



NATIONAL SECURITY AGENCY
CENTRAL SECURITY SERVICE
FORT GEORGE G. MEADE, MARYLAND 20755-6000

FOIA Case: 76757A
6 January 2016

ANDREW KACZYNSKI
BUZZFEED POLITICS
200 5TH AVENUE 8TH FLOOR
NEW YORK NY 10010

Dear Mr. Kaczynski:

This responds to your Freedom of Information Act (FOIA) request of 20 February 2014 for "a copy of all emails between officials within the National Security Agency in response to the following event:

1.) The release and any communications dealing with the 1999 movie 'Enemy of the State.'"

Your request was received on 20 February 2014 and as previously informed has been assigned Case Number 76757. For purposes of this request and based on the information you provided in your letter, you are considered a representative of the media. Since processing fees were minimal, no fees were assessed so we did not address your request for a fee waiver. Your request has been processed under the FOIA and the documents you requested are enclosed. Certain information, however, has been deleted from the enclosures.

This Agency is authorized by various statutes to protect certain information concerning its activities. We have determined that such information exists in these documents. Accordingly, those portions are exempt from disclosure pursuant to the third exemption of the FOIA, which provides for the withholding of information specifically protected from disclosure by statute. The specific statute applicable in this case is Section 6, Public Law 86-36 (50 U.S. Code 3605).

In addition, personal information regarding an individual has been deleted from the enclosures in accordance with 5 U.S.C. 552 (b)(6). This exemption protects from disclosure information that would constitute a clearly unwarranted invasion of personal privacy. In balancing the public interest for the information you request against the privacy interests involved, we have determined that the privacy interests sufficiently satisfy the requirements for the application of the (b)(6) exemption.

You may appeal this decision. If you decide to appeal, you should do so in the manner outlined below.

- The appeal must be in writing and addressed to:

NSA/CSS FOIA/PA Appeal Authority (DJ4),
National Security Agency
9800 Savage Road STE 6248
Fort George G. Meade, MD 20755-6248

- It must be postmarked no later than 60 calendar days of the date of this letter.
- Please include the case number provided above.
- Please describe with sufficient detail why you believe the denial of information was unwarranted.
- NSA will endeavor to respond within 20 working days of receiving your appeal, absent any unusual circumstances.

Information which is not responsive to the subject of your request has been removed from the enclosures and marked "Non-Responsive."

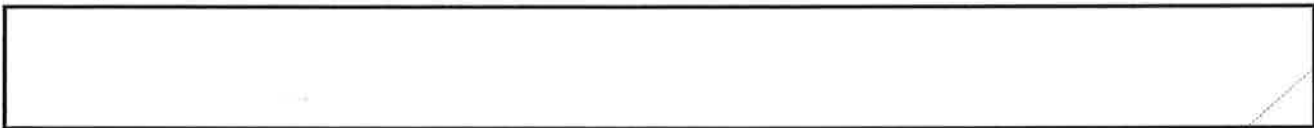
Since the review of the enclosed documents was done more than 2 years ago, you may request to have the documents re-reviewed, in lieu of submitting an appeal for the existing redactions. Please be advised that our review queue is voluminous and any new release determination, as applicable, would involve much time, possibly years. Additionally, a cursory review of the material indicates that the redacted information could likely remain redacted. However, if you choose to request a re-review for any of the enclosed documents, please notify us within 10-days of the date of this letter. Your request for re-review should include the DOC ID and may be sent by facsimile to 443-479-3612 or email to foiarsc@nsa.gov. If sent by fax, it should be marked for the attention of the FOIA office. The telephone number of the FOIA office is 301-688-6527.

Sincerely,



JOHN R. CHAPMAN
Chief
FOIA/PA Office

Encls:
a/s



QUESTION:

Created on: November 17, 1998

(U) Question About New Movie

Classification: FOUO

Entered from: [redacted]

From: [redacted] Tue Nov 17 08:28:26 1998

(b) (3)-P.L. 86-36

Date: Tue, 17 Nov 1998 08:28:23 -0500

From: [redacted]

MIME-Version: 1.0

To: [redacted]

Subject: Policy On-Line Question

Content-Transfer-Encoding: 7bit

Classification: Unclassified

I saw a preview for the new movie "Enemy of the State" and to my surprise found out that NSA were the 'bad guys" in it. I was wondering if anyone from the movie contacted NSA about the movie or anything to do with it?

Mailed to: [redacted] on November 17, 1998 from [redacted]

ANSWER:

From: [redacted] Wed Nov 18 15:00:02 1998

(b) (3)-P.L. 86-36

From: [redacted]

Date: Wed, 18 Nov 1998 14:59:51 -0500

To: [redacted]

Subject: POL Response

Cc: [redacted]

X-Skyway-In: [redacted]

X-Skyway-Out: [redacted]

(U) Question About New Movie

Q: (U) I saw a preview for the new movie "Enemy of the State" and to my surprise found out that NSA were the "bad guys" in it. I was wondering if anyone from the movie contacted NSA about the movie or anything to do with it?

