/03 BY 60267NLS/AE/JS
CAF 03-1779

[redacted]
From: [redacted]
Sent: Thursday, October 10, 2002 8:07 PM
To: [redacted]
Cc: Aviation-CAS Program; TSA LIST PROCESS; TBUSH
Subject: Re: No-fly List

b7C

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8/5/03 BY 60267 NLS/AG/J3
CAF 03-1779

First of all, thanks to Tom Bush - I have him fooled, eh? :-)

1. Q. We have found out that there are possibly [redacted] No-Fly lists being maintained and utilized at the airport. b2
A. There is only one No Fly List - it is capable of being printed and the TSA maintains it, based on info from FE., CIA and other intel sources. The current list is #115, and it is about 41 pages long right now. b7E

2. Q. The agencies having lists, as we know of are TSA, FBI and the airlines.

[redacted]

b2
b7E

3. Q. These list are not comprehensive and not centralized.
A. The lists will never be comprehensive and centralized, as they have different purposes and are maintained by different agencies. However, one day they will all be checked simultaneously (I will be retired by then!)

3. Q. Some subjects appear are one list but not the others.
A. I would imagine that the No Fly List contains some names that are also in VGTOF, but not all No Fly names are in VGTOF, although they should be. There will never be consistency due to input mechanisms, etc. and purpose of "lists."

4. Q. Some of the lists are old and not current. A. Throw old lists away and ask the agencies for new lists. I keep you up to date as best as I can with the TSA list. VGTOF is as current as the entries. [redacted]

5. Q. Please advise how we can get these people on the No-Fly List ASAP.

A [redacted]

b2
b7E

6. Q. BU EC, Dated 10/09/02, titled [redacted] is a directive to field offices confirming that all subjects have been appropriately watchlisted. We have contacted TSA today, 10/10/02 to verify if our subjects have been place on the list and again determine that they have not.

[redacted]

[redacted] I have to leave for the evening - I hope this helps somewhat. [redacted]

b7C

>>> [redacted] 10/10/02 12:12:44 PM >>>
[redacted] Hello from [redacted] Our New SAC, Tom Bush spoke highly of you yesterday.

b2

[redacted] we here in [redacted] have a problem and are wondering if you could help us out. We have found out that

b7E

b2
b7E

there are possibility [redacted] No-Fly lists being maintained and utilized at the airport. The agencies having lists, as we know of are TSA, FBI and the airlines. These list are not comprehensive and not centralized. Some subjects appear are one list but not the others. Some of the lists are old and not current. We are really confused.

b2
b7E

[redacted] SA [redacted] of our office has been in contact with [redacted] TSA at SIOC and [redacted] FBIHQ attempting to place these [redacted] Subjects on the NO-Fly lists, again with no success. [redacted] has been the most helpful but we have not yet been able to get the subjects placed on the lists. BU EC, Dated 10/09/02, titled [redacted] is a directive to field offices confirming that all subjects have been appropriately watchlisted. We have contacted TSA today, 10/10/02 to verify if our subjects have been place on the list and again determine that they have not. Please advise how we can get these people on the No-Fly List ASAP.

b2
b7E

Thanks [redacted]

b2
b7C
b7E

XXXXXX
XXXXXX
XXXXXX

FEDERAL BUREAU OF INVESTIGATION
FOIPA
DELETED PAGE INFORMATION SHEET

1 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

(b)(1)

(b)(7)(A)

(d)(5)

(b)(2)

(b)(7)(B)

(j)(2)

(b)(3)

(b)(7)(C)

(k)(1)

(b)(7)(D)

(k)(2)

(b)(7)(E)

(k)(3)

(b)(7)(F)

(k)(4)

(b)(4)

(b)(8)

(k)(5)

(b)(5)

(b)(9)

(k)(6)

(b)(6)

(k)(7)

Information pertained only to a third party with no reference to the subject of your request or the subject of your request is listed in the title only.

Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld inasmuch as a final release determination has not been made. You will be advised as to the disposition at a later date.

