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Federal Bureau of Investigation

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CALEA Implementation Section
14800 Conference Center Drive, Suite 300
Chantilly, VA 20151

August 10, 2000

Ms. Maggie Roman Salas
Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TWB-204
Washington D.C. 20554

Re: Ex Parte Presentation
In the Matter Of: Communications Assistance for Law Enforcement Act
CC Docket No. 97-213

Dear Ms. Salas:

On August 9, 2000, representatives of the Federal Bureau of Investigation met with a representative of the Federal Communications Commission to discuss the above-referenced matter. Present from the Federal Bureau of Investigation were Jon D. Pifer, attorney, Office of the General Counsel, Dawn Dohrmann, attorney, Lafayette Group, Joe Harmon, CALEA Implementation Section, and John Spencer, FCC.

The parties discussed filings by telecommunications carriers in accordance with the rules promulgated by the FCC pursuant to the "systems security and integrity" provisions of CALEA Sections 229 and 105. The FBI reviewed a representative sampling of those filings. The FBI noted that some carriers had not specified the name and contact information for one or more designated points of contact in accordance with Section 62.2103(b) of the FCC's rules. The FBI commented that it was important for this information to be provided to law enforcement agencies, in addition to the FCC. The FBI also noted that many carriers appeared to be incorrectly requiring their employees to ensure that an order authorizing electronic surveillance contain all of the criteria listed in 18 U.S.C. §2518(4). The FBI commented that the carriers duty is only to ensure that the order or other appropriate authorization exists. A carrier will often be served with only a redacted order which does not contain all of the information listed in 18 U.S.C. §2518(4). See 18 U.S.C. §2511(2)(a)(ii).

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Pursuant to Section 1.1206 of the Commission's rules, an original and a copy of this letter are enclosed. Copies of this letter are simultaneously being provided to the Commission' staff members identified above.

Sincerely,

A handwritten signature in black ink, appearing to read "H. Michael Warren". The signature is fluid and cursive, with a large initial "H" and a long, sweeping underline.

H. Michael Warren
Project Manager/Chief
CALEA Implementation Section

CC: John Spencer