A: (U) NSA is often solicited by entertainment organizations to provide information in aid of their productions. Public and Media Affairs (PAO) acts as a conduit for their requests and attempts to educate producers through presentations and tours of the National Cryptologic Museum as to the nature of NSA's mission and how we fit in to the Department of Defense and the Intelligence Community. Unfortunately, truth isn't always as

riveting as fiction and creative license may mean that "the NSA," as portrayed in a given production, bears little resemblance to the place where we all work.

(U) The producer, director and some members of the production staff for "Enemy of the State" paid two visits to NSA as they were making the movie. They sought assistance to make their presentation accurate and during the second visit asked to film on-location at the Headquarters complex. PAO provided them with the general information we provide to the public and members of the media and we organized a tour of the Museum for them.

(U) DoD Instruction 5410.16 guides NSA's interaction and support to entertainment-oriented productions. Under the Instruction, production companies seeking DoD assistance must present enough information about the program (ideally, the script), so that the proposal can be evaluated for accuracy and the benefit which could accrue to the DoD if assistance was provided. The producers opted not to provide that information, so NSA could not permit filming at our facilities.

(U) In April, after the second visit, the production company took some aerial footage from a helicopter over the Headquarters complex which the Agency was unable to prohibit because of FAA policies on air space. We have also learned that the producers hired a former NSAer as a consultant. Public Affairs was queried in late 1997 about employees appearing as "extras" in location shots made in the Baltimore-Washington area. Employees were permitted to participate as long as they observed all pertinent security and ethics regulations. PAO waits with the rest of the Agency workforce to see how accurate the portrayal of NSA is and what fell to the cutting-room floor.

(b)(3)-P.L. 86-36

[Q&A Listing | Edit Question | Edit Answer]

[redacted] nsa Wed Sep 3 14:24 EDT 1997

From: Judi Emmel [redacted] nsa>

Sender: [redacted]

Reply-To: [redacted] nsa

To: [redacted]

Subject: agenda

Cc: [redacted] nsa, [redacted] nsa

Content-Type: text

Content-Length: 401

Lines: 23

(b) (3)-P.L. 86-36

atty - very tentative but FYI - Judi

ISIT - TOUCHSTONE PICTURES

ENDA

rival - 1:15

discussions in Mr. Crowell's office
Arrival until 1:40

ve to Director's Large Conference Room 1:45
Conference Call with SOO in NSOC

re to TDC 2:00
NSA Unclassified Video [redacted]
Demo of STU LII/VDU [redacted]
Diamond Wafer Demo - TO BE DETERMINED

(b) (3)-P.L. 86-36

to C-130/Museum 2:20

urn to Main Building 2:45

Wed Sep 3 19:09 EDT 1997

nsa
 [redacted] nsa
 [redacted] nsa
 [redacted] nsa
 [redacted] Visit Tomorrow
 [redacted]@nsa, [redacted]@nsa, [redacted]@n.nsa, [redacted]
 nsa,
 [redacted]@nsa,
 type: text
 length: 1314
 50

(b) (3)-P.L. 86-36

(b) (6)

The TOUCHSTONE/Disney folks will be here tomorrow (along with Larry
I'm sorry for the late notice; I am literally throwing this visit
together right now. I wanted to extend an invitation to you if
you'd like to attend.

The current plan is that the visitors will meet with Mr. Crowell
in room 1330, proceed to the DIR Large conference room for a remote
meeting NSOC, then to the TDC for three short demos. After that
we'll pile into a van for a very quick C-130/Museum tour. We plan
being back in the building by 1500.

I mentioned your offer to Mr. Crowell; he thought you might
like to attend the discussion session, schedule permitting. You are
welcome to drop by any part of the visit if you wish.

Please give me a call if you have any questions or concerns.
I'll try to call you later in the week. I apologize for the late notice.

V/R,

Judi Emmel
C/PAO
963-5825s

More detailed (yet very tentative) agenda follows:

IT - TOUCHSTONE PICTURES
DA

Arrival - 1:15/1:30

Discussions in Mr. Crowell's office
Arrival until 1:40

to Director's Large Conference Room 1:45
Conference Call with SOO in NSOC

to TDC 2:00
NSA Unclassified Video
Demo of STU III/VDU
Diamond Wafer Demo [redacted]

(b) (3)-P.L. 86-36

to C-130/Museum 2:20

to Main Building 2:45 (can stretch to 3:00)

nsa Thu Sep 4 12:29 EDT 1997

Emmel <[redacted]@nsa>

[redacted]@nsa

[redacted]@nsa

[redacted]@nsa, wpcrowe@nsa, [redacted]@nsa

Some last minute background info on visitors

[redacted]@nsa, [redacted]@nsa, [redacted]@nsa

Content-type: text

Content-length: 457

Content-disposition: inline

(b) (3) - P.L. 86-36

Some background on three of the visitors:

Andy Davis:

Production exec at Disney 2 years
Produced Love Affair, Volcano

Ray Scott:

Directed Beverly Hills Cop II, Top Gun, Crimson Tide, True Romance, The Fan

Terry Bruckheimer:

Produced Top Gun, Flashdance, Beverly Hills Cop movies, Days of Thunder,
Crimson Tide, The Rock, Dangerous Minds

In addition, Mr. Fernandez will be there now. FYI - he is a
foreign national.