_____ Pages were not considered for release as they are duplicative of _____

_____ Page(s) withheld for the following reason(s): _____

The following number is to be used for reference regarding these pages:

Gordon/Adams pg-184

XXXXXXXXXXXXXXXXXXXX
X Deleted Page(s) X
X No Duplication Fee X
X for this page X
XXXXXXXXXXXXXXXXXXXX

XXXXXX
XXXXXX
XXXXXX

~~SECRET~~

From: [redacted]
Sent: Thursday, December 12, 2002 1:21 PM
To: [redacted]
Cc: [redacted] PISTERZI; Aviation-CAS Program; TERRORIST WATCH LIST Unit; TSA LIST b7C
Subject: PROCESS
Re: No Fly List Issue

ASAC Pisterzi writes of a situation which I've brought to your attention as well as to the TSA Watch, namely that we need

[redacted] b1
[redacted] b2

Please talk to [redacted] to see if TSA will require the submitting agencies to put [redacted] b7E

[redacted] (S)

I'm sure an expeditious response will be most appreciated by all concerned. Thanks [redacted]

b3
b6 as per CIA

SSA [redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[redacted]@leo.gov

b2
b7C

>>> ALBERT J PISTERZI 12/10/02 12:06:13 PM >>>

SAC Knowlton would like a resolution to a recurring problem we've encountered in LV regarding a No-Fly List (NFL) issue.

[redacted] b1
[redacted] b2
[redacted] b7E

[redacted]

[redacted] (S) This problem has occurred several times over the past few months and has not been rectified.

Your attention in this matter is very much appreciated.

b3
b6 as per CIA

Al
[redacted]

b2

8/5/03
CLASSIFIED BY: 60267NLS/AG/JS
REASON: 1.5 (C)
DECLASSIFY ON: X

CA# 03-1779

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HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

~~SECRET~~

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Section 552

Section 552a

(b)(1)

(b)(7)(A)

(d)(5)

(b)(2)

(b)(7)(B)

(j)(2)

(b)(3)

(b)(7)(C)

(k)(1)

(b)(7)(D)

(k)(2)

(b)(7)(E)

(k)(3)

(b)(7)(F)

(k)(4)

(b)(4)

(b)(8)

(k)(5)

(b)(5)

(b)(9)

(k)(6)

(b)(6)

(k)(7)

Information pertained only to a third party with no reference to the subject of your request or the subject of your request is listed in the title only.

Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

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Gordon/Adams pg-196

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X Deleted Page(s) X
X No Duplication Fee X
X for this page X
XXXXXXXXXXXXXXXXXXXX

XXXXXX
XXXXXX
XXXXXX

[redacted]
From:

Sent:

Monday, August 05, 2002 7:25 PM

To:

b7C

Cc:

Subject:

No Fly Name & Frozen Money

b2

b7E

[redacted]
I don't know anything about the freeze on his assets, but I've cc'd [redacted] Financial Review Group, in the event he can provide additional info.

This is the best info I have at the present time [redacted]

b7C

SSA [redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[redacted]@leo.gov

b2

b7C

>>> [redacted] 8/2/02 8:31:04 PM >>>

b7E

Hi [redacted]

I wasn't sure where else to start on this issue and I thought you might have some advice. We received a call from a [redacted] who is a Sergeant First Class in the US Army stationed at [redacted] and who was wondering if we could do anything to help his situation. He was very polite on the phone. He says that he is stopped and queried by LE on a very regular basis when he tries to fly commercially. Apparently the exception to this is Northwest Airlines with whom he has had an account for several years. He understands why, if you will, but wanted to know if there was anything he could do, such as using his full name instead of a middle initial when making reservations, etc. He also recently had a [redacted] when he attempted to send money to his wife in Memphis, Tenn. His mother resides in the UK and fears that if he tries to [redacted] to his mother, something similar will happen.

b2

b7C

b7E

Having told you this whole story, have you heard any methods for trying to preempt special attention at airports specifically and other places like [redacted] I checked the most recent No-Fly and Selectee lists and found 3 [redacted] on the NF and 1 [redacted] on the Selectee. Are other offices reporting similar issues?

Just wondering if you had any advice...

