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**OFFICE OF THE INSPECTOR GENERAL
NATIONAL SECURITY AGENCY
CENTRAL SECURITY SERVICE**

Date: 7 February 2013

To: Chief, DI4 [redacted]
From: Investigator [redacted] (b) (3) - P.L. 86-36
Subject: Misuse of Government Resources

File No: IV-12-0099

Precedence: Routine

Purpose: To provide a summary report of investigation and to refer this matter to the Maryland Procurement Office (MPO) and Special Actions in the Associate Directorate for Security and Counterintelligence (ADS&CI) for review and any action deemed appropriate.

Details:

I. (U) Background:

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(b) (6)

(U//FOUO) [redacted] is a NSA contractor affiliate working for [redacted] and assigned to [redacted]. The NSA/CSS Information Security Incident Response Team (NISIRT) detected misuse on [redacted] unclassified account between 14 June and 7 July 2012.

(U//FOUO) NISIRT assigned tracking number [redacted] to this violation. NISIRT provided the activity report to the Office of the Inspector General on 16 July 2012.

II. (U) Issue(s):

(U//FOUO) Did [redacted] misuse his Agency sponsored unclassified accounts and U.S. Government resources?

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III. (U) **Applicable Standard(s):**

(U//~~FOUO~~) NSA/CSS Policy 6-6, "USE OF UNCLASSIFIED INFORMATION SYSTEMS SUCH AS THE INTERNET," Responsibilities Section:

25. (U) All Users shall:

[...]

n. (U) Use good judgment and common sense when accessing and/or communicating on unclassified ISs;

[...]

(U//~~FOUO~~) NSA/CSS Policy 6-4, "CONTRACTOR USE OF GOVERNMENT INFORMATION SYSTEMS," Policy Section:

3. (U) Personal use of Government ISs by contractor personnel is prohibited except for brief, infrequent communications to take care of unavoidable personal matters (e.g., contacting a spouse, dependent, or individual responsible for their care; scheduling a physician's appointment or car maintenance; etc.). This limited exception to the personal use prohibition applies only when

- a. the communication could not have reasonably been made at another time (e.g., the physician is only available during working hours),
- b. the communication does not adversely affect the Agency mission or reflect poorly on the Agency,
- c. the communication does not result in other than minimal expense to the Government (e.g., the call is local, toll-free, or charged to a personal telephone calling card),
- d. time spent using the Government IS for personal use is not billed to the contract, and
- e. the communication is of a non-commercial nature.

(U) This exception does not permit any personal commercial use of Government ISs (e.g., use in conjunction with a contractor employee's personal business activity for financial or other gain).

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IV. (U) Investigative Activity:

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A. (U//~~FOUO~~) NISIRT Forensic Analysis

(U//~~FOUO~~) A NISIRT Network Analyst provided the OIG with an analysis of [redacted] activities on the NSA's unclassified network. Edits were made by the OIG for readability purposes.

06/14/2012 10:28:32

(b) (6)

[redacted]

06/14/2012 10:50:36

[redacted]

06/14/2012 11:26:57

[redacted]

06/14/2012 11:42:18

[redacted]

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[Redacted]

06/14/2012 13:30:33

[Redacted]

06/14/2012 14:22:51

[Redacted]

06/15/2012 06:56:26

[Redacted]

06/15/2012 07:06:30

(b) (6)

[Redacted]

06/15/2012 08:55:07

[Redacted]

06/15/2012 09:09:10

[Redacted]

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06/15/2012 09:11:36

[Redacted]

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06/15/2012 09:33:27

[Redacted]

06/16/2012 10:34:02

[Redacted]

[Redacted]

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(b) (6)

06/16/2012 14:22:13

[Redacted]

06/16/2012 15:19:42

[Redacted]

06/21/2012 20:25:28

[Redacted]

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[Redacted]

06/21/2012 21:20:44

[Redacted]

06/22/2012 22:50:30

[Redacted]

(b) (6)

06/22/2012 23:00:36

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06/22/2012 23:25:20

[Redacted]

06/22/2012 23:39:39

[Redacted]

