



U. S. Department of Justice

Office of Legislative Affairs

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Office of the Assistant Attorney General

Washington, D.C. 20530

April 1, 2005

The Honorable J. Dennis Hastert  
Speaker  
U.S. House of Representatives  
Washington, D.C. 20515

Dear Mr. Speaker:

This report is submitted pursuant to the Foreign Intelligence Surveillance Act of 1978, Title 50, United States Code, Section 1807, as amended.

During calendar year 2004, 1,758<sup>1</sup> applications were made to the Foreign Intelligence Surveillance Court for electronic surveillance and physical search. The 1,758 applications include applications made solely for electronic surveillance, applications made solely for physical search, and combined applications requesting authority for electronic surveillance and physical search simultaneously. The Court approved 1,754 applications.

The Government withdrew three of the 1,758 applications made to the Court prior to the Court ruling on the applications. The Government later resubmitted one of the three applications, which was approved by the Court as a new application. The Court did not deny, in whole or in part, any application submitted by the Government in 2004.

Section 1807 also requires that the Government report, in addition to the number of applications approved or denied, the number of applications modified by the Court. During calendar

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<sup>1</sup> One application, which is reflected in the 1758 applications made to the Court, was approved in 2003 and received a docket number in 2004.

year 2004, the Court made substantive modifications to the Government's proposed orders in 94 applications presented to the Court.

Sincerely,

Handwritten signature of William E. Moschella in black ink.

William E. Moschella  
Assistant Attorney General