

EXHIBIT 69
FILED UNDER SEAL

Senior Official CARRP Overview - Section IISlide # 3: KST Hits

- **Non-KSTs - Are the category of the remaining cases with NS concerns including but not limited to:**
 - Associates of KST(s)
 - Unindicted co-conspirators
 - Terrorist organization members
 - Persons involved with providing material support to terrorists or terrorist organizations, and
 - Agents of foreign governments
 - Individuals and organizations who fall into the Non-KST grouping may also pose a serious threat to national security.
- KSTs are identified by
- TECS/IBIS Record
 - [REDACTED] **LE**
 - Lists status
 - “Suspected Terrorist”
 - “Known Terrorist”
 - Lists contact as [REDACTED] **LE**
 - Don’t call the National Targeting Center (NTC).
 - Call the Terrorist Screening Center (TSC).
 - Call TSC at 866-872-9001

Slide #7: NCIC Record [REDACTED] **LE**

- Requests contact with Terrorist Screening Center (TSC)
- Record in Violent Gang and Terrorist Organization File (VGTOF)
- [REDACTED] **LE**
- Indicates subject is a possible terrorist organization member or international extremist. (Gang members excluded unless also a NS concern)
- Do NOT alert USCIS individual that they are on the watchlist.

Slide #: 12 Terrorist Screening Center (TSC)Who contacts TSC?

- Designated Officers contact the Terrorist Screening Center to confirm whether a KST hit is a match to a USCIS subject.

When can TSC be contacted?

- TSC is only contacted by designated officers when a KST hit [REDACTED] **LE** exists
- In other words, do not contact TSC unless there is a [REDACTED] **LE**
- Do NOT contact Richard Kopel, Deputy Director at the TSC.
- TSC does not give adjudicative advice.

- What does TSC personal?
 - Confirm the match
 - If there is a match, information is provided to the Watch Commander within TSC and they forward the information to the Terrorist Screening Operations Unit (TSOU).
 - TSOU reaches out to the case agent and/or originating agency not the TSC.
- USCIS may or may not receive a call from the TSOU or case agent.
 - If no response is received from case agent please contact your local JTTF not the TSC.

- What will TSC need to confirm the match?

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

Slide # 13: Security Check Results

NS concerns can be identified by the following security check results:

- FBI Name Check
- FBI Fingerprint Check
- TECS/IBIS
- Non-IBIS Referral

Slide # 14: FBI Name Check Results – National Name Check Program NNCP

[Redacted]

Function: The employees of the NNCP review and analyze potential identifiable documents to determine whether a specific individual has been the subject of or mentioned in any FBI investigation(s), and if so, what (if any) relevant information may be disseminated to the requesting agency. It is important to note that the FBI does not adjudicate the final outcome; it just reports the results to the requesting agency.

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

Slide #15: FBI Name Check Response

- Results
 - **No Record**
 - **Positive Response**
 - Indicates a positive match in the FBI's system for pertinent and/or derogatory information on the applicant
 - Generates a hard copy report
 - Letterhead Memorandum (LHM)
 - Third Agency Referral
 - **Unknown Response**
 - **Pending**

- **Validity**
 - Definitive response valid indefinitely for application

- **NS Indicators:**
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]
 - [REDACTED]

- **Refer to:**
 - 12/21/2006 Name Check Memorandum
 - *National Security Adjudication and Reporting Requirements Update*, Signed February 9, 2009.

Must receive and resolve any concerns that affect eligibility or admissibility prior to granting a benefit

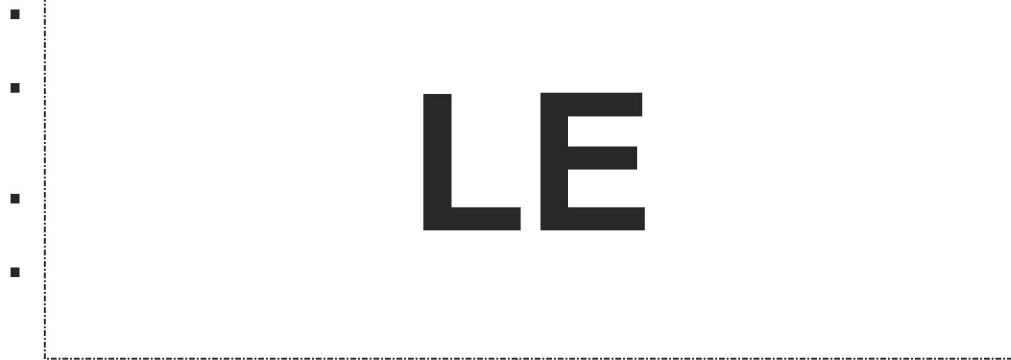
Slide # 18 FBI Name Check – Unknown Response

- Prior to December 2007 indicated positive response
- As of December 2007 may indicate positive response or request was completed as an expedite
- Must have a hard copy to confirm whether request resulted in a “Positive Response” or “No Record”
 - May be fax if expedite

Slide #19: Closed Investigation???

