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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

July 30, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Myrick v. DoD, Air Force* – Plaintiff filed suit after not receiving responses from OSD or the Air Force to his May 31, 2013, FOIA request.
- FOIA Litigation Releases: None
- Significant FOIA Responses: None
- Other FOIA Activity:
 - DFOIPO submitted the Quarterly FOIA Report input from the 32 DoD Components in a consolidated submission to the Department of Justice (DOJ). One of DoD's 10 oldest FOIAs was closed.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses
 - The U.S. Army Training and Doctrine Command (TRADOC) is ready to release additional information regarding TRADOC G-2 Human Terrain System 15-6 DCG Review Records, from 2010, when TRADOC DCG appointed an investigating officer to investigate anonymous IG allegations concerning the HTS Project. The requester has received the documents regarding this investigation in an earlier request and is requesting additional information.

Prepared by:





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INFO MEMO

July 16, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- FOIA Litigation Releases: *KBR v. DoD* (LOGCAP III) – DoD released approximately 300 pages to the plaintiff on July 11, 2013.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - Army released the Inspector General investigation entitled, "Walter Reed Scandal".
 - OSD/JS is ready to provide, to the media, copies of Congressional correspondence with specified OSD control numbers.
- Other FOIA Activity: None

- **CURRENT/PROJECTED KEY FOIA ACTIVITY**

- Significant FOIA Responses: (These responses are circulating for awareness)
 - Defense Contract Audit Agency (DCAA) is ready to release, to the media, letters written by DCAA to a Congressional committee or a member of Congress between June 30, 2012, and the present.
 - Naval Special Warfare Command is ready to provide a Glomar response to a request for "communications between the U.S. Navy and Mark Bissonnette and/or his pseudonym ... since January 1, 2012 to the present day, in regard to the book, "No Easy Day: The Firsthand Account of the Mission That Killed Osama bin Laden."
 - OSD/JS is ready to respond to a media request for all correspondence to or from the Vice President and certain named Congressmen between January 1, 2009, and November 15, 2011, concerning the handling of remains by the Air Force Mortuary Affairs Operations.

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DEFENSE FREEDOM OF
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INFO MEMO

July 23, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- FOIA Litigation Releases: None
- Significant FOIA Responses: None
- Other FOIA Activity:
 - Defense Freedom of Information Policy Office (DFOIPO) hosted a Pacific Defense Connect Online (DCO) chat session. The chat was held in the evening to allow DoD FOIA professionals in the Pacific and western continental U.S. to participate. DFOIPO answered questions from over 30 FOIA professionals who tuned in. This is part of an ongoing project to use DCO on a regular basis for DoD FOIA training.
 - DFOIPO is collecting Quarterly FOIA Report input from the 32 DoD Components for a consolidated submission due to the Department of Justice on July 26, 2013.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses
 - The National Security Agency is ready to release, to the media, General Alexander's June 25, 2013, letter to Senators Wyden and Udall.

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DEFENSE FREEDOM OF
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INFO MEMO

July 2, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Anderson vs. Department of the Air Force* – Plaintiffs are seeking the release of an Air Force Office of Special Investigations investigation into the suicide of their daughter.
- FOIA Litigation Releases: *None*.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - Army released two pieces of Congressional correspondence in response to a request from an individual seeking documents, concerning himself, possessed by the Department of Defense Office of the Inspector General (DoDIG).
 - DLA released additional information to the media concerning the Law Enforcement Support Office (LESO) Reutilization Program. In this instance, the requester is seeking a completed list of Program Compliance Reviews (PCRs) and the first page of each PCR.
 - DoDIG released the August 27, 2010, response provided to Senator Charles Grassley and Representative Darrell Issa when they asked the Inspector General offices of 29 agencies to review whether political appointees were made aware of FOIA requests and whether they played decision making roles in those requests. A copy of the process of notifying leadership of significant FOIAs was included.
 - OSD/JS responded to a request for information pertaining to President Obama's daughters' trip to the Bahamas.
 - U.S. Strategic Command (USSTRATCOM) released, to the media, all responses sent to Congressional committees from January 2008 to date.
- Other FOIA Activity: OSD/JS has implemented a Public Access Link (PAL). When requesters use this link, they are able to create a user account that provides a login ID and password, which allows them to submit requests electronically, check the status of their requests at any time,

communicate directly with the case processor, and electronically receive interim and final responses to their requests.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This response is circulating for awareness)
 - OSD/JS is ready to provide, to the media, copies of Congressional correspondence.

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DEFENSE FREEDOM OF
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INFO MEMO

July 9, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Taylor vs. National Security Agency* – Plaintiff is seeking the release of the order authorizing and/or approving the interception of his communications.
- FOIA Litigation Releases: *None*.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - Army released the Inspector General investigation entitled, "Walter Reed Scandal".
 - OSD/JS is ready to provide, to the media, copies of Congressional correspondence.
- Other FOIA Activity: *None*.
- **CURRENT/PROJECTED KEY FOIA ACTIVITY**

None.

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DEFENSE FREEDOM OF
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INFO MEMO

June 25, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *American Small Business League v. Department of the Army, and American Small Business League v. DoD* (two cases) – Plaintiff filed suit due to lack of responses.
- FOIA Litigation Releases: *None*.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - Army released correspondence sent from members of Congress to specific Army officials during the month of February 2013. The Army officials listed were as follows: Army Secretary John McHugh, Chief of Staff, General Ray Odierno and Assistant Secretary of the Army for Acquisition, Logistics, and Technology, Heidi Shyu.
 - The National Guard Bureau (NGB) released records in response to a request for guidelines pertaining to the National Guard's "response to and maintenance of letters from elected officials" and any letters from former Congressman Roscoe G. Bartlett, from 2010 through 2012.
 - U.S. Southern Command released safety and sanitation records for Camp Justice in Guantanamo Bay.
- Other FOIA Activity:
 - A DoD Freedom of Information Act/Privacy Act (FOIA/PA) Training Workshop was held at the National Geospatial-Intelligence Agency in Springfield, VA, June 17 – June 19, 2013. Over one-hundred FOIA/PA professionals and attorneys from the National Capitol Region attended the training.

- The National Security Agency has received over 1,000 FOIA requests from individuals seeking information on themselves after press coverage of NSA activities. Another about 30 requesters are asking for information related specifically to NSA activities.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These responses are circulating for awareness)
 - DLA is ready to release additional information to the media concerning the Law Enforcement Support Office (LESO) Reutilization Program. In this instance, the requester is seeking a completed list of Program Compliance Reviews (PCRs) and the first page of each PCR.
 - U.S. Strategic Command (STRATCOM) is ready to release, to the media, all responses sent to Congressional committees from January 2008 to date.
 - Army is ready to release two pieces of Congressional correspondence in response to a request from an individual seeking documents, concerning himself, possessed by the Department of Defense Office of the Inspector General (DoDIG).
 - The Defense Finance and Accounting Service is ready to provide, to the media, information concerning Private Bradley Edward Manning's pay status.

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INFO MEMO

June 11, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: *None.*
- Significant FOIA Responses: (These responses were circulated for awareness)
 - The Army Criminal Investigation Command, Army Air Force Exchange Service, Defense Logistics Agency, Defense Contract Audit Agency, and U.S. Northern Command released correspondence sent to Congressional committees between Jan.1, 2008 and the present.
 - Navy released, to the media (The Washington Post and another journalist), copies of the investigation and supplemental material pertaining to the mishap that occurred in June 2012, involving an unmanned aircraft near Bloodsworth Island in Maryland.
- Other FOIA Activity: *None.*

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These responses are circulating for awareness)
 - Army is ready to release, to the media, general court-martial records or any special court-martial records with an approved bad-conduct discharge for deceased Chief Warrant Officer Two Jeremy Peter Goulet.
 - U.S. Southern Command is ready to release safety and sanitation records for Camp Justice in Guantanamo Bay.

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INFO MEMO

June 04, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: *None.*
- Significant FOIA Responses: (These responses were circulated for awareness)
 - The Army Criminal Investigation Command; The Army Air Force Exchange; Defense Logistics Agency (DLA); Defense Contract Audit Agency and U.S. Northern Command (NORTHCOM) released responses sent to Congressional committees between Jan.1, 2008 and the present.
- Other FOIA Activity: *None.*

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This response is circulating for awareness)
 - Army is ready to release, to the media, general court-martial records or any special court-martial records with an approved bad-conduct discharge for deceased Chief Warrant Officer Two, Jeremy Peter Goulet.

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INFO MEMO

May 28, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: *None.*
- Significant FOIA Responses: *None.*
- Other FOIA Activity: *None.*

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These responses are circulating for awareness)
 - The Army Criminal Investigation Command; Defense Logistics Agency (DLA); Defense Contract Audit Agency and U.S. Northern Command (NORTHCOM) are ready to release responses sent to Congressional committees between Jan.1, 2008 and the present.

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INFO MEMO

May 21, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: *None.*
- Significant FOIA Responses: (These were circulated for awareness)
 - OSD/JS released, to the media, records turned over to the Senate Subcommittee on Contracting Oversight in response to an inquiry about contracts for public relations, publicity, advertising, communications or similar services.
 - OSD/JS is ready to provide a full denial response to a request for "copies of materials prepared for or resulting from several principals' meetings in March-April 2011 relating to the operation to capture or kill Osama bin Laden (authorized by President Obama on May 1 this year)."
 - OSD/JS released information pertaining to rental car expenses for military and civilian personnel based at Guantanamo Bay.
 - The Army released, to the media, a list of completed audits and investigations conducted by the U.S. Army Corps of Engineers Inspector General from January 1, 2012, through April 23, 2013.
 - The Army released investigations against a senior official, Major General David N. Blackledge.
 - The Defense Contract Audit Agency provided a full denial response to a request for memoranda and documents describing the impact of federal budget sequestration upon DCAA operations and functions.

- Other FOIA Activity: *None.*

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This is circulating for awareness)
 - The Army is ready to release correspondence sent from members of Congress to specific Army officials during the month of February 2013. The Army officials listed were as follows: Army Secretary John McHugh, Chief of Staff, General Ray Odierno and Assistant Secretary of the Army for Acquisition, Logistics, and Technology, Heidi Shyu.

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INFO MEMO

May 14, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None*.
- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Over 200 pages of Army CID ROIs were provided to DOJ for release to the plaintiff. This is a part of a rolling monthly release.
- Significant FOIA Responses: (These were circulated for awareness)
 - DLA released, to two media requesters, an inventory list of Law Enforcement Support Office (LESO) property for Law Enforcement Agencies (LEAs) in Illinois; an inventory list of LESO property for LEAs in Wisconsin; and a copy of the Tactical Restricted List.
 - The Army responded to a media request for a list of investigations conducted by the Army Inspector General (IG), the National Guard Bureau IG, or the Arizona National Guard IG, targeting the Arizona National Guard; IG reports which focused on misconduct allegations against certain named Arizona National Guard officers; IG reports on command-climate problems at the Arizona National Guard; and reports directed at recruiting fraud or embezzlement.
- Other FOIA Activity: *None*.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - The Air Force is ready to release, to the media, correspondence and expense records pertaining to the January 2012 Congressional Delegation led by Representative Eric Cantor, visiting France, Turkey, Qatar, the United Arab Emirates and Saudi Arabia.

- OSD/JS is ready to release, to the media, records turned over to the Senate Subcommittee on Contracting Oversight in response to an inquiry about contracts for public relations, publicity, advertising, communications or similar services.
- The Army is ready to release, to the media, a list of completed audits and investigations conducted by the U.S. Army Corps of Engineers Inspector General from January 1, 2012, through April 23, 2013.

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DEFENSE FREEDOM OF
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INFO MEMO

May 7, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: *None.*
- Significant FOIA Responses: (These were circulated for awareness)
 - DLA released, to two media requesters, an inventory list of Law Enforcement Support Office (LESO) property for Law Enforcement Agencies (LEAs) in Illinois; an inventory list of LESO property for LEAs in Wisconsin; and a copy of the Tactical Restricted List.
 - The Army responded to a media request for a list of investigations conducted by the Army Inspector General (IG), the National Guard Bureau IG, or the Arizona National Guard IG, targeting the Arizona National Guard; IG reports which focused on misconduct allegations against certain named Arizona National Guard officers; IG reports on command-climate problems at the Arizona National Guard; and reports directed at recruiting fraud or embezzlement.
- Other FOIA Activity: *None.*

CURRENT/PROJECTED KEY FOIA ACTIVITY

- *None.*

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DEFENSE FREEDOM OF
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INFO MEMO

April 30, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Bi-Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant FOIA Responses: (These were circulated for awareness)
 - Air Force released correspondence from members of Congress to specific Air Force officials during the month of February 2013. The Air Force officials were: Air Force Secretary, Michael Donley; Air Force Chief of Staff, General Mark Welsh; and Commander of Air Force Material Command, General Janet C. Wolfenbarger.
 - Air Force released records of communication between the U.S. Air Force and a variety of other entities (to include the White House, and the Executive Office of the President) related to LightSquared, a private company seeking to develop a wholesale wireless broadband communications network with satellite coverage across the U.S.

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– Army (U.S. Army Training and Doctrine Command) released, to the media, documents pertaining to General Dempsey's order to examine all educational/training material for anti-Islamic content.

– Navy (the Navy Region Southeast) responded to requests involving the Office of Military Commissions (OMC) underway at the U.S. Naval Station in Guantanamo Bay, Cuba (GTMO). The Navy has no records pertaining to the request for recordings of two October 2012 OMC press briefings; no records pertaining to the alteration of Khalid Sheikh Mohammed's appearance; and is making a partial release of records pertaining to in-person observations of the commissions at GTMO.

– OSD/JS made an interim release, to the media, for documents related to the decision to eliminate the Business Transformation Agency.

– OSD/JS responded, on behalf of DoD, to several media requests pertaining to General Patraeus, General Allen, LTC Paula Broadwell, and Ms. Jill Kelley. OSD/JS denied requests for security clearance information and provided documents pertaining to access to military facilities and miscellaneous emails (originating with the Office of the Judge Adjutant General of the U.S. Army) discussing LTC Broadwell. OSD/JS provided “No Records” responses regarding emails between Generals Patraeus and Allen that mention LTC Broadwell and Ms. Kelley and flight information where LTC Broadwell and Ms. Kelley were guests.

- Other FOIA Activity: *None*.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This is circulating for awareness.)
 - DLA is ready to release, to two media requesters, an inventory list of Law Enforcement Support Office (LESO) property for Law Enforcement Agencies (LEAs) in Illinois; an inventory list of LESO property for LEAs in Wisconsin; and a copy of the Tactical Restricted List.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Cases stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of Nov 12, 2012.
13-L-0079	KBR	LOGCAP III Funding	Complaint filed February 13, 2013
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,800 pages provided to DOJ for release week of February 19, 2013. This is a rolling monthly release.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainees	Motion for Summary Judgment filed

09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Oral arguments heard in Appeals Court Jan. 10, 2013
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	143 pages were provided to DOJ for release to the plaintiff on January 25, 2013.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu Ling	Investigation	Declarations and Vaughn Indices being compiled
13-L-0242	Rosenberg	GTMO Detainees	Plaintiff filed suit for release of list of GTMO detainees' names.

Updated Action



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DEFENSE FREEDOM OF
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INFO MEMO

April 16, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Bi-Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: *None.*
- Significant FOIA Responses: (These were circulated for awareness)
 - The Air Force released documents concerning the expenditure of U.S. Government funds to provide security and/or other services to President Obama and any companions during his February 2013 trip to Palm Beach, Florida; to First Lady Michelle Obama and any companions during her February 2013 trip to Aspen, Colorado; and to Vice President Biden and any companions during his February 2013 trip to Aspen, Colorado.
 - The Army Corps of Engineers released correspondence to or from Congressman Jim Renacci or his staff regarding projects or funding under the American Recovery and Reinvestment Act.
 - The OSD/JS released, to the media, e-mails sent from and to USD(I), Michael G. Vickers, that reference the operation that resulted in the death of Osama bin Laden in Pakistan for the period August 1, 2010 to May 2, 2011.
 - The Defense Logistics Agency is releasing several documents to the media, pertaining to the “1033 Program” managed by the Disposition Services Law Enforcement Support Office, known as LESO. The 1033 Program authorizes the Secretary of Defense to transfer excess DoD personal property to federal, state, and local law enforcement agencies.
- Other FOIA Activity: *None.*

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness.)

- The Air Force is ready to release correspondence from members of Congress to specific Air Force officials during the month of February 2013. The Air Force officials are: Air Force Secretary, Michael Donley; Air Force Chief of Staff, General Mark Welsh; and Head of Air Force Material Command, General Janet C. Wolfenbarger.
- The Navy is ready to release, to the media, an Inspector General report "summarizing the investigation into the conduct of Admiral Charles Gaouette that led to disciplinary action against Admiral Gaouette on or about March 26, 2013."
- The OSD/JS is ready to release records pertaining to the security clearances of Paula Broadwell and Jill Kelley and information pertaining to their access to military facilities.
- The OSD/JS is ready to make an interim release, to the media, for documents related to the decision to eliminate the Business Transformation Agency.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
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09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
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09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainees	Motion for Summary Judgment filed

09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Oral arguments heard in Appeals Court Jan. 10, 2013
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	143 pages were provided to DOJ for release to the plaintiff on January 25, 2013.
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11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu Ling	Investigation	Declarations and Vaughn Indices being compiled
13-L-0242	Rosenberg	GTMO Detainees	Plaintiff filed suit for release of list of GTMO detainees' names.

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

April 2, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Bi-Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: In *Roger G. Charles v. Office of the Armed Forces Medical Examiner*, the District Court for the District of Columbia has ordered the release of autopsy reports of military personnel killed in combat. Specifically, these reports concern bullet wounds in torso areas not usually covered by body armor. DoD and Army OGC are discussing possible responses to this order.
- Significant FOIA Responses: (These were circulated for awareness)
 - The Air Force released a document (one-page Air Force Task Order) pertaining to the President's trip to Hawaii, December 31, 2012, through January 2, 2013.
 - The OSD/JS provided a "No Records" response to a request for information pertaining to the 17 documents made public on May 3, 2012 by the Combating Terrorism Center at West Point, originally obtained during a U.S. raid on Osama bin Laden's hideout in Pakistan on or about May 1, 2011.
 - Navy provided denial responses, to the media, pertaining to investigations into the April 2012 - MQ-8 Fire Scout crash in northern Afghanistan and the March 2012 - MQ-8 Fire Scout crash off the coast of Africa.
- Other FOIA Activity: OSD/JS provided an interim response to a law firm representing Jill Kelley and her husband, Dr. Scott Kelley, who are seeking copies of FOIA requests that contain their email addresses and that mention Ms. Kelley's name. This release was not circulated for awareness.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness.)

- The Army Corps of Engineers is ready to release correspondence to or from Congressman Jim Renacci or his staff regarding projects or funding under the American Recovery and Reinvestment Act.
- The Army Corps of Engineers is ready to release correspondence to or from Representative Paul Ryan or his staff, from January 3, 1999 to the present.
- OSD/JS is ready to release, to the media, e-mails sent from and to USD(I), Michael G. Vickers, that reference the operation that resulted in the death of Osama bin Laden in Pakistan for the period August 1, 2010 to May 2, 2011.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of Nov 12, 2012.
13-L-0079	KBR	LOGCAP III Funding	Complaint filed February 13, 2013
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,800 pages provided to DOJ for release week of February 19, 2013. This is a rolling monthly release.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainees	Motion for Summary Judgment filed

09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Oral arguments heard in Appeals Court Jan. 10, 2013
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12-L-1048	Hu Ling	Investigation	Declarations and Vaughn Indices being compiled
13-L-0242	Rosenberg	GTMO Detainees	Plaintiff filed suit for release of list of GTMO detainees' names.

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

March 19, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Bi-Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Silvester McKanney v. Department of the Navy* – Plaintiff filed suit for the release of his military field service file.
 - *Carol Rosenberg v. Department of Defense* – Plaintiff filed suit for the release of the names of Guantanamo Bay detainees.
- Other FOIA Litigation: *None*.
- Significant FOIA Responses: (These were circulated for awareness)
 - The Navy is releasing the deck logs from the USS CARL VINSON from May 1, 2011 to May 7, 2011.
 - The Army is releasing, to the media, conference approval documents pursuant to OMB direction that agencies conduct Senior Level reviews of planned and future conferences.
- Other FOIA Activity: DFOIPO is gathering information from the 31 DoD FOIA Components in order to respond to a Congressional tasker from the Subcommittee on Financial and Contracting Oversight.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - DLA is ready to release additional documents pertaining to the DLA Disposition Services Law Enforcement Support Office's transfer of excess DoD property to federal, state and local law-enforcement agencies through the 1033 Program.

– The Air Force is ready to release records relating to the expenditure of U.S. Government funds to provide security and/or other services to President Obama and any companions during his February 2013 trip to Palm Beach, FL; to First Lady Michelle Obama and companions during her February 2013 trip to Aspen, Colorado; and to Vice President Biden and any companions during his February 2013 trip to Aspen, Colorado. (The White House and Office of the Vice President are reviewing.)

– The Air Force is also ready to release a document pertaining to the President's trip to Hawaii, December 31, 2012 through January 2, 2013. (White House is reviewing.)

– OSD/JS is ready to release, to the media, e-mails sent from and to USD(I), Michael G. Vickers, that reference the operation that resulted in the death of Osama bin Laden in Pakistan for the period August 1, 2010 to May 2, 2011.

