Guide to Computer Forensics and Investigations Sixth Edition

Chapter 1

Understanding The Digital Forensics Profession and Investigations





Objectives

- Describe the field of digital forensics
- Explain how to prepare computer investigations and summarize the difference between public-sector and private-sector investigations
- Explain the importance of maintaining professional conduct
- Describe how to prepare a digital forensics investigation by taking a systematic approach
- Describe procedures for private-sector digital investigations
- Explain requirements for data recovery workstations and software
- Summarize how to conduct an investigation, including critiquing a case





An Overview of Digital Forensics (1 of 3)

Digital forensics

- The application of computer science and investigative procedures for a legal purpose involving the analysis of digital evidence after proper search authority, chain of custody, validation with mathematics, use of validated tools, repeatability, reporting, and possible expert presentation.
- In October 2012, an ISO standard for digital forensics was ratified ISO 27037
 Information technology Security techniques





An Overview of Digital Forensics (2 of 3)

- The Federal Rules of Evidence (FRE) was created to ensure consistency in federal proceedings
 - Signed into law in 1973
 - Many states' rules map to the FRE
- FBI Computer Analysis and Response Team (CART) was formed in 1984 to handle cases involving digital evidence
- By late 1990s, CART teamed up with Department of Defense Computer Forensics Laboratory (DCFL)





An Overview of Digital Forensics (3 of 3)

- The **Fourth Amendment** to the U.S. Constitution protects everyone's right to be secure from search and seizure
 - Separate search warrants might not be necessary for digital evidence
- Every U.S. jurisdiction has case law related to the admissibility of evidence recovered from computers and other digital devices



Digital Forensics and Other Related Disciplines (1 of 3)

- Investigating digital devices includes:
 - Collecting data securely
 - Examining suspect data to determine details such as origin and content
 - Presenting digital information to courts
 - Applying laws to digital device practices
- Digital forensics is different from data recovery
 - Which involves retrieving information that was deleted by mistake or lost during a power surge or server crash
- Forensics investigators often work as part of a team, known as the investigations triad





Digital Forensics and Other Related Disciplines (2 of 3)

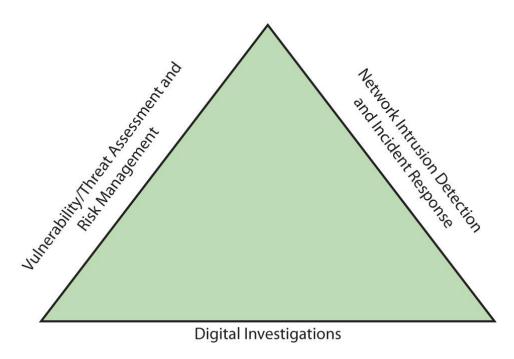


Figure 1-1 The investigations triad



Digital Forensics and Other Related Disciplines (3 of 3)

- Vulnerability/threat assessment and risk management
 - Tests and verifies the integrity of stand-along workstations and network servers
- Network intrusion detection and incident response
 - Detects intruder attacks by using automated tools and monitoring network firewall logs
- Digital investigations
 - Manages investigations and conducts forensics analysis of systems suspected of containing evidence





A Brief History of Digital Forensics

- By the early 1990s, the International Association of Computer Investigative Specialists (IACIS) introduced training on software for digital forensics
- IRS created search-warrant programs
- ASR Data created Expert Witness for Macintosh
- ILook is currently maintained by the IRS Criminal Investigation Division
- AccessData Forensic Toolkit (FTK) is a popular commercial product





Understanding Case Law

- Existing laws can't keep up with the rate of technological change
- When statutes don't exist, case law is used
 - Allows legal counsel to apply previous similar cases to current one in an effort to address ambiguity in laws
- Examiners must be familiar with recent court rulings on search and seizure in the electronic environment





Developing Digital Forensics Resources

- To supplement your knowledge:
 - Develop and maintain contact with computing, network, and investigative professionals
 - Join computer user groups in both the pubic and private sectors
 - Example: **Computer Technology Investigators Network (CTIN)** meets to discuss problems with digital forensics examiners encounter
 - Consult outside experts





Preparing for Digital Investigations (1 of 3)

