

A true and correct copy is also attached to this affidavit as Exhibit 7.

8. Finally, a portion of a document which is responsive to the plaintiff's request was recently declassified and released to counsel for the plaintiff by letter dated September 15, 1980. (A true and correct copy of this letter less the enclosure is attached as Exhibit 8.)

THE STATUS AND MISSION OF NSA

9. NSA was established by Presidential Directive in October 1952 as a separately organized Agency within the Department of Defense under the direction, authority, and control of the Secretary of Defense, who was designated by the President as Executive Agent of the Government for conducting the communications security activities and signals intelligence activities of the United States. A primary signals intelligence (SIGINT)

mission of NSA is to intercept radio communications sent to or from foreign governments in order to obtain foreign intelligence information necessary to the national defense, national security, or the conduct of foreign affairs. The intelligence information derived from the intercept of foreign communications is called communications intelligence (COMINT). Of the NSA records at issue in this case, only four are not COMINT reports and will be addressed separately. All of the remaining records sought in this civil action are the product of signals intelligence activities.

10. These COMINT activities include the targeting of foreign governments' communications both within their borders and to and from communicants abroad involving the use of their own radio transmitter and receiver facilities not available for public use. Such