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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11-L-1291	Aceves	Office of Military Commissions	Over 300 pages will be released the week of 12/17/2012
13-L-0242	Rosenberg	GTMO Detainees	Plaintiff filed suit for release of list of GTMO detainees' names.

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

March 5, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Bi-Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None.*
- Other FOIA Litigation: *None.*
- Significant FOIA Responses: (These were circulated for awareness.)
 - The Air Mobility Command provided a no record response to a media requester seeking passenger manifests from Vice President Biden's August 2011 trip to China.
 - The Army released correspondence to and from Congresswoman Virginia Smith relative to the construction, reconstruction or enhancement of the "sand dam" to Jeffrey Island in Nebraska on the Platte River.
 - OSD/JS is ready to provide responses to two FOIA requests for records concerning Nicholas Evan Berg and the events surrounding his death and subsequent investigation.
 - OSD/JS responded to a request for "the recently adopted report of the Senate Select Committee on Intelligence relating to the CIA's post-9/11 program of rendition, detention, and interrogation." OSD/JS responded that the requested document is a congressional document and therefore not an agency record. The Department of Justice and the CIA provided the same response to the same requester.
- Other FOIA Activity: *None.*

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - DLA is ready to release documents pertaining to the DLA Disposition Services Law Enforcement Support Office's transfer of excess DoD property to federal, state and local law-

enforcement agencies through the 1033 Program. DLA is releasing a list of participating Law Enforcement Agencies, a description of the equipment transferred to the agency, the National Stock Number, the date the equipment was received, the quantity on-hand, and the cost of the equipment .

- OSD/JS is ready to release, to the media, e-mails sent from and to the U.S. government account or accounts of Michael G. Vickers, the Under Secretary of Defense for Intelligence, that reference the U.S. operation in Pakistan against Osama bin Laden for the period August 1, 2010 to May 2, 2011.
- The Navy is ready to release the deck logs from the USS CARL VINSON from May 1, 2011 to May 7, 2011.

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
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06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
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12-L-1048	Hu Ling	Investigation	Declarations and Vaughn Indices being compiled
11-L-1291	Aceves	Office of Military Commissions	Over 300 pages will be released the week of 12/17/2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

February 19, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *KBR v. DoD (LOGCAP III Funding)* – Complainant filed suit due to lack of responses from OSD/JS and Army and a “No Records” response from Defense Finance and Accounting Services.
- Other FOIA Litigation: *ACLU v. DoD (Detainee Autopsies)* – Over 1,800 pages of Army CID ROIs were provided to DOJ for release to the plaintiff. This is a part of a rolling monthly release.
- Significant FOIA Responses: (These were circulated for awareness.)
 - Army provided a partial response to several requests regarding pre-trial hearings for PFC Bradley Manning.
 - Army responded to a request for an investigation concerning a General Officer accused of misusing military aircraft and a government vehicle for travel and training.
 - OSD/JS provided two denial responses relative to the Benghazi attack. Requesters sought photographs, videos, or images and any warnings to the U.S. regarding the potential terrorist attack.
 - OSD/JS provided a “No Records” response to a request for information concerning the nomination of Chuck Hagel for the position of Secretary of Defense.
 - OSD/JS released correspondence from Representative Tim Scott, from January 20, 2009 to the present.
 - OSD/JS released correspondence from Congresswoman Shelley Berkley and/or her office from January 1, 1999, to the present.
 - Army released an investigation involving Major General Glenn K. Reith of the New Jersey National Guard. Governor Christie accepted the General’s resignation in December 2011.

- OSD/JS released congressional correspondence addressed to Secretary of Defense Leon Panetta.
- OSD/JS released correspondence from Hawaii Governor Linda Lingle to the Secretary of Defense or Deputy Secretary of Defense.
- OSD/JS released correspondence from the Office of Senator Kirsten Gillibrand from January 2012 to the present.
- OSD/JS released correspondence to, from or on the behalf of Pete Hoekstra as Congressman and as a private citizen.
- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Over 1,800 pages of Army CID ROIs will be provided to DOJ for release to the plaintiff. This is a part of a rolling monthly release. This is also the next iteration of the rolling releases mentioned in the second bullet of this report.
 - Significant FOIA Responses: (This is circulating for awareness) The Air Mobility Command is ready to provide a no record response to a media requester asking for passenger manifests of Vice President Biden's August 2011 trip to China.

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

February 12, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant FOIA Responses: None.
- Other FOIA Activity: The DoD FY12 Annual FOIA Report is now posted on the Defense Freedom of Information and Policy Office web site.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - Army is ready to provide a partial response to several requests regarding pre-trial hearings for PFC Bradley Manning.
 - Army is ready to respond to a request for an investigation concerning a General Officer accused of misusing military aircraft and a government vehicle for travel and training.
 - OSD/JS is ready to provide a denial response to a requester seeking photographs, videos, or images depicting the U.S. Consulate in Benghazi, Libya, from September 10-12, 2012.
 - OSD/JS is ready to provide a “No Records” response to a request for information concerning the nomination of Chuck Hagel for the position of Secretary of Defense.
 - OSD/JS is ready to release correspondence from Representative Tim Scott, from January 20, 2009, to the present.
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Prepared by:



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12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu Ling	Investigation	Declarations and Vaughn Indices being compiled
11-L-1291	Aceves	Office of Military Commissions	Over 300 pages will be released the week of 12/17/2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

February 5, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant FOIA Responses: None.
- Other FOIA Activity: Received from OMB other agency comments concerning the DoD proposal to amend Exemption 2 of the FOIA.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - Army is ready to release an investigation involving Major General Glenn K. Reith of the New Jersey National Guard. Governor Christie accepted the General's resignation in December 2011.
 - DLA is ready to release, to the media, a list of Law Enforcement Support Office controlled property transferred to the counties of Alameda and San Francisco.
 - OSD/JS is ready to release congressional correspondence addressed to Secretary of Defense Leon Panetta.
 - OSD/JS is ready to release correspondence from Hawaii Governor Linda Lingle to the Secretary of Defense or Deputy Secretary of Defense.
 - OSD/JS is ready to release correspondence from the Office of Senator Kirsten Gillibrand from January 2012 to the present.
 - OSD/JS is ready to release correspondence to, from or on the behalf of Pete Hoekstra as Congressman and as a private citizen.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of Nov 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,504 pages were provided to DOJ for release to the FOIA requester. This is a rolling monthly release.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to

	Action Network (SWAN), ACLU		the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Oral arguments heard in Appeals Court Jan. 10, 2013
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	143 pages were provided to DOJ for release to the plaintiff on January 25, 2013.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012
11-L-1291	Aceves	Office of Military Commissions	Over 300 pages will be released the week of 12/17/2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

January 29, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Iraqi Refugee Assistance Project v. DoD* (Human Trafficking) – On Friday, January 25, 2013, 143 pages were provided to DOJ for release to the plaintiff.
- Significant FOIA Responses: (This was circulated for awareness)
 - OSD/JS released, to the media, a list of retired officers who were hired as senior mentors and who left the program following the change in financial disclosure rules.
- **CURRENT/PROJECTED KEY FOIA ACTIVITY**
- Significant FOIA Responses: (These are circulating for awareness)
 - OSD/JS is ready to provide denial responses to two separate requesters seeking information on the attack in Benghazi, Libya. One requester is seeking photographs, videos, or images depicting the U.S. Consulate in Benghazi and the other is seeking any warnings the U.S. received regarding a potential terrorist attack on or around September 11, 2012, to include but not limited to the Benghazi incident.

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of Nov 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,504 pages were provided to DOJ for release to the FOIA requester. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed

09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Oral arguments heard in Appeals Court Jan. 10, 2013
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12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012
11-L-1291	Aceves	Office of Military Commissions	Over 300 pages will be released the week of 12/17/2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

January 23, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Judicial Watch v. CIA, DoD* (photos/videos of bin Laden operation) – Oral arguments were heard by the Court of Appeals on January 10, 2013.
- Significant FOIA Responses: (These were circulated for awareness)
 - OSD/JS released, to the media, correspondence between the office of Senator Richard Shelby and the Missile Defense Agency from January 1, 2001 to present.
 - OSD/JS released documents pertaining to sequestration planning.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - The Navy is ready to release information pertaining to Military Commissions underway at the U.S. Naval Station in Guantanamo Bay, Cuba.
 - OSD/JS is ready to release, to the media, correspondence from members of the House of Representatives or U.S. Senate, regarding the expenditure of funds for specific projects or for specific companies or non-profit organizations, for the most current fiscal year.

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of Nov 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,504 pages were provided to DOJ for release to the FOIA requester. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Oral arguments heard in Appeals Court Jan. 10, 2013
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	3,220 pages were provided to DOJ for release to the plaintiff on October 26, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012
11-L-1291	Aceves	Office of Military Commissions	Over 300 pages will be released the week of 12/17/2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
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WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

January 15, 2013

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Aceves v. DoD* (Military Commissions) – Over 300 pages will be provided to DOJ this week for release to the plaintiff.
 - *ACLU v. DoD* (Detainee Autopsies) – Over 1,500 pages of Army CID ROIs were provided to DOJ for release to the plaintiff. This is a part of a rolling monthly release.
 - *Judicial Watch v. CIA, DoD* (photos/videos of bin Laden operation) – Oral arguments were heard by the Court of Appeals on January 10, 2013.
- Significant FOIA Responses: (This was circulated for awareness)
 - OSD/JS released, to the media, correspondence between the office of Senator Richard Shelby and the Missile Defense Agency from January 1, 2001 to the present.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This is circulating for awareness)
 - The Navy is ready to release information pertaining to Military Commissions underway at the U.S. Naval Station in Guantanamo Bay, Cuba.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of Nov 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,504 pages were provided to DOJ for release to the FOIA requester. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
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09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
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Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
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WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

December 18, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Aceves v. DoD* (Military Commissions) – Over 300 pages will be provided to DOJ, this week, for release to the plaintiff.
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- Significant FOIA Responses: (These were circulated for awareness)
 - National Guard Bureau released correspondence to or from Representative Paul Ryan or his staff, from January 3, 1999 to the present.
 - Air Force released documents in response to a request for communications concerning sequestration.
 - Air Force released flight authorization paperwork regarding the President and First Lady's trips to Hawaii December 2010 and December 2011.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - DLA is ready to release several documents, to mostly media requesters, regarding the Law Enforcement Support Office 1033 Program, which authorizes the Secretary of Defense to transfer excess DoD personal property to federal, state, and local law enforcement agencies. This issue has significant media interest, as the program has been under close scrutiny with several investigations into reports of misuse and accounting practices by the law enforcement agencies receiving the equipment.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

December 18, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

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Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	3,220 pages were provided to DOJ for release to the plaintiff on October 26, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012
11-L-1291	Aceves	Office of Military Commissions	Over 300 pages will be released the week of 12/17/2012

Updated Action



DEPARTMENT OF DEFENSE
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

December 4, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *David Allen White v. DoD* - Plaintiff filed a complaint concerning the responses he received from the Army Intelligence and Security Command.
- Significant FOIA Responses: (These were circulated for awareness)
 - Navy released documents pertaining to sexual harassment complaints for years 2002-2012 at the Great Lakes Naval Recruit Training Center.
 - Air Force released cost information pertaining to a campaign telephone being installed on Air Force One and information pertaining to a June 29th flight.
 - Air Force released two pages in response to a request for documents pertaining to the President and First Lady's travel to New York in June 2012.
 - Army released information related to drones (aka Unmanned Aerial Vehicles) since January 2003, to include all correspondence to, from or about Members of Congress.
 - Army released documents regarding Sections 404(r), 404(t), and 511(a)(2) of the federal Clean Water Act, to include correspondence to and from Members of Congress.
- Other FOIA Matters: United States Central Command (CENTCOM) has received at least ten FOIA requests related to their current and former leadership.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This is circulating for awareness)
 - Air Force is ready to release records of communications, contacts and correspondence between the U.S. Air Force and any one of several entities related to LightSquared.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of November 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,227pages were released November 21, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	3,220 pages were provided to DOJ for release to the plaintiff on October 26, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012
	Aceves	Office of Military Commissions	Complaint filed November 20, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

November 27, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *William J. Aceves v. DoD* - Plaintiff filed suit for release of documents pertaining to the selection of military members for service on military commissions convened pursuant to the Military Commissions Act of 2006.
- Other FOIA Litigation: *ACLU v. CIA, State, DoD et al* (Detainees) – 1,227 pages of Army CID ROIs were released on November 21, 2012. This is a part of a monthly rolling release.
- Significant FOIA Responses: (These were circulated for awareness)
 - Air Force released two pages in response to a media request for documents pertaining to the President and First Lady's trip to Chicago, Illinois.
 - Army released records relating to the Delaware Main Channel Deepening Project.
 - OSD/JS released a two-page letter from Congressman Mike Coffman, relating to a Defense Federal Acquisition Regulation Supplement Case which addresses contractor business systems.
- Other FOIA Matters: 31 pages released through FOIA litigation concerning the burial of bin Laden were posted in the OSD/JS electronic FOIA Reading Room last week. Subsequent to the litigation release and the posting of the emails, there have been at least two news articles written pertaining to bin Laden's burial at sea.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - Army is ready to release, to the media, documents pertaining to General Dempsey's order to examine all educational/training material for anti-Islamic content.
 - Army is ready to release correspondence to or from Wisconsin Representative Paul Ryan or his staff, from January 3, 1999 to the present.

- Army is ready to release congressional correspondence pertaining to the federal Clean Water Act.
- OSD/JS is ready to release, to the media, correspondence between the office of Senator Richard Shelby and the Missile Defense Agency from January 1, 2001. to date.

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of November 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	1,227pages were released November 21, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	3,220 pages were provided to DOJ for release to the plaintiff on October 26, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012
	Aceves	Office of Military Commissions	Complaint filed November 20, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

November 20, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Judicial Watch v. Navy* (Bin Laden Burial) – 31 pages were released on November 19, 2012.
 - *KBR v. DoD* (LOGCAP III) – 135 pages were released the week of November 12, 2012
- Significant FOIA Responses: None.
- Other FOIA Matters: Components were tasked to submit input for the 2013 Chief FOIA Officer Report. The report is due to the Department of Justice by February 4, 2013.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are circulating for awareness)
 - OSD/JS is ready to release documents pertaining to the investigation and re-investigation into the death of Private Lavena L. Johnson.
 - OSD/JS is ready release a two-page letter from Congressman Mike Coffman, relating to the Defense Federal Acquisition Regulation Supplement Case #2009-D038, which addresses contractor business systems.
 - Air Force is ready to release, to the media, two documents pertaining to the President and First Lady's trip to Chicago, Illinois.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	135 pages were released the week of November 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	Army CID ROIs referrals will be released October 9, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	3,220 pages were provided to DOJ for release to the plaintiff on October 26, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Dismissed
12-L-0732	Judicial Watch	Bin Laden burial	31 pages were released November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

November 13, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *IRAP v. DoD* (Human Trafficking) – 3,220 pages were released on October 26, 2012.
- Significant FOIA Responses: (These were circulated for awareness)
 - Air Force released information on expenditures for Congressional Delegation trips using military aircraft, from 2001 to the present, which included Representative Jeff Flake of Arizona.
 - DoDIG released, to several media requesters, an IG report on the investigation of a senior official engaged in alleged misconduct relating to official and unofficial travel and other matters.
 - OSD/JS released correspondence to or from Republican Governors Association, in the files of the Office of the Secretary of Defense.
- Other FOIA Matters – DFOIPO hosted its second online FOIA 101 training opportunity. This training was attended by over 90 DoD FOIA professionals from various DoD Components across the globe. Because the training was recorded, it is now available on-demand for any DoD FOIA professional seeking basic or refresher training.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Litigation:
 - *Judicial Watch v. DoD, et al* (Bin Laden Burial) – 31 pages will be released on November 19, 2012.

- Significant FOIA Responses: (These are circulating for awareness)
 - Army is ready to release records relating to the Delaware Main Channel Deepening Project. The release consists of correspondence to Members of Congress.
 - DLA is ready to make a partial release, to the media, of documents pertaining to the transfer of excess DoD property, by the Law Enforcement Support Office, to federal, state, and local law enforcement agencies through the 1033 program.
 - Navy is ready to release documents pertaining to sexual harassment complaints for years 2002-2012 at the Great Lakes Naval Recruit Training Center.

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	20 pages were released October 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	Army CID ROIs referrals will be released October 9, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
			67 pages were released to

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	3,220 pages were provided to DOJ for release to the plaintiff on October 26, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Dismissed
12-L-0732	Judicial Watch	Bin Laden burial	31 pages to be release November 19, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

October 24, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Pototsky v. Dept of Army* (Contract and Climate Survey) – Plaintiff filed suit for the release of contracts between the Army and Raytheon involving training for Unmanned Aerial Systems; and for documents pertaining to a Command Climate Survey initiated on November 14, 2011.
- Other FOIA Litigation: The U.S. District Court for the District of Columbia granted the government's motion to dismiss the case in *Freedom Watch v. CIA, DoD, et al*, stating that the plaintiff's request was "virtually incomprehensible and...so broad as to impose an unreasonable burden upon the agency." The litigation concern alleged leaks of information to the N.Y. Times.
- Significant FOIA Responses: (This was circulated for awareness)
 - OSD/JS released correspondence sent to DoD on behalf of former Senator George LeMieux or on behalf of George LeMieux, in his former capacity as a Chief of Staff to Florida Governor Charlie Crist.
- Other FOIA Matters – FOID is hosting its third DoD-wide FOIA/PA Training Workshop in Knoxville, TN at the I.G. Brown Training Center, McGhee Tyson ANGB, next week. In addition to FOIA classes, classes will also be presented on records management and the Privacy Act (presented by DPCLO). Two days are also dedicated to conducting dispute resolution training by DoD and Army OGC personnel. There will be over 200 attendees and 12 instructors at this training event.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This is circulating for awareness)
 - Air Force is ready to release expenditures for Congressional Delegation trips using military aircraft, from 2001 to the present, which included Representative Jeff Flake of Arizona.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
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09-L-0946	KBR	LOGCAP III	20 pages were released October 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
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09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
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09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
			67 pages were released to

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw. & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 2,000 pages will be provided to DOJ for release to the plaintiff during the week of October 22, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Dismissed
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012

Updated Action



DEPARTMENT OF DEFENSE
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

October 16, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *None*.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Over 800 pages of Army CID ROIs were released October 9, 2012.
 - *KBR v. DoD* (LOGCAP III) – DoD released 20 pages on Friday, October 12, 2012.
- Significant FOIA Responses: (These were circulated for awareness)
 - DLA released, to the media, correspondence to or from Wisconsin Representative Paul Ryan or his staff from January 3, 1999 to the present.
 - National Guard Bureau released documents related to the transfer of Senator Scott Phillip Brown from his Massachusetts Army National Guard unit to a unit in Maryland, allowing him to work in a position at the National Guard's Pentagon office.
 - Navy released, to the media, an audit report involving faulty contractual practices by the Naval Supply Systems Command for the Naval Post Graduate School.
 - OSD/JS released correspondence from or on behalf of Senator Debbie (Deborah) Stabenow of Michigan, since January 1, 2001.
- Other FOIA Matters – As expected, The Washington Post wrote an article about Army's conference spending. The FOIA release of documents pertaining to the cost for participating in the Association of the United States Army Annual Meeting for the past 5 years was coordinated directly with the DA&M on Friday, October 5, 2012.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: Iraqi Refugee Assistance Project v. DoD (Human trafficking) – Approximately 2,000 pages will be provided to DOJ for release to the plaintiff during the week of October 22, 2012.
- Significant FOIA Responses: (These are circulating for awareness)
 - Air Force is ready to release documents pertaining to the President and First Lady's travel to New York in June 2012.
 - Air Force is ready to release expenditures for Congressional Delegation trips using military aircraft, from 2001 to the present, which included Representative Jeff Flake of Arizona.
 - Navy is ready to release policies, procedures, guidelines and practices that govern detention operations at U.S. detention facilities outside of Iraq, Afghanistan and Guantanamo Bay, Cuba.
 - OSD/JS is ready to release documents pertaining to sequestration, including whether to develop contingency plans, and if so, whether or not to do so in a covert fashion.
 - OSD/JS is ready to provide a "No Records" response to a request for communications between the Federal Voter's Assistance Program and the 2008 or 2012 Presidential Campaigns for Barack Obama, or their employees, representatives, or agents.