- Digital investigations fall into two categories:
 - Public-sector investigations
 - Private-sector investigations





Preparing for Digital Investigations (2 of 3)

Government agencies
Article 8 in the Charter of Rights of Canada
U.S. Fourth Amendment search
and seizure rules



Private organizations Company policy violations Litigation disputes



Figure 1-4 Public-sector and private-sector investigations

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Preparing for Digital Investigations (3 of 3)

- Public-sector investigations involve government agencies responsible for criminal investigations and prosecution
- Fourth Amendment to the U.S. Constitution
 - Restrict government search and seizure
- The Department of Justice (DOJ) updates information on computer search and seizure regularly
- Private-sector investigations focus more on policy violations



Understanding Law Enforcement Agency Investigations

- When conducting public-sector investigations, you must understand laws on computer-related crimes including:
 - Standard legal processes
 - Guidelines on search and seizure
 - How to build a criminal case
- The Computer Fraud and Abuse Act was passed in 1986
 - Specific state laws were generally developed later





Following Legal Processes (1 of 2)

- A criminal investigation usually begins when someone finds evidence of or witnesses a crime
 - Witness or victim makes an allegation to the police
- Police interview the complainant and writes a report about the crime
- Report is processed and management decides to start an investigation or log the information in a police blotter
 - Blotter is a historical database of previous crimes





Following Legal Processes (2 of 2)

- Digital Evidence First Responder (DEFR)
 - Arrives on an incident scene, assesses the situation, and takes precautions to acquire and preserve evidence
- Digital Evidence Specialist (DES)
 - Has the skill to analyze the data and determine when another specialist should be called in to assist
- Affidavit a sworn statement of support of facts about or evidence of a crime
 - Must include exhibits that support the allegation



- Private-sector investigations involve private companies and lawyers who address company policy violations and litigation disputes
 - Example: wrongful termination
- Businesses strive to minimize or eliminate litigation
- Private-sector crimes can involve:
 - E-mail harassment, falsification of data, gender and age discrimination, embezzlement, sabotage, and industrial espionage



- Businesses can reduce the risk of litigation by publishing and maintaining policies that employees find easy to read and follow
- Most important policies define rules for using the company's computers and networks
 - Known as an "Acceptable use policy"
- Line of authority states who has the legal right to initiate an investigation, who can take possession of evidence, and who can have access to evidence



- Business can avoid litigation by displaying a warning banner on computer screens
 - Informs end users that the organization reserves the right to inspect computer systems and network traffic at will





Understanding Private-Sector Investigations (4 of 8)

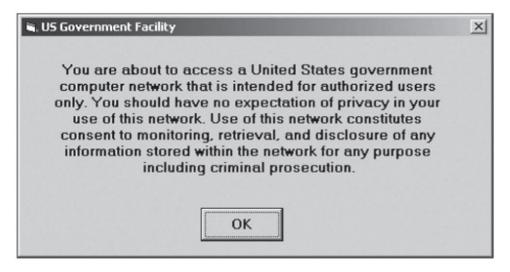


Figure 1-7 A sample warning banner



- Sample text that can be used in internal warning banners:
 - Use of this system and network is for official business only
 - Systems and networks are subject to monitoring at any time by the owner
 - Using this system implies consent to monitoring by the owner
 - Unauthorized or illegal users of this system or network will be subject to discipline or prosecution



- Businesses are advised to specify an authorized requester who has the power to initiate investigations
- Examples of groups with authority
 - Corporate security investigations
 - Corporate ethics office
 - Corporate equal employment opportunity office
 - Internal auditing
 - The general counsel or legal department



- During private investigations, you search for evidence to support allegations of violations of a company's rules or an attack on its assets
- Three types of situations are common:
 - Abuse or misuse of computing assets
 - E-mail abuse
 - Internet abuse
- A private-sector investigator's job is to minimize risk to the company



- The distinction between personal and company computer property can be difficult with cell phones, smartphones, personal notebooks, and tablet computers
- Bring your own device (BYOD) environment
 - Some companies state that if you connect a personal device to the business network, it falls under the same rules as company property