Emmel

From jaemmel@nsa Wed Oct 22 12:29 EDT 1997

Return-Path: <jaemmel@nsa>

Received: from [redacted] nsa by [redacted] nsa [redacted]
[redacted]; Wed, 22 Oct 1997 12:29:13 -0400

Received: from [redacted] nsa [redacted] nsa [redacted] by [redacted] nsa [redacted]
8.6.9) with [redacted] for [redacted] nsa>; Wed, 22 Oct 1997 12:29:11 -0400

Received: by [redacted] nsa [redacted]
[redacted]; Wed, 22 Oct 1997 16:29:12 GMT

Received: from [redacted] nsa by [redacted] nsa [redacted] with SMTP
[redacted] Wed, 22 Oct 1997 16:29:02 GMT

Received: from [redacted] nsa [redacted] nsa [redacted] by [redacted] nsa [redacted] wit
h [redacted]; Wed, 22 Oct 1997 12:28:58 -0400

Received: (from [redacted] by [redacted] nsa [redacted] [redacted]; Wed, 22 Oct
1997 12:25:38 -0400

Date: Wed, 22 Oct 1997 12:25:38 -0400

From: Judi Emmel [redacted]

Message-Id: <199710221625. [redacted] nsa>

Sender: [redacted] (b) (3)-P.L. 86-36

Reply-To: [redacted]

To: [redacted]@nsa

Subject: ENEMY OF THE STATE

Cc: [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa,
[redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, jaemmel@nsa

Classification: FOR OFFICIAL USE ONLY

X [redacted] In: [redacted] <971022162902.baaa002Ag>

X [redacted] Out: [redacted] <971022162906.iaaaa002Ag>

Status: RO

Content-Type: text

X-Sun-Charset: US-ASCII

Content-Length: 2406 (b) (3)-P.L. 86-36

?

Mr. [redacted]

Please forgive the delay in response. This is a new frontier for PAO and OGC, so we wanted to insure an appropriate response. The following is the official guidance from the OGC Ethics Attorney, Randi DuFrense.

"Regarding Enemy of the State - we see no reason to prohibit employees from becoming extras for the filming in our local area. The employees must not use their NSA affiliation to obtain the job (but can fill in current employment accurately, subject to any applicable security restraints, on any application that might be necessary). Our concern would be that the film-makers could exploit having NSA employees "supporting" their film when we are not, in fact, supporting it. The employee should not wear anything on the film that identifies him/her as an NSA employee (no NSA sweatshirts, for example). Otherwise, this should be treated as any other outside-employment. As long as there are no conflicts of interest (the NSA employee isn't responsible for supplying equipment to the film-makers or for reviewing the script, etc) then there should be no problem."

I would like to add that if you do audition and anyone involved in the movie asks about NSA, or your connection to NSA, please give our office a call.

If you have any questions do not hesitate to contact the PAO on 963-5825s or on [redacted]

(b) (3)-P.L. 86-36

Regards,

Judi Emmel
C/Public & Media Affairs
963-5825s

Approved for Release by NSA on 01-06-2016. FOIA Case # 76757

DOC ID: 4267003

>From: [redacted] Oct 23 09:17:58-1997
From: [redacted] nsa
Path: [redacted] nsa [redacted]
Newsgroups: admin.announce.public-affairs
Distribution: world
Classification: ~~FOUO~~
Followup-To:
Organization: [redacted]
Subject: Public and Media Affairs Today, 24 October 1997
Keywords:
Content-Length: 4261
Status: RO

(b) (3) - P.L. 86-36

PUBLIC AND MEDIA AFFAIRS TODAY (U)
(Past, Present, and Future Issues and Events)
Your Guide to What's What in the World of
NSA Public and Media Affairs

29 October 1997

(U) ISSUES/EVENTS:

1. ALERT--Question - NSA Employees as "Extras" in Films???

- 2. [redacted]
- 3. [redacted]
- 4. [redacted]
- 5. [redacted]

Classification: ~~FOUO~~

Non - Responsive

!!!!ALERT!!!!

(~~FOUO~~) Recently, the PAO was queried about whether or not NSA employees were allowed to appear as "extras" in films, namely, Enemy of the State. The official guidance from the Office of General Council Ethics Attorney is as follows:

"We see no reason to prohibit employees from becoming extras for the filming in our local area. The employees must not use their NSA affiliation to obtain the job (but can fill in current employment accurately, subject to any applicable security restraints, on any application that might be necessary). Our concern would be that the film-makers could exploit having NSA employees "supporting" their film when we are not, in fact, supporting it. The employee should not wear anything on the film that identifies him/her as an NSA employee (no NSA sweatshirts, for example). Otherwise, this should be treated as any other outside employment. As long as there are no conflicts of interest (the NSA employee isn't responsible for supplying equipment to the film-makers or for reviewing the script, etc.), then there should be no problem."