TAB A to Freedom of Information Act (FOIA) Weekly Update, October 16, 2012

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	20 pages were released October 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Ex 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	Army CID ROIs referrals will be released October 9, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages. OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 2,000 pages will be provided to DOJ for release to the plaintiff during the week of October 22, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
12-L-1048	Hu	Investigation	Complaint filed October 3, 2012

Updated Action

Prepared by:

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DEFENSE FREEDOM OF
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INFO MEMO

October 9, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Theodore D. Karantsalis v. Department of Navy* (Corsair II Jet Crash) – Plaintiff filed suit against the Navy for part of the investigative report involving a Navy jet that crashed into an apartment complex in Alameda, CA, in February 1973.
 - *American Bottom Conservancy v. United States Army Corps of Engineers* (Levee System) – Plaintiff filed suit for disclosure of the proposed Southwestern Illinois Levee Improvement Project and deficiencies identified in the Metro East Sanitary District levee system.
 - *Citizens for Responsibility and Ethics in Washington (CREW) v. DoD* (Database) – CREW filed suit for release of a Department of Defense database; for defendant to classify the plaintiff as a news media requester for fee purposes; and for the defendant to grant the plaintiff a public interest fee waiver.
- Significant FOIA Responses:
 - Defense Threat Reduction Agency released, to the media, correspondence to or from Wisconsin Representative Paul Ryan or his staff from January 3, 1999 to the present.
 - Army responded to the media, concerning a request for all communications respecting sequestration, and whether or not to develop contingency plans.
 - Army released, to the media, documents pertaining to the cost for participating in the Association of the United States Army Annual Meeting for the past 5 years.
- Other Significant FOIA Matters:
 - The DoD has accepted the recommendations made by the GAO associated with an audit on federal agency FOIA programs. The GAO report was made available to the public on July 31, 2012.

- The Defense Freedom of Information and Policy Office (DFOIPO) issued guidance on preparation of the FY12 Annual FOIA Report. DoD Components are to submit their reports to DFOIPO by October 31, 2012, and the DoD must post its report on the DFOIPO web site by February 1, 2013.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Over 800 pages of Army CID ROIs will be released today, October 9, 2012.
- Significant FOIA Responses: (These are circulating for awareness)
 - Army is ready to release, to the media, two Army Inspector General reports involving the issue of conference spending over the past five years.
 - Army is ready to release information related to drones (Unmanned Aerial Vehicles or UAVs) since January 2003, to include all correspondence to, from or about members of Congress.
 - National Guard Bureau is ready to release documents related to the transfer of Senator Scott Phillip Brown from his Massachusetts Army National Guard unit to a unit in Maryland, allowing him to work in a position at the National Guard's Pentagon office.
 - OSD/JS is ready to release correspondence sent to DoD on behalf of former Senator George LeMieux or on behalf of George LeMieux, in his former capacity as a Chief of Staff to Florida Governor Charlie Crist.
 - OSD/JS is ready to release correspondence from or on behalf of Congressman Pete Hoekstra between January 1993 and January 2011.

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
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11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on

			July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	On September 5, 2012, approximately 2,400 pages were provided to DOJ for release to the plaintiff.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
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12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012
12-L-0929	CREW	DoD Database	Complaint filed October 3, 2012
	Hu	Investigation	Complaint filed October 3, 2012

Updated Action

Prepared by:





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DEFENSE FREEDOM OF
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INFO MEMO

September 18, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Significant FOIA Responses: (These were circulated for awareness.)
 - OSD/JS is releasing correspondence from former Senator George Allen to the DoD.
 - OSD/JS is releasing, to three media requesters, information regarding the President and First Lady's May 2009 trip to New York City.
 - OSD/JS is releasing four documents in response to a request for the Defense Security Cooperation Agency's notification to Congress concerning the grant transfer of 200 M1A1 Abrams Tanks.
 - Air Force is releasing costs incurred on several official Congressional Delegation trips.
 - Air Force is releasing correspondence between Air Force and various members of Congress concerning the handling of remains by Air Force Mortuary Affairs Operations.
 - Air Force is releasing documents pertaining to the President's trip to Boston, MA on June 25, 2012.
- Significant FOIA Response not circulated for awareness: OSD/JS released a document from the Federal Voting Assistance Program office concerning the Overseas Citizens Absentee Voter Act.
- Other Significant FOIA Matters: Nothing to report.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Nothing to report.

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 31, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	On September 5, 2012, approximately 2,400 pages were provided to DOJ for release to the plaintiff.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

Updated Action

Prepared by:





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DEFENSE FREEDOM OF
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INFO MEMO

September 11, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Litigation:
 - *Iraqi Refugee Assistance Project v. DoD* (Human trafficking) – Approximately 2,400 pages were provided to DOJ for release to the plaintiff.
 - *Bloche et al v. DoD* (Bioethics) – Over 900 pages were provided to DOJ for release to the plaintiff.
 - *Long v. OPM* (Lists of names of DoD personnel) – The U.S. Court of Appeals for the Second Circuit upheld the policy to deny lists of names of DoD personnel (military, civilian, and contractors) under Exemption 6, and their duty locations. This was the first appellate decision on this policy, which was implemented after the attacks of September 11, 2001.
 - Significant FOIA Responses: (This was circulated for awareness) Air Force released the number of students in basic training discharged from service under the Pentagon's "Don't Ask, Don't Tell" policy, from 1993 through September 20, 2011.
- Other Significant FOIA Matters: Nothing to report.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are being circulated for awareness)
 - OSD/JS is ready to release four documents in response to a request for the Defense Security Cooperation Agency's notification to Congress concerning the grant transfer of 200 M1A1 Abrams Tanks.
 - OSD/JS is ready to release correspondence from or on behalf of Congressman Pete Hoesktra (between January 1993 and January 2011) sent to the Department of Defense.

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	On September 7, 2012, over 900 pages were provided to DOJ for release to the plaintiff.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 31, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	On September 5, 2012, approximately 2,400 pages were provided to DOJ for release to the plaintiff.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

September 4, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Significant FOIA Responses: (These were circulated for awareness).
 - Defense Logistics Agency made an interim release of documents, to the media, pertaining to a decision to create or issue awards for superior fiscal stewardship relative to the Law Enforcement Support Office (LESO) reutilization efforts. This is the first FOIA response to the requests for documents under the LESO program and the inventory of weapons transferred from DoD to law enforcement agencies across various states, counties and municipalities.
 - Air Force released Congressional correspondence regarding the Light Air Support Contract.
 - U.S. Transportation Command released, to the media, correspondence to or from Congressman Paul Ryan or a member of his staff, during the time period January 3, 1999, to the present.
- Other Significant FOIA Matters: In *Hiken v. DoD* – The District Court for the Northern District of California awarded the plaintiff over \$180,000 in attorney fees. As the primary defendant in the case, the U.S. Central Command is responsible for paying the fees.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Litigation Updates:
 - *Iraqi Refugee Assistance Project v. DoD* (Human trafficking) – Approximately 2,400 pages of documents will be released on September 5, 2012.
 - *Bloche et al v. DoD* (Bioethics) – Eight pages will be released during the week of September 4, 2012.

- Significant FOIA Responses: (These are being circulated for awareness)
 - OSD/JS is ready to release, to three media requesters, information regarding the President and First Lady's May 2009 trip to New York City.
- OSD/Joint Staff FOIA Litigation Status: No updates to report.

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
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09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
			67 pages were released to

Prepared by:



11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
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Updated Action

Prepared by:





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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

August 28, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Roman v. Air Force* (High Frequency Active Auroral Research Program - HAARP). Complainant filed suit for information concerning the location of HAARP research facilities and devices.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are being circulated for awareness)
 - Air Force is ready to release Congressional correspondence regarding the Light Air Support Contract.
 - The Defense Logistics Agency is ready to make an interim release to the media for documents pertaining to a decision to create or issue awards for superior fiscal stewardship and in particular to issue such an award to the Pinal County, Arizona, Sheriff's Office. This case involves the first FOIA response to requests for Law Enforcement Support Office program and the inventory of weapons transferred from the DoD to law enforcement agencies across various states, counties and municipalities.
 - U.S. Transportation Command is ready to release, to the media, correspondence to or from Wisconsin Representative Paul Ryan or his staff from January 3, 1999, to the present.
- OSD/Joint Staff FOIA Litigation Status: No updates to report.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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08-L-1184			
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11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
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10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 1700 pages were released on July 27, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

August 21, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Significant FOIA Responses: (This was circulated for awareness)
 - OSD/JS released, to two media requesters, information regarding DoD conference travel. The requesters narrowed the scope of their requests to that information provided to the House Committee on Oversight and Government Reform.
- Other FOIA Activity: National Guard Bureau submitted a 10 U.S.C. § 130e denial package for an information analysis of the proposed new entry gate for Camp Murray, to include acceptable stand-off distances or safety zones; analysis of exclusion zones; analysis of assumed explosive weights and traffic analysis.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These are being circulated for awareness)
 - Defense Contract Management Agency is ready to release 20 documents, referred by the Department of Justice, pertaining to investigations of criminal activity by contractors in Iraq or Afghanistan.
 - Air Force is ready to release the number of students in basic training who were discharged from service under the Pentagon's "Don't Ask, Don't Tell" policy from 1993 through September 20, 2011.
- OSD/Joint Staff FOIA Litigation Status: None.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835	Sahib	GTMO detainee	Case stayed
08-L-1184			
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 31, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 1700 pages were released on July 27, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
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WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

August 14, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Significant FOIA Responses: (This was circulated for awareness)
 - OSD/JS released, to two media requesters, information regarding DoD conference travel. The requesters narrowed the scope of their requests to that information provided to the House Committee on Oversight and Government Reform.
- Other FOIA Activity:
 - Army submitted a 10 U.S.C. § 130e denial package pertaining to a request for a handbook entitled, “Inside Wire Threats – Afghanistan.”

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This is being circulated for awareness)
 - Defense Contract Management Agency is ready to release 20 documents, referred by the Department of Justice, pertaining to investigations of criminal activity by contractors in Iraq or Afghanistan.
- OSD/Joint Staff FOIA Litigation Status: None.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 31, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 1700 pages were released on July 27, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
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WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

August 7, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Litigation Updates:
 - *ACLU V. DoD* (Detainee autopsies) – Ten Army CID Reports of Investigation were released on July 31, 2012.
 - *Iraqi Refugee Assistance Project v. DoD* (Human trafficking) – Approximately 1700 pages of documents were released on July 27, 2012.
- Significant FOIA Responses: (This was circulated for awareness)
 - The U.S. Southern Command (SOUTHCOM) released, to the media, 12 pages pertaining to the investigation into military misconduct at the 2012 Summit of the Americas in Cartagena, Columbia. Primarily due to ongoing investigations, SOUTHCOM withheld 417 pages in their entirety.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (This is being circulated for awareness)
 - OSD/JS is ready to make a release to two media requesters seeking information regarding DoD conference travel. The requesters narrowed the scope of their requests to that information provided to the House Committee on Oversight and Government Reform.
- OSD/Joint Staff FOIA Litigation Status: None.

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 31, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 1700 pages were released on July 27, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

Updated Action



DEPARTMENT OF DEFENSE
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

July 31, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Litigation Updates:
 - *ACLU V. DoD* (Detainee autopsies) – Ten Army CID Reports of Investigation were released on July 31, 2012.
 - *Iraqi Refugee Assistance Project v. DoD* (Human trafficking) – Approximately 1700 pages of documents were released on July 27, 2012.
- Significant FOIA Responses: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: None
- OSD/Joint Staff FOIA Litigation Status: None.

Prepared by:

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ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 31, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 1700 pages were released on July 27, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

Updated Action



DEPARTMENT OF DEFENSE
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

July 24, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Judicial Watch v. Navy* – Plaintiff filed a complaint for the release of records relied upon during the preparation and execution of any funeral ceremony, rite or ritual for Osama bin Laden on the USS Carl Vinson prior to his burial at sea; and any communication between any Navy employee or government employee regarding any funeral ceremony, rite or ritual for Osama bin Laden. The OSD FOIA Office is currently coordinating the review of responsive documents located by the Navy.
- Litigation Updates: None.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - Air Force released two records, referred by the DoDIG, pertaining to the handling of remains at the Air Force Mortuary Affairs Operations.
 - NSA released, to the media and others, information pertaining to the email message which served as the basis of Count One in the recent prosecution of former NSA official, Thomas Drake.
 - OSD/JS released, to the media, correspondence to the OSD/JS from the following Members of Congress: Bachman, Bachus, Boehner, Camp, Cantor, Hensarling, Issa, McKeon, and Ryan.
 - Air Force is ready to provide a “No Records” response to a request for records pertaining to the President and First Lady’s trip to New York on June 13, 2012.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: None

Prepared by:



- OSD/Joint Staff FOIA Litigation Status:

- *ACLU V. DoD* (Detainee autopsies) – Ten Army CID Reports of Investigation are scheduled to be released by July 31, 2012.

- *Iraqi Refugee Assistance Project v. DoD* (Human trafficking) – Approximately 800 pages of documents are scheduled to be released by July 31, 2012.

- *Judicial Watch v. DoD* (bin Laden mission) – Plaintiff is scheduled to file its brief to the Court of Appeals by August 17, 2012.

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs to be released by July 31, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Judicial Watch is to file its brief before the Court of Appeals by August 17, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 800 pages to be released by July 31, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0966	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012
12-L-0732	Judicial Watch	Bin Laden burial	Complaint filed July 18, 2012

Updated Action



DEPARTMENT OF DEFENSE
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WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

July 17, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Speaking Truth to Power v. DoD, STRATCOM, Air Force Global Strike Command* – Plaintiff filed a complaint for the release of records related to a “launch facilities down” incident on October 23, 2010.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - Army released data on all Commander’s Emergency Response Program projects undertaken in Afghanistan from fiscal year 2004 to the present.
 - Navy released documents relating to the Navy Air Station Oceana airplane crash into apartments in Virginia Beach, VA.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released June 29, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Court ruled in favor of gov't deny photos and videos – plaintiff appealed.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 2,000 pages were released June 8, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0442	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

July 10, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *American Small Business League v. Air Force* – Plaintiff filed a complaint for the release of the Individual Subcontracting Report for a contract awarded to Rockwell Collins, Incorporated.
 - *Nelson v. Army* – Plaintiff filed a complaint for release of records pertaining to activities in the Army's Technology Information Center's Commercial Lab at Fort Huachuca, Arizona between January 1, 2001 and December 31, 2006.
 - *Murley v. Army* – Plaintiff filed a complaint for the release of records relating to multiple contract awards by the Army's Intelligence and Security Command. These contracts involved the Defense Language Interpretation and Enterprise Force Projection Operations.
 - *Freedom Watch v. NSA, DoD, CIA, and Dep't of State* – Plaintiff filed a complaint (on the 20th day after making the request) seeking records about information allegedly leaked to the *New York Times* for its article on cyberattacks against Iran. *This is a potentially significant litigation.*
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, June 29, 2012.
- Significant FOIA Responses: (These responses were circulated for awareness).
 - OSD/JS released a one-page travel log of Secretary of Defense Panetta's travel during the time period January 1, 2012 through March 21, 2012.
 - OSD/JS released, to the media, transition team reports prepared by DoD and the President-Elect Obama transition team, during the approximate time period, November 2008 and January 2009.

Prepared by:



- Air Force released reports and other documents pertaining to the non-prescription use of opiates (including opium and heroin) by American service members in Afghanistan and by veterans of Operation Enduring Freedom in Afghanistan.
- Air Force is ready to release communications regarding a request for the wife of Appropriations Chairman, Hal Rogers, to travel by helicopter or any military aircraft to Guam.
- Other FOIA: The Freedom of Information Division (FOID) is preparing a response to the GAO's draft FOIA report, entitled "Additional Actions Can Strengthen Agencies' Efforts to Improve Management." Feedback from Services is due to FOID by July 13, 2012, for a DoD consolidated response to the GAO, through the DoD Office of the Inspector General, by July 19, 2012.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These responses are circulating for awareness)
 - Army is ready to release, to the media, a substantiated complaint against Major General Joseph Carter.
 - Navy is ready to release documents relating to the Navy Air Station Oceana airplane crash into apartments in Virginia Beach, VA.
 - OSD/JS is ready to release, to the media, correspondence from the following Members of Congress: Bachman, Bachus, Boehner, Camp, Cantor, Hensarling, Issa, McKeon, and Ryan.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released June 29, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Court ruled in favor of gov't deny photos and videos – plaintiff appealed.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 2,000 pages were released June 8, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
12-L-0442	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

June 19, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Glen Carter v. National Security Agency* – Plaintiff filed a complaint seeking information about himself believed to be contained in intelligence files.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Responses: (These responses are circulating for awareness)
 - Air Force is ready to provide a “No Records” response to a request for records pertaining to the First Lady’s trip to Atlantic City, New Jersey in May 2012.
 - Army is ready to release, to three FOIA requesters (a media requester and two students), data on all Commander’s Emergency Response Program (CERP) projects undertaken in Afghanistan from fiscal year 2004 to the present.
 - OSD/JS is ready to release, to the media, correspondence to the OSD/JS from the following Members of Congress: Bachman, Bachus, Boehner, Camp, Cantor, Hensarling, Issa, McKeon, and Ryan.
- Other FOIA: Recent media stories concerning the DoD’s Law Enforcement Support Office (LESO) program have generated FOIA requests to DLA for information concerning material provided to various law enforcement offices. DLA is processing the requests, and will forward proposed responses to OSD for review prior to any releases being made.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released June 1, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Court ruled in favor of gov't deny photos and videos – plaintiff appealed.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 2,000 pages were released June 8, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

June 12, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Judicial Watch v. Air Force* (FLOTUS Travel to Colorado) – Plaintiff filed a complaint seeking a final response and determination on the requested records.
 - *Bondyopadhyay v. Air Force* (Small Business Innovation Research (SBIR) Solicitation) – Plaintiff filed a complaint seeking the official paperwork that led to the creation of a revised version of an SBIR Solicitation.
 - *Echelon v. Army* (Tank Contract) – Plaintiff filed a complaint seeking documents relating to an Army contract.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, June 1, 2012.
 - *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking) – Approximately 2000 pages were released to the Department of Justice on June 8, 2012.
- Significant FOIA Response: (These responses were circulated for awareness)
 - National Guard Bureau released correspondence from Congresswoman Shelley Berkley and/or her office from January 1, 1999 to the present.
 - On behalf of DoD, OSD/JS provided a “No Records” response to a media requester seeking communications between OSD and the White House and intelligence information held by DIA, leading to the authorization of the attack on Osama bin Laden.
 - OSD/JS provided a “No Records” response to a media requester seeking documents discussing or analyzing the “capture” of Osama bin Laden.

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- Other FOIA: DFOIPO and DPCLO conducted FOIA/PA training in Padova, Italy, June 5th through June 7th. Over 40 FOIA/PA professionals and attorneys from the U.S. , Germany, Italy, Bahrain, Spain, Afghanistan, and the United Kingdom attended the training. This training was hosted by the U.S. African Command.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Response: (This response was circulated for awareness)
 - Air Force will release information pertaining to First Lady Michelle Obama's February 2012 trip to Aspen, Colorado. This release was coordinated with the U.S. Secret Service and the White House. This request is in litigation.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released June 1, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2,

	Action Network (SWAN), ACLU		2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Court ruled in favor of gov't deny photos and videos – plaintiff appealed.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	Approximately 2000 pages were released June 8, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

June 5, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Judicial Watch v. Air Force* (FLOTUS Travel to Colorado) – Plaintiff filed a complaint seeking a final response and determination on the requested records.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, June 1, 2012.
 - *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking) – Approximately 2000 pages will be released to the Department of Justice on June 8, 2012.
- Significant FOIA Response: (These responses were circulated for awareness)
 - National Guard Bureau is releasing correspondence from Congresswoman Shelley Berkley and/or her office from January 1, 1999 to the present.
 - On behalf of DoD, OSD/JS provided a “No Records” response to a media requester seeking communications between OSD and the White House and intelligence information held by DIA, leading to the authorization of the attack on Osama bin Laden.
 - OSD/JS provided a “No Records” response to a media requester seeking documents discussing or analyzing the “capture” of Osama bin Laden.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
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11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

May 29, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Sikes v. Navy* – Plaintiff is seeking a list of attendees for the promotion luncheon of former Chief of Naval Operations, Admiral Boorda and materials “seized in the course of an investigation,” after the Admiral’s death by suicide.
- Significant FOIA Response: (These responses were circulated for awareness)
 - Air Force released, to the media, the active duty records of Texas Governor Rick Perry.
 - The Department of the Army Inspector General released two investigations involving two senior officials.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Response: (This response is circulating for awareness.)
 - National Guard Bureau is ready to release correspondence from Congresswoman Shelley Berkley and/or her office from January 1, 1999 to the present.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	156 pages were provided to DOJ on May 18, 2012, for release to the plaintiff.
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Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

May 22, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Judicial Watch v. CIA, DoD et al* (Bin Laden movie) – 156 pages were provided to the Department of Justice on May 18, 2012, for release to the plaintiffs. The release consisted of 47 OUSD(I) pages and 109 OASD (PA) pages.
 - *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking) – 800 pages were provided to the Department of Justice on May 21, 2012, for release to the plaintiffs.
- Significant FOIA Response: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Response: (These responses are circulating for awareness.)
 - The Department of the Army Inspector General is ready to release two investigations involving two senior officials.
 - Air Force is ready to release communications regarding “whether or not Chairman Rogers, Cynthia, or any Appropriations staff requested a helicopter flight” to Guam between January 1, 2012 and January 12, 2012.
- FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs will be released on Friday, June 1, 2012.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

May 15, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Freedom Watch, Inc. v. CIA, DoD et al* – Plaintiff filed complaint for failure of agencies to respond to a request for all information briefed or leaked to the New York Times and other publications relating to articles on entitled “U.S. Assessment of Iranian Risks”; “U.S. Simulation Forecasts Perils of Strike at Iran” and “Israel’s Secret Staging Ground”. Even though OSD is named as a plaintiff, it did respond by telling the requester that the request was not reasonably worded.
- Other FOIA Litigation: *Bloche et al v. DoD* (Bioethics) – 154 pages of Army, Navy and OASD (HA) documents were released to the plaintiffs.
- Significant FOIA Response: (This response was circulated for awareness)
 - Air Force released blanket purchase agreements/contracts covering embalming fluid and funeral supplies for Air Force Mortuary Affairs Operations.
 - Air Force will post documents today pertaining to the President and First Lady’s trip to New York in 2009.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Response: (This response is circulating for awareness)
 - Air Force is ready to release reports and other documents pertaining to the non-prescription use of opiates (including opium and heroin) by American service members in Afghanistan and by veterans of Operation Enduring Freedom in Afghanistan.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

TAB A to Freedom of Information Act (FOIA) Weekly Update, May 15, 2012

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835	Sahib	GTMO detainee	Case stayed
08-L-1184			
06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released April 27, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary

			Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011..
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Court ruled in favor of gov’t deny photos and videos – plaintiff appealed.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	400 pages were released April 4, 2012..
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie “Killing bin Laden”	Complaint filed January 12, 2012
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012
	Freedom Watch	Allegedly leaked information	Complaint filed May 4, 2012

Updated Action



DEPARTMENT OF DEFENSE
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

May 8, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *Bloche et al v. DoD* (Bioethics) – 154 pages of Army, Navy and OASD (HA) documents were released to the plaintiffs.
- Significant FOIA Response: (This response was circulated for awareness)
 - Air Force released blanket purchase agreements/contracts covering embalming fluid and funeral supplies for Air Force Mortuary Affairs Operations.