Maintaining Professional Conduct

- Professional conduct includes ethics, morals, and standards of behavior
- An investigator must exhibit the highest level of professional behavior at all times
 - Maintain objectivity
 - Maintain credibility by maintaining confidentiality
- Investigators should also attend training to stay current with the latest technical changes in computer hardware and software, networking, and forensic tools





Preparing a Digital Forensics Investigation

- The role of digital forensics professional is to gather evidence to prove that a suspect committed a crime or violated a company policy
- Collect evidence that can be offered in court or at a corporate inquiry
 - Investigate the suspect's computer
 - Preserve the evidence on a different computer

Chain of custody

 Route the evidence takes from the time you find it until the case is closed or goes to court





An Overview of a Computer Crime

- Computers can contain information that helps law enforcement determine:
 - Chain of events leading to a crime
 - Evidence that can lead to a conviction
- Law enforcement officers should follow proper procedure when acquiring the evidence
 - Digital evidence can be easily altered by an overeager investigator
- A potential challenge: information on hard disks might be password protected so forensics tools may be need to be used in your investigation





An Overview of a Company Policy Violation

- Employees misusing resources can cost companies millions of dollars
- Misuse includes:
 - Surfing the Internet
 - Sending personal e-mails
 - Using company computers for personal tasks





Taking a Systematic Approach (1 of 2)

- Steps for problem solving
 - Make an initial assessment about the type of case you are investigating
 - Determine a preliminary design or approach to the case
 - Create a detailed checklist
 - Determine the resources you need
 - Obtain and copy an evidence drive





Taking a Systematic Approach (2 of 2)

- Steps for problem solving (cont'd)
 - Identify the risks
 - Mitigate or minimize the risks
 - Test the design
 - Analyze and recover the digital evidence
 - Investigate the data you recover
 - Complete the case report
 - Critique the case





Assessing the Case

- Systematically outline the case details
 - Situation
 - Nature of the case
 - Specifics of the case
 - Type of evidence
 - Known disk format
 - Location of evidence
- Based on these details, you can determine the case requirements





Planning Your Investigation (1 of 5)

- A basic investigation plan should include the following activities:
 - Acquire the evidence
 - Complete an evidence form and establish a chain of custody
 - Transport the evidence to a computer forensics lab
 - Secure evidence in an approved secure container





Planning Your Investigation (2 of 5)

- A basic investigation plan (cont'd):
 - Prepare your forensics workstation
 - Retrieve the evidence from the secure container
 - Make a forensic copy of the evidence
 - Return the evidence to the secure container
 - Process the copied evidence with computer forensics tools





Planning Your Investigation (3 of 5)

- An evidence custody form helps you document what has been done with the original evidence and its forensics copies
 - Also called a chain-of-evidence form
- Two types
 - Single-evidence form
 - Lists each piece of evidence on a separate page
 - Multi-evidence form





Planning Your Investigation (4 of 5)

| Organization X Security Investigations This form is to be used for one to ten pieces of evidence | | | | | | | |
|--|----------|----------------------------------|--|--------------------------------|----------------------|-----------|--|
| Case No.: | | | | Investigating Organization: | | | |
| Investigator: | | | | cogarana ; | | | |
| Nature of Case: | | | | | | | |
| Location where evidence was | | | | | | | |
| | btsined: | | | | | | |
| | | ription of avidance: Vandor Name | | | Model No. Sorial No. | | |
| hon#1 kon#2 | | | | | | | |
| Ren /3 | | | | | | | |
| Item 24 | _ | | | | | | |
| Item #5 | | | | | | | |
| hom #6 | | | | | | | |
| Rem #7 | | | | | | | |
| Item #8 | | | | | | | |
| Item #9 | | | | | | | |
| Item #10 | | | | | | | |
| Evidence Recovered by: | | | | | Date & Time: | | |
| Evidence | | | | | Date & Time: | | |
| Placed in Locker: | | | | | | | |
| Bon. F | | Evidence Processed by | | Disposition of Exidence | | Date Time | |
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Figure 1-9 A sample multi-evidence form used in a private-sector environment