Closed does not always mean closed!

Examples of Letterhead Memoranda (LHM)



Case might have been closed administratively

- Subject moves to another office's jurisdiction
- Subject departs the U.S.
- Exhaustion of available leads
- Allegations were investigated and confirmed but not prosecuted

Slide # 20: NS Indicators – Fingerprint Check

RAP sheet indicates that the subject:

- Has been classified by the Attorney General as a known terrorist
- Was charged in immigration court with a inadmissibility or deportability based on one of the security grounds found in the INA
- Was arrested or detained by the U.S. military overseas (e.g. detainees in Iraq or Guantanamo)

“Terroristic threats”

- Does not necessarily indicate a NS concern
- Oftentimes a charge for domestic violence crime
- Terrorist activity
 - use of explosives, firearms, or other weapons or danger devices
 - for other than mere personal gain
 - with intent to endanger, directly or indirectly, the safety of one or more individuals or to cause substantial damage to property

Slide #22: TECS/IBIS NS Indicators


- Results of SQ11 and SQ16



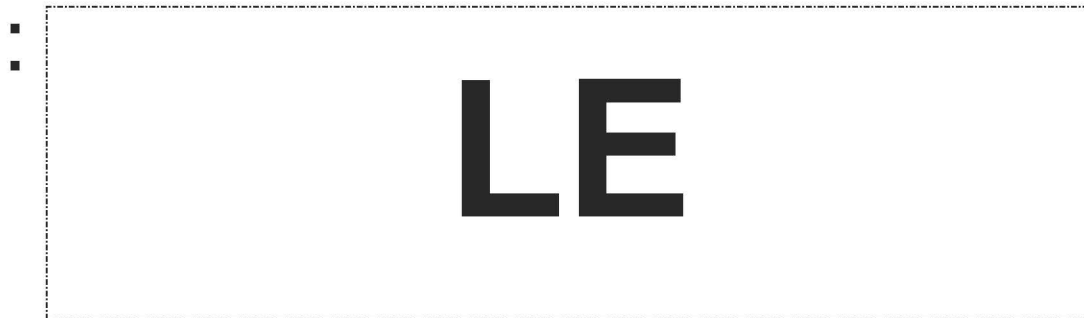
- **Validity**
 - 180 days (calendar days)

Slide # 23: NS Indicators

Hit Examples

- Joint Terrorism Task Force (JTTF) Investigation or Interest
 - IBIS record indicates an ongoing or closed JTTF investigation/interest
- Investigative Hits involving NS Activity
 - 
- Intelligence reports of NS activity
 - Affiliation with Holy Land Foundation or other specially designated organizations
 - Association with KSTs (via travel, addresses, business)

Not considered NS **unless** there is a specific DOS record or sub-record that identifies a NS concern



Other possible NS Indicators – Refer to Attachment A (in handouts)

- Customs and Border Protection (CBP) **one-day lookouts**, that were resolved in secondary inspection:

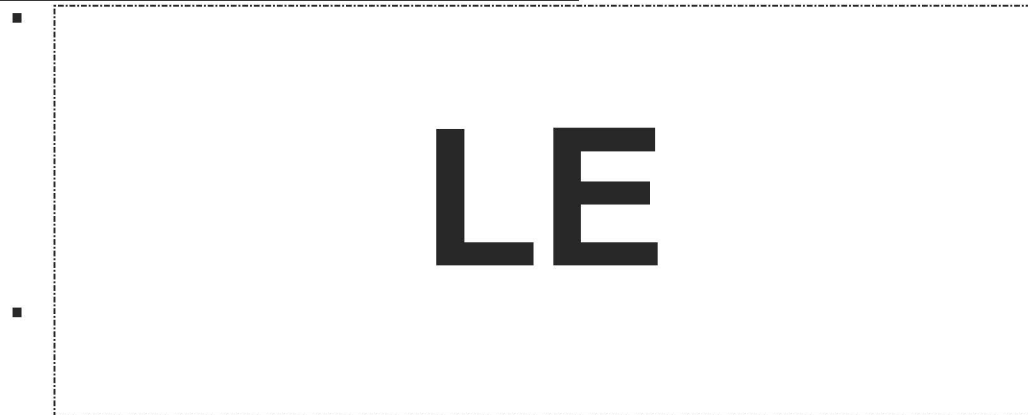


Slide #24: KST hit removed???