(~~FOUO~~) The PAO would like to remind you that if you do audition and someone involved in the film questions you about NSA or your connection to NSA, please remember to notify our office.

Classification: U

Non - Responsive

!!!!ALERT!!!!

(U)

[redacted]

From: [redacted] Tue Jan 20 17:49 EST 1998
From: Judi Emmel [redacted]
Date: Tue, 20 Jan 1998 17:47:59 -0500
Sender: [redacted]@nsa
Reply-To: [redacted]@nsa
Subject: BALTIMORE SUN Proposal for Story
To: [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa,
[redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa
X-Sun-Charset: US-ASCII
X [redacted] In: [redacted] 4808.baaa0024->
X [redacted] Out: [redacted] <980120224810.eaaa0024->
Content-Type: text
Content-Length: 3974

(b) (3)-P.L. 86-36

alles - fyi - jae

From: [redacted]@nsa Tue Jan 20 17:35 EST 1998
From: [redacted]@nsa
Sender: [redacted]@nsa
Reply-To: [redacted]@nsa
To: [redacted]
Subject: Re: BALTIMORE SUN Proposal for Story
Cc: [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa,
[redacted]@nsa
X [redacted] In: [redacted] <980120223500.baaa0011x>
X [redacted] Out: [redacted] <980120223501.caaa0011x>
Content-Type: text
Content-Length: 67

(b) (3)-P.L. 86-36

ok. vr, ww except I don't think DIR is at standup tomorrow.
VR< WW

----- Begin Forwarded Message -----

FROM: [redacted] Tue Jan 20 17:12 EST 1998
From: Judi Emmel [redacted]@nsa
Sender: [redacted]@nsa
Reply-To: [redacted]@nsa
To: [redacted]@nsa
Subject: BALTIMORE SUN Proposal for Story
Cc: [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa, [redacted]@nsa,
[redacted]@nsa
X-Sun-Charset: US-ASCII
Content-Type: text
Content-Length: 2997

(b) (3)-P.L. 86-36

TO: DDP

A/DDP, N5, N5P

SUBJ: BALTIMORE SUN Proposal for Story

The PAO received a follow-up fax from one of the newer BALTIMORE SUN reporters, Neal Thompson. In December during a stand-up, I mentioned that Thompson was planning a feature story on the upcoming movie "Enemy of the State," and as a sidebar wanted to do a story on Hollywood's portrayal of NSA in general and our reactions to that portrayal. When I mentioned it to the DIR he seemed to not want to commit until we could see Thompson's track record.

Since that time Mr. Thompson covered the Director's speech in Baltimore to the Math Community. The article was

attering to the Agency and we scored it as a positive experience. From a PAO perspective, Mr. Thompson has been refreshingly cordial and cooperative - a first from the Baltimore Sun surely!

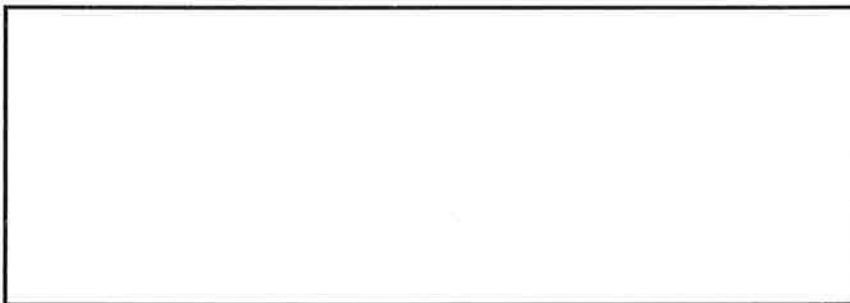
Today the reporter sent us a fax wanting to pursue his proposal on "movie treatment of NSA." He is very interested in interviewing anyone we will offer. He would also like our help, if possible, in setting up an interview with Bill Crowell and "the ex-NSA employee who consulted on Enemy of the State" (FYI - [redacted] (b) (6)

I think that this could be a good opportunity to really talk about what we do and don't do as cryptologic professionals; to confirm that we have an important mission which we perform within the bounds of the law, executive order and several layers of oversight (and NO we don't carry guns!). I also believe this would be another "GLASNOST" opportunity with the SUN. And, based on all the PAO briefings I give in the community, it seems as if NSA'ers are frustrated in that the only place anyone can read good things about NSA is in the COMMUNICATOR. So a good article could go a long way.



If you do not object, I would like to run this by the DIR after stand-up tomorrow, as the reporter wants to start the interview process ASAP. If the DIR is in favor of this proposal, I plan to recommend the following:

Non - Responsive



Of course, if he agrees with the interviews, we will do a prep session prior to any media sessions.

Should you have any questions or need clarification, please contact me on 963-5825s. Please excuse the length of the e-mail. I look forward to your comments.

