



United States
Department of
Agriculture

Office of the
General
Counsel

Washington,
D.C.
20250-1400

March 26, 2008

Scott J. Bloch, Esq.
Special Counsel
Office of the Special Counsel
1730 M Street, N.W., Suite 218
Washington, D.C. 20036

Subject: Office of Special Counsel (OSC) Case No. DI-07-2534
OIG File No. HY-5805-0002

Dear Mr. Bloch:

This will respond to your letter to then-Acting Secretary of Agriculture Charles F. Conner dated November 27, 2007, regarding the subject case. The Inspector General of the Department of Agriculture (USDA) was asked to investigate this matter, and Secretary Edward T. Schafer has delegated to me the authority to respond. Enclosed is a copy of the Secretary's delegation of authority to me to take all necessary responsive actions regarding the subject case and to report the results directly to you pursuant to 5 U.S.C. 1213(d)(5) and (e)(1). By letter dated January 28, 2008, to Catherine A. McMullen, Chief, Disclosure Unit, Office of the Special Counsel, we sought an additional 60 days within which to complete our investigation into this matter and make our report to you based thereon.

Also enclosed are copies of (1) a Report of Investigation dated March 14, 2008, prepared by USDA's Office of Inspector General (OIG); and (2) a transmittal memorandum from Brian L. Haaser, Special Agent-in-Charge for Investigations, OIG, Beltsville, Maryland, also dated March 14, 2008. The memorandum from Mr. Haaser and the OIG report articulate the allegations on which the investigation was initiated, explain the manner in which the investigation was conducted, and summarize the evidence obtained in the investigation. Clearly, the storage of improper pornographic images on a computer server maintained and used by USDA's Office of Chief Information Officer violated Federal and USDA regulations and policies.

Having carefully reviewed both Mr. Haaser's memorandum and the Report of Investigation, I have concluded that the allegations made have been fully addressed, that all necessary remedial actions have been taken and, as a result, that no further steps by USDA are required.

Thank you for the opportunity to respond further with respect to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'MK', with a long horizontal flourish extending to the right.

Marc L. Kesselman
General Counsel

Enclosures



DEPARTMENT OF AGRICULTURE
OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20250

MAR 20 2008

MEMORANDUM FOR MARC L. KESSELMAN
GENERAL COUNSEL

FROM: Edward T. Schafer
Secretary

SUBJECT: Office of Special Counsel (OSC) Case No. DI-05-2703

Pursuant to subsection (d), paragraph (5), of 5 U.S.C. 1213 (5 U.S.C. 1213(d)(5)), added by section 3(a)(13) of the Whistleblower Protection Act of 1989 (Act), you are hereby delegated authority to perform all functions of the Secretary of Agriculture thereunder respecting the subject case. You are also delegated authority pursuant to subsection (e)(1) of the Act (5 U.S.C. 1213(e)(1)), to report the results thereof directly to the Special Counsel.

A handwritten signature in black ink, appearing to read "E. Schafer", written in a cursive style.



UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL



Northeast Region
Suite 2-2230
5601 Sunnyside Avenue, Stop 5300
Beltsville, Maryland 20705-5300

DATE: March 14, 2008

REPLY TO
ATTN OF: HY-5805-0002

TO: Associate Chief Information Officer for Cyber Security
Office of the Chief Information Officer
Washington, D.C.

FROM: BRIAN L. HAASER
Special Agent-in-Charge
for Investigations

SUBJECT: OSC Complaint/Pornography on USDA Computer System

Enclosed please find one copy of our Report of Investigation related to the above-referenced matter. In conjunction with an Office of Special Counsel (OSC) complaint received by the acting Secretary, were asked by the Office of General Counsel (OGC) to investigate this matter. As a result of our investigation, we determined that the pornographic images did exist on an Office of the Chief Information Officer (OCIO) server, as alleged in the OSC complaint. While we were unable to determine the person responsible for initially placing the pornographic images on the server, we did ensure that the images have been removed from the server, effective February 27, 2008. As such, we consider this matter closed. With our Report of Investigation, OGC will prepare a response to OSC regarding our findings.