CURRENT/PROJECTED KEY FOIA ACTIVITY

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Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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06-L-2029	Bloche	Bioethics	154 pages were released to the plaintiffs.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released April 27, 2012. This is a rolling monthly release.
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09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.

11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
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12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

May 1, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Jonathan J. Pollard and Jacques Semmelman v. DOJ and DoD* (Pre-sentencing documents, to include the Declaration of Secretary of Defense Weinberger). Plaintiff filed a complaint based on failure to provide all requested records.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, April 27, 2012.
 - *ACLU v. DoD, DOJ and FBI* (DOJ OIG Report on GTMO) – Plaintiff agreed to dismiss the case. They did not challenge redactions and did not seek attorney fees.
 - *Judicial Watch v. CIA, DoD* (bin Laden Photos/videos) – The District Court granted summary judgment for the government and declined to order the release of any photos or videos in the case involving the Osama bin Laden operation. Judicial Watch subsequently filed an appeal with the U.S. District Court of Appeals for the District of Columbia Circuit.
- Significant FOIA Response: (This response was circulated for awareness)
 - Air Force released records regarding all aircraft arriving at Dover Air Force Base from a point of departure outside the continental U.S. on May 1, 2011 and May 2, 2011. The requester sought flight plans, passenger manifests, crew lists, and DD 2131's submitted for flights arriving on these dates.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- None.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
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06-L-2029	Bloche	Bioethics	207 pages will be released March 9, 2012. After summary judgment, it was decided that documents would be sent back to appropriate components for another look at declass review.
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09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released April 27, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	4/27/ 2012 - Plaintiffs dismissed, did not challenge redactions & did not seek atty fees.
09-L-0890	ACLU	Bagram Detention Center	331 pgs released 5/13/11
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10,

			2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
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11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Search continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pgs for rvw & supplemental release. 29 pgs provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Court ruled in favor of gov't deny photos and videos – plaintiff appealed.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	400 pages were released April 4, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012

Updated Action



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

April 24, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Family Research Council v. Navy* (Patient Access to Religious Materials). Plaintiff filed a complaint based on failure to provide all requested records.
- Other FOIA Litigation: *Amnesty International USA, Center for Constitutional Rights Inc. v. DoD et al* (Secret Detention of Individuals “Ghost” Detainees) – DoD provided over 5,000 pages to DOJ for release to the plaintiff.
- Significant FOIA Responses: (These responses were circulated for awareness.)
 - Navy released documents responsive to requests for information concerning U.S. Navy and Lincoln Family Communities LLC for Navy Family Housing in the Hampton Roads area. There is a litigation hold on documents that fall within the scope of these requests.
 - Navy is releasing documents to or from the Walter Reed Military Medical Center pertaining to the September 14, 2011 memo announcing a policy that would restrict the distribution of religious materials, including Bibles, to patients by their families or others. The requester has filed a court case in this matter.
 - Air Force is releasing records concerning travel for First Lady Obama.

OTHER FOIA

- Navy submitted a package to the FOIA Division requesting that the DA&M exempt material concerning explosive safety distances under the provision of the statute allowing the DoD to withhold critical infrastructure information. The delegation authority from the Secretary of Defense to the DA&M, to invoke the statute, is being worked.
- DoD received interagency comments on DoD’s proposal to amend Exemption (b)(2) of the FOIA. The proposal has been revised, based on the comments received, and the proposal has been resubmitted to OMB, for coordination with the Executive Branch.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs will be released on Friday, April 27, 2012.
- Significant FOIA Requests: (These responses are circulating for awareness.)
 - Air Force is ready to release, to the media, the personnel and medical records of Texas Governor Rick Perry.
 - Air Force is ready to release blanket purchase agreements/contracts covering embalming fluid and funeral supplies for Air Force Mortuary Affairs Operations.
 - Air Force is ready to release records regarding all aircraft arriving at Dover Air Force Base from a point of departure outside the continental U.S. on May 1, 2011 and May 2, 2011. The request is for flight plans, passenger manifests, crew lists, and DD 2131's submitted for flights arriving on these dates.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	207 pages will be released March 9, 2012. After summary judgment, it was decided that documents would be sent back to appropriate components for another look at declass review.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
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11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	5,000 pages provided to DOJ for release to the plaintiff.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	72 pages of case maps were provided to DOJ on April 3, 2012, for release to plaintiff
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations

Prepared by:

(b)(6)

			complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
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11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	33 pages provided to DOJ for release to plaintiff April 16, 2012. Complaint filed May 24, 2011.
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Updated Action

Prepared by:

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DEPARTMENT OF DEFENSE
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WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

April 17, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Center for Constitutional Rights v. DoD et al* (Israel Defense Force attack on the Gaza Flotilla) – On April 13, 2012, DoD provided 33 pages to DOJ for release to the plaintiff.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - Air Force is ready to release to multiple requesters, including one in litigation, records concerning the First Lady's Trip to Spain.
 - OSD/JS released a log of correspondence between the DoD OSD/JS and U.S. Representative Howard L. Berman and his office from January 1983 – September 2011.
 - OSD/JS released, to two non-profit organizations, information concerning LightSquared, a company planning to develop a wholesale 4G LTE wireless broadband communications network integrated with satellite coverage across the United States.

OTHER FOIA MATTERS:

- CNN published an article on the treatment of female rape victims in the military. Both Vietnam Veterans of America (VVA) and Service Women's Action Network (SWAN) were interviewed for the article, with VVA mentioning that information they contributed was obtained through the FOIA. Records were disclosed to both VVA and SWAN as part of their FOIA litigations with the DoD.
- DoD conducted a DoD-wide FOIA/PA (Privacy Act) Training Workshop April 10 – 12, hosted by the Department of the Navy's Southwest Regional Maintenance Center in San Diego, California. There were 180 in attendance and eleven instructors, all from the DoD FOIA/PA Community. Sessions were taught on FOIA Administration, FOIA and Privacy Exemptions,

FOIA/Privacy Interface, Privacy Breach Management, Records Management and Customer Relations.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: None.
- Significant FOIA Requests: (This response is circulating for awareness.)
 - Navy is ready to release documents responsive to a request for information concerning U.S. Navy and Lincoln Family Communities LLC for Navy Family Housing in the Hampton Roads area. There is a litigation hold on documents that fall within the scope of these requests.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	72 pages of case maps were provided to DOJ on April 3, 2012, for release to plaintiff
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations

Prepared by:

(b)(6)

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Updated Action

Prepared by:





DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

April 10, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: A student at the University of Virginia has filed a complaint against the CIA, DoJ, OPM, and DoD for all records concerning the use of polygraphs by the components of these Agencies.
- Other FOIA Litigation:
 - *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking on Military Bases) – DoD released 400 pages on April 4, 2012.
 - *ACLU v. DoD and DOJ* (DOJ OIG Hotline Report on Detainee Abuse) – DoD provided 72 pages of case maps to DOJ for release to the requester.
- Significant FOIA Responses: (This response was circulated for awareness)
 - OSD/JS, on behalf of DoD, provided a "No Records" response, to a media requester, concerning DNA analysis of the body taken from the May 1, 2011 raid on a compound in Abbottabad, Pakistan, confirmed to be Osama bin Laden. In this case, the response is based on a search conducted by U.S. Army Medical Research and Material Command.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: None.
- Significant FOIA Requests: (This response is circulating for awareness.)
 - Air Force is ready to release records, to multiple requesters including one in litigation, concerning the First Lady's Trip to Spain.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
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Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

April 3, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT
FROM: Will Kammer, Chief, and Freedom of Information Division
SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, March 30, 2012.
 - *KBR v. DoD* (LOGCAP III) – DoD released 525 pages on Monday, April 2, 2012.
- Significant FOIA Responses: (This response was circulated for awareness.)
 - Air Force provided a “No Records” response to a media requester seeking releasable copies of the last twelve Quarterly Mortuary Affairs Effectiveness Reports sent to the Headquarters, Air Force Services Agency.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking on Military Bases) – DoD will release 400 pages on April 4, 2012.
- Significant FOIA Requests: (This response is circulating for awareness.)
 - OSD/JS, on behalf of DoD, is ready to provide "No Records" response, to a media requester, concerning DNA analysis of the body taken from the May 1, 2011 raid on a compound in Abbottabad, Pakistan, confirmed to be Osama bin Laden. In this case, the response is based on a search conducted by U.S. Army Medical Research and Materiel Command.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	207 pages will be released March 9, 2012. After summary judgment, it was decided that documents would be sent back to appropriate components for another look at declass review.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	525 pages were released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released March 30, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10,

			2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pages for rvw and supplemental release. 29 pages provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	400 pages will be released April 4, 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
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WASHINGTON, DC 20301-1155



INFO MEMO

March 27, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT
FROM: Will Kammer, Chief, and Freedom of Information Division
SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant FOIA Responses: (This response was circulated for awareness.)
 - OSD/JS provided “no records” responses and Glomar responses, on March 21, 2012, to six FOIA requests relating to the death of Osama bin Laden. The requesters include news media, a non-profit organization and a member of the public and the responses address requests submitted to the U.S. Special Operations Command (USSOCOM), U.S. Naval Air Force, Pacific, U.S. Joint Forces Command, NGA and NSA.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: *KBR v. DoD* (LOGCAP III) – Approximately 500 pages will be released on Monday, April 2, 2012.
- Significant FOIA Requests: (These responses are circulating for awareness.)
 - OSD/JS is ready to release information concerning LightSquared (also known as Motient, Sky Terra, Mobile Satellite Ventures, etc.), a company that plans to develop a wholesale 4G LTE wireless broadband communications network integrated with satellite coverage across the U.S.
 - Air Force is ready to release, to the media, documents pertaining to the First Lady’s travel. U.S. Secret Service completed its review and this response package is now in review at the White House.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	207 pages will be released March 9, 2012. After summary judgment, it was decided that documents would be sent back to appropriate components for another look at declass review.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Approximately 500 pages will be released April 2, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released February 24, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations

			complete for August 10, 2010, filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6, 2011, release of 1,000 pages and OGC provided over 1,200 additional pages for rvw and supplemental release. 29 pages provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released December 16, 2011. Final production of additional documents scheduled for March 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012

Updated Action.



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INFO MEMO

March 20, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *KBR v. DoD* (LOGCAP III) – 60 pages were released on Friday, March 16, 2012.
- Significant FOIA Responses: (These responses were circulated for awareness.)
 - OSD/JS provided a “no records” response to a request for correspondence between OSD/JS and Congressman Rick Berg (North Dakota), between January 1, 2012 and January 30, 2012.
 - Army released correspondence to/or from the Army Corps of Engineers Civil Works Chief and/or from an employee of the Administration of the President of the United States and directors of others agencies, pertaining to flooding or potential flooding, or water levels in the Missouri River basin.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests: (These responses are circulating for awareness.)
 - OSD/JS will provide “no records” responses and Glomar responses, on March 21, 2012, to six FOIA requests relating to the death of Osama bin Laden. The requesters include news media, a non-profit organization and a member of the public and the responses address requests submitted to the U.S. Special Operations Command (USSOCOM), U.S. Naval Air Force, Pacific, U.S. Joint Forces Command, NGA and NSA.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	207 pages will be released March 9, 2012. After summary judgment, it was decided that documents would be sent back to appropriate components for another look at declass review.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	60 pages were released March 16, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released February 24, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10

			filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC provided over 1,200 additional pages for rvw and supplemental release. 29 pages provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released December 16, 2011. Final production of additional documents scheduled for March 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012

Updated Action



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WASHINGTON, DC 20301-1155



INFO MEMO

March 13, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: Judicial Watch sued the Air Force for records concerning the First Lady's August 2010 trip to Spain.
- Other FOIA Litigation: None.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - On behalf of DoD, OSD/JS released, to the media, a "no record" and a "Glomar" response, relating to the death of Osama bin Laden. The request is for photos and videos of the raid and bin Laden's body at all stages; a copy of the death certificate; autopsy report; DNA and facial recognition tests; contingency plans; maintenance logs for U.S. helicopters used in the raid; and after-action reports on equipment performance.
 - OSD/JS released documents regarding the events of February 12, 2010 in the Gardez District of Paktiya Province. This case involves "the deaths of three women who were in the same compound where two men were killed by the joint Afghan-international patrol searching for a Taliban insurgent."
 - Air National Guard released 5 pages concerning Speaker John Boehner's use of military aircraft.
 - Air Force released to the media a list of contracts for work performed at or for Air Force Mortuary Affairs Operations at Dover Air Force Base in Delaware and an index of forms, publications, and operating instructions that direct the operations of mortuary affairs at the base.
- Other FOIA Activity:
 - In commemoration of Sunshine Week, today the Senate Judiciary Committee is holding a hearing entitled, "The Freedom of Information Act: Safeguarding Critical Infrastructure and the Public's Right to Know". Scheduled to testify are the Directors of the Office of Information Policy, DOJ, the Office of Government Information Services, NARA, the Executive Director of

the Missouri School of Journalism, and Jerry Ensminger, a retired Marine who advocates for transparency in the Camp Lejeune water contamination issue.

- OPM announced the formalization of the new job series for professionals in the FOIA and Privacy fields. The new job series is identified as the Government Information Series, 0306.
- The DoD Chief FOIA Officer Report was submitted to the Department of Justice and is now posted to the Defense Freedom of Information and Policy Office website.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests:
 - Air Force is ready to release, to the media, information related to the the First Lady's trip to Spain in August 2010. U.S. Secret Service has completed its review and this response is now in review at the White House. These documents are part of the new litigation mentioned above.
 - Air Force is ready to release, to the media, documents pertaining to the President and First Lady's date night to New York City in May 2009. U.S. Secret Service completed its review and this response is now in review at the White House.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	207 pages will be released March 9, 2012. After summary judgment, it was decided that documents would be sent back to appropriate components for another look at declass review.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	277 pages were released March 2, 2012. 700 pages are scheduled for release March 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released February 24, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.

09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review.
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC provided over 1,200 additional pages for rvw and supplemental release. 29 pages provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released December 16, 2011. Final production of additional documents scheduled for March 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Lethal Operations	Answer to complaint filed March 5, 2012

Updated Action



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WASHINGTON, DC 20301-1155



INFO MEMO

March 6, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - A complaint was filed by Freedom Watch against DoD, NSA, CIA, State, Treasury and Commerce for documents relating to sanctions directed toward Iran.
 - A complaint was filed against Air Force and Army for documents pertaining to the disappearance of an airplane over Spain in October 1980.
- Other FOIA Litigation: *KBR v. DoD* (LOGCAP III) – 277 pages were released on Friday, March 2, 2012.
- Significant FOIA Responses: (These responses were circulated for awareness)
 - OSD/JS, on behalf of DoD, provided “no record” responses to eight FOIA requests relating to the death of Osama bin Laden. The requests were for records concerning National Security Council and CIA meetings in March and April 2011, attended by the Commander, Joint Special Operations Command; and audio, video or images of the raid from overhead or on the ground; and still photos of the burial at sea.
 - Air Force released correspondence from Congresswoman Shelley Berkley and/or her office from January 1, 1999 to the present.
 - Army released the transcript of Brigadier General Gina Farrisee after the Department of Army Inspector General inquiry into allegations that she made false statements to the Department of Defense Inspector General concerning the friendly fire incident involving former professional football player, Corporal Patrick Tillman.

- Other FOIA Activity: DFOIPO partnered with the DoD Alternative Dispute Resolution Office and Army Alternative Dispute Resolution Office to pilot its FOIA Conflict Resolution/Customer Relations course. Over fifty FOIA professionals were trained January through March 2012. This course will be offered to the FOIA community on a continual basis throughout the years to come.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation: *Bloche v. DoD, et al* (Bioethics) – 207 pages of information concerning the participation of doctors and health care professionals in the interrogation of detainees will be released March 9, 2012.
- Significant FOIA Requests: (These responses are circulating for awareness)
 - OSD/JS, on behalf of DoD, is ready to provide, to the media, a “no record” and a “Glomar” response, relating to the death of Osama bin Laden. The request is for photos and videos of the raid and bin Laden’s body at all stages; a copy of the death certificate; autopsy report; DNA and facial recognition tests; contingency plans; maintenance logs for U.S. helicopters used in the raid and after-action reports on equipment performance.
 - Air National Guard is ready to release five pages concerning Speaker John Boehner’s use of military air craft, including emails to and from his office, manifests, itineraries, phone logs and any and all communication.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
06-L-2029	Bloche	Bioethics	207 pages will be released March 9, 2012. After summary judgment, it was decided that documents would be sent back to appropriate components for another look at declass review.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	277 pages were released March 2, 2012. 700 pages are scheduled for release March 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released February 24, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.

09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review.
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC provided over 1,200 additional pages for rvw and supplemental release. 29 pages provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released December 16, 2011. Final production of additional documents scheduled for March 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Drone targeting	Complaint filed February 1, 2012

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
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INFO MEMO

February 28, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: A complaint was filed by the Center for Military Readiness against the Marine Corps for documents related to the Comprehensive Review Working Group.
- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, February 24, 2012.
- Significant Responses:
- Significant FOIA Requests: (These responses were circulated for awareness.)
 - OSD/JS, on behalf of DoD, provided responses to five FOIA requests relating to the death of Osama bin Laden. The requests were for video, audio, and/or images from the ground, overhead, satellite or other sources of images and one request sought information or records on pornographic material seized in the raid. Responses were “No records” and a denial in full of records by the National Geospatial-Intelligence Agency.
 - OSD/JS released certain correspondence to/from the Secretary that contain certain words pertaining to Christian or Islamic doctrine.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests: (These responses were circulated for awareness.)
 - OSD/JS, on behalf of DoD, will provide three more “No record” responses to the media for requests for video or images from the raid, still photos of the burial at sea as captured by USS Carl Vinson. These responses concern searches conducted by USSOCOM, COMNAVAIRPAC and the Joint Staff.

– The Army will release the transcript of Brigadier General Gina Farrisee connected to the Army IG inquiry into allegations that she made false statements to the DoD IG concerning the friendly fire incident involving Corporal Patrick Tillman.