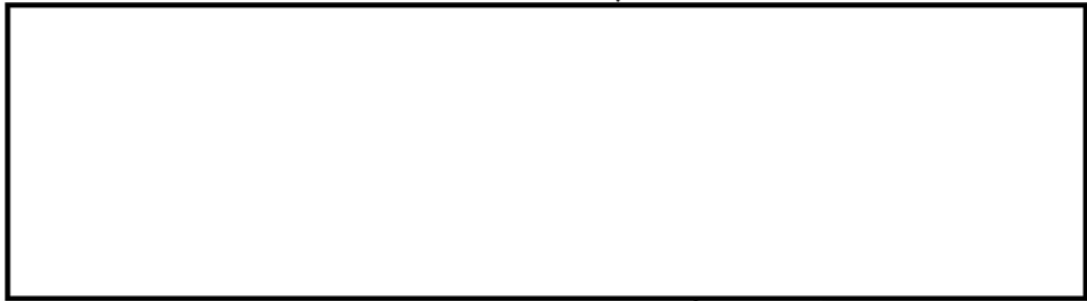
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06/23/2012 18:59:05



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06/23/2012 21:13:38

[Redacted]

06/27/2012 18:41:12

[Redacted]

06/27/2012 22:43:54

[Redacted]

06/28/2012 04:26:31

[Redacted]

06/28/2012 19:54:54

[Redacted]

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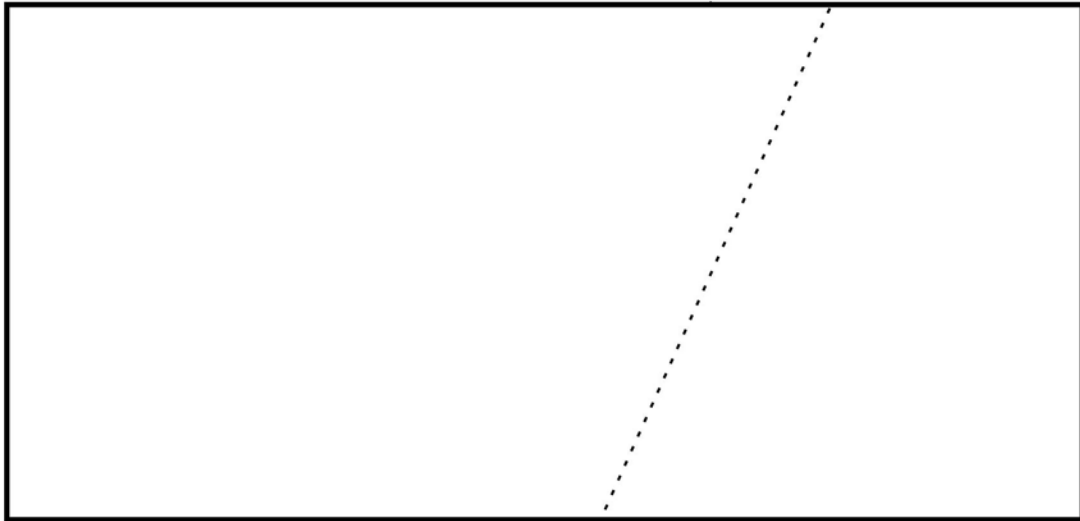