V/R,

Judi Emmel
C/PAO

----- End Forwarded Message -----

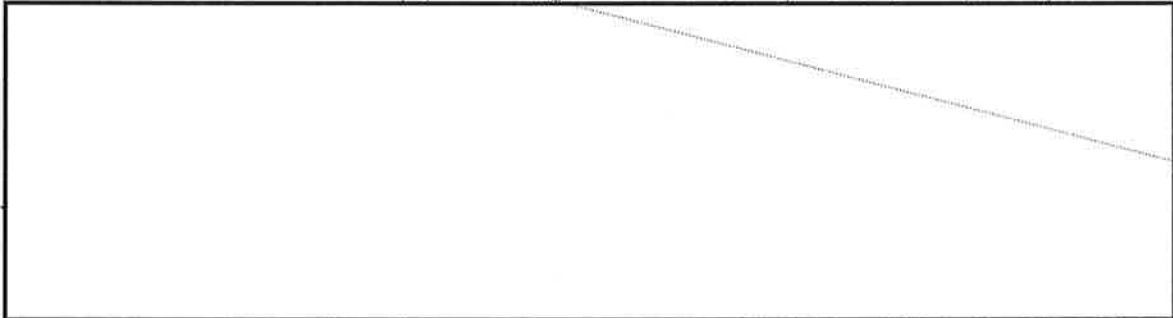
Xref: [redacted] admin.announce.public-affairs:68
Newsg: [redacted] announce.public-affairs
Path: [redacted] n.nsa|cavalck
From: [redacted] nsa (b)(3)-F.L. 86-36
Subject: Public and Media Affairs Today, 5 February 1998
Message-ID: <Enwono.E70 [redacted] nsa>
Classification: For Official Use Only
Sender: news [redacted] nsa (news)
Nntp-Posting-Host: [redacted]
Organization: [redacted]
Date: Thu, 5 Feb 1998 12:42:59 GMT
Lines: 90

PUBLIC AND MEDIA AFFAIRS TODAY (U)
(Past, Present, and Future Issues and Events)
Your Guide to What's What in the World of
NSA Public and Media Affairs

5 February 1998

(U) ON THE GO WITH PAO!! Non-Responsive

(U)



(U)

(U)

(U) ***NSA and the Movies-- Stayed Tuned! Neal Thompson of the BALTIMORE SUN has asked the Agency for a comment about the influx of movies reflecting negatively on NSA. He will be publishing an article in the SUN addressing movies such as "Enemy of the State," "Good Will Hunting" (which has a segment on NSA), and others.

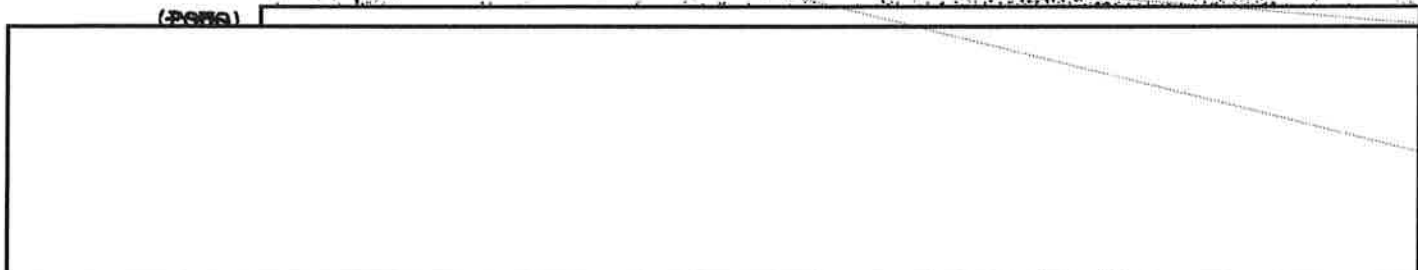
(U) THE PAO BEAT!! Non-Responsive

(SPOO)



(U) IN THE KNOW!! Non-Responsive

(SPOO)



(U) Public and Media Affairs Today is a news service provided by NSA (NSP) to keep the Agency workforce informed of issues and events taking place here at NSA. Realizing the need to be more open and informative with the public, we have established this public awareness forum and encourage interest in and feedback from those accessing it. We hope to bring to you information on the most recent news and events as they happen and report the results.



Public and Media Affairs Office , 963-5825,

(b) (3)-P.L. 86-36

The information contained in this publication is ~~FOR OFFICIAL USE ONLY~~. It is NSA information that should not be disclosed outside of this Agency without the permission of the Public and Media Affairs Office.

DOCID: 4267008

Xref: [redacted] admin.announce.public-affairs:73
Newsgroups: admin.announce public-affairs
Path: [redacted]
From: [redacted]
Subject: Public and Media Affairs Today, 19 February 1998
Message-ID: [redacted]@nsa>
Classification: ~~For Official Use Only~~
Sender: news@ [redacted] nsa (news) (b) (3)-P.L. 86-36
Nntp-Posting-Host: [redacted]
Organization: N5P4
Date: Thu, 19 Feb 1998 13:39:04 GMT
Lines: 103

CLASSIFICATION: ~~FOR OFFICIAL USE ONLY~~

PUBLIC AND MEDIA AFFAIRS TODAY
(Past, Present, and Future Issues and Events)
Your Guide to What's What in the World of
NSA Public and Media Affairs

19 February 1998

(U) ON THE GO WITH PAO!!