- Other FOIA Litigation: *KBR v. DoD* (LOGCAP III) – 277 pages are scheduled to be released on Friday, March 2, 2012.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835			
08-L-1184	Sahib	GTMO detainee	Case stayed
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10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released February 24, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review

09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1,200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed its reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Drone targeting	Complaint filed February 1, 2012

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

February 21, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - The National Guard Bureau and the Kentucky National Guard were sued by a Guard employee who requested a copy of a AR 15-6 investigation that resulted in the withdrawal of Federal recognition of his commission.
 - The DoD was named as a defendant in a FOIA complaint against the Armed Force Retirement Home (AFRH). Because the AFRH is not a Component of the DoD, we will seek to have the DoD removed as a defendant.
- Other FOIA Litigation: None.
- Significant Responses: None.
- Other FOIA: DFOIPO hosted a FOIA 101 Administrative Overview class at the Mark Center on February 15, 2012. The conference was attended by 30 FOIA Specialists and an additional 90 individuals participated via Defense Connect Online.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests: None.
- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs will be released on Friday, February 24, 2012.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	55 pages were released on January 31, 2012. 700 pages are scheduled for release March 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs will be released February 24, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
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09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1,200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed its reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.
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11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Drone targeting	Complaint filed February 1, 2012

Updated Action



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WASHINGTON, DC 20301-1155



INFO MEMO

February 14, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses: (This response was circulated for awareness.)
 - Air Force released blanket purchase agreements/contracts covering 2010 and 2011 purchases of embalming fluid and funeral supplies for the Mortuary in Dover, Delaware.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests: OSD/JS is ready to release correspondence to or from the Secretary of Defense that contain certain words pertaining to Christianity or Islamic doctrine. (This is being circulated for awareness.)
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835	Sahib	GTMO detainee	Case stayed
08-L-1184		Extraordinary Rendition	Awaiting Court Decision
09-L-0213	APPG		
09-L-0946	KBR	LOGCAP III	55 pages were released on January 31, 2012. 700 pages are scheduled for release March 12, 2012.
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09-L-0304	ACLU	Detention policies	Documents under review

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11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1,200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
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11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Drone targeting	Complaint filed February 1, 2012

Updated Action



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INFO MEMO

February 7, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *E&E Enterprises Global, Inc. v. Defense Commissary Agency* – Plaintiff filed complaint for agency's failure to provide documents supporting the termination of their contract.
 - *ACLU v. DOJ, CIA, DoD, SOCOM et al* (Drones II) - Plaintiff is seeking documents related to the "legal authority and factual basis for the targeted killing" of Americans and others, to include Anwar al-Awlaki and two others.
 - *Judicial Watch v. Navy* - Plaintiff filed complaint for Naval Facilities Command's failure to provide contract related documents in response to their FOIA request.
- Other FOIA Litigation: None.
- Significant Responses: (These responses were circulated for awareness.)
 - National Guard Bureau released correspondence between Representative Harold Rogers (Kentucky) or any member of his staff, or any member of the U.S. House of Representatives Committee on Appropriations acting on behalf of Representative Rogers, concerning helicopter drip pans and transaction records relating to Pheonix Products.
 - OSD/JS released the Preliminary Anti-deficiency Act Review, prepared by Colonel Charles Monroe of the Texas Air National Guard.
 - OSD/JS released, to the media, the total cost of OSD travel for Fiscal years 2007-2011.
 - U.S. Marine Corps released, to the media, communications between Marine Corps officers and other personnel, pertaining to the helicopter crash that occurred in Hawaii in March 2011.
 - USTRANSCOM released, to the media, several after action reports and after action reviews and briefings of exercises that were occurring on September 11, 2001.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests: . OSD/JS is ready to provide a final response to a request for “all power point presentations from OSD or JS from November 5, 2008 to the present, on the war in Afghanistan, prepared for meetings with President Barack Obama. (This document is being coordinated with the White House.)
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	55 pages were released on January 31, 2012. 700 pages are scheduled for release March 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released January 20, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
09-L-0304	ACLU	Detention policies	Documents under review

09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1,200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	The government filed its reply memorandum to plaintiff's cross-motion for summary judgment on January 25, 2012
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.
10-L-0712	Center for Constitutional Rights	al Qahtani videos	Complaint filed January 9, 2012
11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012
12-L-0013	ACLU	Drone targeting	Complaint filed February 1, 2012

Updated Action



DEFENSE FREEDOM OF
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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

January 31, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, January 20, 2012.
 - *KBR v. DoD* (LOGCAP III) – Fifty-five pages were released January 31, 2012.
- Significant Responses: (This response was circulated for awareness.)
 - National Guard Bureau released, to the media and others, the military records of Senator Scott Brown (Massachusetts).
- Other FOIA Matters: *The New York Times* (*NY Times*) published an article about “slow responses” and delays experienced by requesters seeking information under the FOIA. Among other examples about other agency responses, the *NY Times* mentioned a June 1, 1997 request submitted to the U.S. Transportation Command (TRANSCOM) and reported that TRANSCOM answered the request on January 4, 2012 and sent the response to the requester “by Federal Express, Priority Overnight.” *NY Times* mentioned the provisions of the OPEN Government Act of 2007 which require agencies to report their 10 oldest FOIA requests and indicated that the provision “may be working.” To support this assertion, the *NY Times* made reference to a DoD FOIA Newsletter article in which the DoD reported closing its ten oldest FOIA requests reported as open in FY10. The article is found at:

http://www.nytimes.com/2012/01/29/us/slow-freedom-of-information-responses-cloud-a-window-into-washington.html?_r=3&pagewanted=1

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests: (These responses are circulating for awareness.)
 - National Guard Bureau is ready to release correspondence between Representative Harold Rogers (Kentucky), or any member of his staff, concerning helicopter drip pans and transaction records relating to Phoenix Products.
 - OSD/JS is ready to release the Preliminary Anti-deficiency Act Review, prepared by Colonel Charles Monroe, Texas Air National Guard, dated September 15, 2009.
 - OSD/JS is ready to release, to the media, the total cost of OSD travel for Fiscal years 2007-2011.
 - U.S. Marine Corps is ready to release, to the media, communications between Marine Corps officers and other personnel, pertaining to the helicopter crash that occurred near Marine Corps Base Hawaii, Kaneohe Bay, in March 2011.
 - USTRANSCOM is ready to release, to the media, several after action reports, after action reviews and briefings created after the events of September 11, 2001.
- DoD FOIA Litigation: *KBR v. DoD* (LOGCAP III) – Approximately 700 pages are scheduled for release March 12, 2012.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

TAB A to Freedom of Information Act (FOIA) Weekly Update, January 31, 2012

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	55 pages were released on January 31, 2012. 700 pages are scheduled for release March 12, 2012.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs released January 20, 2012. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
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09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.

09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-1039	Eakin	WWII POW documents	Case Dismissed.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1,200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Memorandum in Opposition to Vaughn Index request filed on November 18, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.
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11-L-1374	Judicial Watch	DoD involvement in movie "Killing bin Laden"	Complaint filed January 12, 2012

Updated Action



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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

January 18, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: Judicial Watch has filed suit for documents related to communications between the DoD and the makers of the movie tentatively entitled "Killing bin Laden." In response to the initial FOIA request, USD(I) and Public Affairs produced a number of responsive documents. Before the OSD FOIA Office responded to Judicial Watch with the documents, it was announced that the DoD IG was conducting an investigation into DoD involvement with the movie. Therefore, the documents were referred to the DoD IG FOIA Office for consultation two weeks ago.
- Other FOIA Litigation: None
- Significant Responses: (These responses were circulated for awareness.)
 - OSD/JS provided a "No Records" response for records between Secretary of Defense Panetta or any agent of the Office of Secretary of Defense and former Surgeon General Richard Carmona, regarding the mortuary review panel at Dover Air Force Base and Carmona entering the U.S. Senate race in Arizona.
 - OSD/JS released, to the media, documents sent to and from the U.S. government account(s) of Defense Secretary Robert Gates that reference the U.S. operation in Pakistan against Osama bin Laden, between August 1, 2010 and May 2, 2011.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests:
 - Army is ready to release correspondence to or from the Army Corps of Engineers, Chief, Civil Works and or from an employee of the Administration of the President of the United States and directors of other agencies pertaining to flooding or potential flooding, or water levels in the Missouri River basin. (This response is being reviewed by White House Counsel.)

– Army is ready to release, to the media, Department of the Army Inspector General records on the disinterment of Marine Private Heath Warner. (This response is circulating for awareness.)

- DoD FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs will be released on Friday, January 20, 2012.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	100 pages of responsive documents released on December 29, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
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Updated Action



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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

January 10, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, and Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: According to its website, the Center for Constitutional Rights has filed a FOIA complaint against DoD, DOJ, FBI and CIA for failure to turn over videotapes of Mohammed al Qahtani, a Saudi citizen who has been detained in Guantanamo.
- Other FOIA Litigation: None.
- Significant Responses: (These responses were circulated for awareness.)
 - Air Force provided a “No Records” response to a requester seeking copies of all passenger manifests for Congressional Delegation (CODEL) trips using military aircraft, in calendar years 1995, 1996, 1997 and 1998, that included Representative Mark Neuman.
 - Army released, to the media, information pertaining to the handling of remains at Dover Air Force Base.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Requests: OSD/JS is ready to release, to the media, documents sent to and from the U.S. government account(s) of Defense Secretary Robert Gates that reference the U.S. operation in Pakistan against Osama bin Laden, between August 1, 2010 and May 2, 2011. (This response is circulating for awareness.)
- DoD FOIA Litigation: None.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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09-L-0946	KBR	LOGCAP III	100 pages of responsive documents released on December 29, 2011.
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10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on December 16, 2011. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.

09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1,200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Memorandum in Opposition to Vaughn Index request filed on November 18, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

January 3, 2012

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Vietnam Veterans of America v. DoD et al* – Complaint was filed for failure to release information pertaining to the use of personality disorder, adjustment disorder, or readjustment disorder discharges to discharge service members since October 1, 2001. Army, Navy, Air Force, Marine Corps, the National Guard Bureau, and the Coast Guard are all named in the complaint.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Office of Inspector General Report on Detainee Abuse) – 149 pages were released on December 29, 2011.
 - *KBR v. DoD* (Logistics Civil Augmentation Program III (LOGCAP III)) – 100 pages were released on December 29, 2011.
- Significant Responses: (These responses were circulated for awareness.)
 - OSD/JS released documents pertaining to the nomination of Richard Etchberger for the Congressional Medal of Honor, received posthumously on September 21, 2010, for his action in Laos.
 - DoDIG released, to the media, documents pertaining to the handling of remains at the Air Force Mortuary at Dover Air Force Base.
- Other FOIA activity: The National Defense Authorization Act, signed by the President on December 31, 2011, established two new “Exemption 3” statutes to protect sensitive DoD information from release under the FOIA; 10 U.S.C. 130e to protect Military Flight Operations Quality Assurance information, and 10 U.S.C. 2254a to protect DoD critical infrastructure security information. Congress granted the denial authority for this information to the Secretary and the Director of Administration and Management. (b)(5) [REDACTED]
(b)(5) [REDACTED] This will be covered further at your next update.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: Army is ready to release, to the media, information pertaining to the handling of remains at the Dover Air Force Base. (This response is circulating for awareness.)
- DoD FOIA Litigation: None.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	100 pages of responsive documents released on December 29, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on December 16, 2011. This is a rolling monthly release..
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06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	149 pages of case maps were released December 29, 2011.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.

09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Memorandum in Opposition to Vaughn Index request filed on November 18, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

December 27, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: A former Air Force servicemember has sued the Army and the Air Force for documents concerning his confinement at Fort Meade in 1973.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, December 16, 2011.
 - *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking on Military Bases) – An interim release of 250 pages of documents was made on Friday, December 16, 2011.
- Significant Responses: (These responses were circulated for awareness.)
 - OSD/JS released, to the media, emails by the Missile Defense Agency, Director, Deputy Director, Chief of Staff or Legislative Affairs Director that mention Senator Shelby (Alabama). Release was made on December 20, 2011.
 - OSD/JS released, to the media, emails or other written communication between Secretary of Defense Donald Rumsfeld and/or the Office of the Secretary and Newt Gingrich. Release was made on December 23, 2011.

- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- DoD FOIA Litigation: None.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
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06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.

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10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.

Updated Action



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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

December 20, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on Friday, December 16, 2011.
 - *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking on Military Bases) – An interim release of 250 pages of documents was made on Friday, December 16, 2011.
- Significant Responses: (This response was circulated for awareness.)
 - OSD/JS released, to the media, emails by the Missile Defense Agency, Director, Deputy Director, Chief of Staff or Legislative Affairs Director that mention Senator Shelby (Alabama).
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- DoD FOIA Litigation: None.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
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06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
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11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Memorandum in Opposition to Vaughn Index request filed on November 18, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24, 2011.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages were released on December 16, 2011. Final production of additional documents scheduled for March 2012.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

December 13, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None
- Significant Responses: (These responses were circulated for awareness.)
 - Air National Guard released, to the media, information about flights on Air Force aircraft by members of the Washington State Congressional delegation between January 1 and December 31, 2010.
 - National Guard Bureau (NGB) released a list of correspondence between NGB and U.S. Representative Heather A. Wilson and her staff.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- DoD FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs will be released on Friday, December 16, 2011.
 - *Iraqi Refugee Assistance Project v. DoD et al* (Human Trafficking on Military Bases) – An interim release of 250 pages of documents is scheduled for a court mandated release on Friday, December 16, 2011. The documents are currently under review at the White House and Office of the Deputy Attorney General.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
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10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.
11-L-0034	Iraqi Refugee Assistance Project (IRAP)	Human trafficking on U.S. military bases and labor regulations that apply.	250 pages to be released on December 16, 2011. Final production of additional documents scheduled for March 2012.

Updated Action



DEFENSE FREEDOM OF
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INFO MEMO

December 6, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

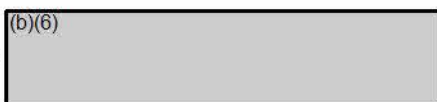
FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *McMichael v. Department of Defense* – (USSTRATCOM Inspector General Investigation of an alleged abusive command climate.) Plaintiff, of the Navy Times, filed suit for agency's failure to release or provide a legal basis for withholding the investigation. USSTRATCOM provided a "neither confirm nor deny" (GLOMAR) response, and the OSD appellate authority upheld the USSTRATCOM determination.
- Other FOIA Litigation: *ACLU v. DOJ, CIA, DoD* (drones) – The DoD and DOJ have been dismissed from the suit; plaintiff is appealing the CIA "GLOMAR" response.
- Significant Responses: (These responses were circulated for awareness.)
 - OSD/JS released, to the media, records concerning the cost of the trip of President and First Lady Obama, White House officials, and representatives of the White House Office of Olympics, Paralympics, and Youth Sports to Copenhagen during the week of September 28, 2009. White House and Secret Service have reviewed this release package.
 - Army released correspondence from Congresswoman Shelley Berkley and/or her office from January 1, 1999 to present.
 - The National Reconnaissance Office (NRO) released a list of reports that NRO made to Congress in 2010.
 - DCMA released, to the media, Monthly Assessment Reports of Joint Strike Fighter – Lightning II for December 2009, January 2010, February 2010 and March 2010.
- Other FOIA activity: None.

Prepared by:



- **CURRENT/PROJECTED KEY FOIA ACTIVITY**

- Significant Response: (These responses are circulating for awareness.)

- OSD/JS is ready to release, to the media, emails by the Missile Defense Agency, Director, Deputy Director, Chief of Staff or Legislative Affairs Director that mention Senator Shelby (Alabama).

- OSD/JS is ready to release, to the media, emails or other written communication between Secretary of Defense Donald Rumsfeld and/or the Office of the Secretary and Newt Gingrich.

- Air National Guard is ready to release, to the media, information about flights on Air Force aircraft by members of the Washington State Congressional delegation between January 1 and December 31, 2010.

- OSD/Joint Staff FOIA Litigation Status: See Tab A

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Boesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Sahib	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
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09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filling of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	DoD dismissed from case.

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
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11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Memorandum in Opposition to Vaughn Index request filed on November 18, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

November 29, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses:
 - OSD/JS released correspondence, coordination, and approval documents for each military flight for Congressman John Boehner (including emails) for the period between February 2007 to the present. (This response was circulated for awareness.)
 - Army released documents from January 1, 2005, to the present, between Representative Harold Rogers (Kentucky) and the Army. (This response was circulated for awareness.)
- Other FOIA activity: None.

• **CURRENT/PROJECTED KEY FOIA ACTIVITY**

- Significant Response: (This response is being circulated for awareness.)
 - OSD/JS is ready to release, to the media, records concerning the cost of the trip of President and First Lady Obama, Secretary Arne Duncan, Secretary Ray LaHood, Sr. Advisor Valerie Jarrett, and representatives of the White House Office of Olympic, Paralympic, and Youth Sport to Copenhagen during the week of September 28, 2009. White House and Secret Service have reviewed this release package.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
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09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
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10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



November 15, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs will be released on Friday, November 18, 2011.
- Significant Responses:
 - Navy released, to the media, a copy of the report of investigation concerning Commander, Norfolk Naval Shipyard. The report confirms allegations of abusive conduct. (This response was circulated for awareness.)
 - OSD/JS released, to the media, all contracts between Defense Advanced Research Projects Agency and REDX Defense. (This response was circulated for awareness.)
- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (This response is being circulated for awareness.)
 - Navy is ready to release, to the media, two reports concerning the investigation of the Commanding Officer and Executive Officer, USS PONCE.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs will be released November 18, 2011. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filling of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Motion for Summary Judgment filed on September 26, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



November 8, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses:
 - OSD/JS released an email from Paul Wolfowitz to Douglas Feith, “RE: Speech Memo,” of May 23 2004, including a memo from Mr. Wolfowitz to Secretary Rumsfeld entitled, “Presidential Speech.” (This response was circulated for awareness.)
 - Air Force released, to the media, records collected by General John R. Ranck, USAF, and those working with him in connection with the Air Force review of the use of senior advisors/senior mentors. (This response was circulated for awareness.)
- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (This response is being circulated for awareness.)
 - Navy is ready to release, to the media, a copy of the report of investigation concerning Commander, Norfolk Naval Shipyard. The report confirms allegations of abusive conduct.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	12 Army CID ROIs were released October 21, 2011. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
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11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Motion for Summary Judgment filed on September 26, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

November 1, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *Electronic Frontier Foundation v. DoD* (Intelligence Oversight Board)
 - Four pages were re-evaluated, in accordance with the U.S. Supreme Court Milner Decision on Exemption 2, and released in their entirety on October 25, 2011.
- Significant Responses:
 - The National Reconnaissance Office (NRO) released an NRO letter, inviting Representative Heather A. Wilson (New Mexico) to be the Keynote Speaker at the NRO Technology Forum in May 2006. (This response was circulated for awareness.)
 - OSD/JS released, to the media, Secretary of Defense Donald Rumsfeld records pertaining to CPL Patrick D. Tillman, the former NFL player who enlisted in the Army after the events of 9/11 and who was subsequently killed in the line of duty while stationed in Afghanistan. (This response was circulated for awareness.)
- Other FOIA activity: The DoD Freedom of Information Division solicited feedback from the DoD FOIA community regarding the OPM draft Flysheet for a new Public Information Management series. A consolidated response was provided to the DoD Civilian Personnel Management Services on October 27, 2011.

• **CURRENT/PROJECTED KEY FOIA ACTIVITY**

- Significant Responses: (These responses are being circulated for awareness.)
 - OSD/JS is ready to provide a response to a request for an email from Paul Wolfowitz to Douglas Feith, "RE: Speech Memo," May 23, 2004, including a memo from Wolfowitz to Rumsfeld entitled, "Presidential Speech."
 - Army is ready to release correspondence between Senator Olympia Snowe and Secretary of Army John McHugh.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
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09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were released on October 25, 2011
10-L-0126	ACLU	Detainee Autopsies	12 Army CID ROIs were released October 21, 2011. This is a rolling monthly release.
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06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
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09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.

10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
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11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Motion for Summary Judgment filed on September 26, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1 155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



October 25, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses: None.
- Other FOIA activity: None.

- **CURRENT/PROJECTED KEY FOIA ACTIVITY**

- Significant Responses: (These are being circulated for awareness.)
 - OSD/JS is ready to make a release in response to a request for an email from Paul Wolfowitz to Douglas Feith, "RE: Speech Memo," May 23, 2004, including a memo from Wolfowitz to Rumsfeld entitled, "Presidential Speech."
 - OSD/JS is ready to release, to the media, Secretary of Defense, Donald Rumsfeld records pertaining to Cpl. Patrick D. Tillman, the former NFL player who enlisted in the Army after the events of 9/11 and who was subsequently killed in the line of duty while stationed in Afghanistan.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on September 9, 2011
10-L-0126	ACLU	Detainee Autopsies	12 Army CID ROIs were released October 21, 2011. This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.

09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Motion for Summary Judgment filed on September 26, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



October 18, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Twelve Army CID ROIs will be released on Friday, October 21, 2011.
- Significant Responses: NSA provided a “No Records” response to a requester seeking “copies of correspondence from Congresswoman Shelley Berkley and/or her office, from January 1, 1999 to the present.” This was circulated for awareness.
- Other FOIA activity:
 - OPM released a draft Position Classification Flysheet for public review and comment of a proposed new job series, Public Information Management, for government-wide FOIA, Privacy and Records Management personnel. FOID is providing the OSD and DoD FOIA related inputs to the Civilian Personnel Management Service (CPMS). CPMS will respond to OPM with the DoD position.
 - GAO has initiated a review of federal agency FOIA programs. FOIA Division and representatives from the services will attend the October 19 DoD entrance meeting for the audit.

• **CURRENT/PROJECTED KEY FOIA ACTIVITY**

- Significant Responses: The Navy is ready to release documents which show who requested, who supported and who approved the transfer of real estate from the Navy to the privately owned Gulf of Maine Aquarium organization, to include records concerning which politicians took part in the transaction. Two of the documents to be released pertain to Senator Snowe and former Congressman Allen of Maine. This is being circulated for awareness.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
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10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



October 4, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses:
 - OSD/JS provided “No Record” responses to 12 FOIA requesters who requested photos and videos of the operation that resulted in the death of Osama Bin Laden. These responses were provided on the basis of the Department of Defense declarations submitted to the court on September 22, 2011 in the case of *Judicial Watch v. DoD, CIA*.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, October 4, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
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09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on September 9, 2011
10-L-0126	ACLU	Detainee Autopsies	8 Army CID ROIs were released on September 23 rd . This is a rolling monthly release.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
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Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1 155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



September 27, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Brown Rudnick v. Army* – This concerns a lack of response to a request for Army contracts.
 - *Circle, Inc. v. Army Corps of Engineers* – This case concerns a lack of response to a request for a CoE contract at the New Orleans district office.
- Other FOIA Litigation:
 - *Judicial Watch v. Air Force* – DOJ released documents concerning First Lady Michelle Obama's June, 2011, trip to Africa. The U.S. Secret Service and the White House coordinated on the review of the documents.
 - *Judicial Watch v. DoD, CIA* – This case concerns "all photographs and/or video recordings of Osama (usama) bin Laden taken during and/or after the U.S. operation in Pakistan on or about May 2, 2011." On September 26th, the government filed its motion for summary judgment, stating that all 52 unique records located by the CIA are classified and withheld in their entirety. No responsive records were located in the DoD. The CIA denials and the DoD no record positions have already been commented upon in the media. More news coverage on the issues is expected.
 - *ACLU v. DoD (Detainee Autopsies)* – Army released eight CID Reports of Investigation on September 23, 2011.
- Significant Responses: (Previously submitted for situational awareness)
 - Army released, to the media, correspondence between the Army and various Members of Congress (all from Tennessee). The time period of interest to the requester was January 1, 2010 through April 30, 2011. Senators Bob Corker and Lamar Alexander and Representatives Cooper, Blackburn, Fincher and Black were specifically named in the request.