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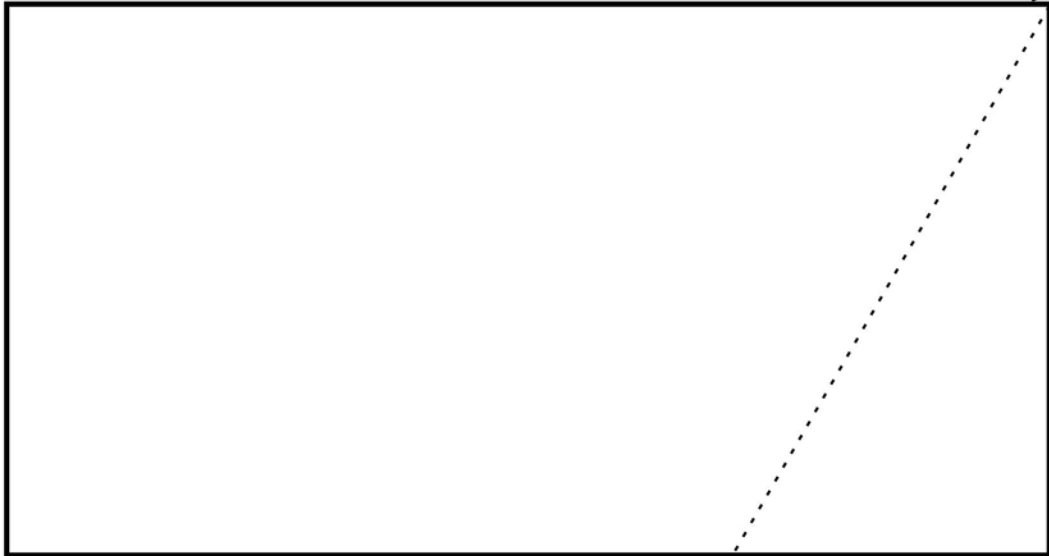


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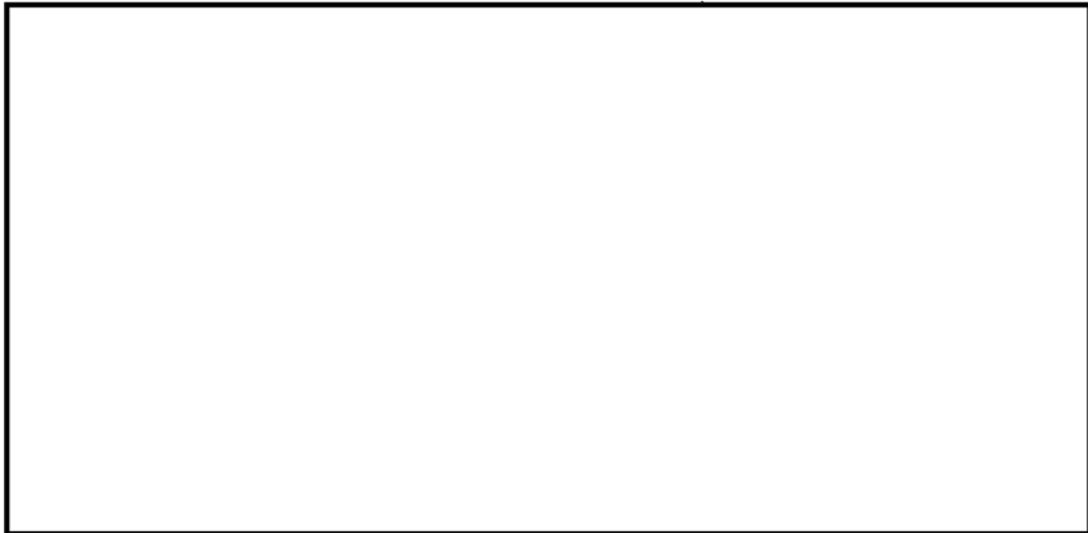