Non - Responsive

Classification: U

*** (U)

[redacted]

*** (U) This Sunday's BALTIMORE SUN article (referred to in our Public and Media Affairs newsletter of 5 February 1998) entitled, "NSA goes to the movies," featured NSA and the entertainment industry. The reporter, Neal Thompson, honed in on movies and television shows depicting NSA and codes. We were asked to comment on the negative portrayal of NSA in the movies. The article also included comments from some of the Agency's biggest critics. Surprisingly enough, many of their comments weren't bad! The one point of discrepancy was the information surrounding producer, Jerry Bruckheimer's quote. Mr. Bruckheimer hired a former NSA employee as a consultant--he was not officially "offered up." "Enemy of the State" is one movie we in the PAO are all anxious to see!

*** (U) Need to know more about PAO and what we do? The Public and Media Affairs Office is available to give briefings on our activities--what we do, how we can help you, and how you can help us. We also present briefings on unauthorized disclosures and their impact on NSA. So, if you would be interested in hearing our briefing(s), please contact us at 963-5825.

(U) THE PAO BEAT!!

Non - Responsive

Classification: FOUO

(U)

[redacted]

(FOUO)

[redacted]

From: [redacted] nsa Thu Apr 23 12:37 EDT 1998

Date: Thu, 23 Apr 1998 12:37:37 -0400

Sender: [redacted] nsa

Reply-To: [redacted] nsa

From: [redacted] (b) (3)-P.L. 86-36

To: pac [redacted] nsa

Subject: Re: Public and Media Affairs Today, 23 April 1998 [admin.announce.public-affairs #87]

Classification: ~~FOUO~~

Content-Type: text

Content-Length: 1179

(b) (3)-P.L. 86-36

----- Forwarded Article <1998Apr23.145927.28042@[redacted] nsa>

----- From: [redacted] nsa [redacted]

In article <[redacted]> writes:
>

> ***Last week the PAO met with representatives from Touchstone
> Pictures who are filming "Enemy of the State," a movie for release later this
> year. They were given a brief tour of the Ft. Meade Complex and allowed to
> take a few photographs. They informed us they would also be doing a "scouting"
> flyover Wednesday evening and another flyover the following Monday to shoot
> aerial photos. Because of FAA policy on air space, NSA could not prohibit the
> flyovers.

Why weren't employees informed prior to these flyovers? The PAO had the information for nearly a week, and we're told after the fact. If we had known that the helicopter hovering over the Agency was taking pictures, perhaps we wouldn't have stood staring up at it! And I'd appreciate advance notice that my car may be featured in a movie... Seems to me the Public and Media Affairs Office was too busy informing the "public" and forgot to inform us.

(b) (3)-P.L. 86-36

[redacted] nsa

----- End of Forwarded Article

From: [redacted] admin.announce.public-affairs:125
Groups: admin.announce.public-affairs
Subject: Public and Media Affairs Today, 19 November 1998
Message-ID: <[redacted]@nsa>
Classification: For Official Use Only
Sender: [news@redacted]@nsa (news)
Posting-Host: [redacted]
Organization: [redacted]
Date: Thu, 19 Nov 1998 17:13:08 GMT
Pages: 75

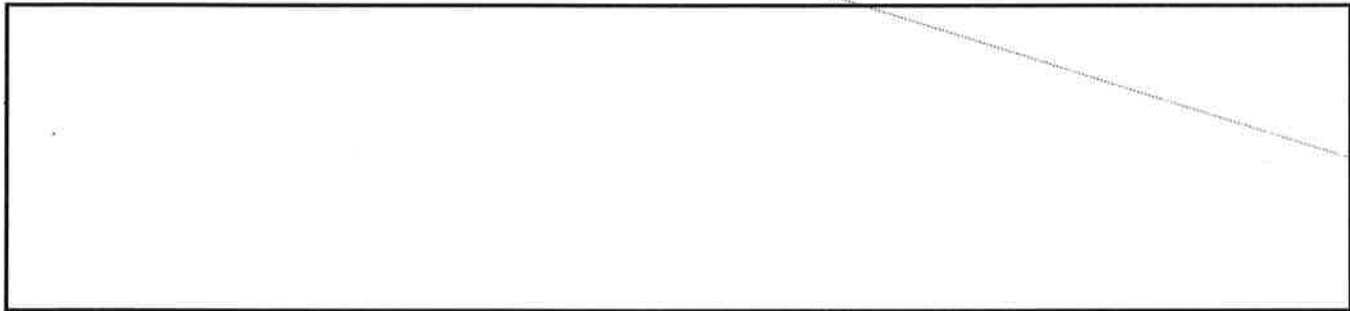
(b) (3)-P.L. 86-36

PUBLIC AND MEDIA AFFAIRS TODAY
(Past, Present, and Future Issues and Events)
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NSA Public and Media Affairs

19 November 1998

Non - Responsive

THE GO WITH PAO!!