Planning Your Investigation (5 of 5)

| Metropolis Police Bureau High-tech Investigations Unit This form is to be used for only one piece of ovidence. Fill out a separate form for each piece of ovidence. | | | | | | | |
|---|--|--|-------------------------|--------------|--------------|----------------------|-----------|
| Case No.: | | | | | Unit Number: | | |
| Investigator: | | | | | | | |
| Nature of Care: | | | | | | | |
| Location where evidence was obtained: | | | | | | | |
| ltens# ID | | | ve: | Vendor Narre | | Medel No. Serial No. | |
| | | | | | | | |
| Evidence Recovered by: | | | | | | Dute & Time: | |
| Evidence Placed in Locker: | | | | | | Date & Time: | |
| Exidence Processed by | | | Disposition of Evidence | | | Date/Time | |
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Figure 1-10 A single-evidence form





Securing Your Evidence (1 of 2)

- Use evidence bags to secure and catalog the evidence
- Use computer safe products when collecting computer evidence
 - Antistatic bags
 - Antistatic pads
- Use well padded containers
- Use evidence tape to seal all openings
 - CD drive bays
 - Insertion slots for power supply electrical cords and USB cables





Securing Your Evidence (2 of 2)

- Write your initials on tape to prove that evidence has not been tampered with
- Consider computer specific temperature and humidity ranges
 - Make sure you have a safe environment for transporting and storing it until a secure evidence container is available





Procedures for Private-Sector High-Tech Investigations

- As an investigator, you need to develop formal procedures and informal checklists
 - To cover all issues important to high-tech investigations
 - Ensures that correct techniques are used in an investigation





Employee Termination Cases

- The majority of investigative work for termination cases involves employee abuse of corporate assets
- Incidents that create a hostile work environment are the predominant types of cases investigated
 - Viewing pornography in the workplace
 - Sending inappropriate e-mails
- Organizations must have appropriate policies in place





Internet Abuse Investigations (1 of 2)

- To conduct an investigation you need:
 - Organization's Internet proxy server logs
 - Suspect computer's IP address
 - Suspect computer's disk drive
 - Your preferred computer forensics analysis tool





Internet Abuse Investigations (2 of 2)

- Recommended steps
 - Use standard forensic analysis techniques and procedures
 - Use appropriate tools to extract all Web page URL information
 - Contact the network firewall administrator and request a proxy server log
 - Compare the data recovered from forensic analysis to the proxy server log
 - Continue analyzing the computer's disk drive data





E-mail Abuse Investigations (1 of 2)

- To conduct an investigation you need:
 - An electronic copy of the offending e-mail that contains message header data
 - If available, e-mail server log records
 - For e-mail systems that store users' messages on a central server, access to the server
 - Access to the computer so that you can perform a forensic analysis on it
 - Your preferred computer forensics analysis tool





E-mail Abuse Investigations (2 of 2)

- Recommended steps
 - Use the standard forensic analysis techniques
 - Obtain an electronic copy of the suspect's and victim's e-mail folder or data
 - For Web-based e-mail investigations, use tools such as FTK's Internet Keyword Search option to extract all related e-mail address information
 - Examine header data of all messages of interest to the investigation





Attorney-Client Privilege Investigations (1 of

- Under attorney-client privilege (ACP) rules for an attorney
 - You must keep all findings confidential
- Many attorneys like to have printouts of the data you have recovered
 - You need to persuade and educate many attorneys on how digital evidence can be viewed electronically
- You can also encounter problems if you find data in the form of binary files





Attorney-Client Privilege Investigations (2 of

- Steps for conducting an ACP case
 - Request a memorandum from the attorney directing you to start the investigation
 - Request a list of keywords of interest to the investigation
 - Initiate the investigation and analysis
 - For disk drive examinations, make two bit-stream images using different tools for each image
 - Compare hash signatures on all files on the original and re-created disks





Attorney-Client Privilege Investigations (3 of

- Steps for conducting an ACP case (cont'd)
 - Methodically examine every portion of the disk drive and extract all data
 - Run keyword searches on allocated and unallocated disk space
 - For Windows OSs, use specialty tools to analyze and extract data from the Registry
 - For binary data files such as CAD drawings, locate the correct software product
 - For unallocated data recovery, use a tool that removes or replaces nonprintable data