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06/30/2012 02:59:10

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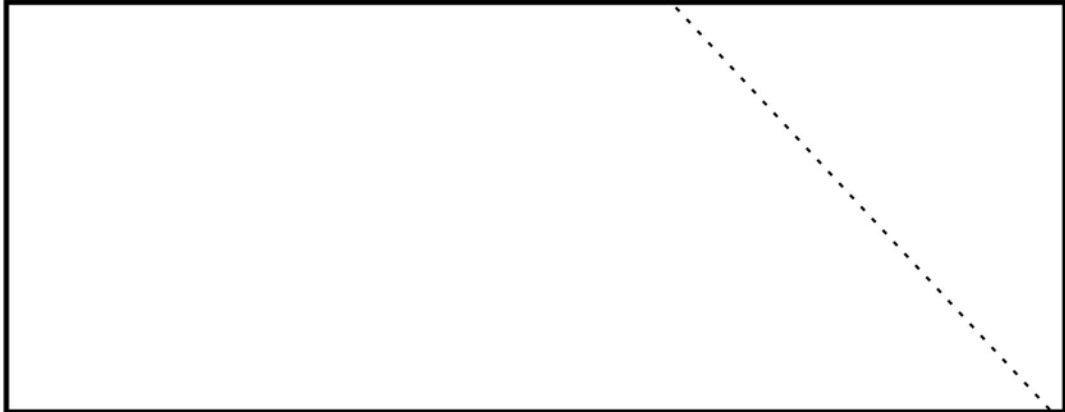
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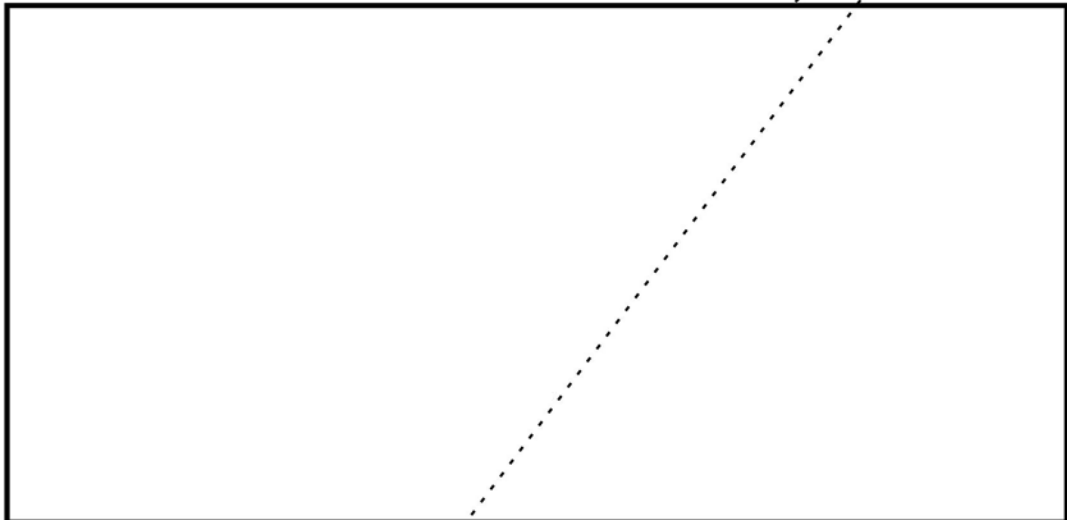