PAO BEAT!!

Recently, PAO was queried about the new movie, "Enemy of the State" and whether or not NSA had been contacted.

NSA is often solicited by entertainment organizations to provide information in aid of their productions. Public and Media Affairs (PAO) acts as a conduit for their requests and attempts to educate producers through presentations and tours of the National Cryptologic Museum as to the nature of NSA's mission and how we fit in to the Department of Defense and the Intelligence Community. Unfortunately, truth isn't always as exciting as fiction, and creative license may mean that "the NSA," as portrayed in a given production, bears little resemblance to the place where we all work.

The producer, director and some members of the production staff for "Enemy of the State" paid two visits to NSA as they were making the movie. They sought assistance to make their production accurate and during the second visit asked to film a location at the Headquarters complex. PAO provided them with general information we provide to the public and members of the media and we organized a tour of the Museum for them.

DoD Instruction 5410.16 guides NSA's interaction and support for entertainment-oriented productions. Under the Instruction, production companies seeking DoD assistance must present enough information about the program (ideally, the script), so that the proposal can be evaluated for accuracy and the benefit which

accrue to the DoD if assistance was provided. The producers opted not to provide that information, so NSA could not permit filming at our facilities.

In April, after the second visit, the production company took the aerial footage from a helicopter over the Headquarters complex which the Agency was unable to prohibit because of FAA policies on air space. We have also learned that the producers hired a former NSAer as a consultant. Public Affairs was queried in late 1997 about employees appearing as "extras" in location shots made in the Baltimore-Washington area. Employees were permitted to participate as long as they observed all pertinent security and ethics regulations. PAO waits with the rest of the Agency workforce to see how accurate the portrayal of NSA is and what fell to the cutting-room floor.

Public and Media Affairs Today is a news service provided by N5P4 to keep the Agency workforce informed of issues and events surrounding NSA and the PAO.

(b) (3)-P.L. 86-36

[redacted] Public and Media Affairs Office ([redacted]), 963-5825, [redacted]@nsa

Because the Public and Media Affairs Newsletter contains information about NSA employees and activities which is not routinely made available to the public, reasonable care must be taken to keep it within the circle of Agency employees. *

From: [redacted] Thu Apr 23 12:38 EDT 1998

Date: Thu, 23 Apr 1998 12:37:54 -0400

Sender: [redacted]

Reply: [redacted]

From: [redacted]

To: pac [redacted] nsa

Subject: Re: Public and Media Affairs Today, 23 April [admin.announce.public-affairs #88]

Classification: ~~FOUO~~

Content-Type: text

Content-Length: 1229

..... Forwarded Article <19980423.150443.24930 [redacted] nsa>

..... From: [redacted]

In article 28042@ [redacted] writes:

>Why weren't employees informed prior to these flyovers? The PAO had the
>information for nearly a week, and we're told after the fact. If we
>had known that the helicopter hovering over the Agency was taking
>pictures, perhaps we wouldn't have stood staring up at it! And I'd
>appreciate advance notice that my car may be featured in a movie...
>Seems to me the Public and Media Affairs Office was too busy informing
>the "public" and forgot to inform us.

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I 100% agree!!!! I was standing in the parking lot staring like an idiot, wondering why this helicopter with some strange object underneath it was hovering above me. Will Touchstone be getting in touch with me so I can get paid for my appearance in this movie? Because I have no intention of allowing my image to be used for free.

[redacted] (but you can call me Cheebie)

There comes a time when you must abandon subtlety and just hit the stupid thing with a great big stick.

..... End of Forwarded Article

From [redacted] nsa Thu Apr 23 12:38 EDT 1998

Date: Thu, 23 Apr 1998 12:38:42 -0400

Sender [redacted]

Reply- [redacted]

From: [redacted]

To: pa [redacted]

Subject: Re: Public and Media Affairs Today, 23 April 1998 [admin.announce.public-affairs #92]

Classification: ~~FOUO~~

Content-Type: text

Content-Length: 1873

(b) (3) - P.L. 86-36

..... Forwarded Article <[redacted]>

..... From [redacted]

In article <1998Apr23:150624.764@ [redacted]> writes:

>
> (U) HELLO! I'ts public airspace as the lady from PAO tried to explain.
> As long as you are not violating FAA air traffic control rules, anyone
> is free to overfly us all they want. (One of the many private pilots here
> at NSA could give you the definitive, but I believe the only "prohibited"
> airspace in the metro area is over the "mall" in DC and over "Camp David".
> ---

If I understood the prior posters, you are missing the point. Yes, it is legal to fly over, and we can't stop it. But in this particular case, the original statement implies that the PAO was told in advance that a flyover for filming was being planned. I think the objection being raised is that the PAO did not send out a message saying "We've been told there will be a film crew flying over in the next few weeks to take background shots for a movie. If you do not want to be filmed, go inside, instead of standing there staring. We cannot forbid the filming..."