If additional information is required, please contact Bethanne Marik-Dinkins, Assistant Special Agent-in-Charge, at (212) 264-3507, or Rebecca Ammar, Senior Special Agent, at (301) 504-2030.

Attachment

cc:
Deputy General Counsel, Office of General Counsel, Washington, D.C.
Assistant Inspector General for Investigations, OIG, Washington, D.C.
File



UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL- INVESTIGATIONS
Northeast Region
Beltsville, Maryland



REPORT OF INVESTIGATION

FILE NUMBER: HY-5805-0002

DATE: March 14, 2008

TITLE: OSC Complaint/Pornography on USDA Computer Server
Washington, D.C.

CASE TYPE: Computer Related Crime

SPECIAL AGENT: Rebecca A. Ammar
Beltsville, Maryland

APPROVED BY:

BRIAN L. HAASER
Special Agent-in-Charge

Distribution

- 1 – Associate Chief Information Officer for Cyber Security, OCIO, Washington, D.C.
- 1 – Deputy General Counsel, Office of General Counsel, Washington, D.C.
- 1 – Assistant Inspector General for Investigations, OIG, Washington, D.C.
- 1 – File

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SYNOPSIS

This investigation was initiated at the request of the Office of General Counsel (OGC), which received a referral from the Office of Special Counsel (OSC File no. DI-07-2534) detailing the claims of a whistleblower who alleged that approximately 100 to 150 pornographic images were being stored on a computer server assigned to the U.S. Department of Agriculture (USDA), Office of the Chief Information Officer (OCIO).

The investigation revealed that the images were contained on the OCIO server as alleged. While we were unable to determine the person responsible for placing the images on the OCIO server, as a result of our inquiry, the images have been removed.

DETAILS

On January 28, 2008, OGC requested the assistance of the USDA, Office of Inspector General (OIG) in regard to a complaint transmitted to USDA's Acting Secretary, Charles F. Conner, by Special Counsel Scott J. Bloch. In the Office of Special Counsel (OSC) complaint, dated November 27, 2007, a whistleblower alleged that between 100 and 150 pornographic images were stored on an OCIO shared network drive. According to the complaint, the whistleblower discovered the images on the (S:) drive server under the directory "S:\Restricted_Files\evan\Evan'sUSB\Ladies". Additionally, the whistleblower suggested that a contractor, EVAN HUQ (HUQ), might be responsible for placing the images on the server due to the fact that HUQ was the only employee named "Evan".

On February 4, 2008, CRAIG GOSCHA (GOSCHA), Director, National Computer Forensic Division, USDA-OIG-Investigations, was granted permission by OCIO Information Technology Specialist SYLVIA LINDSEY to utilize an administrator's log-in to search the OCIO computer server for the files in question. As a result, GOSCHA determined that the images were stored, as alleged, on the OCIO server, located at "S:\Restricted_Files\evan\Evan's USB\Ladies".

On February 5, 2008, HUQ was interviewed and provided the following information (Exhibit 1):

He is a contractor assigned to OCIO. He was aware of the allegations that pornography was stored on the OCIO server in a file using his name and advised that the matter was investigated months ago, at which time the hard drive from his assigned USDA computer was seized in conjunction with the investigation.

When the existence of the images was brought to his attention, he looked at the files and stated that they were not his and immediately deleted them from the server. He noted that the file folder where the images were found was an open/shared site to which many employees and contractors had access. He is not aware of anyone who would have intentionally placed the images on the server using his name.

As a result of the investigation, his employer at the time, CURT ANDERSON of Nexus Technologies, Inc., was notified that he (HUQ) had been cleared of any wrongdoing. He was issued a new hard drive for his USDA computer and the old hard drive was never returned to him. He does not have a laptop computer assigned to him and he does not access the network from home.

He was not aware that the images still existed on the server at the time of the interview. His only explanation was that someone must have restored the files to the server from a backup tape.

He gave GOSCHA permission to examine his assigned government computer. GOSCHA did not find any indication of pornographic images on the computer.

Agent's Note: The computer examined by GOSCHA was not the same computer that was assigned to HUQ at the time of the incident.