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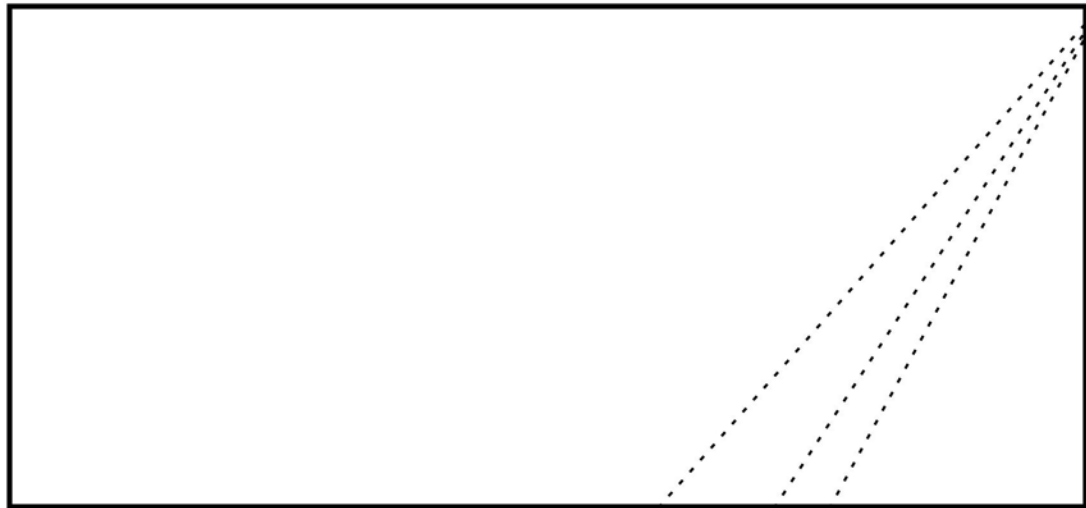
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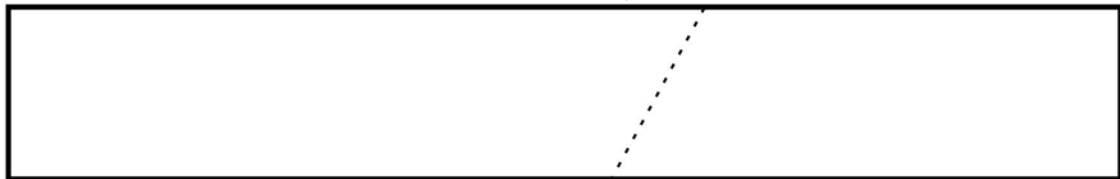
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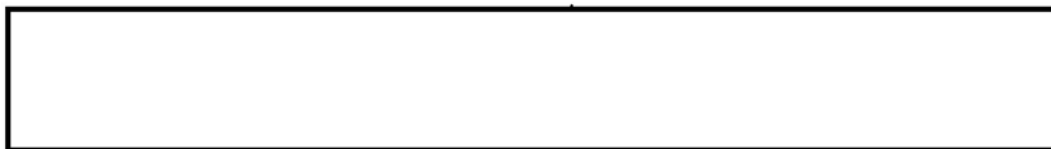
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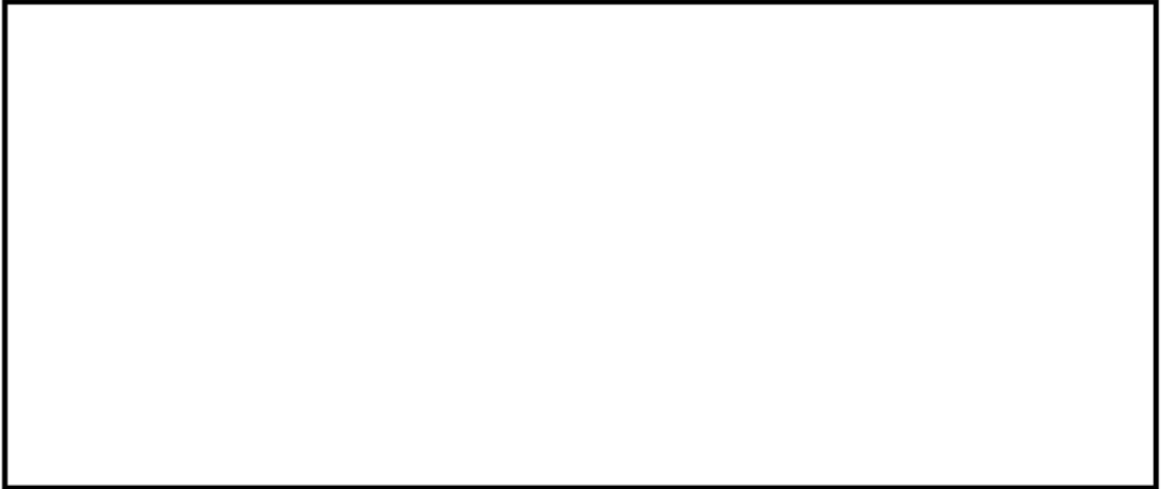
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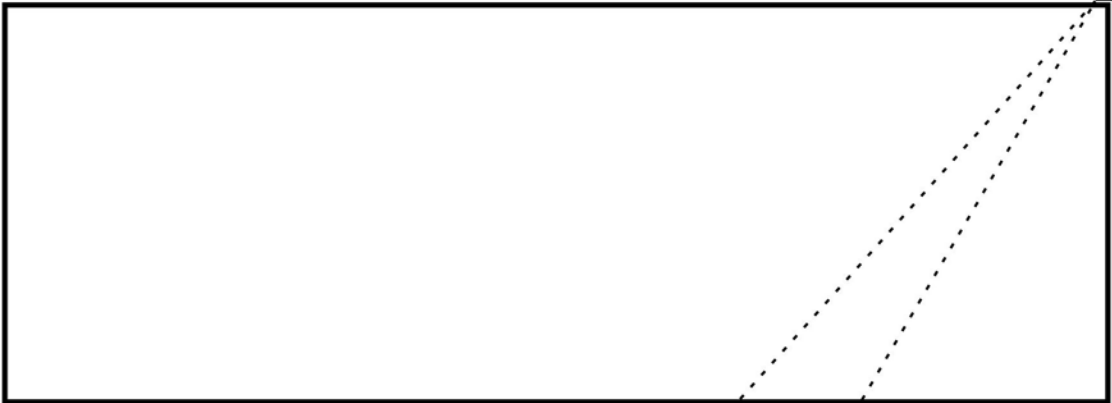
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07/07/2012 09:46:16