Thank
[redacted]

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DATE 8/5/03 BY 60262NLS/AG/JS

CA# 03-1779

[redacted]
From: [redacted]
Sent: Wednesday, September 18, 2002 4:41 PM
To: [redacted]
Cc: [redacted]
Subject: No Fly List Procedures

b7C

[redacted]
To your knowledge, have the TSA and the FBI agreed to a change in response protocols for potential matches on the No Fly List, i.e., [redacted] I'm sure that if there had been such a major change in procedure, you would have let me know. I've seen no Security Directive to that effect and I can't imagine it. Anyway, I ask because I think SIOC may have inadvertently misadvised one field office to that effect, and that office has asked for clarification. As far as I know, and please correct me if I'm wrong, the process, in a nutshell, is still as follows:

b2

b7E

FBI agents get contacted by the local police or air carrier to resolve potential list matches. [redacted]

b2

b7E

Is that still the procedure? Thanks. [redacted]

SSA [redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[redacted]@leo.gov

b2

b7C

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DATE 2/5/03 BY 60267NLS/AG/JS
CA# 03-1779

Gordon/Adams pg-198

[redacted]
From:
Sent:
To:
Cc:
Subject:

[redacted]
Tuesday, July 23, 2002 1:03 PM
[redacted]
Re: No-Fly List

b7C
ALL INFORMATION CONTAINED
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DATE 8/5/03 BY 60262NLS/AG/JS
CAF# 03-1779

[redacted]
I agree with your assessment of the needs, the rationale, the assistance OGC can provide, and hearing from [redacted]
(as to his perceptions and even to verify or confirm some of what we discussed yesterday - if he provides info that is at
odds with my understanding of TSA's position or handling of things, please let me know.)

Thanks again.

[redacted] b7C

>>> [redacted] 7/23/02 10:51:02 AM >>>

I would also add that OGC can help in the first category, establishing criteria, inasmuch as we can, per [redacted] suggestion

[redacted]

[redacted] b5

[redacted] b7C

>>> [redacted] 07/23/02 10:16AM >>>

[redacted] et al: This is to confirm our understanding in OGC of yesterday's meeting. We all recognize the needs: b7C

[redacted]
[redacted]
[redacted]
[redacted]
[redacted]
[redacted]

[redacted] b5

[redacted]

Obviously, CTD will have to address the last three of the four items listed above--although OGC will certainly help
wherever we can. However, we can and should play an integral role in developing criteria. We can work on criteria in
theory but we really need to learn the track record of experience so far.

To that end, you agreed to consult with the cognizant people in the TWL unit and other IT sources to assemble some of
the actual [redacted]

[redacted] b5

[redacted] b7C

Let me know if your understanding is different than what I have described and please let us know how you are progressing
in finding out the actual criteria used so far.

[Redacted]

From:
Sent:
To:
Cc:

[Redacted]
Wednesday, June 19, 2002 7:15 PM
[Redacted]
[Redacted]

b7C

Subject: Re: USA PATRIOT Act Sec. 1009?

[Redacted] boy, this is getting a bit complicated. Of course, I should have known that someone in the FBI was following the implementation requirements of various parts of all this legislation, and usually I will end up with aviation-related things like this, but not this time. So, not only is Congress wanting an update, but now DOJ is tracking it too. Just gets worse, doesn't it?

b5

In response to your question, yes, I've developed a significant role in the watch list procedures and am privy, along with others, to various info sharing efforts regarding comparing passenger data and names of known/suspected terrorists, but that grew independently of any legislative mandate to study such things.

b7C

[Redacted]

Thanks. [Redacted]

>>> [Redacted] 6/19/02 9:55:49 AM >>>

[Redacted] you may recall that back in November the FBI made a report to the AG on implementation responsibilities for various parts of the USA Patriot Act. IRD designated then-DAD Frank Sauer as the POC/ticket-holder for Section 1009. DOJ (OLP [Redacted]) is now calling for an update on implementation status (report was due to Congress months ago). Now that [Redacted] moved from IRD, can you advise who has this ticket?

b7C

[Redacted] Section 1009 requires the FBI to study and report to Congress on the feasibility of providing to the airlines "via computer" the names of passengers who are suspected of terrorist activities by federal law enforcement officials. So I've also addressed this to you on the chance that in pursuit of your other info-sharing efforts you might have picked this up???