CURT ANDERSON (ANDERSON), Nexus Technologies Inc., was interviewed and provided the following information:

HUQ had worked for him and he recalled the incident when pornographic images, initially believed to have belonged to HUQ, were located on a USDA server. At the time of the incident, he spoke with HUQ who stated that he had no idea how the images came to be placed on the server and he (ANDERSON) believed HUQ. He provided notes from his file related to this matter wherein he was notified by USDA on May 17, 2007 that HUQ had been cleared (Exhibit 2).

A review of available records disclosed that beginning sometime around April 12, 2007 USDA-Rural Development, Information Systems Security employees, who shared access to the computer server in question with OCIO, initiated an inquiry regarding the pornographic images found on the server. The Rural Development inquiry determined that the issue did not involve a Rural Development employee and the information was thereby forwarded to OCIO since it appeared to involve OCIO contractor HUQ (Exhibit 3).

Agent's Note: During the course of the Rural Development inquiry, it was determined that the images had been removed from the server. For purposes of completing the forensic investigation of the incident, a file restore was completed using backup tape and the images were placed back on to the server in a restricted file area so that the investigation could be completed. It appears that after the investigation was completed, the images were never removed from the server.

Further inquiries revealed that sometime during May 2007, OCIO retrieved the hard drive from the computer assigned to HUQ. OCIO's review of the hard drive did not reveal any evidence of pornography on the hard drive. As such, ANDERSON was notified that HUQ was cleared and allowed to return to his normal work status.

OCIO wiped the hard drive in question and returned it to service.

Agent's Note: Due to the fact that the original images on the server were removed during the course of Rural Development's investigation, OIG was unable to perform any additional forensic examination to determine the person responsible for placing the images on the server.

On February 27, 2008, OIG received confirmation from OCIO that the images have been completely removed from the server. No files were moved to the Recycle Bin and the folders and all access has been removed.

* * * * *

MEMO OF CONVERSATION

<input type="checkbox"/> PHONE	Time	Date
<input checked="" type="checkbox"/> VISIT	9:35 am	2/5/08
<input type="checkbox"/> CONFERENCE	Case Number	
<input type="checkbox"/> OTHER	HY-5805-0002	

Subject
OSC complaint of pornographic images stored on a USDA computer server

Talked With Evan Anisul Huq, Contractor DOB 6/6/73	Office OCIO, School Street 8 th fl, Wash DC	Telephone No. 202-692-0288 Cell #202-341-7567
--	---	---

Reason for Talk
Pornographic images on the USDA server

Details
HUQ invited Craig Goscha, USDA-OIG, Director, National Computer Forensic Division, and RA into his cubical and gave permission for GOSCHA to examine his assigned government computer.

HUQ stated that for the past 2 or 3 months he has been an IT contractor with: Chameleon Integrated Services (<http://www.chameleonis.com>), 1435 S. 18th St., Suite 150, St. Louis, MD 63104. Phone # 314-773-7200. Prior to this employer HUQ worked in the same capacity for USDA for a contractor known as: Nexus Technology (<http://www.nexustech.us>), 1889 Preston White Drive, Suite 104, Reston, VA 20191, #703-476-1500, owner Curt Anderson.

HUQ stated that this matter had been previously investigated and his Supervisor, Curt Anderson had been notified that he was cleared. HUQ was not aware of the details of who conducted the previous inquiry however they did remove his hard drive for examination. HUQ does not have a laptop and does not access the network from home.

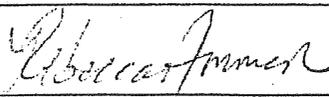
HUQ stated that on the USDA-OCIO server there was a folder that was created with his name. One day when HUQ was in Mr. Stacey Fogelman office he brought the issue of the images to HUQ's attention. HUQ looked at the files and stated that they were not his and he deleted them right away.

HUQ was not aware that the images still existed on the server. His only explanation is that someone must have restored the files from a back-up tape.