– Navy released, to the media, records of trial for Marines stationed at Marine Corps Air Station, Yuma convicted of sex-related charges involving an underage girl.

- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- OSD/Joint Staff FOIA Litigation Status: See Tab A

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Prepared by:

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TAB A to Freedom of Information Act (FOIA) Weekly Update, September 27, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

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11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Government's Motion for Summary Judgment filed on September 26, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
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1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



September 13, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *Electronic Frontier Foundation v. DoD* – Documents concerning the Intelligence Oversight Board were re-evaluated in accordance with the Supreme Court *Milner* decision regarding FOIA Exemption 2. Nine pages were released in part on September 9, 2011.
 - *Judicial Watch v. Air Force* – Air Force released records concerning the President's trip to Copenhagen for the Climate Change Conference. This release was coordinated with the White House.
- Significant Responses: (Submitted for situational awareness)
 - Air Force released correspondence with Representative Heather A. Wilson and her staff.
 - Army Corps of Engineers released, to the media, correspondence with members of the South Carolina Congressional Delegation regarding funding to deepen the Port of Charleston, SC.
 - National Security Agency provided a "Neither Confirm Nor Deny" response to a request for information pertaining to various cyber security-related signatures by communications providers to the federal government.
 - Navy released documents pertaining to the legal proceedings stemming from the November 19, 2005, incident at Haditha Iraq, where 24 Iraqi men, women and children were killed by a group of United State Marines.
 - Navy released information pertaining to the investigations and inquiries into civilian contractors involved in violent crimes or potentially criminal activity occurring in Iraq and/or Afghanistan.
- Other FOIA activity: None

- **CURRENT/PROJECTED KEY FOIA ACTIVITY**
- Significant Responses: (Submitted for situational awareness)
 - Navy is ready to release, to the media, records of trial for Marines stationed at Marine Corps Air Station, Yuma convicted of sex-related charges involving an underage girl.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, September 13, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on September 9, 2011
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on August 19th. There will be a rolling release of 10 ROIs monthly.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.

09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1,000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing was filed as scheduled. Government's Motion for Summary Judgment is expected at the end of September 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



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INFO MEMO



September 6, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses: None.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (Submitted for situational awareness)
 - Navy is ready to release documents pertaining to the legal proceedings stemming from the November 19, 2005, incident at Haditha Iraq, where 24 Iraqi men, women and children were killed by a group of United State Marines.
- OSD/Joint Staff FOIA Litigation Status: See Tab A
- Other FOIA Litigation: *Judicial Watch v. Air Force* – records concerning the Copenhagen Climate Change Conference are ready to be released to the requester. The documents are currently being reviewed by the White House Counsel Office.

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, September 6, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents released on July 11, 2011.
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on August 19th. There will be a rolling release of 10 ROIs monthly.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing was filed as scheduled. Government's Motion for Summary Judgement is expected at the end of September 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



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INFO MEMO



August 30, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses: (Submitted for situational awareness)
 - Army released correspondence between the Army Corps of Engineers and the Office of Congressman James Clyburn and all records that mention Congressman Clyburn which refer to the Lake Marion and Moultrie Project and/or Pocotaligo River and Swamp Restoration.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (Submitted for situational awareness)
 - Air Force is ready to release, to the media, records collected by General John R. Ranck, USAF, and those working with him, in connection with the Air Force review of the use of senior advisors/senior mentors.
 - Air Force is ready to release, to the media, records concerning the cost of the trip to Copenhagen by the President and First Lady, Secretary Arne Duncan, Secretary Ray Lahood, Senior Advisor Valerie Jarrett and representatives of the White House Office of Olympic, Paralympic, and Youth Sport, during the week of September 28, 2009.
 - Army is ready to release, to the media, correspondence between the Army Corps of Engineers and members of the South Carolina Congressional Delegation from January 1, 2011 to June 5, 2011, regarding federal funding to deepen the Port of Charleston, SC.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, August 30, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 were partially released on August 23, 2011.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents released on July 11, 2011.
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on August 19th. There will be a rolling release of 10 ROIs monthly.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing was filed as scheduled. Government's Motion for Summary Judgment is expected at the end of September 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



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1 155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1 155

INFO MEMO



August 23, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: Judicial Watch is suing the Air Force for documents concerning First Lady Obama's recent trip to Africa. The Air Force had yet to respond to the request, which was received at the end of June. The White House will be informed of this through the weekly Cabinet Report.
- Other FOIA Litigation:
 - *National Security Archive v. Department of the Air Force* – Attorneys fees totaling over \$440,000 were awarded to the plaintiff. The fees will be paid by the AF. This amount represents the most money awarded by DoD to a plaintiff in FOIA litigation since the law was changed requiring agencies to pay applicable attorney fees awarded under the FOIA.
 - *Olesky v. DoD* (GTMO Detainees) – Five documents were re-evaluated in accordance with the Milner Decision regarding Exemption 2. A partial release of these documents will be made on August 23, 2011.
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army CID ROIs were released on August 19, 2011.
- Significant Responses: (Submitted for situational awareness) The Defense Logistics Agency provided a "No Record" response to a request for copies of all FOIA requests and responses related to President Obama, his father, First Lady Michelle Obama, Stanley Ann Dunham (mother of the President), or Zeituni Onyango (aunt of the President) on August 22, 2011.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (All have been submitted for situational awareness)
 - Army is ready to provide a "No Record" response to a requester, pertaining to correspondence between the Army and Keystone International Inc., Representative Heather

A. Wilson, Jay Hone or representatives of the Hone Law Firm, and contracts between the Army and the Law Offices of Jay Hone.

- Army is ready to release documents to the media, pertaining to correspondence between the Army and various Members of Congress from Tennessee between January 1, 2010 and April 30, 2011.
 - National Security Agency is ready to provide a “neither confirm nor deny” response to the media, pertaining to the existence of contracts with various named contractors regarding the new pilot program designed to monitor internet traffic routed to defense contractors.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, August 23, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	5 Documents re-evaluated in accordance with Milner Decision regarding Exemption 2 and will be partially released on August 23, 2011.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents released on July 11, 2011.
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on August 19th. There will be a rolling release of 10 ROIs monthly.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing was filed as scheduled. Government's Motion for Summary Judgement is expected at the end of September 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



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INFO MEMO



August 9, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *SWAN v. DoD* (Military Sexual Trauma) – Sixty-seven pages were released to the Plaintiff on August 2, 2011. A Motion for Summary Judgment was filed on August 5, 2011.
- Significant Responses: (all were submitted for situational awareness)
 - The U.S. Army Corp of Engineers (USACE) released correspondence between Congressman Rehberg and/or representatives from his offices and the USACE.
 - Army released records from the Department of the Army and/or Fort Huachuca and any member of Congress and/or staff between concerning efforts to exempt the Department of Defense and/or Fort Huachuca from mitigating the groundwater pumping effects of activities regarding the San Pedro River.
 - DCMA released to the media Monthly Assessment Reports of Joint Strike Fighter – Lightning II for December 2009 through March 2010.
 - OSD/JS released to Secretary Rumsfeld records responsive to a request he submitted to the Mandatory Declassification Review (MDR) Office. MDR transferred three unclassified documents for processing under the FOIA. OSD/JS released two documents in full and withheld one document in its entirety.
 - Air Force released records pertaining to President Obama's trip to India and the surrounding region in November 2010.
 - OSD/JS released documents concerning guidance related to the capture of Saddam Hussein.

- Other FOIA activity:
 - The DoD Freedom of Information Division (FOID) is preparing for its move to the Mark Center in Alexandria, VA. The move will take place on August 11, 2011. Interruptions to email (both classified and unclassified) and phone services are expected. All FOID employees will have “Out of Office” messages set up to provide new contact information for the employee. Alternatively, if you need to reach someone, you may call our toll free line at 1-(866) 574-3970.
 - Due to the move, there will not be a Freedom of Information Act Weekly Update the week of August 15, 2011.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (submitted for situational awareness)
 - National Security Agency is ready to provide a “neither confirm nor deny” response to the media, pertaining to the existence of contracts with various named contractors regarding the new pilot program designed to monitor internet traffic routed to defense contractors.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, August 9, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents released on July 11, 2011.
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 22nd. There will be a rolling release of 10 ROIs monthly.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed

09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	67 pages were released to the Plaintiff on August 2, 2011. USDOJ filed a Motion for Summary Judgment on August 5, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing was filed as scheduled. Government's Motion for Summary Judgment is expected at the end of September 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



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1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



August 2, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation:
 - *SWAN v. DoD* (Military Sexual Trauma) – Sixty-two pages were released to the Plaintiff on July 29, 2011.
 - *Judicial Watch v. DoD* (Osama Bin Laden – Photos and Video recordings) – Government's Motion for Summary Judgement is expected at the end of September 2011.
- Significant Responses: OSD/JS made a no record response to the Federation of American Scientists on their requests for documents supporting statements associated with Iran nuclear issues made by Secretary of Defense Gates and Admiral Mullen on television talk shows.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (all have been submitted for situational awareness)
 - Air Force will release records pertaining to President Obama's trip to India and the surrounding region in November 2010. (Secret Service has no equities in the documents to be released. White House has no concerns with release)
 - OSD/JS will release documents concerning guidance related to the capture of Saddam Hussein.
 - OSD/JS is ready to release correspondence related to the FOIA and Mandatory Declassification requests made by former Secretary Rumsfeld and/or his staff.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, August 2, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011.
09-L-1257	EFF	Intelligence Oversight Board	Documents released on July 11, 2011.
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 22nd. There will be a rolling release of 10 ROIs monthly.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents.
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA.
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
			Motion for Summary

09-L-0765	Ellis	GTMO detainee	Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th . 62 pages were released to the Plaintiff on July 29, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing was filed as scheduled. Government's Motion for Summary Judgement is expected at the end of September 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
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WASHINGTON, DC 20301-1155

INFO MEMO



July 26, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: The Iraqi Refugee Assistance Project is suing the Department of State, the U.S. Central Command, the DoD Office of Inspector General, and the Defense Contract Management Agency for information related to human trafficking and/or labor abuses of third country nationals on U.S. military bases in Iraq and Afghanistan.
- Other FOIA Litigation:
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army Criminal Investigation Division Reports of Investigation (ROIs) were released on July 22, 2011. Rolling releases of ROIs will continue on a monthly basis.
 - *ACLU v. DoD* (Detainee abuse) - Judge Hellerstein granted DOD's motion to withhold from release photographs showing alleged prisoner abuse in accordance with The Protected National Security Documents Act of 2009.
 - *Electronic Freedom Frontier v. CIA, DoD, et al* (Intelligence Reports) – The last release of documents was made on July 11th.
 - *International Counsel Buruea v. DoD, et al* (Kuwaiti detainees at GTMO) – Documents released on July 18th.
- Significant Responses (this was disseminated for situational awareness): OSD/JS released to the media records concerning the processing of all FOIA requests in which the requester sought a copy of Secretary Rumsfeld's resignation letter, to include the administrative tracking file for every request between November 2006 and July 2007.

- Other FOIA activity: (b)(5)
(b)(5)

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (all have been submitted for situational awareness)
 - Air Force will release records pertaining to President Obama's trip to India and the surrounding region in November 2010. (Secret Service has no equities in the documents to be released. White House has no concerns with release)
 - OSD/JS will release documents concerning guidance related to the capture of Saddam Hussein.
 - OSD/JS is ready to release to a requester, correspondence related to the FOIA and Mandatory Declassification requests made by former Secretary Rumsfeld and/or his staff.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:



TAB A to Freedom of Information Act (FOIA) Weekly Update, July 26, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835			
08-L-1184	Slahi	GTMO detainee	Case stayed
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L-1257	EFF	Intelligence Oversight Board	Documents released on July 11, 2011.
10-L-0126	ACLU	Detainee Autopsies	10 Army CID ROIs were released on July 22nd. There will be a rolling release of 10 ROIs monthly.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
			Motion for Summary

09-L-0765	Ellis	GTMO detainee	Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th .
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing scheduled to be filed by July 29, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



July 19, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Holmes and Levine vs. Army* – Involves an investigation arising from a Rolling Stone article concerning allegations that an Army General Officer conducted psychological operations on members of Congress during their visits to Afghanistan in order to manipulate the senators into providing more troops and funding for the war.
- Other FOIA Litigation:
 - *International Counsel Bureau v. DoD* (Four GTMO Detainees) – 257 pages of documents were released to the plaintiff on July 18, 2011.
 - *Electronic Privacy Information Center (EPIC) v. NSA* (NSA interaction with Google) – The District Court for the District of Columbia upheld the NSA's "neither confirm nor deny" response to the EPIC request for documents concerning any interaction between NSA and Google.
 - *Davis v. DoD and Dickstein Shapiro v. DoD* – Both cases have been dismissed.
- Significant Response: Marine Corps released, to the media, records pertaining to the Marine Reservist arrested for the security scare near the Pentagon on Friday, June 17, 2011. (This release was circulated for awareness.)
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

TAB A to Freedom of Information Act (FOIA) Weekly Update, July 19, 2011

Prepared by:



ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835			
08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case is dismissed.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Additional reports, consisting of 284 pages are to be released on July 11, 2011. Assistant to the Secretary of Defense (IO) found 4 additional quarterly Intelligence Oversight Board reports responsive to the request.
10-L-0126	ACLU	Detainee Autopsies	10 ARMY CID ROIs will be released on July 22nd. There will be a rolling release of 10 ROIs monthly. Possible media coverage.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Final Declarations complete for August 10 filing of Motion for Summary Judgment.
			1,737 Air Force pages

09-L-1292	Cole	Abu Omar	released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Approximately 257 pages of documents provided to the OGC for final release date of July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Case is dismissed.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing scheduled to be filed by July 29, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1 155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



July 11, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: None.
- Significant Responses (These were circulated for awareness):
 - OSD/JS released, to a representative of the media, a log of OSD-Congressional correspondence from 2008 to the present.
 - JFCOM released records relating to JFCOM's use of the Senior Mentor Program involving retired officers. Logs of meetings, reports, letters or memoranda authored by mentors; and emails and notes written to and from the mentors were released.
 - Navy released, to the media, three reports involving an investigation that substantiates allegations of sexual harassment and hazing at Strike Fighter Squadron 136, Oceana, Virginia.
 - Navy released information pertaining to contractor crimes occurring in Iraq and/or Afghanistan.
 - Army released correspondence and other information requested by or provided to Representative Dennis Rehberg (Montana).
- Other FOIA activity:
 - Defense Freedom of Information and Policy Office (DFOIPO) reported to the Department of Justice that all of DoD's Ten Oldest FOIA requests as reported in the FY 10 FOIA Annual Report, are now closed.

(b)(5)

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - Marine Corps will release to the media, records pertaining to the Marine Reservist arrested for the security scare near the Pentagon on Friday, June 17, 2011. (This will be circulated for awareness.)
 - The Air Force will release this week documents concerning the President's trip to the Copenhagen to attend the Climate Change conference. These documents were reviewed by White House counsel and Secret Service, and have been circulated for awareness.
- Litigation:
 - *Electronic Frontier Foundation v. DoD* (Intelligence Oversight Board) – 284 pages of documents are scheduled to be released today, July 11, 2011.
 - *Judicial Watch vs. DoD, et al* (Osama bin Laden photos/videos) – The court directed that a joint briefing schedule be filed by July 29, 2011.
 - *ACLU v. DoD* (Detainee Autopsies) - Ten Army Criminal Investigation Command Reports of Investigation (ROIs) are scheduled for release July 22, 2011. Rolling releases of 10 ROIs per month will continue on a monthly basis for at least the next 11 months.
 - *International Counsel Bureau v. DoD* (Detainees) – 257 pages of documents were provided to the Office of General Counsel for a final release on July 18, 2011.
- OSD/Joint Staff FOIA Litigation Status: See Tab A

Prepared by:

(b)(6)

TAB A to Freedom of Information Act (FOIA) Weekly Update, July 11, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review.
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Additional reports, consisting of 284 pages are to be released on July 11, 2011. Assistant to the Secretary of Defense (IO) found 4 additional quarterly Intelligence Oversight Board reports responsive to the request.
10-L-0126	ACLU	Detainee Autopsies	10 ARMY CID ROIs will be released on July 22nd. There will be a rolling release of 10 ROIs monthly. Possible media coverage.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.

09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010.
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Approximately 257 pages of documents provided to the OGC for final release date of July 18, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th .
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	The search has continued since the May 6 th release of 1000 pages and OGC has provided over 1200 additional pages for review and supplemental release. 29 pages were provided to OGC for release June 30, 2011.
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Joint proposed briefing scheduled to be filed by July 29, 2011.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



June 28, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *OSM Media v. DoD* – This case involves a media request for documents relating to costs incurred by the 89th Airlift Wing, Andrews AFB, for transportation of U.S. Government officials, including elected officials to Copenhagen, Denmark for the United Nations Climate Change Conference in December 2009.
- Other FOIA Litigation: None
- Significant Responses:
 - Army released, to the media, testimony relating to the investigation into comments made by General McChrystal's staff to Rolling Stone Magazine. (This was circulated for awareness.)
 - DoD IG released a redacted version of an Intelligence Report, entitled, "Requirements for the Trailblazer and Thinthread Systems" in response to several media requests. (This was circulated for awareness.)
- Significant Requests:
 - OSD/JS received a media request for records of communication between DoD and The White House; The Executive Office of the President; the Department of State; and the Department of Justice concerning or relating to the War Powers Resolution and U.S. operations in the Libyan conflict.
 - OSD/JS received a media request for correspondence between Representative Michelle Bachmann and DoD from 2006 to the present.