Re: Overdue
Patriot Act requir...

ALL INFORMATION CONTAINED
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DATE 8/6/03 BY 60267 NLS/AG/JS
CA# 03-1779

[redacted]
From:

Sent:

Thursday, June 20, 2002 9:42 AM

b7C

To:

Cc:

Subject:

Re: RE: USA PATRIOT Act Sec. 1009?

[redacted] yes, I think so re coordinating and with [redacted] as POC.

[redacted] as I originally stated, I think my draft letter is accurate, but should be coordinated/reviewed by others, which looks like CJIS and [redacted]

b7C

[redacted] - If you want to meet on the response I drafted and/or for us to gain a common understanding of the legislative intent etc, just let me know. Obviously, I could be off base because I responded only based on my own observations of the current situation and what I know or think I know to be happening in other Bureau entities.

Thanks to all [redacted]

>>> [redacted] 6/20/02 9:24:14 AM >>>

Thanks [redacted] From the threads on this message, sounds like CJIS and [redacted] will want to get together on this.

>>> [redacted] 06/20/02 09:14AM >>>

[redacted] just talked to [redacted] and we agree that he is best suited to take over this responsibility for now. if duties evolve into something else, then we may have to reassign later. for now [redacted] is the man. ext [redacted]

b7C

-----Original Message-----

From:

Sent: Wednesday, June 19, 2002 9:55 AM

To:

Cc:

Subject: USA PATRIOT Act Sec. 1009?

[redacted] you may recall that back in November the FBI made a report to the AG on implementation responsibilities for various parts of the USA Patriot Act. IRD designated then-DAD Frank Sauer as the POC/ticket-holder for Section 1009. DOJ (OLP's [redacted] is now calling for an update on implementation status (report was dues to Congress months ago). Now that Frank's moved from IRD, can you advise who has this ticket?

b7C

[redacted] Section 1009 requires the FBI to study and report to Congress on the feasibility of providing to the airlines "via computer" the names of passengers who are suspected of terrorist activities by federal law enforcement officials.. So I've also addressed this to you on the chance that in pursuit of your other info-sharing efforts you might have picked this up???

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CA# 03-1779

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Section 552

Section 552a

(b)(1)

(b)(7)(A)

(d)(5)

(b)(2)

(b)(7)(B)

(j)(2)

(b)(3)

(b)(7)(C)

(k)(1)

(b)(7)(D)

(k)(2)

(b)(7)(E)

(k)(3)

(b)(7)(F)

(k)(4)

(b)(4)

(b)(8)

(k)(5)

(b)(5)

(b)(9)

(k)(6)

(b)(6)

(k)(7)

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_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

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Gordon Adams pg-202

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X for this page X
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[Redacted]

b7C

From: [Redacted]
Sent: Monday, July 22, 2002 1:48 PM
To: [Redacted]
Subject: Info for TSA Legal Request

CA# 03-1779
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DATE 8/6/03 BY 60267NLS/AG/JS

[Redacted] seems to believe that he is entitled to an immediate response to his issues, when the FBI has been waiting since Nov 2001 for resolution to our issues asking them for [Redacted] to the watch lists and to cooperate on crafting the Security Directives. They ignored [Redacted] January letter, and have yet to act, based on discussions held at a meeting in early June to go over these issues again. Therefore, I don't know that we should be in any rush for him, but you have to keep letting him think you're working on "it" - same tactic they use with us.

b2
b7C
b7E

[Redacted] is going to write the FBI a letter about what TSA wants to know from us about detaining passengers, etc. These are the points that I think need to be iterated, among any others we might add about how a person gets on the list in the first place.