HUQ mentioned that the file folder where these images were found was an open/shared site that many employees and other agency's had access to. There were also other contractors that used his government computer. He is not aware of anyone who would intentionally place these images in a folder using his name. It is his understanding that all issues were examined and that he was cleared of any wrong doing.

Decision or Result
Follow-up with contractor.

Signature



Title

Rebecca Ammar
Special Agent
USDA, OIG - Investigations

Sandra Payne

From: Cynthia Anderson
Sent: Thursday, May 17, 2007 9:57 AM
To: Sandra Payne
Subject: FW: Evan Huq

Importance: High

Please print and put in Evan's file.

Cindy Anderson
Nexus Technologies, Inc.
1889 Preston White Drive
Suite 104
Reston, VA 20191
o: 703-476-1500
f: 703-476-6045
c: 703-629-9493

-----Original Message-----

From: Curt Anderson - USDA - Beltsville
Sent: Thursday, May 17, 2007 9:28 AM
To: Cynthia Anderson; Sanders, Debbie - Fort Collins, CO
Subject: Evan Huq
Importance: High

Just got a voicemail from Bruce. Evan has been cleared. He is good to go continue Tier II. I would ask Cindy to call him and let him know. Bruce indicated that he will contact Juanita accordingly on the next steps.

Curt

 **Information Systems Security Staff**
Rural Development

Date: April 24, 2007
To: Janell Duke (OCIO-ITS)
Through: Brenda Dinges
Information Systems Security Staff Program Manager (ISSPM)
Rural Development
Reference: **Incident Number - 07_RD_ISSS_IRT_22**

Evidentiary

1 Folder downloaded containing 198 files

Investigation Request:

On 4/12/19 the ISSPM (Brenda Dinges) received a request from Jerome Davin (Human Resources RD DC).

*" From: Davin, Jerome - Washington, DC
Sent: Thursday, April 12, 2007 11:20 AM
To: ug-MOSTLOUIS3-Dciolsslr
Cc: Lovell, Rochelle - Washington, DC
Subject: Incident on U:\ drive
Importance: High*

This is Jerome Davin, the Acting Assistant Administrator for Human Resources for Rural Development.

Yesterday, Gerard Wenham was looking for Macromedia Breeze documents and search the keyword "Breeze" on all the network drives. Gerard noticed that the search was dwelling on a specific directory on the U: drive (Share\$ on Dcwashing2scl2) namely U:\Evan\Evan's USB\Ladies. Gerard then saw a few dozen inappropriate JPEG files.

This morning, Gerard Wenham brought to my attention that inappropriate content was on the shared network drive. As HR Director, I want to make sure that this issue gets addressed immediately.

I have informed Rochelle Lovell of RD's HR Employee Relations Branch about the issue and she is aware of the situation.

Please let us know what you find.

We are available to assist as needed.

Sincerely,

*Jerome Davin
Acting Assistant Administrator
for Human Resources
Tel (202) 692-0221"*

Information Systems Security Staff

Rural Development

On 4/12/19 Brenda Dinges Alerted John Distler (DCIO) and Chris Smith (CIO) of the request and authorization to proceed.

*"From: Dinges, Brenda - St. Louis, MO
Sent: Thursday, April 12, 2007 12:34 PM
To: Distler, John - St. Louis, MO; Smith, ChristopherL - Washington, DC
Cc: security.irt@stl.rural.usda.gov
Subject: FW: Incident on U:\ drive - IRT-07-22"*

John/Chris: We just got off the phone w/Jerome Davin who brought this to our attention. Since Jerome is HR DC, assume you guys are ok w/us proceeding with the investigation. Please authorize, and we'll proceed, or advise of alternative course of action. THANKS!

*Brenda Dinges
RD Information Systems Security Staff Program Manager
1520 Market, FC-44, Rm 1731
St. Louis, MO 63103
Office: 314-335-8829
Fax: 314-335-8736
Cell: 314-609-9504"*

On 4/12/19 The DCIO and CIO responded and Brenda informed the RD IRT to proceed with the investigation.

