

Routine



U.S. Department of Justice
Federal Bureau of Investigation

FD-302 (Rev. 11-29-10)

601 Fourth Street NW
Washington, DC 20535-0002
August 19, 2010

Mr. Alec McGillivray
General Counsel
Twitter
799 Polson Street
Suite 600
San Francisco, CA 94107

Dear Mr. McGillivray:

Under the authority of Executive Order 12333, dated July 10, 2008, and pursuant to Title 18 United States Code (U.S.C.), § 2709 (5 201 of the Electronic Communications Privacy Act of 1986) (as amended), you are hereby directed to provide to the Federal Bureau of Investigation (FBI) all subscriber information, limited to name, address, and length of service, for all services provided to or accounts held by the named subscriber and/or subscriber of the named account.

Account:	For Following Date(s) (YYYY-MM-DD):
[REDACTED]	From Inception to Present

If the time period noted above is from "inception," that term is intended to apply to the current account holder only. If the time period noted above is to the "present," that term is intended to direct production of information to the date of the processing of this letter. If providing information to the date of processing is not feasible, please provide information to the date of receipt of this letter.

While fulfilling your obligations under this letter, please do not disable, suspend, lock, cancel or interrupt service to the above-described subscriber(s) or accounts. A service interruption or degradation may alert the subscriber(s)/account user(s) that investigative action is being taken. If you are not able to fulfill your obligations under this letter without alerting the subscriber/account user, please contact the FBI prior to proceeding.

Mr. Alec Macgillivray

In accordance with Title 18 U.S.C., § 2709(b), I certify that the information sought is relevant to an authorized investigation to protect against international terrorism or clandestine intelligence activities, and that such an investigation of a United States person is not conducted solely on the basis of activities protected by the First Amendment to the Constitution of the United States.

In accordance with Title 18 U.S.C. § 2709(c)(1), I certify that a disclosure of the fact that the FBI has sought or obtained access to the information sought by this letter may endanger the national security of the United States, interfere with a criminal, counterterrorism, or counterintelligence investigation, interfere with diplomatic relations, or endanger the life or physical safety of a person. Accordingly, Title 18 U.S.C. § 2709(c)(1) and (2) prohibits you, or any officer, employee, or agent of yours, from disclosing this letter, other than to those to whom disclosure is necessary to comply with the letter or to an attorney to obtain legal advice or legal assistance with respect to this letter.

In accordance with Title 18 U.S.C. § 2709(c)(3), you are directed to notify any persons to whom you have disclosed this letter that they are also subject to the nondisclosure requirement and are therefore also prohibited from disclosing the letter to anyone else.

In accordance with Title 18 U.S.C. § 2709(c)(4), if the FBI asks for the information, you should identify any person to whom such disclosure has been made or to whom such disclosure will be made. In no instance will you be required to identify any attorney to whom disclosure was made or will be made in order to obtain legal advice or legal assistance with respect to this letter.

In accordance with 18 U.S.C. § 3511(a) and (b)(1), you have a right to challenge this letter if compliance would be unreasonable, oppressive, or otherwise unlawful.

You also have the right to challenge the nondisclosure requirement set forth above. If you wish to make a disclosure that is prohibited by the nondisclosure requirement, you must notify the FBI, in writing, of your desire to do so within 10 calendar days of receipt of this letter. That notice must be mailed or faxed to the Washington Field Office, attention: [REDACTED] with a copy to FBI HQ, attention: General Counsel (fax number: 202-324-5366) and must reference the date of the NSL and the identification number found on the upper left corner of the NSL. If you send notice within 10 calendar days, the FBI will initiate judicial proceedings in approximately 30 days in order to demonstrate to a federal judge the need for nondisclosure and to obtain a judicial order requiring continued nondisclosure. The nondisclosure requirement will remain in effect unless and until there is a final court order holding that disclosure is permitted.

Mr. Alec Macgillivray

If you do not send notice of your desire to disclose the NSL or the fact that you produced records in response to it within 10 calendar days of receipt, then the nondisclosure provision will remain in effect, subject to your opportunity to make an annual challenge to the nondisclosure requirement as provided by subsection 3511(b).

In accordance with Title 18 U.S.C. § 3511(d), an unlawful failure to comply with this letter, including any nondisclosure requirement, may result in the United States bringing an enforcement action.

You are directed to provide records responsive to this letter personally to a representative of the San Francisco Division within 14 business days of receipt of this letter. Please provide records in response to this letter in paper format or if possible, in electronic format. Due to security considerations, you should neither send the records through routine mail service nor non-secure fax, nor disclose the substance of this letter in any telephone conversation. In responding to this request in order to facilitate processing of the information, please reference the NSL-10-302279.

Any questions you have regarding this letter should be directed to the San Francisco Division or [REDACTED]

Your cooperation in this matter is greatly appreciated.

Sincerely,



Clay Quintal Lemme
Special Agent in Charge
Washington Field Office



U.S. Department of Justice
Federal Bureau of Investigation

Office of the General Counsel

Washington, D. C. 20535-0001

May 17, 2018

Hayley L. Berlin
Perkins Coie
700 13th Street, NW, Suite 600
Washington, DC 20005-3960

Re: Request for NSL Nondisclosure Review

Dear Ms. Berlin:

Your letter to me, dated April 26, 2018, provided notice to the Federal Bureau of Investigation (FBI) that your client, Twitter, Inc., wished to have the government initiate judicial review of the nondisclosure requirements imposed in connection with five National Security Letters (NSLs) issued by the FBI.

The FBI has reviewed the NSLs that are the subject of your client's request and has concluded that the facts and circumstances surrounding these NSLs do not require continued nondisclosure at this time. Based on privacy and safety considerations, however, the FBI requests that your client continue to maintain the confidentiality of the names and telephone numbers of the Special Agents whose information is contained within the bodies of NSL-10-276879, NSL-10-287342, NSL-10-291339, NSL-10-293548, and NSL-10-302279.

Sincerely,

Trisha B. Anderson
Principal Deputy General Counsel

1 - [REDACTED]
United States Department of Justice
National Security Division

2- [REDACTED]
United States Department of Justice
Federal Programs Branch