[Redacted]

b2
b7E

1. What does the FBI want the TSA to "do" re a "No Fly" List?

A. [Redacted]

B. [Redacted]

C. [Redacted]

D. [Redacted]

b2
b5
b7E

E. [Redacted]

F. [Redacted]

G. [Redacted]

H. [Redacted]

I. [Redacted]

2. What is the legal justification for what the FBI wants the TSA to do?

A. The legal justification for requiring air carriers to identify passengers on threat lists (including NCIC) and for preventing passengers from boarding until and if identified as a "match" may be found in the Aviation and Transportation Security Act (ATSA) of 2001, passed on November 19, 2001, mandates in Section 101, (a), §114 (h) entitled "Management of Security Information", that the Under Secretary of Transportation for Security shall:

- (1) enter into memoranda of understanding with Federal agencies or other entities to share or otherwise cross-check as necessary data on individuals identified on Federal agency databases who may pose a risk to transportation or national security;
- (2) establish procedures for notifying the Administrator of the Federal Aviation Administration, appropriate State and local law enforcement officials, and airport or airline security officers of the identity of individuals known to pose, or suspected of posing, a risk of air piracy or terrorism or a threat to airline or passenger safety;

(3) in consultation with other appropriate Federal agencies and air carriers, establish policies and procedures requiring air carriers--

(A) to use information from government agencies to identify individuals on passenger lists who may be a threat to civil aviation or national security; and

(B) if such an individual is identified, notify appropriate law enforcement agencies, prevent the individual from boarding an aircraft, or take other appropriate action with respect to that individual; and

(4) consider requiring passenger air carriers to share passenger lists with appropriate Federal agencies for the purpose of identifying individuals who may pose a threat to aviation safety or national security.

B

[Redacted]

C

[Redacted]

That's as far my legal brain will carry me, which may still not be far enough to properly address the issues. Thanks.

SSA [Redacted] (fax)
Civil Aviation Security Program, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
[Redacted]@leo.gov

b2

b5

b7C

b7E

Gordon/Adams pg-204

1/3

*Refer
to
State
or
TSA*

[redacted]

From: [redacted]
Sent: Wednesday, July 31, 2002 9:14 PM
To: [redacted]
Cc: [redacted] ACUMMIN
Subject: Re: [redacted]

b7C

b7D

I talked at great length with [redacted] onite. She is with Customs as you said. [redacted]

b2

[redacted] They are the same issues we face with our own agents, so solve those and we don't need a meeting. I think we need to talk in-house again, once you get those criteria about who ends up on the list. We need to try and draw a line about the minimum info needed on someone before they go on a list.

b7C

b7D

b7E

[redacted]

b2

b7C

b7D

b7E

>>> [redacted] 07/30/02 09:55AM >>>

All - Re previous mail, the day was incorrectly listed as Tuesday, and because the flight time from Dulles doesn't arrive [redacted] until 9:56 am [redacted] scheduled the meeting from 11am - 1pm. I've made the change in the original mail below. In addition, there will be no discussion [redacted] as the No Fly List issues will undoubtedly take up the whole 2 hours.

b2

b7C

b7D

b7E

I will be attending, as will [redacted] for TSA. I strongly suggest that as many of you plan to attend as possible (with the possible exception of TMU).

FYI - The [redacted] and TSA consider [redacted] TSA No Fly List matters (I'm still [redacted] The list is known as the "FBI Watchlist" in all circles and the TSA is referring all complaints from citizens to the FBI, [redacted] Now, I don't mind that as I believe I am able to explain to them how it works and some of their options for contacting the airlines, as in most cases, it is the airlines that are causing delays by not clearing the passengers when they can.

b2

b7E

Thank you. [redacted]

[redacted]

b2

b7D

b7E

[redacted]

b2

b7E

Thank you.