"Proceed with the investigation"

*Brenda Dinges
RD Information Systems Security Staff Program Manager
1520 Market, FC-44, Rm 1731
St. Louis, MO 63103
Office: 314-335-8829
Fax: 314-335-8736
Cell: 314-609-9504*

-----Original Message-----

*From: Smith, ChristopherL - Washington, DC
Sent: Thursday, April 12, 2007 4:46 PM
To: Dinges, Brenda - St. Louis, MO; Distler, John - St. Louis, MO
Subject: RE: Incident on U:\ drive - IRT-07-22*

Please look into and let me know the magnitude of the issue. Thanks.

Chris"

On 4/13/07 RD IRT contacted Gerard Wenham to confirm the reported incident. Gerard stated that he in fact viewed ladies in pornographic positions. Estimated that there are 70 pictures on line. In addition a SAAR ticket was submitted #605570 to gain access to the DC share in order to gain access to the folder.

Information Systems Security Staff

Rural Development

On 4/16/07 RD IRT contacted OCIO-CS Greg Gage to request the file folder, and dates. Shortly after the request RD ISSPM informed me that the files had been removed from the network share. I resent a request

"From: George, Steven - St. Louis, MO
Sent: Monday, April 16, 2007 12:52 PM
To: Gage, Greg - Washington, DC; Duke, Janell - Kansas City, MO; Davin, Jerome - Washington, DC; ug-MOSTLOUIS3-Dciolsslrt
Subject: 07_RD_ISSS_IRT_22

Greg,

Since my previous request I have been informed from Brenda Dinges and RD DC Human Resources that the files on this investigation have been removed from the network share. I would like a status on my request and the disposition of those files since I am currently in the middle of the investigation.

Previous Request

"Greg,

With the approval of RD IT Management, I am requesting the following information from ITS:

We have currently been informed that on 4/12/07 through Jerome Davin (RD DC Human Resources, an employee by the name of Gerard Wenham discovered on the U: drive (Shareu\$ on Dcwashing2scl2) namely U:\Evan\Evan's USB\Ladies. few dozen inappropriate JPEG files. RD-IRT is requesting a copy of all files on this drive, the creation date of the folders and the name of the creator for all folders. In speaking with Gerard Wenham on the phone on 07-13-07 the viewed files are inappropriate in nature."

 **Information Systems Security Staff**
Rural Development

On 4/17/2007 Brenda Dinges ISSPM requested a status from Greg Gage on the file request.

“

From: Gage, Greg - Washington, DC
Sent: Tuesday, April 17, 2007 3:49 PM
To: Dinges, Brenda - St. Louis, MO
Subject: RE: 07_RD_ISSS_IRT_22

I have asked Juanita to obtain a copy of the directory. Greg

Greg Gage
ISSPM/Security Service Line Manager
USDA/OCIO/ITS
202-720-8650
greg.gage@wdc.usda.gov

From: Dinges, Brenda - St. Louis, MO
Sent: Tuesday, April 17, 2007 4:47 PM
To: George, Steven - St. Louis, MO; Gage, Greg - Washington, DC; Duke, Janell - Kansas City, MO; Davin, Jerome - Washington, DC; ug-MOSTLOUIS3-Dciolssirt
Subject: RE: 07_RD_ISSS_IRT_22
Importance: High

Please advise what's going on with this. The people who reported it, and RD management want a status, and we don't know what to tell them because we haven't received a response to our inquiries yesterday and today. Please advise. THANKS!

Brenda Dinges
RD Information Systems Security Staff Program Manager
1520 Market, FC-44, Rm 1731
St. Louis, MO 63103
Office: 314-335-8829
Fax: 314-335-8736
Cell: 314-609-9504 “

Information Systems Security Staff

Rural Development

On 4-19-2007 RD IRT requested a follow up on the SAAR ticket from Dominic Roti as RD IRT (Steven George) had not been access to the shared drive.

*" From: Roti, Dominic - St. Louis, MO
Sent: Thursday, April 19, 2007 7:40 AM
To: Fogelman, Stacy - Washington, DC
Cc: George, Steven - St. Louis, MO
Subject: Status of WO#425988*

Stacy,

I am checking on the status of a Work Order that is currently assigned to you, WO#425988. Can you please advise of status and when we can expect to have access. I have left you a voicemail as well this morning. Please let me know if you require any additional information to process. Thanks for your help.