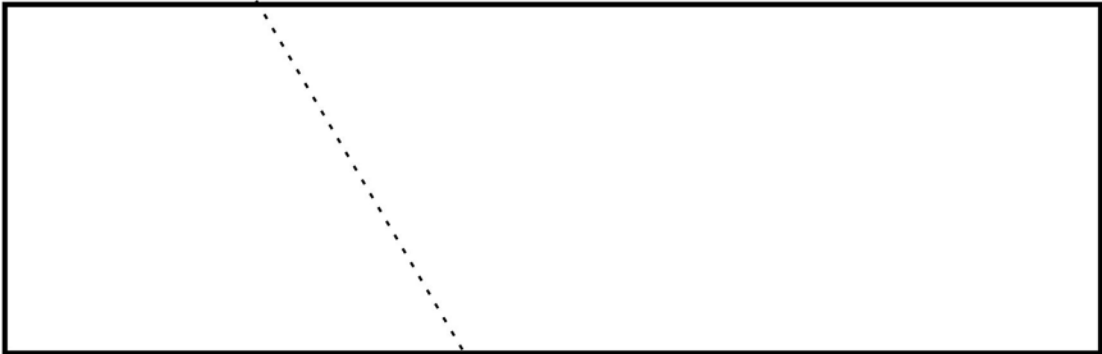


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07/07/2012 10:42:24

[Redacted]

07/07/2012 11:03:12

[Redacted]

07/07/2012 11:21:42

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07/07/2012 12:11:44

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[Redacted]

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07/07/2012 13:23:53

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07/07/2012 13:39:33

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07/07/2012 13:49:49

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07/07/2012 13:55:01

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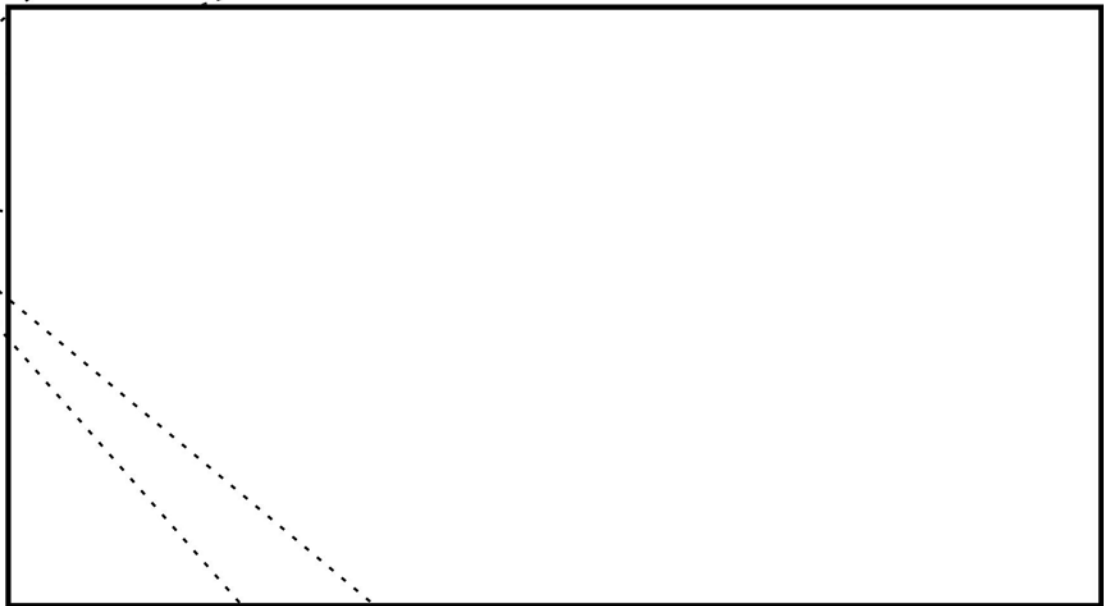