b7C

b7D

From: [redacted] state.gov>
To: [redacted] (FBI)" <[redacted] (E-mail)" [redacted]
Cc: [redacted] (E-mail)" <[redacted] <[redacted] <[redacted]

b2

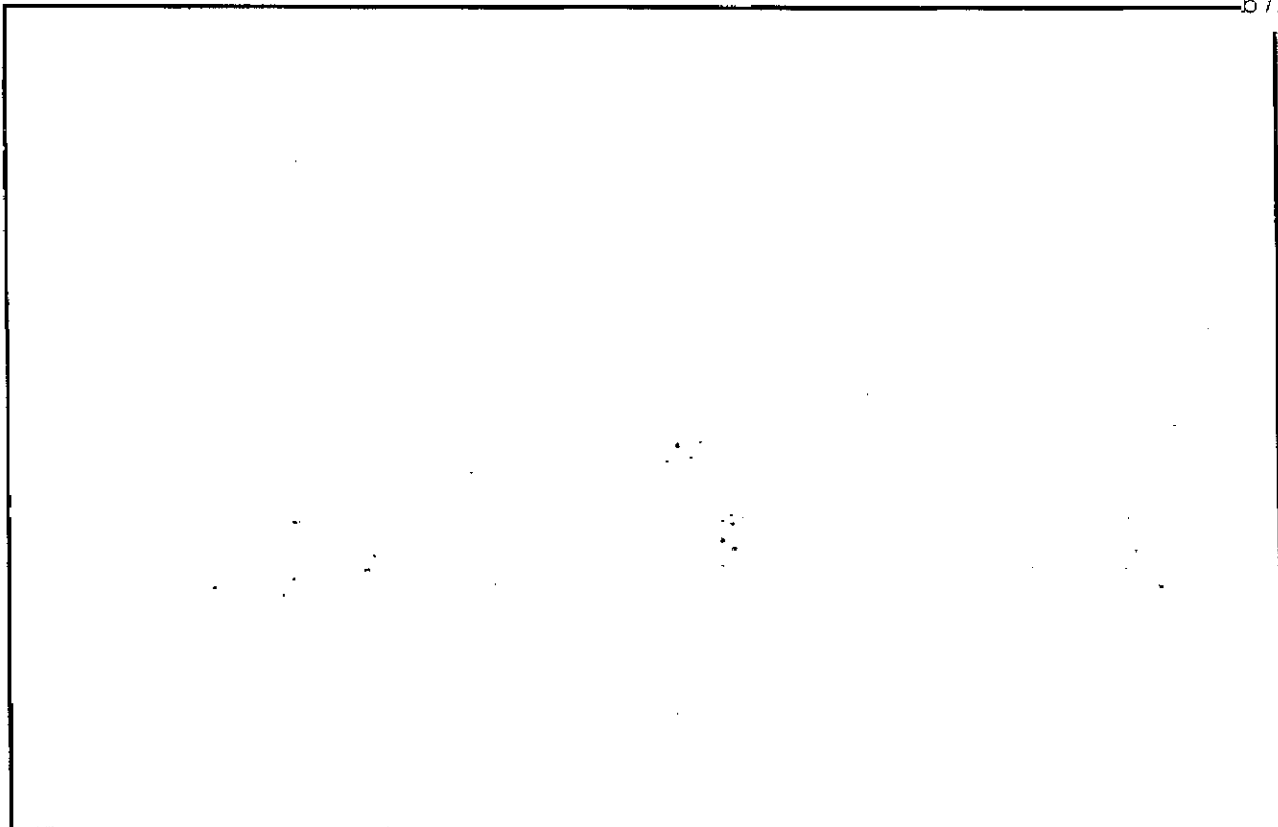
Subject: RE: TSA No Fly List

b7C

Date: Thu, 18 Jul 2002 13:51:03 -0400

b7D

b7E



-----Original Message-----

From: [redacted] (FBI) [mailto:[redacted]@leo.gov]

b2

Sent: July 06, 2002 2:51 PM

To: [redacted] (E-mail); [redacted]

b7C

Cc: [redacted] (E-mail); [redacted] (E-mail)

b7D

Subject: Re: TSA No Fly List

b7E

[redacted] sorry, I was looking on the wrong lists - it looks like there is a [redacted] on the most current Selectee List 44.