*Dominic M. Roti, RD-ISSS POC
USDA, Rural Development
Information Systems Security Specialist
1520 Market St., Rm 1731, FC-44
St. Louis, MO 63103
Email: dominic.roti@stl.usda.gov
Work Ph: 314-335-8177"*

On 4/19/2007 Stacy Fogelman ITS Technician DC responded to the email below.

"-----Original Message-----

*From: Fogelman, Stacy - Washington, DC
Sent: Thursday, April 19, 2007 8:54 AM
To: Roti, Dominic - St. Louis, MO
Cc: George, Steven - St. Louis, MO; Zani, Juanita - Washington, DC; Lindsey, Sylvia - Washington, DC
Subject: RE: Status of WO#425988*

Sorry for not getting back to you sooner. The files had been deleted from the network. I will be starting a restore from tape to an alternate location as soon as possible. I will notify you of the location when the restore is complete."

On 4/19/2007 RD IRT (Steven George) contacted Stacy Fogelman and opened a dialog on the ticket for the Share permission and as to the why the files had been deleted and when that occurred.

Stacy was unaware who deleted the files. RD IRT then inquired if they knew who the individual was that placed the files on the network share. He stated that he had a pretty good idea however he prefer that I gained that information from Juanita Zani, - Washington, DC. Stacy also indicated further in the discussion that this was an ITS Technician who inadvertently placed the files on the share. I then asked "so this looks to be a ITS employee" and he said yes. I again asked who deleted the files and he was unsure. His involvement with the files began on 4/13/07 while at the help desk apparently a call came regarding the files. At that time the file permissions were restricted and then later the files were deleted. I asked him if the owner still had permissions to the files he said yes. RD IRT thanked Stacy for the information and concluded the discussion. RD IRT immediately placed call to Juanita Zani and are awaiting an answer.

 Information Systems Security Staff
Rural Development

ON 4/19/2007 Stacy Fogelman sent the following email

“-----Original Message-----

From: Fogelman, Stacy - Washington, DC

Sent: Thursday, April 19, 2007 10:50 AM

To: Roti, Dominic - St. Louis, MO

Cc: George, Steven - St. Louis, MO; Zani, Juanita - Washington, DC; Lindsey, Sylvia - Washington, DC

Subject: RE: Status of WO#425988

The files you requested have been restored to an alternate location and access restricted to the four recipients of this message. The files were restored to the following location;

\\dcwashing2\sc12\shared\$\Restricted Files

According to the records in NetBackup, the files were present in the Daily Backups on 4/10, 4/11 and 4/12, but do not appear on the Weekly Backups on 4/6 or 4/13.”

On 4/19 RD IRT Contacted Stacy and informed him that Dominic Roti was to be taken off the access list for this folder. In addition he informed me the Sylvia Lindsey was aware of the situation. I again asked the name of the originator of the files and he again said that should come from Juanita.

On 4/19/2007 RD IRT copied the folder in question to a CD in order for the files to be viewed on a Forensic computer. The files were copied to the Forensic Computer and a case was built using Access Data FTK in order to view them. The evidence was added and reviewed. There are currently **198 items which are pornographic images contained in a folder called “ladies”**. The majority of the files have been downloaded from mexcanlust.com. This was discovered do to the fact that images contained copyright information on them and a date of 2005.

On 4/19/2007 RD IRT called Sylvia Lindsey and requested the creator of the evan's files. Sylvia said she would get the information and contact me either 4/19/07 or 4/20/07. I explained to her that if she has not seen the files she probably should not due to the nature of the files and that as of todote we did not find anything criminal. I also explained the reason for the call that Stacy was aware of who created the folder but that it should come from his management.

4/23/2007 RD IRTT provided the ISSPM with an Update of the incident:

“Janell, can you please confirm that the files were placed by an ITS employee, and if so whether we need to reassign the incident to ITS?”