Granted, if we stop and think about it, that advice applies at all times, but the point remains - they knew it was coming and did not put out a reminder notice or an advisory.

It's an opinion call as to what they should have done, but the specifics of the case, and the poster's objections, are a little different than your post implies.

> [redacted] 2652
> [redacted]
> 963-5657s, [redacted]

| In God's great wildness lies the hope of the world. The great, fresh, unblighted, unredeemed wilderness. - John Muir

[redacted] 968 7487(S)

..... End of Forwarded Article

From: [redacted] Thu Apr 23 16:58 EDT 1998
 Sender: [redacted] nsa
 Reply-To: [redacted]
 Date: [redacted]
 From: [redacted]
 To: [redacted]
 Subject: Public and Media Affairs Today, 23 April 1998
 Classification: ~~TOP OFFICIAL USE ONLY~~
 Cc: [redacted] nsa
 Mime-Version: 1.0
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 X- [redacted] 980423205900.baaa003k0>
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 Content-Length: 1368

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Ms. [redacted]

Thank you for posting the note about Touchstone pictures filming from the air. In the future I feel it would better serve the agency to notify the workforce of such an event prior to it taking place rather than after. I can not speak for the rest of the agency, but in my work center I do not think proper precautions were taken during the filming (no one closed the blinds.)

I realize that the issues you folks deal with are far more complex than they appear in the seven-line note, but I was left with a few question after I read it. The first is why do we prevent people from the Washington Post from taking still pictures of the building from the access roads, yet we allow rather close pictures to be taken by Touchstone?

The second is why wasn't FAA policy used to prohibit the flyover? I thought the minimum altitude over NSA (and anywhere else for that matter) was much higher than the altitude Touchstone was operating at. At the time of the overflight I really was wondering if it was being done in a safe manner, but I figured it was being run by the same Agency which had done an excellent job with the Carson folks. Now that I know that this was not under Agency control, I really wonder if the pilot of that helicopter was taking chances with the safety of the people at the agency.

Thanks for your time.

[redacted]

From: [redacted] Wed Apr 29 08:59:14 1998
To: [redacted] sa
Subject: RE: Public and Media Affairs Today, 23 April 1998
Cc: [redacted]
Classification: ~~FOR OFFICIAL USE ONLY~~
Content-Length: 3765

CLASSIFICATION: ~~FOR OFFICIAL USE ONLY~~

(b) (3)-P.L. 86-36

Good Morning Mr. [redacted]

(U) Thank you for your e-mail and your comments concerning the helicopter flyovers.

(FOUO) I believe the helicopter you saw was one performing an Agency exercise the same week, coincidentally, as Touchstone Film's flyover. This exercise involved a low flying helicopter. Since this was an Agency venture, safety issues were more than likely taken into consideration.

(U) Although it is the intent of the Public and Media Affairs Today to keep the workforce informed of activities happening here at NSA, there are times during the course of our job when we are restricted in the amount of information we can relay. This is usually because the information is sensitive or we do not have sufficient details to provide.

(U) To answer your questions about allowing photos of Agency property, we do on occasion allow this provided the PAO has been contacted in advance, and we know the intent and possible result of the activity. The PAO is the "front door" for all media and public requests such as this, and we do not allow random touring/photographing of Agency property--there are policy regulations also addressing this issue. We cannot, however, prohibit air flight provided FAA policy restrictions are not violated (minimum altitude, air space, etc.). (Believe me, we tried.)

(U) Please rest assured that if the PAO is aware of any potential threat involving our Agency and its workforce, we will do everything possible to make sure the proper protection mechanisms are in place.

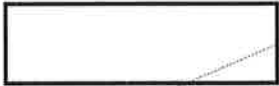
(U) We hope this eases some of the concerns you had when you read our newsletter. If you have any further questions, please contact us.

[redacted]
Public and Media Affairs
963-5825

> From: [redacted] Thu Apr 23 16:58 EDT 1998
> Sender: [redacted] sa
> Reply-To: [redacted]
> Date: Thu, 23 Apr 1998 16:58:56 -0400
> From: [redacted]
> To: [redacted]
> Subject: Public and Media Affairs Today, 23 April 1998
> Classification: ~~FOR OFFICIAL USE ONLY~~
> Cc: [redacted] sa
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> X-MSMail-Is-Read: [redacted] <980423205900.baaa003k0>
> Content-Type: > text /> plain ; > charset=US-ASCII>
> Content-Length: 1368
>
> Ms. [redacted]

(b) (3)-P.L. 86-

> Thank you for posting the note about Touchstone pictures filming
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> I do not think proper precautions were taken during the filming (no one
> closed the blinds.)
> I realize that the issues you folks deal with are far more complex
> than they appear in the seven-line note, but I was left with a few question
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> but I figured it was being run by the same Agency which had done an excellent
> job with the Carson folks. Now that I know that this was not under Agency
> control, I really wonder if the pilot of that helicopter was taking chances
> with the safety of the people at the agency.
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>



(b) (3) - P.L. 86-36