[redacted]

----- Original Message -----

From: [redacted] (FBI)" [redacted]@leo.gov>
To: [redacted] (E-mail)" [redacted]@faa.gov>
Cc: [redacted] (E-mail)" [redacted]@state.gov>; [redacted] (E-mail)" [redacted]@ost.dot.gov>
Sent: Friday, July 05, 2002 5:50 PM
Subject: Re: TSA No Fly List

b7C

Hello, [redacted]

b7C

It appears that there is no more [redacted] on either of the two lists (No Fly 73 or Selectee 44), so Mr. [redacted] should have no more problems for now. However, if another [redacted] should be put on the list, his name would trigger something. Your advice was the best that could be given under the circumstances. I don't know if FBI put him on the list or not.

[redacted]

[redacted] Supervisory Special Agent
Civil Aviation Security Program
Special Events Management Unit, Room 11795
Domestic Terrorism Counterterrorism Planning Section
Counterterrorism Division
Federal Bureau of Investigation
[redacted] (fax)

b2

b7C

----- Original Message -----

From: [redacted]@tc.gc.ca
To: [redacted] (E-mail)" [redacted]@faa.gov
Cc: [redacted] (E-mail)" [redacted]@state.gov; [redacted] (E-mail)" [redacted]@ost.dot.gov; [redacted] (E-mail)" [redacted]@leo.gov
Sent: Friday, July 05, 2002 9:51 AM
Subject: TSA No Fly List

b7C

b7D

[redacted]

There is a specific case involving the TSA List which is a slightly bigger problem for us. The list contains the name: [redacted] we have a Mr. [redacted] who is continually denied access to the automated check-in and is given the third degree every time he flies. The problem is our Mr. [redacted] which means that he is a member of [redacted] which means that he is required to travel the world for preparatory meetings related to the [redacted] We have advised our [redacted] to book his ticket using his full names which match those on his passport i.e. [redacted] His travel agent has added his Frequent Flyer details to all his bookings and provides Mr. [redacted] DOB, Passport # and Country of Issue so he can checked out early through [redacted] when he travels to the [redacted] Still he get's hassled. Is there anyway way for you folks to verify whether [redacted] is still a valid name, add more details or delete it? We're still looking forward to meeting with you folks to try and come to grips with the TSA List issue.

b7C

b7D

[redacted]

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DATE 8/6/03 BY 60267NLS/AK
CA# 03-1779 051

[Redacted]
From: [Redacted] b7C
Sent: Tuesday, July 30, 2002 9:56 AM
To: [Redacted] ACUMMINGS
Cc: [Redacted] b7D
Subject: UPDATE/FOLLOWUP [Redacted]

*states
TSA*

All - Re previous mail, the day was incorrectly listed as Tuesday, and because the flight time for doesn't arrive [Redacted] until 9:56 am, [Redacted] scheduled the meeting from 11 am - 1 pm. I've change in the original mail below. In addition, there will be no discussion [Redacted] Fly List issues will undoubtedly take up the whole 2 hours.

b2
b7C

I will be attending, as will [Redacted] fo strongly suggest that as many of you plan to attend as possible (with the possible exception of TMU).

b7E

FYI - The [Redacted] and TSA consider [Redacted] TSA No Fly List matters (I'm still [Redacted] The list is known as the "FBI Watchlist" in all circles and the TSA is referring all complaints from citizens to the FBI. [Redacted] Now, I don't mind that as I believe I am able to explain to them how it works and some of their options for contacting the airlines, as in most cases, it is the airlines that are causing delays by not clearing the passengers when they can.

b2
b7E

Thank you. [Redacted]

b7C
b7D

[Large Redacted Block]

b2
b7D
b7E

[Redacted Block]

b2
b7E

Thank you.