Brenda Dinges
RD Information Systems Security Staff Program Manager
1520 Market, FC-44, Rm 1731
St. Louis, MO 63103
Office: 314-335-8829
Fax: 314-335-8736
Cell: 314-609-9504

Information Systems Security Staff

Rural Development

*From: George, Steven - St. Louis, MO
Sent: Monday, April 23, 2007 9:10 AM
To: ug-MOSTLOUIS3-Dciolssirt
Subject: 07_RD_ISSS_IRT_22*

Brenda,

On 4/12/2007 RD IRT recieved a request from Jerome Davin RD Human Resources Washington DC to investigate inappropriate material located on (Shareu\$ on Dcwashing2scl2) namely U:\Evan\Evan's USB\Ladies which Gerard wehnam brought to his attention. Upon approval from IT Management and Human Resources the investigation has been in progress. Since the original folder was deleted on the network share where originally found Stacy Fogleman (ITS) has restored them to \\dcwashing2scl2\ishared\$\Restricted Files. In speaking with Stacy it is my understanding that the originator of the files is an ITS employee. I placed a call with Sylvia Lindsey on 4/19/2007 to confirm this and gain more information ,but I have not heard back from her. I have downloaded the files to CD and reviewed them using ACCESS FTK Data software. There are 198 pitcures in the folder that are Pornographic.

Steven George
314-335-8836
Information Systems Technology Specialist"

 *Information Systems Security Staff*
Rural Development

On 4/24/2007 Sylvia Lindsey responded to RD IRT:

From: Lindsey, Sylvia - Washington, DC
Sent: Tuesday, April 24, 2007 7:09 AM
To: George, Steven - St. Louis, MO
Subject: Work Order 425988

Good Morning Steven,

I apologize for not providing the requested information sooner. The persons name is Evan Huq. Give me a call if you have more questions. Thanks and have a good day.

Thank You,
Sylvia Lindsey
Information Technology Specialist
USDA, Office of the Chief Information Officer
ITS/TSD
Email: sylvia.lindsey@wdc.usda.gov
Office: 202-720-1630
Cell: 202-409-2512"

On 4/24/2007 Brenda Dinges forwarded to Janell Duke the memo from Sylvia Lindsey

From: Dinges, Brenda - St. Louis, MO
Sent: Tuesday, April 24, 2007 7:29 AM
To: Duke, Janell - Kansas City, MO
Cc: Chase, Craig - Washington, DC; Gage, Greg - Washington, DC; ug-MOSTLOUIS3-Dciolsslt
Subject: FW: Work Order 425988 IRT-07-22

Janell, the RD IRT forwarded this email this morning. I'll call to discuss per your earlier email.

Brenda Dinges
RD Information Systems Security Staff Program Manager
1520 Market, FC-44, Rm 1731
St. Louis, MO 63103
Office: 314-335-8829
Fax: 314-335-8736
Cell: 314-609-9504

 *Information Systems Security Staff*
Rural Development

On 4/24/2007 RD IRT, Brenda Dinges, and Janell Duke discussed the details of the investigation and agreed that the investigation and paperwork should be turned over to OCIO-ITS.

On 5/07/07 RD IRT received a call from Edmeier, requesting information regarding the incident. I forwarded our After Action report to him.

Processing:

1 Forensic Computer in which the investigation entailed utilizing Access Data FTK software version 1.29.

Summary:

The investigation has been turned over to OCIO-ITS Janell Duke. This investigation identified 198 Pornographic files that were placed on the **U: drive (Shareu\$ on Dcwashing2scl2) namely U:\Evan\Evan's USB\Ladies.**

The creator of this folder has been identified as Evan Huq an ITS Employee. The files were deleted from the Share and restored to \\dcwashing2scl2\ishared\$\Restricted Files.

RD will be notifying Jerome Davin (RD Human Resources) and Gerard Wenham (RD) that the investigation has been turned over OCIO-ITS.

Incident closed no action required from Rural Development

Please advise if additional information or support is required.

Brenda Dinges
Rural Development Information Systems Security Staff Program Manager
1520 Market, FC-44, Rm 1731
St. Louis, MO 63103
Office: 314-335-8829

EXHIBIT 3
PAGE 9 OF 9