- Individual had a KST IBIS/TECS hit at one time but it has been removed:
 - A KST NS record can be added or removed during any stage of the CARRP process.
 - If the individual was previously identified as a KST NS concern but the record is removed and there are no other indicators of a NS concern, the individual is no longer a KST NS concern. You can confirm that the individual has been removed from the watch list by conducting a query in TECS/IBIS. You may wish to reach out to your local ICE/JTTF to determine if there are any other issues. For any further assistance, you may send a request for assistance to the FDNS-NSB mailbox
 - For previous applications/petitions with KST hits as per Updated Guidance:
 - Re-run IBIS prior to final adjudication.
 - For N-400, re-run IBIS on day of NATZ ceremony.
 - To document the previously identified KST NS concern, update FDNS-DS to indicate that an NS concern was identified but no longer exists and include any follow up actions that were taken.

Slide #25: NTC Reminder's

- **There is an archived NTC [redacted] LE [redacted] record on a USCIS applicant. How do I resolve the hit? Do I contact NTC?**



- **What is an NTC log number? Does an NTC log number mean that there is derogatory information?**



- **A secondary inspection shows an NTC log number. Do I have to contact National Targeting Center (NTC)?**
 - The existence of an NTC log number in secondary inspection results is not cause for contacting NTC. CBP Officers annotate the log numbers in the secondary inspections on both positive and negative matches.
 - Your local ICE liaison should assist in having terrorism related records vetted. If NTC receives a call from USCIS concerning a terrorism related record, NTC forwards the call to the NTC ICE liaison on duty.

Slide #26: Identifying an NS Concern

- **Family Members/Close Associates**
 - Petitioner, beneficiary, applicant, dependant or derivative may be a family member or close associate of a subject who has an identified NS concern.
 - Must examine closely to determine if pet/bene/app is also of concern because of the close relationship and how if at all eligibility or admissibility is affected
 - Close associate? Roommate, co-worker, employee, owner, partner, affiliate, or friend
 - p. 11-13 Dom Ops Guidance
 - p. 5 International Ops Guidance

USC Petitioner

- If the NS concern relates to USC petitioner
- Designated Officer considers how it affects eligibility
- Designated Officer determines whether NS concern also relates to beneficiary
 - Beneficiary is or has been involved in, or is aware of, the NS concern as it relates to the USC petitioner
- If the designated officer determines that the individual
 - is NOT involved in, or is not aware of, the NS concern, the application/petition may be released for routine adjudication.
 - has been involved, in or is aware of, the NS concern, the application/petition must be adjudicated in accordance with CARRP policy and procedures.

Slide #27: Non-IBIS referral NS Concerns

- There are cases encountered by adjudicating Officers that have no TECS/IBIS hits, no Record FBI response and Non-IDENT Fingerprint response. BUT the case can **still** have NS concerns.
- How is this identified?
 - Review of the petition or application, supporting documents, the A-file, or related files;
 - Testimony elicited during an interview;
 - Leads from other US Government agencies or foreign governments;
 - Other sources, including open source research.
 - [REDACTED]

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

Suspicious Financial Activity

- [Redacted]
 - [Redacted]
 - [Redacted]
 - [Redacted]
 - [Redacted]
 - [Redacted]
 - [Redacted]
 - [Redacted]
 - [Redacted]
 - [Redacted]
- LE

Material Support Cases

- Defined in 212(a)(3)(B)(iv)(VI) of the INA includes the following to be used to support terrorist activity or organization:
- Safe house
- Transportation
- Communications
- Funds, transfer of funds, other material financial benefit
- False documentation or identification
- Weapons (including chemical, biological, or radiological weapons), explosives, or training)
- Food, housing, and money (war tax, ransom, extortion, donations) would also be considered material support

Exemptions:

- **If an exemption is granted** under INA § 212(d)(3)(B)(i) of the Act, AND no other NS concern is identified, no further vetting is required and the application/petition may continue through routine adjudication.
- **If exemption will not be granted**, NS concern must be documented in FDNS-DS.
- **If exemption available and granted** under 212(d)(3)(B)(i) and no other NS concern, release for adjudication. No FDNS-DS required.
 - Domestic Ops Guidance p. 35
 - International Ops Guidance p. 10

Officers must look at the whole picture and consider the facts of each individual case.