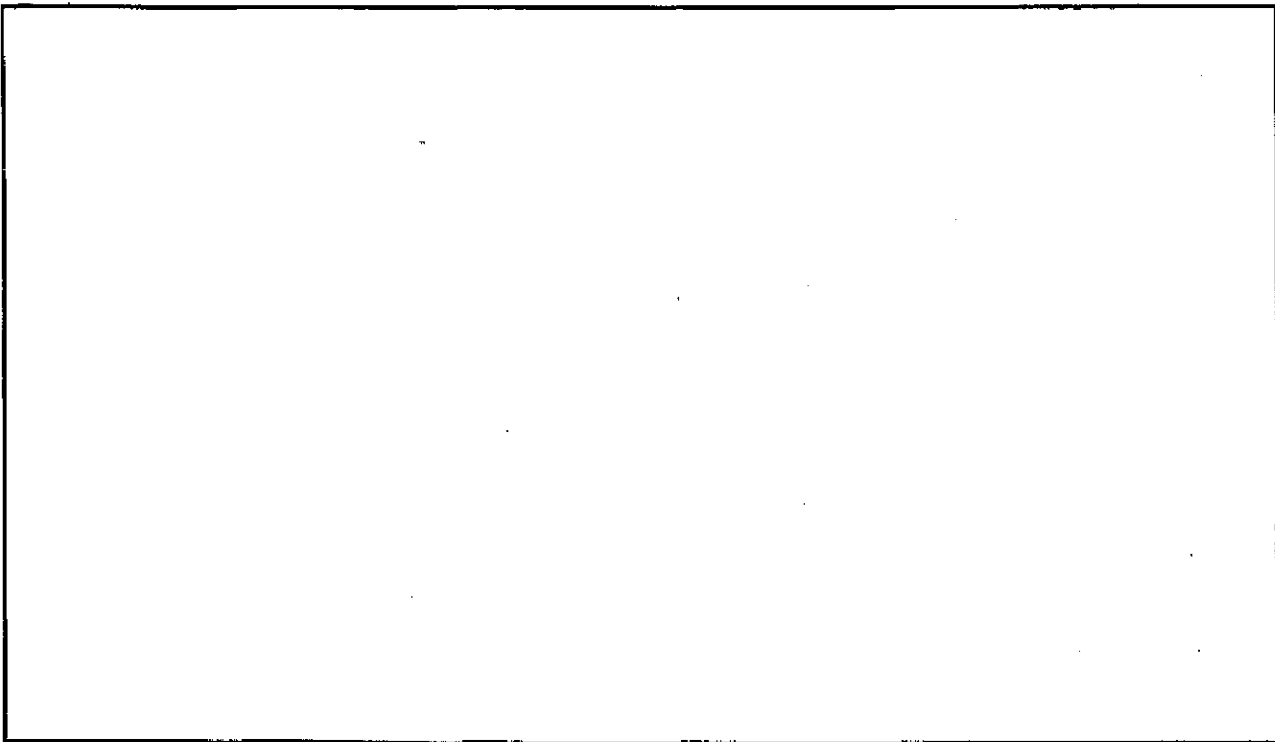
From: [Redacted] <[Redacted]@state.gov>
To: [Redacted] (FBI)" <[Redacted] (E-mail)" [Redacted]
Cc: [Redacted] (E-mail)" <[Redacted] <[Redacted] <[Redacted] <

b7C
b7D

Subject: RE: TSA No Fly List
Date: Thu, 18 Jul 2002 13:51:03 -0400

[Redacted Block]

b2
b7D
b7E



b2

-----Original Message-----

From: [redacted] (FBI) [mailto:[redacted]@leo.gov]

b7C

Sent: July 06, 2002 2:51 PM

b7C

b7D

To: [redacted] (E-mail); [redacted]

b7E

Cc: [redacted] (E-mail); [redacted] (E-mail)

b7D

Subject: Re: TSA No Fly List

[redacted] - sorry, I was looking on the wrong lists - it looks like there is a [redacted] on the most current Selectee List 44.

b7C

b7D

[redacted]

-----Original Message-----

From: [redacted] (FBI)" <[redacted]@leo.gov>

b7C

To: [redacted] (E-mail)"

b7D

[redacted]@faa.gov>

Cc: [redacted] (E-mail)" [redacted]@state.gov>; [redacted]

(E-mail)" [redacted]@ost.dot.gov>

Sent: Friday, July 05, 2002 5:50 PM

Subject: Re: TSA No Fly List

b7C

Hello, [redacted]

It appears that there is no more [redacted] on either of the two lists (No Fly 73 or Selectee 44), so Mr [redacted] [redacted] should have no more problems for now. However, if another [redacted] should be put on the list, his name would trigger something. Your advice was the best that could be given under the circumstances. I don't know if FBI put him on the list or not.