



United States Department of State

Washington, D.C. 20520

APR 10 2015

Case No. F-2014-05248

Segments: CIA-0026, CIA-0027,  
CIA-0028, and referrals

Brian Gaffney  
Law Offices of Brian Gaffney APC  
446 Old County Road  
Suite 100-310  
Pacifica, CA 94044

Dear Mr. Gaffney:

I refer to our letter dated April 3, 2015 regarding the release of certain Department of State material under the Freedom of Information Act (5 U.S.C. §552).

We have completed the review of 71 additional documents referred to the Department of State by the Central Intelligence Agency pursuant to your client's June 10, 2004 request. Based upon our review, we have determined that 3 documents must be withheld in full, 15 documents may be released in full, and the responsive portions of 33 documents may be released with excisions.

A number of documents were referred to other government offices for inter- or intra-agency coordination. Several of those documents were referred to other government agencies for review and direct response to you; some of documents were referred to other government offices for further review to assist us in making a final determination regarding their release under the FOIA. The inter- or intra- agency coordination of 20 of those documents has been completed. We have determined that all 20 may be released with excisions. All released material is enclosed.

An enclosure explains the Freedom of Information Act exemptions and other grounds for withholding material. Where we have made excisions, the applicable exemptions are marked on each document. For the documents denied

in full, we have cited FOIA Exemptions 1 and 3, 5 U.S.C. §§ 552(b)(1) and (b)(3), pursuant to the Immigration and Nationality Act, 8 U.S.C. § 1202(f).

In some cases, two or more exemptions may apply to the same document. In the case of a document released in part, all non-exempt material that is reasonably segregable from the exempt material has been released.

Please be advised that the review of the referred material is ongoing. If you have any questions, please contact Assistant United States Attorney Fred Haynes at (202) 252-2550. Please be sure to refer to the case number F-2014-05248, and the civil action number, 1:06-cv-00960, in all correspondence about this case.

Sincerely,

*Susan Q. Weir* For

John F. Hackett, Acting Director  
Office of Information Programs and Services

Enclosures:  
As stated.

## The Freedom of Information Act (5 USC 552)

### FOIA Exemptions

- (b)(1) Withholding specifically authorized under an Executive Order in the interest of national defense or foreign policy, and properly classified. E.O. 12958, as amended, includes the following classification categories:
  - 1.4(a) Military plans, systems, or operations
  - 1.4(b) Foreign government information
  - 1.4(c) Intelligence activities, sources or methods, or cryptology
  - 1.4(d) Foreign relations or foreign activities of the US, including confidential sources
  - 1.4(e) Scientific, technological, or economic matters relating to national security, including defense against transnational terrorism
  - 1.4(f) U.S. Government programs for safeguarding nuclear materials or facilities
  - 1.4(g) Vulnerabilities or capabilities of systems, installations, infrastructures, projects, plans, or protection services relating to US national security, including defense against transnational terrorism
  - 1.4(h) Information on weapons of mass destruction
- (b)(2) Related solely to the internal personnel rules and practices of an agency
- (b)(3) Specifically exempted from disclosure by statute (other than 5 USC 552), for example:
  - ARMEX Arms Export Control Act, 22 USC 2778(e)
  - CIA Central Intelligence Agency Act of 1949, 50 USC 403(g)
  - EXPORT Export Administration Act of 1979, 50 App. USC 2411(c)(1)
  - FSA Foreign Service Act of 1980, 22 USC 4003 & 4004
  - INA Immigration and Nationality Act, 8 USC 1202(f)
  - IRAN Iran Claims Settlement Act, Sec 505, 50 USC 1701, note
- (b)(4) Privileged/confidential trade secrets, commercial or financial information from a person
- (b)(5) Interagency or intra-agency communications forming part of the deliberative process, attorney-client privilege, or attorney work product
- (b)(6) Information that would constitute a clearly unwarranted invasion of personal privacy
- (b)(7) Information compiled for law enforcement purposes that would:
  - (A) interfere with enforcement proceedings
  - (B) deprive a person of a fair trial
  - (C) constitute an unwarranted invasion of personal privacy
  - (D) disclose confidential sources
  - (E) disclose investigation techniques
  - (F) endanger life or physical safety of an individual
- (b)(8) Prepared by or for a government agency regulating or supervising financial institutions
- (b)(9) Geological and geophysical information and data, including maps, concerning wells

### Other Grounds for Withholding

- NR Material not responsive to a FOIA request, excised with the agreement of the requester