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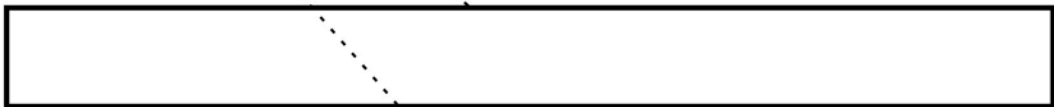


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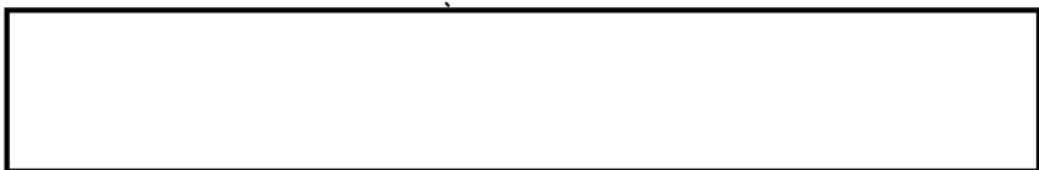
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(b) (6)

07/07/2012 16:56:44

[Redacted]

07/07/2012 17:05:35

[Redacted]

07/07/2012 17:24:35

[Redacted]

(U//~~FOUO~~) NISIRT provided the OIG with the amount of time [Redacted] spent on non-work related activities from 22 June to 7 July 2012. See below for the time estimated per day.

Date	Time Spent
6/22	3:22 hours
6/23	3:10 hours
6/29	4:02 hours
6/30	4:30 hours
7/1	1:30 hours
7/5	3:16 hours
7/7	4:38 hours

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B. (U) Notification to Mr. Butcher

(U//~~FOUO~~) On 29 January 2013, the OIG interviewed [redacted] admitted to typing sexually explicit emails from his personal email account. He said he regularly works long hours and when he takes a break he checks his personal email account. Once [redacted] received the OIG request for an interview, he realized that he should not engage in this activity while at work. The OIG reviewed the applicable policies and guidance with [redacted] who said that he would be able to fully comply with them in the future.

(U//~~FOUO~~) After the interview, [redacted] was also provided information in an email regarding applicable rules. He was asked to respond to the OIG with regard to his intent to follow the policies in the future. On 6 February 2013 [redacted] responded, stating "I'm back in the office now and have read the requirements and will comply."

V. (U) Analysis and Conclusion:

(U//~~FOUO~~) Forensic evidence and [redacted] statements revealed that [redacted] misused his Agency sponsored unclassified account and U.S. Government resources. [redacted] failed to exercise good judgment and used Agency systems in a manner that reflects negatively on the Agency. His actions were in violation of the NSA/CSS Policies 6-6 and 6-4.

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(b) (6)

VI. (U) Recommendation(s):

(U//~~FOUO~~) In accordance with the above, this case should be closed and this summary memorandum provided to the MPO and Special Actions, ADS&CI, for review and any action deemed appropriate.

cc:
IV-12-0099
OGC

*** (U//~~FOUO~~) This report is property of NSA and may not be disseminated further without specific approval of the NSA OIG and the Office of the General Counsel (OGC). Furthermore, the information in this report cannot be used in affidavits, court proceedings, subpoenas, or for other legal or judicial purposes without prior OIG and OGC approval.**