Attorney-Client Privilege Investigations (4 of

- Steps for conducting an ACP case (cont'd)
 - Consolidate all recovered data from the evidence bit-stream image into folders and subfolders
- Other guidelines
 - Minimize written communications with the attorney
 - Any documentation written to the attorney must contain a header stating that it's "Privileged Legal Communication—Confidential Work Product"
 - Assist the attorney and paralegal in analyzing data





Industrial Espionage Investigations (1 of 5)

- All suspected industrial espionage cases should be treated as criminal investigations
- Staff needed
 - Digital investigator who is responsible for disk forensic examinations
 - Technology specialist who is knowledgeable of the suspected compromised technical data
 - Network specialist who can perform log analysis and set up network sniffers
 - Threat assessment specialist (typically an attorney)





Industrial Espionage Investigations (2 of 5)

- Guidelines when initiating an investigation
 - Determine whether this investigation involves a possible industrial espionage incident
 - Consult with corporate attorneys and upper management
 - Determine what information is needed to substantiate the allegation
 - Generate a list of keywords for disk forensics and sniffer monitoring
 - List and collect resources for the investigation





Industrial Espionage Investigations (3 of 5)

- Guidelines (cont'd)
 - Determine goal and scope of the investigation
 - Initiate investigation after approval from management
- Planning considerations
 - Examine all e-mail of suspected employees
 - Search Internet newsgroups or message boards
 - Initiate physical surveillance
 - Examine facility physical access logs for sensitive areas





Industrial Espionage Investigations (4 of 5)

- Planning considerations (cont'd)
 - Determine suspect location in relation to the vulnerable asset
 - Study the suspect's work habits
 - Collect all incoming and outgoing phone logs
- Steps to conducting an industrial espionage case
 - Gather all personnel assigned to the investigation and brief them on the plan
 - Gather resources to conduct the investigation





Industrial Espionage Investigations (5 of 5)

- Steps (cont'd)
 - Place surveillance systems at key locations
 - Discreetly gather any additional evidence
 - Collect all log data from networks and e-mail servers
 - Report regularly to management and corporate attorneys
 - Review the investigation's scope with management and corporate attorneys





Interviews and Interrogations in High-Tech Investigations (1 of 2)

 Becoming a skilled interviewer and interrogator can take many years of experience

Interview

- Usually conducted to collect information from a witness or suspect
 - About specific facts related to an investigation

Interrogation

Process of trying to get a suspect to confess





Interviews and Interrogations in High-Tech Investigations (2 of 2)

- Role as a digital investigator
 - To instruct the investigator conducting the interview on what questions to ask
 - And what the answers should be
- Ingredients for a successful interview or interrogation
 - Being patient throughout the session
 - Repeating or rephrasing questions to zero in on specific facts from a reluctant witness or suspect
 - Being tenacious



Understanding Data Recovery Workstations and Software

- Investigations are conducted on a computer forensics lab (or data-recovery lab)
 - In data recovery, the customer or your company just wants the data back
- Computer forensics workstation
 - A specially configured PC
 - Loaded with additional bays and forensics software
- To avoid altering the evidence use:
 - Write-blockers devices
 - Enable you to boot to Windows without writing data to the evidence drive



Setting Up Your Workstation for Digital Forensics (1 of 2)

- Basic requirements
 - A workstation running Windows 7 or later
 - A write-blocker device
 - Digital forensics acquisition tool
 - Digital forensics analysis tool
 - Target drive to receive the source or suspect disk data
 - Spare PATA or SATA ports
 - USB ports



Setting Up your Workstation for Digital Forensics (2 of 2)

- Additional useful items
 - Network interface card (NIC)
 - Extra USB ports
 - FireWire 400/800 ports
 - SCSI card
 - Disk editor tool
 - Text editor tool
 - Graphics viewer program
 - Other specialized viewing tools





Conducting an Investigation

- Gather resources identified in investigation plan
- Items needed
 - Original storage media
 - Evidence custody form
 - Evidence container for the storage media
 - Bit-stream imaging tool
 - Forensic workstation to copy and examine your evidence
 - Securable evidence locker, cabinet, or safe





Gathering the Evidence

- Avoid damaging the evidence
- Steps
 - Meet the IT manager to interview him
 - Fill out the evidence form, have the IT manager sign
 - Place the evidence in a secure container
 - Carry the evidence to the computer forensics lab
 - Complete the evidence custody form
 - Secure evidence by locking the container





