

LEAVE BLANK (NARA use only)

JOB NUMBER

N1- 170-04-10

DATE RECEIVED

Sept. 22, 2004

NOTIFICATION TO AGENCY

In accordance with the provisions of 44 U.S.C. 3303a the disposition request, including amendments, is approved except for items that may be marked "disposition not approved" or "withdrawn" in column 10.

Drug Enforcement Administration

Special Operations Division

5. TELEPHONE

Patricia Madaris

703-488-4522

DATE _____

ARCHIVIST OF THE UNITED STATES

1-3-05

ARCHIVIST OF THE UNITED STATES

I hereby certify that I am authorized to act for this agency in matters pertaining to the disposition of its records and that the records proposed for disposal on the attached _____ page(s) are not now needed for the business of this agency or will not be needed after the retention periods specified; and that written concurrence from the General Accounting Office, under the provisions of Title 8 of the GAO Manual for Guidance of Federal Agencies,

☒ **x** is not required; ☐ is attached; or ☐ has been requested.

SIGNATURE OF AGENCY REPRESENTATIVE

TITLE

09-14-2004

Sandra Liddell

Management Analyst, SARR

7.
ITEM
NO.

8. DESCRIPTION OF ITEM AND PROPOSED DISPOSITION

**9. GRS OR
SUPERSEDED
JOB CITATION**

**10. ACTION
TAKEN (NARA
USE ONLY)**

1 DFN: 601-37 - Original Electronic Surveillance Media

CC Bejevec, JR, NWMWA, NWCS, NWCTC

DFN: 601-37
Original Electronic Surveillance Media

Identifying Information:

Description: Electronic media maintained by offices of the Drug Enforcement Administration (DEA) are the products of a variety of audio, video, and other electronic technology. The Wire surveillance media addressed in this document are produced under the direction of DOJ/DEA, in accordance with statutory, regulatory and other official policy requirements including, but not limited to the following:

1. Consent of one party, Title 18, United States Code (USC), Section 2511(c) consensual monitoring;
2. Court order issued in accordance with Title 18, USC, Section 2518 (other wise known as "Title III);
3. Court order issued in accordance with Rule 41(b) of the Federal Rules of Criminal Procedure and the All Writs Act Title 28, USC Section 1651; and
4. Attorney General Guidelines for Procedures for Lawful Warrantless Interceptions of Verbal Communications"

Specific Restrictions: Highly sensitive law enforcement information

Privacy Act: All records relating to Electronic Surveillance media are subject to privacy act issues.

Vital Record: Yes.

Specific Legal Requirements: Controlled Substances Act (CSA) Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (CSA), 21 U.S.C. 801.

Disposition Information:

1. Electronic medium (i.e. analog audio and video cassettes, compact disks, and digital audio and video storage medium regardless of format) with or without sound generated during an investigation and authorized by court order or other appropriate authorizing official. In addition other examples of electronic medium include Technical Investigative Equipment, Radio Communications Equipment, Communications Security (COMSEC) Equipment, and Special technical Equipment.

Temporary:

Retain media and related control documents *10 years from the date of the court order* sealing the evidence.

Destroy when there is no longer an agency or court interest in the media, and after securing any necessary authorization for destruction from a court of competent jurisdiction.

2. Electronic medium (i.e. analog audio and videocassettes, compact disks, and digital audio and video storage medium regardless of format) generated pursuant to consent of at least one of the participants.

Temporary:

Retain media and related control documents *10 years from the date of the court order* sealing the evidence.

Destroy when there is no longer an agency or court interest in the media, and after securing any necessary authorization for destruction from a court of competent jurisdiction.

3. Electronic medium (i.e. analog audio and video cassettes, compact disks, and digital audio and video storage medium regardless of format) without sound authorized by the Special Agent in Charge or other appropriate authorizing official.

Temporary:

Retain media and related control documents *10 years from the date of the court order* sealing the evidence.

Destroy when there is no longer an agency or court interest in the media, and after securing any necessary authorization for destruction from a court of competent jurisdiction.