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

FOIA Case: 104930
24 August 2018

JOHN GREENEWALD
27305 W LIVE OAK ROAD
SUITE 1203
CASTAIC CA 91384

Dear Mr. Greenewald:

This is the initial response to your Freedom of Information Act (FOIA) request dated 10 August 2018, which was received by the National Security Agency (NSA) FOIA office on 13 August 2018, for Intellipedia records on SPECIAL ACCESS PROGRAMS and/or SPECIAL ACCESS PROGRAM and/or SPECIAL ACCESS PROGRAM (SAP) and/or SPECIAL ACCESS PROGRAMS (SAPs).

This letter acknowledges that we have received your request and provides some administrative information. Your request has been assigned Case Number 104930. Due to a significant increase in the number of requests being received by this Agency, we are experiencing delays in processing. We have begun to process your request and two responsive documents are enclosed; we will provide a more substantive response to you as soon as we are able. Until further processing is done, we do not know if there will be assessable fees. Therefore, we have not addressed your fee category at this time. Correspondence related to your request should include the case number assigned to your request.

This Agency is authorized by statute to protect certain information concerning its activities, in this case, internal URLs. Such information is 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). We have determined that such information exists in this record, and we have excised it accordingly.

In addition, personal information regarding individuals has been deleted from the enclosure 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 requested against the privacy interests involved, we have determined that the privacy interests sufficiently satisfy the requirements for the application of the (b)(6) exemption.

Since these deletions may be construed as a partial denial of your request, you are hereby advised of this Agency's appeal procedures.

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

- The appeal must be in sent via U.S. postal mail, fax, or electronic delivery (e-mail) and addressed to:

NSA FOIA/PA Appeal Authority (P132)
National Security Agency
9800 Savage Road STE 6932
Fort George G. Meade, MD 20755-6932

The facsimile number is (443)479-3612.

The appropriate email address to submit an appeal is FOIARSC@nsa.gov.

- It must be postmarked or delivered electronically no later than 90 calendar days from the date of this letter. Decisions appealed after 90 days will not be addressed.
- Please include the case number provided above.
- Please describe with sufficient detail why you believe the denial of requested information was unwarranted.
- NSA will endeavor to respond within 20 working days of receiving your appeal, absent any unusual circumstances.

For further assistance and to discuss any aspect of your request, you may contact our FOIA Public Liaison at foialo@nsa.gov. You may also contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. OGIS contact information is: Office of Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, MD 20740-6001; e-mail: ogis@nara.gov; main: 202-741-5770; toll free: 1-877-684-6448; or fax: 202-741-5769.

Sincerely,


for

JOHN R. CHAPMAN
Chief, FOIA/PA Office
NSA Initial Denial Authority

Encls:
a/s

(U) Special Access Program

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(U) Definition

(U) **Special Access Programs (SAP)** are Information security programs.

(U) Unless otherwise authorized by the President, only the Secretaries of State, Defense, and Energy, and the Director of Central Intelligence, or the principal deputy of each, may create a special access program. For special access programs pertaining to intelligence activities (including special activities, but not including military operational, strategic, and tactical programs), or intelligence sources or methods, this function shall be exercised by the Director of Central Intelligence. These officials shall keep the number of these programs at an absolute minimum, and shall establish them only when the program is required by statute or upon a specific finding that:

1. the vulnerability of, or threat to, specific information is exceptional; and
2. the normal criteria for determining eligibility for access applicable to information classified at the same level are not deemed sufficient to protect the information from unauthorized disclosure. ^[1]

(U) See Also

- DoD Directive 5205.07, "Special Access Program Policy " (01 JUL 2010)

(U) References

1. Executive Order 12958, as amended, March 25, 2003



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

Categories: Classification | United States government stubs | Intelligence Terms and Definitions | Tactical Data Integration Glossary

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Approved for Release by NSA on 08-24-2018, FOIA Case # 104930

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

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Evidence of unauthorized use collected during monitoring may be used for administrative, criminal, or other adverse actions.

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(U) Special Access Program

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(U) See the discussion page for more information about the status of this page.

Special Access Program (SAP)— A sensitive program, approved in writing by a head of agency with original top secret classification authority, that imposes need-to-know and access controls beyond those normally provided for access to confidential, secret, or top secret information. The level of controls is based on the criticality of the program and the assessed hostile intelligence threat. The program may be an acquisition program, an intelligence program, or an operations and support program. Also called SAP. (JP 3-05.3)

(U) References

- (U) Joint Pub 1-02 DoD Dictionary of Military and Associated Terms

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