Understanding Bit-Stream Copies (1 of 2)

- Bit-stream copy
 - Bit-by-bit copy of the original storage medium
 - Exact copy of the original disk
 - Different from a simple backup copy
 - Backup software only copy known files
 - Backup software cannot copy deleted files, e-mail messages or recover file fragments
- Bit-stream image
 - File containing the bit-stream copy of all data on a disk or partition
 - Also known as "image" or "image file"
- Copy image file to a target disk that matches the original disk's manufacturer, size and model





Understanding Bit-stream Copies (2 of 2)

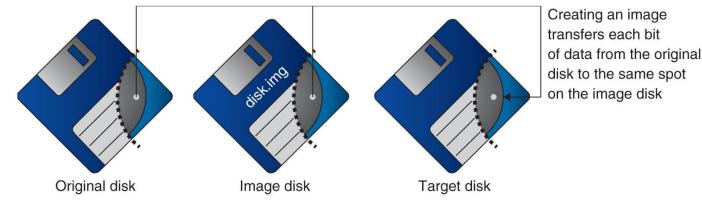


Figure 1-11 Transfer of data from original to image to target





Acquiring an Image of Evidence Media

- First rule of computer forensics
 - Preserve the original evidence
- Conduct your analysis only on a copy of the data
- Several vendors provide MS-DOS, Linux, and Windows acquisition tools
 - Windows tools require a write-blocking device when acquiring data from FAT or NTFS file systems





Analyzing Your Digital Evidence (1 of 8)

- Your job is to recover data from:
 - Deleted files
 - File fragments
 - Complete files
- Deleted files linger on the disk until new data is saved on the same physical location
- Tools can be used to retrieve deleted files
 - Autopsy





Analyzing Your Digital Evidence (2 of 8)

- Steps to analyze a USB drive
 - Start Autopsy
 - Create a new case
 - Type the case name
 - Select the working folder
- Steps to add source data
 - Select data source type
 - Select image file
 - Keep the default settings in the Configure Ingest Modules window





Analyzing Your Digital Evidence (3 of 8)

- Steps to display the contents of the acquired data
 - Click to expand Views, File Types, By Extension, and Documents
 - Select file to display
 - Click Tag and Comment
 - Click the New Tag Name button
- Analyze the data
 - Search for information related to the complaint
- Data analysis can be most time-consuming task





Analyzing Your Digital Evidence (4 of 8)

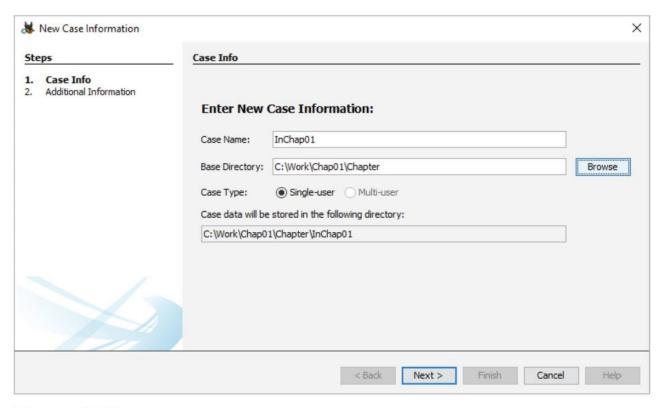


Figure 1-12 The New Case Information window





Analyzing Your Digital Evidence (5 of 8)

- With Autopsy you can:
 - Search for keywords of interest in the case
 - Display the results in a search results window
 - Click each file in the search results window and examine its content in the data area
 - Export the data to a folder of your choice
 - Search for specific filenames
 - Generate a report of your activities
- Additional features of Autopsy
 - Display binary (nonprintable) data in the Content Viewer





Analyzing Your Digital Evidence (6 of 8)

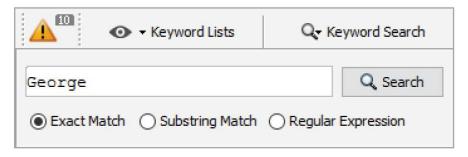


Figure 1-18 Entering a keyword search term





Analyzing Your Digital Evidence (7 of 8)

