

Message

**From:** Fallon McNulty [REDACTED]@NCMEC.ORG]  
**Sent:** 3/18/2024 11:17:54 PM  
**To:** Jason [REDACTED]@meta.com]  
**CC:** John Shehan [REDACTED]@ncmec.org]; Erin K. Hunter [REDACTED]@NCMEC.ORG]  
**Subject:** RE: Batched Reporting Issue

**This Message Is From an External Sender**

Thanks, Jason! I have followed up with our team on the limitation with the "additional info" section of the report in these scenarios to see what changes we may be able to make on our side. Appreciate you flagging this and sharing the examples.

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Fallon McNulty  
Director, CyberTipline  
National Center for Missing & Exploited Children  
[REDACTED] | [REDACTED]@NCMEC.ORG

**From:** Jason [REDACTED]@meta.com>  
**Sent:** Monday, March 18, 2024 5:22 PM  
**To:** Fallon McNulty [REDACTED]@NCMEC.ORG>  
**Cc:** John Shehan <[REDACTED]@ncmec.org>; Erin K. Hunter <[REDACTED]@NCMEC.ORG>  
**Subject:** Re: Batched Reporting Issue

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Here are 2 examples.

CT#189537695 - this is a batched report where we were unable to fetch the CSAM media  
CT#189727243 - this is a standard report where we were unable to fetch the CSAM media

Sent from my iPhone

**Defendant's Exhibit**

**DX3442**

Case Number:  
D-101-CV-2023-02838

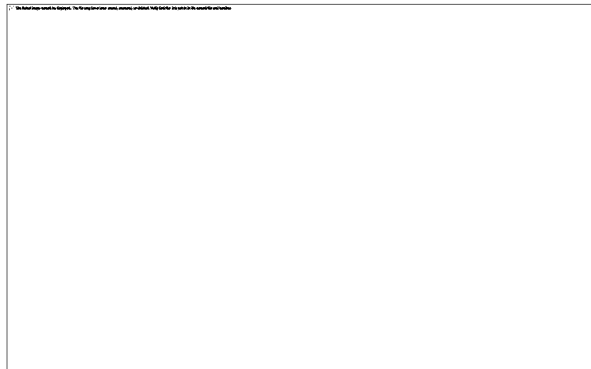
On Mar 18, 2024, at 2:35 PM, Fallon McNulty <[REDACTED]@ncmec.org> wrote:

**This Message Is From an External Sender**

Thanks, Jason. Are you all able to share a report ID that was recently submitted where this scenario took place for our reference?

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Fallon McNulty  
Director, CyberTipline  
National Center for Missing & Exploited Children  
[REDACTED] | [REDACTED]@NCMEC.ORG



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**From:** Jason [REDACTED] <[REDACTED]@meta.com>  
**Sent:** Monday, March 18, 2024 2:23 PM  
**To:** Fallon McNulty <[REDACTED]@NCMEC.ORG>  
**Cc:** John Shehan <[REDACTED]@ncmec.org>; Erin K. Hunter <[REDACTED]@NCMEC.ORG>  
**Subject:** Batched Reporting Issue

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Hi Fallon,

On the batched reporting we are seeing an issue from our end when the content being reported is from retroactive scanning. And that issue is that we no longer have the content but we know that it was the CSAM we added to the banks. Here is the explanation from our engineers:

For standard NCMEC Reports, there is an edge case where Meta's integrity enforcement systems detect that there was CSAM posted on a Meta platform, but the CSAM itself has already been permanently deleted. In this scenario, Meta will still disclose to NCMEC a CyberTip, but this CyberTip will not have the CSAM itself attached as Meta no longer has the CSAM data to disclose it. To communicate to NCMEC and LE why the CSAM data wasn't attached, Meta also includes the following language in the additional info section of the report in this scenario: "At least one piece of media in this report was identified as

CEI, but is no longer available due to technical reasons. The media with the following ESP IDs was unavailable: <list of content IDs and PhotoDNA hashes>" For the new batched viral meme NCMEC Reports, this handling is not possible because the CyberTipline API does not allow the additional info section of the report XML to be included when the Report Type is set to "batchedReport". Therefore Meta would not be able to include the same language in these batched viral meme reports. Since the batched reports are treated as "informational" reports not directly routed to LE, Meta has decided to disclose the batched viral meme NCMEC Report including the suspect esp identifier for the CSAM with missing media without the normal language. If NCMEC ever changes the API constraints to enable the report's Additional Info section in the future, please let us know and we will update our handling to include the same language that we include in this edge case for non-batched viral meme reports. For more context, this edge case often occurs because of retroactive sweeps of old "shares" of media (posts/messages where the media did not originate from that post) that may have already been taken down, but due to the PhotoDNA hashes that are still available, we have strong evidence that it was CSAM when it existed.

We just wanted you to be aware of this issue.

<image001.gif>

Jason [REDACTED]  
Law Enforcement Outreach | Americas  
1 Meta Way Menlo Park CA 94025  
<image002.gif>

*Please note that this email address is not set up or recognized as a proper channel for submitting legal process. Such requests should be submitted through our Law Enforcement Online Request System (<https://www.facebook.com/records> or [www.whatsapp.com/records](https://www.whatsapp.com/records) ).*