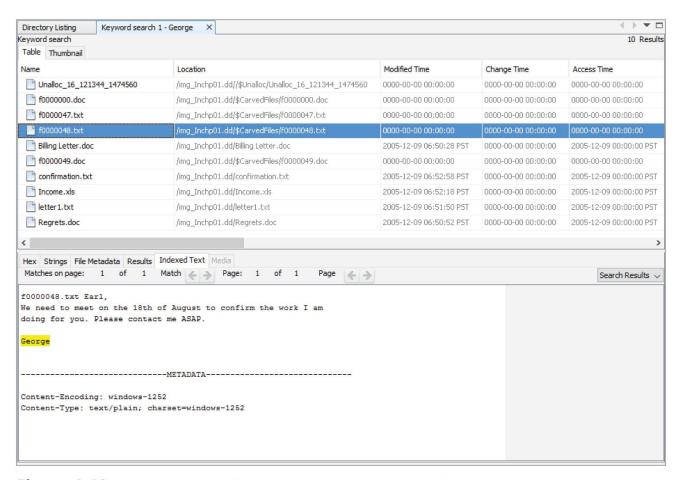


Figure 1-19 Viewing the results of searching for the keyword "George"





Analyzing Your Digital Evidence (8 of 8)

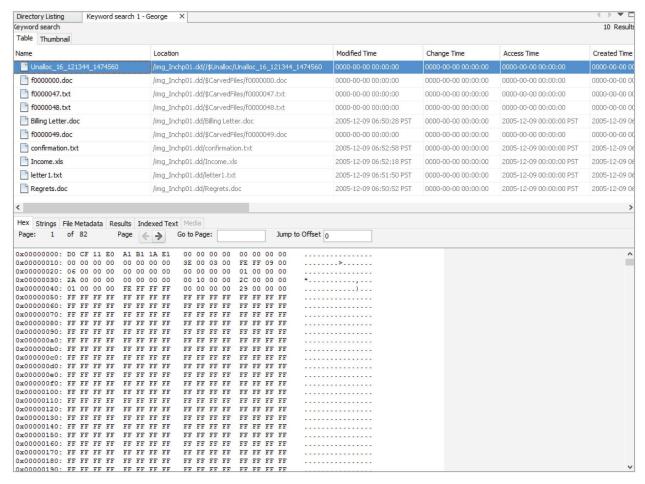


Figure 1-20 Viewing search results found in unallocated drive space





Completing the Case (1 of 2)

- You need to produce a final report
 - State what you did and what you found
- Include Autopsy report to document your work
- Repeatable findings
 - Repeat the steps and produce the same result
- If required, use a report template
- Report should show conclusive evidence
 - Suspect did or did not commit a crime or violate a company policy





Completing the Case (2 of 2)

- Keep a written journal of everything you do
 - Your notes can be used in court
- Answer the six Ws:
 - Who, what, when, where, why, and how
- You must also explain computer and network processes
- Autopsy Report Generator
 - Can generate reports in different styles: plain text, HTML and Excel



Critiquing the Case

- Ask yourself the following questions:
 - How could you improve your performance in the case?
 - Did you expect the results you found? Did the case develop in ways you did not expect?
 - Was the documentation as thorough as it could have been?
 - What feedback has been received from the requesting source?
 - Did you discover any new problems? If so, what are they?
 - Did you use new techniques during the case or during research?



Summary (1 of 3)

- Digital forensics involves systematically accumulating and analyzing digital information for use as evidence in civil, criminal, and administrative cases
- Investigators need specialized workstations to examine digital evidence
- Public-sector and private-sector investigations differ; public-sector typically require search warrants before seizing digital evidence



Summary (2 of 3)

- Always use a systematic approach to your investigations
- Always plan a case taking into account the nature of the case, case requirements, and gathering evidence techniques
- Both criminal cases and corporate-policy violations can go to court
- Plan for contingencies for any problems you might encounter
- Keep track of the chain of custody of your evidence



Summary (3 of 3)

- Internet abuse investigations require examining server log data
- For attorney-client privilege cases, all written communication should remain confidential
- A bit-stream copy is a bit-by-bit duplicate of the original disk
- Always maintain a journal to keep notes on exactly what you did
- You should always critique your own work