- OSD/JS received a request for documents pertaining to the aircraft block upgrades and retrofits for production of Joint Strike Fighter aircraft in low-rate initial production (LRIP) lots 2, 3, 4 and 5, known as concurrency modifications to bring the aircraft to final System Design and Development configuration.
- Marine Corps received a media request for disciplinary records, job performance records, medical records, and other, from the date of enlistment to present for Lance Corporal Yonathan Melaku, a Marine reservist with the 4th Combat Engineer Battalion, 4th Marine Division. LCPL Melaku was arrested for the security scare near the Pentagon on Friday, June 17, 2011.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - JFCOM is ready to release records relating to JFCOM's use of the Senior Mentor Program involving retired officers. Logs of meetings, reports, letters or memoranda authored by mentors; and emails and notes written to and from the mentors will be released. (This is being circulated for awareness.)
 - Navy is ready to release, to the media, three reports involving an investigation that substantiates allegations of sexual harassment and hazing at Strike Fighter Squadron 136, Oceana, Virginia. (This is being circulated for awareness.)
 - Army is ready to release correspondence and other information requested by or provided to Representative Dennis Rehberg (Montana). (This is being circulated for awareness.)
- Litigation: *International Counsel Bureau v. DoD* (Four GTMO Detainees) – 257 pages of documents were provided to the Office of General Counsel for final release to the plaintiffs on July 7, 2011.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- First Lady's Trip to Spain: Package is with Secret Service for review and identification of Secret Service portions. (This item is not new. It was recently noted that this item was missing from the report.)
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: Final set of documents currently circulating for awareness.
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, June 28, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835	Slahi	GTMO detainee	Case stayed
08-L-1184			
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Additional reports to be released on July 1, 2011. Assistant to the Secretary of Defense (IO) found 4 additional quarterly Intelligence Oversight Board reports responsive to the request.
10-L-0126	ACLU	Detainee Autopsies	10 ARMY CID ROIs will be released on June 22. There will be a rolling release of 10 ROIs monthly. Possible media coverage.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15 th . 16 case maps and 88 pages of various component documents.
			Release of 331 pages of

09-L-0890	ACLU	Bagram Detention Center	documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review.
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Approximately 257 pages of documents provided to the Office of General Counsel for final release date of July 7, 2011.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th .
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Amended complaint filed June 8.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



June 21, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *ACLU v. DoD* (Detainee Autopsies) – Ten Army Criminal Investigation Division Reports of Investigation (ROIs) will be released June 22, 2011 and rolling releases of ROIs will occur on a monthly basis.
- Significant Responses: None.
- Significant Requests:
 - OSD/JS received a media request for information concerning the customization of automatic license plate reader systems from vendors.
 - OSD/JS received a media request for an investigation conducted by the U.S. embassy in Kenya and the DoD into allegations that a Kenyan army unit was involved in the torture and killing of civilians in Kenya in Mount Elgon in 2008.
 - Air Force received a request for a list of reports that the agency made to Congress in 2010 that were mandated in statute and to whom they were sent (e.g. House/Senate committees and subcommittees); and a list of House and Senate committees and subcommittees that heard testimony from agency officials in 2010.
 - Air Force received a request for all written communications from Air Force to the Speaker of the House, John Boehner, Chairman of the House Committee on Oversight and Government Reform, Darrell Issa, between January 3, 2011 and May 15, 2011.
 - Army received a media request for after-action reports from military units at or near Camp Ashraf, Iraq, April 7-8, 2011.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - OSD/JS is ready to release to the media, the Congressional correspondence log from 2008 to the present for OSD. (This is being circulated for awareness.)
 - Navy is ready to release information pertaining to contractor crimes occurring in Iraq and/or Afghanistan. (This is being circulated for awareness.)
 - DoD IG is ready to release a redacted version of an Intelligence Report, entitled, “Requirements for the Trailblazer and Thinthread Systems” in response to several media requests. (This is being circulated for awareness.)
- Litigation: *Electronic Frontier Foundation v. DoD* (Intelligence Oversight Board) – OSD/JS is scheduled to release, on July 1, 2011, quarterly Intelligence Oversight Board reports provided by the Assistant to the Secretary of Defense (Intelligence Oversight).
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, June 21, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
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09-L1257	EFF	Intelligence Oversight Board	Additional reports to be released on July 1, 2011. Assistant to the Secretary of Defense (IO) found 4 additional quarterly Intelligence Oversight Board reports responsive to the request.
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09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
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10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1 155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1 155

INFO MEMO



June 14, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: In its litigation with the DoD over the photos or video recordings of Osama bin Laden taken during and after the operation in Pakistan, Judicial Watch amended its complaint to include the CIA as a defendant.
- Other FOIA Litigation: None
- Significant Responses: None.
- Significant Requests:
 - OSD/JS received a request for information concerning the cost of Senator Pat Toomey's (PA) trip to Afghanistan and Pakistan between January 13, 2011 and January 18, 2011....
 - Army received a request for records of investigations concerning detention operations, allegations of detainee treatment, recommendations from the Secretary of Army on DoD-wide detainee operations and guidance and medical evaluations of service members serving in detainee operations.
 - The Marine Corps received a request for documents relating to the subject matter expert exchange of U.S. Special Purpose Marine Air-Ground Task Force, as a component of Operation Continuing Promise 2010, with Guatemalan Army Special Forces.
 - Air Force received a request for information concerning detention operations conducted at Bagram Air Force Base, Kandahar Air Base, Guantanamo Bay Naval Base and other U.S. controlled facilities in Iraq or Afghanistan from 2005-2011.
 - National Security Agency received requests for proposals, contracts and agreements for the Trailblazer program; records pertaining to technical specifications

and privacy provisions for the Trailblazer and the ThinThread programs; and final decision memoranda directing the abandonment of each of these programs.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - Navy is ready to release information pertaining to the November 19, 2005 incident in Haditha, Iraq, where 24 Iraqi men, women and children were killed by a group of United States Marines. (This is undergoing department level review.)
- Litigation:
 - *ACLU v. DoD* (DoJ OIG Report on Detainee Abuse) Sixteen case maps and 88 pages of documents from various DoD Components will be released June 15, 2011.
 - *ACLU v. DoD* (Detainee Autopsies) – Ten Army Criminal Investigation Division Reports of Investigation will be released June 22, 2011.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
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- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, June 14, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	10 ARMY CID ROI's will be released on June 22. Possible media coverage.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents reviewed for final release of June 15th. 16 case maps and 88 pages of various component documents.
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1,737 Air Force pages released on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed

09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Amended complaint filed June 8.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



June 7, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: The plaintiff in a recent FOIA litigation with the Army Corps of Engineers (COE) was denied approximately \$10,000 in attorney fees when it was determined that the plaintiff did not “substantially prevail” in the litigation. Had the plaintiff met the “substantially prevail” criteria, the COE would have had to pay attorney fees out of Army funding.
- Significant Responses: None.
- Significant Requests:
 - OSD/JS received a media request for a copy of the log of all Osama bin Laden-related FOIA requests received by the OSD/JS FOIA Service Center between May 1, 2011 and June 2, 2011.
 - OSD/JS received a request for communications from DoD to the Speaker of the House, John Boehner, and Chair of the House Committee on Oversight and Government Reform, Darrell Issa, between January 3, 2011 and May 15, 2011.
 - OSD/JS received a request for a list of all OSD/JS personnel appointed as Senate-confirmed, non-career members of the Senior Executive Service, and as Schedule C employees.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - Navy is ready to release the total number of Navy service members administratively separated from the service under 10 U.S.C. §, the “policy concerning homosexuality in the armed forces.” (This is undergoing department level review.)

- Army is ready to release testimony to the media relative to the investigation into comments made by General McChrystal's staff to Rolling Stone Magazine. (This is undergoing department level review.)
- Army is ready to release correspondence and other information requested by or provided to Representative Dennis Rehberg (Montana). (This is undergoing department level review.)
- Litigation:
 - *Cole v. DoD* (Abu Omar) – The release date for Air Force records was moved to June 8, 2011.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, June 7, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	71 pages of USD(P) documents were released on April 29 th . 87 pages of CENTCOM documents were released on May 6 th . Possible news coverage for a detainee suicide issue at Bagram.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	June 6 th release date postponed. 1,737 Air Force pages will go out on June 8, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
			Documents released

10-L-1039	Eakin	WWII POW documents	November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Complaint filed May 13.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



May 31, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Center for Constitutional Rights v. DoD et. al.* – This case concerns a request for records pertaining to the May 2010 attack by Israeli Defense Forces on a humanitarian flotilla headed to Gaza.
- Other FOIA Litigation: None.
- Significant Responses: None.
- Significant Requests:
 - DoD Components continue to receive FOIA requests for information associated with the operation against Osama bin Laden. Over 90 requests have been received.
 - OSD/JS received a media request for investigative reports and audits regarding training and readiness of Afghan National Army and Afghan National Police forces from January 2010 to the present.
 - OSD/JS received a media request for records involving the friendly fire deaths, injuries and other incidents involving weapons or explosives between the U.S. or International Security Assistance Force service members and members of Afghan government forces.
 - OSD/JS received a request for investigations concerning detainee treatment at Guantanamo Bay Naval Base and any other U.S. controlled facilities in Iraq or Afghanistan from 2001 to the present.
 - Navy is processing a request for information pertaining to contractor crimes in Iraq and/or Afghanistan.
- Other FOIA Activity: Last week Fox News reported about a luncheon held at the Pentagon months after the September 11, 2001 terrorist attacks, at which “Al-

Qaeda-linked radical Muslim cleric” Anwar al-Awlaki served as guest speaker. The OSD/JS Freedom of Information Division released a two-page document pertaining to the luncheon in January 2011.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, May 31, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Latest Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	71 pages of USD(P) documents were released on April 29 th . 87 pages of CENTCOM documents were released on May 6 th . Possible news coverage for a detainee suicide issue at Bagram.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1,737 Air Force pages will go out on June 6, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review

09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.
11-L-0931	Judicial Watch	Osama bin Laden – Photos and Video recordings	Complaint filed May 13.
10-L-1242	Center for Constitutional Rights	IDF attack on the Gaza flotilla	Complaint filed May 24.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1 155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



May 24, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Judicial Watch v. Air Force* – This case concerns a request for records relating to the processing of the plaintiff's prior FOIA requests.
- Other FOIA Litigation: *ACLU v. DoD* (Drone Targeting and Causalities) – On May 20, 2011, DoD released 2,372 pages of CENTCOM and Joint Staff documents. This is the final scheduled DoD release for this litigation.
- Significant Responses: None
- Significant Requests:
 - DoD Components continue to receive FOIA requests for information associated with the operation against Osama bin Laden. Over 80 requests have been received.
 - OSD/JS received two requests for all communications between DoD and Vi-Jon Laboratories and its former chairman, John Brunner.
 - OSD/JS received a request for correspondence between DoD and Scott R. Tipton, former Colorado State Representative and current Congressman from Colorado's Third Congressional District.
 - Army received ten requests from a media requester seeking information pertaining to investigations of named contractors appearing on the Defense Clearance and Investigations Index.
 - Navy received a request for all correspondence related to the Navy's decision to name a cargo vessel after Cesar Chavez.
 - Navy received a request for the number of visits Senator Bob Casey (PA) made to the National Naval Medical Center in 2010.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Response: OSD/JS is ready to release a two-page document from the files of the Coalition Provisional Authority. This release package is undergoing Department Level Interest review.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:

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ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
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- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, May 24, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	71 pages of USD(P) documents were released on April 29 th . 87 pages of CENTCOM documents were released on May 6 th . Possible news coverage for a detainee suicide issue at Bagram.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1737 Air Force pages will go out on June 6, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Final Release made.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review

09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



May 17, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Judicial Watch v. DoD* – This case concerns the plaintiff's request for a DoDIG report.
 - *Judicial Watch v. DoD* – This case concerns the plaintiff's request for photographs and/or video recordings of Osama bin Laden taken during and/or after the U.S. military operation in Pakistan.
- Other FOIA Litigation:
 - *ACLU v. CIA, et al* (Bagram Detention Center) – On May 13, 2011, DoD released 331 pages of documents that originated primarily with the Joint Task Force.
 - *ACLU v. DoD* (Drone Targeting and Causalities) – On May 13, 2011, DoD released documents from ESD, Joint Staff, Air Force, Army and CENTCOM.
- Significant Responses: Navy released to the media, documents containing funding provided by congressionally directed spending ("earmarks") for Sabtech Industries contracts. (Department Level review was completed.)
- Significant Requests:
 - OSD/JS, SOCOM, CENTCOM, NSA, NGA, Army and the Navy continue to receive FOIA requests for information associated with the operation against Osama bin Laden. To date, over 60 requests have been received.
 - Army received a media request for correspondence from Representatives Jim Cooper, Marsha Blackburn, Stephen Fincher and Diane Black and Senators Bob Corker and Lamar Alexander, and any staff members of these Congressional offices.

- Army received a media request for all records and sworn statements regarding complaints filed by a former Army Specialist with the Criminal Investigation Command while stationed at Abu Ghraib in 2004.
- Army received a media request for witness testimony referenced in the investigation regarding comments made by General Stanley McChrystal's staff to *Rolling Stone* magazine.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Response: None
- Other FOIA Litigation: *Cole v. DoD* (Abu Omar) – Air Force plans on releasing documents on June 6, 2011.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, May 17, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
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10-L-0126	ACLU	Detainee Autopsies	71 pages of USD(P) documents were released on April 29 th . 87 pages of CENTCOM documents were released on May 6 th . Possible news coverage for a detainee suicide issue at Bagram.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
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08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	Release of 331 pages of documents was made on May 13, 2011.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1737 Air Force pages will go out on June 6, 2011.
10-L-0508	ACLU	Drone targeting and casualties	Release of 534 pages was made on May 13, 2011. Some documents are still under review with the

			release date TBD.
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1 155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



May 10, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services
Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *Marino v. CIA, NSA, DIA, DoD, et al* – This case concerns the plaintiff's requests to several agencies for all concerning himself.
- Other FOIA Litigation:
 - *ACLU v. CIA, et al* (Detainee Autopsies) – On May 6, 2011, DoD released approximately 85 pages of documents that originated primarily with USCENTCOM and USD(P). There is the possibility of news coverage pertaining to the release of information about detainee suicide at the Bagram Detention Center.
 - *Vietnam Veterans of America* (Personality Disorders) – On May 6, 2011, DoD released approximately 1,000 pages of Army, Navy, Air Force, Marine Corps and Defense Manpower Data Center documents.
- Significant Responses: None.
- Significant Requests:
 - OSD/JS, SOCOM, USCENTCOM and the Navy continue to receive FOIA requests for information associated with the operation against Osama bin Laden. To date, over 50 requests have been received and include requests for communications between the OSD and the White House/Executive Office of the President concerning the photos of Osama bin Laden; emails sent to and from Secretary Gates and Mr. Vickers that reference Osama bin Laden in any way; copies of operational plans; videos, photographs, and images; and information pertaining to the capture, killing and burial of Osama bin Laden.
 - OSD/JS received a request for communication between the Log Cabin Republicans and members of the Comprehensive Review Working Group, and

guidance on how chaplains should conduct their ministries in light of the repeal of “Don’t Ask, Don’t Tell”.

- OSD/JS received a request concerning the selection of a person or persons to pray at the Pentagon for the 2011 “National Day of Prayer” and the way in which the Pentagon will celebrate the day.
- OSD/JS received a request for correspondence requested by or provided to Senator Jacob (Jake) Corman of Pennsylvania and or Mr. Corman’s representatives.
- Air Force received a request for copies of documentation of House Speaker John Boehner’s use of military aircraft.
- Army received two media requests for an investigation concerning a complaint filed by Muslim soldiers that they were harassed at Fort Jackson in December 2009.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Response: Navy is ready to release, to the media, documents containing funding provided by Congressionally directed spending (“earmarks”) for Sabtech Industries contracts. (This response completed Department Level review.)
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, May 10, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	71 pages of USD(P) documents were released on April 29 th . 87 pages of CENTCOM documents were released on May 6 th . Possible news coverage for Detainee Suicide at Bagram.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	Release of 486 pages of documents scheduled for May 5 th has been delayed. New release date is TBD.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	430 pages of OGC documents released on April 25 th . Remaining 737 Air Force pages not yet released. New Air

			Force release date TBD.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1,000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC were released on May 6 th .
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



May 3, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services
Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *ACLU v. CIA, et al* (Detainee Autopsies) – On April 29, 2011, DoD released approximately 70 pages of USD(P) documents.
- Significant Response: None.
- Significant Requests:
 - OSD/JS, SOCOM, CENTCOM and the Navy received several media requests for information pertaining to the capture and killing of Osama bin Laden. Information requested includes communication between April 1, 2011 and May 1, 2011, between the White House and the OSD concerning the location and attack on Osama bin Laden; all video and photographs taken of the raid which led to the capture and killing; video and photographs of the burial at sea; a copy of the death certificate, autopsy report, results of DNA and facial recognition tests, contingency plans for the remains; maintenance logs from January – April for helicopters used during the raid; and copies of after action reports discussing performance.
 - OSD/JS received a request for all correspondence, referencing LT General Ricardo S. Sanchez, between the DoD and over forty named Senators. The list includes former and current Senators such as: Barack Obama; Hillary Clinton; Joseph Biden; John Kerr; Patty Murray; Harry Reid; and Patrick Leahy.
 - OSD/JS received a media request for documents detailing circumstances of awards bestowed upon General James E. Cartwright, USMC, serving as Vice Chairman, Joint Staff.

– Navy received a media request for documents that contain information pertaining to funding provided by “earmarks” congressionally directed spending for Sabtech Industries contracts.

- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Response: OSD/JS is ready to release a copy of Secretary Rumsfeld’s resignation letter, to include the administrative tracking file for every request for this document between November 2006 and July 2007. The documents are undergoing Department Level Review.
- Litigation:
 - *ACLU v. CIA, et al* (Detainee Autopsies) – On May 6, 2011, DoD is scheduled to release approximately 87 pages of documents that originated primarily with USCENTCOM and USD(P).
 - *Vietnam Veterans of America* (Personality Disorders) – On May 6, 2011, approximately 1000 pages of Army, Navy, Air Force, Marine Corps and Defense Manpower Data Center documents are being released in part.
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:

(b)(6)

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, May 3, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	71 pages of Policy documents were released on April 29 th . 87 pages of CENTCOM documents will be released on May 6.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	486 pages of documents scheduled to be released on May 5 th
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	430 pages of OGC documents released on April 25 th . Remaining 737 Air Force pages not yet released. New Air Force release date TBD.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review

09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Approximately 1000 pages of documents from the Army, Navy, Air Force, Marine Corps and DMDC will be released in part on May 6.
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



April 26, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services
Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *American Management Services v. Army* - This case concerns Army non-response to the plaintiff's FOIA request for specific categories of information related to an ongoing litigation between Clark Realty Capital and the plaintiff.
 - *Michael D. Eisenhower v. Army* - This case concerns Army non-response to the plaintiff's FOIA request for investigations conducted by order of the Commander, Western Regional Medical Command at Fort Lewis, Washington.
- Other FOIA Litigation: *Cole v. CIA, DoD et al* - Concerns Abu Omar. 430 pages of DoD Office of General Counsel documents were released on April 25, 2011.
- Significant Response: Navy released documents concerning contracts that were created by Congressional earmarks. The documents underwent Department Level Review.
- Significant Requests:
 - OSD/JS received a media request for documents regarding \$100 billion enhancements in the 2012-2016 Future Years Defense Program as part of Secretary Gates Efficiencies Initiative.
 - Army received two media requests for the Inspector General report regarding General McChrystal.
 - Army received a media request for transcripts and/or recordings of interviews given by workers at Arlington National Cemetery to the Inspector General in 2009 and 2010.

- Army received a request for nondisclosure agreements signed by Army personnel assigned to Guantanamo.
- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Litigation:
 - *ACLU v. DoD* (Bagram Detention Center) – A release originally scheduled for April 15 has been delayed until May 5 to combine with another scheduled release. The total release on that date will be 486 pages.
 - *ACLU v. CIA, et al* (Detainee Autopsies) – On April 29, DoD is scheduled to release approximately 158 pages of documents that originated primarily with USCENTCOM and USD(P).
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": NCPR
- POTUS & FLOTUS Travel to Copenhagen: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, April 26, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	158 pages of documents scheduled to be released on April 29 th
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	486 pages of documents scheduled to be released on May 5 th
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	430 pages of OGC documents released on April 25 th . Remaining 737 Air Force pages not yet released. New Air Force release date TBD.

10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



April 19, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services
Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

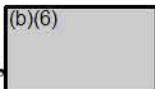
- New FOIA Litigation: The CIA has been sued by the National Security Archive for documents related to the Bay of Pigs. The Joint Staff is currently reviewing DoD equities in documents determined to be responsive by the CIA.
- Other FOIA Litigation: *SWAN v. DoD* - This case concerns statistical information related to the Department's tracking, response, and disposition of alleged sexual assaults. On Friday, April 15, the DoD released its final set of documents, 257 pages, which originated with the Navy, Air Force and Marine Corps.
- Significant Responses: The Army released White House and Congressional documents concerning waivers for burial at Arlington National Cemetery. This response received Department Level Review.
- Significant Requests:
 - OSD/JS received a request for documents related to an October 20, 2009, meeting between President Obama, the Secretary of Defense, and the Joint Chiefs of Staff.
 - The Defense Contract Management Agency has a request for audit reports concerning the Joint Strike Fighter F136 engine.
- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: The Navy is ready to release document concerning contracts that were created by Congressional earmarks. The documents are currently undergoing Department Level Review.

- Litigation:
 - *ACLU v. DoD* (Bagram Detention Center) – A release originally scheduled for April 15 has been delayed until May 5 to combine with another scheduled release. The total release on that date will be 486 pages.
 - *Cole v. CIA, DoD et al* - This case concerns Abu Omar. The Air Force and OSD plan to release 1,167 pages on April 25.
 - *ACLU v. CIA, et al* (Detainee Autopsies) – The DoD is scheduled to release on Apr 29 approximately 158 pages of documents that originated primarily with USCENTCOM and USD(P).
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by: Jim Hogan,



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Secret Service is working to identify portions of OSD/JS and Air Force packages to be referred to Secret Service for processing and direct response to the requester.
- POTUS & FLOTUS Travel to Copenhagen: Secret Service is working to identify portions of OSD/JS and Air Force packages to be referred to Secret Service for processing and direct response to the requester.
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, April 19, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	158 pages of documents scheduled to be released on April 29 th
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	486 pages of documents scheduled to be released on May 5 th
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	1167 pages of documents scheduled to be released on April 25 th

10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	257 pages of Air Force, Navy, and Marine Corps documents were released on April 15 th
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07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



April 12, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: *American Small Business League v. DoD* – Plaintiff filed suit for agency's failure to respond to a FOIA request for subcontracting information pertaining to the Comprehensive Subcontracting Plan Test Program.
- Other FOIA Litigation: *Cole v. CIA, DoD, et al* – This case concerns the alleged kidnapping and torture of Abu Omar. Air Force released 848 pages on April 8, 2011.
- Significant Responses: None
- Significant Requests:
 - OSD/JS received four requests for information pertaining to the Defense Advanced Research Projects Agency (DARPA). Information requested includes the number of annual recusals granted to officials and employees for financial conflicts of interests with contractors and potential contractors; and correspondence to or from the Director, Deputy Director, and Public Affairs Officer concerning RedX Defense.
 - OSD/JS received a request for information pertaining to personality disorders in the Armed Forces.
 - OSD/JS received a referral from the Joint Task Force-Guantanamo for information responsive to a FOIA request concerning VIP visitors to Guantanamo Bay. The responsive information will be reviewed by OGC before release.
 - OSD/JS received a media request for all correspondence, FOIA requests, and records of gifts, for the past two years, related to Google, its representatives and subcontractors.
 - Marine Corps received a request for documents related to Marine Corps compliance with regulations and procedures in discharging service members for reasons of personality disorder and adjustment disorder or readjustment disorder from the Marine Corps since October 1, 2001.
 - DoDIG received three requests for a copy of the report, "Assessment of Allegations Concerning Traumatic Brain Injury Research Integrity in Iraq."

- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None
- Litigation:
 - *ACLU v. DoD* (Bagram Detention Center) – A release of 258 pages of CENTCOM documents including authorization memoranda, transcripts and detainee files, is scheduled for Friday, April 15, 2011.
 - *Swan v. DoD, et al* – A release of Marine Corps documents pertaining to military sexual assaults is scheduled for Friday, April 15, 2011.
- Other FOIA Activity: DFOIPO submitted information to the Civilian Personnel Management Service and WHS Human Resource Department in response to the OPM tasking for position descriptions, performance plans and other data to be used for consideration of a new information management series.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:

(b)(6)

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Secret Service is working to identify portions of OSD/JS and Air Force packages to be referred to Secret Service for processing and direct response to the requester.
- POTUS & FLOTUS Travel For Olympic Selection: Secret Service is working to identify portions of OSD/JS and Air Force packages to be referred to Secret Service for processing and direct response to the requester.
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, April 12, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835	Slahi	GTMO detainee	Case stayed
08-L-1184		Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$ 31,850 in attorney fees.
07-L-1844	Davis		
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	Release of OUSD(P), CENTCOM and SOUTHCOM/GTMO documents delayed for re-look at Exemption 2 information. MEDCOM released documents on March 18, 2010
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	DOJ has proposed the following schedule for interim releases: April 15 th – 258 pages of CENTCOM documents; April 29 th – additional CENTCOM documents.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review

09-L-1292	Cole	Abu Omar	April 8 th USAF released 848 pages.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	730 pages were released to the plaintiff from the DoD SAPRO, Air Force, Navy, and Army on March 31, 2011. Marine Corps documents will be released on April, 15, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



DEFENSE FREEDOM OF
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WASHINGTON, DC 20301-1155

INFO MEMO



April 5, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None
- Other FOIA Litigation: *SWAN v. DoD et al* – On March 31, 2011, DoD released documents pertaining to sexual harassment complaints derived from searches conducted by the Army, Navy, Air Force, and the DoD Sexual Assault Prevention Response Office. The documents were posted on the OSD/JS FOIA electronic reading room web page after they were provided to the plaintiff.
- Significant Responses: None
- Significant Requests:
 - OSD/JS received a request for correspondence and other information requested by or provided to Representative Dennis Rehberg (MT).
 - OSD/JS received a request for correspondence and other information requested by or provided to Senator Scott Brown (MA).
 - OSD/JS received a media request for the most recent Administrative Review Board proceedings at the U.S. Naval Base in Guantanamo Bay, Cuba.
 - Army Headquarters and the Army Corps of Engineers received requests for documents pertaining to several Members of Congress: Jim Matheson (UT), Nick Rahall (WV), James Clyburn (SC), Nancy Pelosi (CA) and Steny Hoyer (MD).
 - The Army Combat Readiness/Safety Center received a media request for the investigation files, preliminary loss report, or any other records relating to the February 21, 2010, helicopter crash in Iraq that resulted in the deaths of two servicemembers.
 - The Army Combat Readiness/Safety Center received a request for documents, investigations and other records pertaining to the December 20, 2010, helicopter crash that resulted in the deaths of six people, including two prosecutors of the Puerto Rico Department of Justice.

– Naval Criminal Investigation Service received a request for information pertaining to Guantanamo Bay detainee Tarek Mahmoud al Sawah.

- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None
- Litigation: None
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Documents are in review at the Secret Service. NCPR
- POTUS & FLOTUS Travel For Olympic Selection: Documents are in review at the Secret Service. NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, April 4, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$ 31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	Release of OUSD(P), CENTCOM and SOUTHCOM/GTMO documents delayed for re-look at Exemption 2 information. MEDCOM released documents on March 18, 2010.
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	3 scheduled releases in March; # 1 – Policy documents (132 pgs) reviewed at WH & ODAG and released March 4 th ; # 2 -CENTCOM documents (452 pgs) released March 11 th ; #3 CENTCOM transcripts of DRB (258 pgs) - released.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review

09-L-1292	Cole	Abu Omar	March 14 th , OGC released 32 pages to the requester. AF documents (approx 897 pages) were sent back out for review.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	730 pages were released to the plaintiff from the DoD SAPRO, Air Force, Navy, and Army on March 31, 2011. Marine Corps documents will be released on April, 15, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until June 24, 2011, for negotiation of attorney fees.

Updated Action



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WASHINGTON, DC 20301-1155

INFO MEMO



March 29, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:

American Small Business League v. Navy – This case concerns the partial withholding of a subcontracting report by the Navy under Exemption 4.

Jeremy Bigwood v. DoD – This case concerns SOUTHCOM's lack of a response to a request for records related to the "coup against Honduras President Manuel Zelaya."

- Other FOIA Litigation: None.

- Significant Responses: None

- Significant Requests:

- OSD/JS received a media request for FOIA requests and accompanying correspondence processed from January 1, 2006 to the present in which Mississippi Governor Haley Barbour is the subject of the requests.

- OSD/JS received a request for reports given to various Armed Service secretaries regarding the "Don't Ask, Don't Tell" policy.

- OSD/JS received a media request for correspondence between members of Congress and the DoD since January 1, 2011.

- The Army received a request for any information requested by or provided to Senator Scott Brown (MA).

- The Massachusetts Army National Guard received a request for information related to the service of Senator Scott Brown (MA), who is also a Lieutenant Colonel in the Massachusetts Army National Guard.

- The Army received a request for correspondence between Representative Dennis Rehberg (MT) or representatives from his offices and the U.S. Army Corps of Engineers.

– The Army received a media request for contracts with Sabre Defence Industries LLC. Four Sabre officials recently pled guilty to conspiracy and illegal arms trafficking charges in Federal court.

- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - OSD/JS FOIA Office is ready to respond to Secretary Rumsfeld concerning records responsive to a request he submitted to the Mandatory Declassification Review (MDR) Office. The MDR Office transferred three unclassified documents, totaling three pages, to OSD/JS FOIA for processing under the FOIA and direct response to Secretary Rumsfeld. This response will undergo Department Level Review.
 - OSD/JS is ready to release over 1,300 pages of documents released to Secretary Rumsfeld through the MDR Program. These documents will also be posted on the OSD/JS FOIA Web site. These documents have undergone Department Level.
 - OSD/JS is ready to release documents involving the capture of Saddam Hussein and his sons. This response is undergoing Department Level Review.
- Litigation: *SWAN v. DoD et al* – The DoD will release, on Thursday, March 31, documents pertaining to sexual harassment complaints which derived from searches conducted by the Army, Navy, Air Force, USMC and the DoD Sexual Assault Prevention Response Office.
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Documents are in review at the Secret Service. NCPR
- POTUS & FLOTUS Travel For Olympic Selection: Documents are in review at the Secret Service. NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	Case has gone to Summary Judgment and is awaiting DoJ approval on the settlement of \$ 31,850 in attorney fees.
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	Release of OUSD(P), CENTCOM and SOUTHCOM/GTMO documents delayed for re-look at Exemption 2 information. MEDCOM released documents on March 18, 2010
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	3 scheduled releases in March; # 1 – Policy documents (132 pgs) reviewed at WH & ODAG and released March 4 th ; # 2 -CENTCOM documents (452 pgs) released March 11 th ; #3 CENTCOM transcripts of DRB (258 pgs) - released.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	March 14 th , OGC released 32 pages to the requester.

			AF documents (approx 897 pages) were sent back out for review.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Service Women's Action Network (SWAN), ACLU	Military Sexual Trauma (MST)	Documents, sent to the White House and ODA for review and concurrence. The planned release date is March 31, 2011.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Stayed until 24 June 2011, for negotiation of attorney fees.

Updated Action



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INFO MEMO



March 22, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None.
- Other FOIA Litigation: *ACLU v. DoD* – Case concerning detainee autopsies. The Army Medical Command released 45 pages on March 18, 2011. The release of OUSD (Policy), CENTCOM and SOUTHCOM documents has been delayed in order to take another look at using Exemption (b)(2).
- Significant Responses:
 - OSD/JS released 4 pages of a heavily redacted passenger manifest for Air Force supported flights to the Copenhagen Climate Change Conference. OSD/JS referred United States Secret Service (USSS) portions of the 4-page manifest to the USSS for processing and direct response to the media requester. This response was coordinated with the White House and received Department Level Review.
 - Defense Finance Accounting Service released, to the media, records related to the costs of flights associated with the Congressional Delegation led by Speaker of the House, Nancy Pelosi to Copenhagen in December 2009. This response received Department Level Review.
- Significant Requests:
 - OSD/JS and Air Force received a request for reports of radiation-emissions data collected in Japan by the Comprehensive Nuclear Test Ban Treaty Organization and provided to member states, including the United States, under the terms of the Comprehensive Nuclear Test Ban Treaty.
 - OSD/JS received a request for information on the F-35 Joint Strike Fighter Program. There are now seven such requests pending in OSD/JS.
 - The DoD Office of the Inspector General received three requests for a copy of the March 15, 2011, report, “Competition Issues and Inherently Governmental Functions Performed by Contractor Employees on Contracts to Supply Fuel to U.S. Troops in Iraq.”

- Other FOIA Activity: In support of President Obama's commitment to transparency and to improve administration of the FOIA, the Office of Personnel Management (OPM) announced last week that it is exploring a new federal job classification series for designated personnel who work on FOIA requests and FOIA-related matters. OPM tasked agencies to provide information to assist them in their efforts. The deadline is April 1, 2011.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - Air Force is ready to release documents pertaining to President Obama's trip to India and surrounding region in November 2010. Documents are undergoing review at the United States Secret Service.
 - Air Force is ready to release documents pertaining to the cost of the President's trip to the Copenhagen Climate Change Conference. Portions of the documents were referred to the United States Secret Service for processing and direct response to the requester. Department Level Review is underway. Note this is a separate release from the manifest information release on page 1.
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared by:

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ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Documents are in review at the Secret Service. **
- POTUS & FLOTUS Travel For Olympic Selection: Documents are in review at the Secret Service. **
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

**U.S. Secret Service previously indicated that their reviews were complete, but subsequently retained the documents for further review. Last week we reported they had completed their reviews.

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, March 22, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	In-camera review
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	Release of OUSD(P), CENTCOM and SOUTHCOM/GTMO documents delayed for re-look at Exemption 2 information. MEDCOM released documents on March 18, 2010
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	3 scheduled releases in March; # 1 – Policy documents (132 pgs) reviewed at WH & ODAG and released March 4 th ; # 2 -CENTCOM documents (452 pgs) released March 11 th ; #3 CENTCOM transcripts of DRB (258 pgs) - released.
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	March 14 th , OGC released 32 pages to the requester. AF documents (approx 897 pages) were sent back

			out for review.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Processing remaining documents upon receipt.
11-L-0091	Swan v. DoD	Military Sexual Trauma (MST)	Processing documents for White House and ODAG's review and concurrence.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys
07-L-1952	Dickstein Shapiro	Deceased GTMO detainee	Telephone conference is scheduled for March 29 to discuss application of Exemption 2 in light of Milner and discrepancies in Vaughn Indexes

Updated Action



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WASHINGTON, DC 20301-1155

INFO MEMO



March 15, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

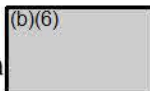
- New FOIA Litigation:
 - *National Security Counselors v. DIA, et al* – Case involves the processing of FOIA requests at DIA.
 - *American Small Business League (ASBL) v. Department of the Army /ASBL v. Defense Contracting Audit Agency & Department of the Air Force* – Both cases involve lack of final responses from the DoD Components.
- Other FOIA Litigation:
 - *Milner v. The Department of the Navy* – The U.S. Supreme Court rejected the use of Exemption 2 (High) to protect explosive ordinance blast range, or Explosive Safety Quantity Distance, data. This decision effectively negates the use of the High 2 Exemption to protect sensitive unclassified information the release of which would circumvent an agency rule, policy or regulation.
- Significant Responses:
 - OSD/JS released correspondence to and from Congressman Issa since January 1, 2000. This response received Department Level Review.
 - The United States Army Corps of Engineers released documents to a member of the Democratic Senatorial Campaign Committee pertaining to correspondence to and from Senator Vitter or any member of his staff between March 17, 2010 and May 19, 2010 regarding the approval of the promotion of General Michael Walsh. This response received Department Level Review.
- Significant Requests:
 - OSD/JS received two requests from the same media requester. One is for emails of Missile Defense Agency senior leadership that mention Senator Shelby. The second request is for a log of OSD/JS Congressional correspondence since January 2008.
 - OSD/JS received a media request for the information provided to the House Committee on Oversight and Government Reform in response to the Committee's recent FOIA inquiry. The OSD/JS FOIA Office will refer the FOIA logs to the DoD Components for review and response to the requester.

- The Army received a media request for its contingency plan in case of a government shutdown.
 - The Army received a media request for all correspondence from Newt Gingrich since January 1, 2006.
 - The Army received a media request for the “Prevention of Injury Watch” on PFC Manning at Quantico.
- Other FOIA Activity: ASD(LA) responded to the request from the House Committee on Oversight and Government Reform for a detailed listing of all FOIA requests received by the Department in the past five years.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Response:
 - This week, the Defense Finance and Accounting Service will release records concerning travel costs of a CODEL trip led by Speaker Pelosi to Copenhagen. Department Level Review is currently underway.
- Other FOIA Activity: None.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared By: Jim Hogan



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Secret Service review was completed. Documents are in review at the White House. NCPR
- POTUS & FLOTUS Travel For Olympic Selection: Secret Service review was completed. Documents are in review at the White House. NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, March 15, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	In-camera review
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
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11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	3 scheduled releases in March; # 1 – Policy documents (132 pgs) being reviewed at WH & ODAG scheduled for release March 4 th ; # 2 - CENTCOM documents (473 pgs) scheduled for release March 11 th ; #3 CENTCOM transcripts of DRB (258 pgs) - release date TBD
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	March 14 th , AF and OGC are scheduled to release 2000 pages.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on bi- weekly schedule; processing remaining documents upon receipt.
11-L-0091	Swan v. DoD	Military Sexual Trauma (MST)	Reviewing documentation for analysis
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys.

Updated Action



DEFENSE FREEDOM OF
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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



March 1, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None
- Other FOIA Litigation: None
- Significant Responses: Air Force released 69 pages of documents pertaining to the congressional delegation led by Senator Richard Shelby to Europe in August 2009. (Department Level Review was completed)
- Significant Requests:
 - OSD/JS received a media request for FOIA requests in which Michele Backmann, Backmann & Associates, Backmann Clinic Property LLC, Minnesota Summit Project Incorporated or Backmann Farm Family Limited Partnerships were the subject of the requests.
 - OSD/JS received a media request for records concerning the means, process or procedure whereby former Secretary of Defense Donald Rumsfeld obtained declassification of materials recently published online in conjunction with the release of his recent memoirs. The request includes correspondence, FOIA requests, Mandatory Declassification Review requests, internal memoranda, and information concerning the identity of the individuals who signed off on the declassification of the released materials.
- Other FOIA Activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Activity: DoD components submitted packages in response to the request from the House Committee on Oversight and Government Reform for a detailed listing of all FOIA requests received by the Department in the past five years (estimated to be over 350,000) and details on attorneys fees paid by the DoD as a result of FOIA litigation. The packages will be checked for accuracy and a response to the committee by the ASD (LA) is forthcoming.

- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

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Prepared By:

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ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Secret Service review was completed. Documents are in review at the White House. NCPR
- POTUS & FLOTUS Travel For Olympic Selection: Secret Service review was completed. Documents are in review at the White House. NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
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- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
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- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
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NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, March 1, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	In-camera review
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee Autopsies	Release for OUSD(P) documents, CENTCOM documents and SOUTCOM/GTMO documents is scheduled for March 14, 2010
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	3 scheduled releases in March; # 1 – Policy documents (132 pgs) being reviewed at WH & ODAG scheduled for release March 4 th ; # 2 - CENTCOM documents (473 pgs) scheduled for release March 11 th ; #3 CENTCOM transcripts of DRB (258 pgs) - release date TBD
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	March 14 th , AF and OGC are scheduled to release 2000 pages.
10-L-0508	ACLU	Drone targeting and casualties	Documents under review

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on bi- weekly schedule; processing remaining documents upon receipt.
11-L-0091	Swan v. DoD	Military Sexual Trauma (MST)	Reviewing documentation for analysis
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys.

Updated Action



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



February 23, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None
- Other FOIA Litigation: None
- Significant Responses: Air Force released documents concerning Former Speaker of the House Nancy Pelosi's travel to Copenhagen, Denmark. (Department Level Review was completed)
- Significant Requests:
 - OSD/JS received a media request for records compiled by USD (Personnel & Readiness) that show the names of retired officers hired by the military as senior mentors/highly qualified experts "who may not have continued in the program because they were required to file public financial disclosures" and analysis or reports on their decision not to continue with the program.
 - OSD/JS received a request for all documents released to Former Secretary of Defense Donald Rumsfeld.
 - Army received a request for the Standards of Conduct Investigations of specific personnel associated with the Army Criminal Identification Lab (2004-2010) and for investigations pertaining to the lab itself.
- Other FOIA Activity: OSD/JS posted 95 pages of documents previously released to Former Secretary of Defense Donald Rumsfeld. These documents, concerning the war in Iraq, consist of correspondence from Secretary Rumsfeld to President Bush, Vice President Cheney, and Stephen Hadley (NSA), as well as documents addressed to Secretary Rumsfeld. (Department Level Review was completed)

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation:
 - *ACLU v. DoD et al* – Case involving detainee autopsies. Release of USD (Policy) documents, Central Command documents and Southern Command/Guantanamo documents is scheduled for March 14, 2011.
 - *ACLU v. DoD et al* – Case involving Bagram Detention Center. Three releases are scheduled in March. Release packages consist of over 800 pages of policy documents and Central Command documents, which include transcripts of the Detainee Review Board.
 - *Cole v. DoD et al* – Case involving the abduction and transfer to Egypt of Abu Omar. Air Force and Office of General Counsel are scheduled to release 2,000 pages of documents on March 14, 2011.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B
- Other FOIA Activity: None

Prepared By:

(b)(6)

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY "Date Night": Secret Service review was completed. Documents are in review at the White House.
- POTUS & FLOTUS Travel For Olympic Selection: Secret Service review was completed. Documents are in review at the White House.
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
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- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, February 23, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835 08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	In-camera review
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents released on January 7, 2011
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
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11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
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10-L-0508	ACLU	Drone targeting and casualties	Documents under review

10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB II	Four GTMO detainees	Documents released on bi- weekly schedule; processing remaining documents upon receipt.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys

Updated Action



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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



February 15, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - *Judicial Watch v. USAF* – case concerning the USAF delay in responding to the plaintiff's request for travel records for Senate Majority Leader Harry Reid.
- Other FOIA Litigation: None
- Significant Responses:
 - The OSD/JS FOIA Office responded to a media request and released a list of senior mentors who were hired by the Department of Defense as consultants for planning and war games. (Departmental Level Review was completed)
 - OSD/JS released, to the media, correspondence between DoD and Senator Joseph R. Biden, Jr., for the period from January 1, 2007 to September 3, 2008. (Department Level Review was completed)
- Significant Requests:
 - OSD/JS received a request for documents and communication created by or sent to members of the Comprehensive Review Working Group, since January of 2010, regarding chaplains' religious liberty with respect to the repeal of 10 U.S.C. § 654, commonly known as the "Don't Ask, Don't Tell" policy.
 - OSD/JS received a media request for communication to or from Secretary of Defense Robert Gates for the past two years, related to the F-136 engine for the F-35 JSF.
 - OSD/JS received a request for files stored on electronic devices used or owned by Secretary of Defense Robert Gates.
 - OSD/JS received a media request for correspondence since January 1, 2000 to or from Representative Darrell Issa.

- Army received a request for the names, ranks and other identifying information of the members of the advisory panel who recommended that the Secretary of the Army deny the request to allow the burial of former Laotian General and Hmong leader Vang Pao at the Arlington National Cemetery.

- Other FOIA Activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B
- Other FOIA Activity:
 - DOJ provided comments on the draft copy of the 2011 DoD Chief FOIA Officer report. The comments will be incorporated and the final report will be forwarded to DA&M for signature.

Prepared By:

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ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
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INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, February 15, 2011

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
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08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	Documents under review
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	Air Force released 66 pages on February 4, 2011
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB	Four GTMO detainees	Documents released on bi-weekly schedule; processing remaining documents upon receipt.
11-L-0109	Vietnam Veterans of America	Service member statistics on personality disorders	Initial stages of review by attorneys

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



INFO MEMO

February 8, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None
- Other FOIA Litigation:
 - In the case of *Cole v. CIA, DoD et al*, the Air Force released 66 pages concerning the Italian trial of Lieutenant Colonel Romano.
- Significant Responses:
 - The OSD/JS FOIA Office released documents concerning the participation or attendance of Franklin Graham in the Pentagon's National Day of Prayer. (Departmental Level Review was completed.)
- Significant Requests:
 - OSD/JS received a request from the University of North Carolina, Chapel Hill Library for raw data of the 2010 Comprehensive Review Survey of Uniformed Duty and Reserve Service Members, and in particular, the data assessing attitudes of the troops toward gay and lesbian service members towards the "Don't Ask, Don't Tell" policy.
 - Navy received a media request for documents regarding 16 sailors from the USS Bataan, who were discharged following an 8-week investigation into "Spice," a synthetic marijuana that was found on board the ship.
- Other FOIA Activity:
 - A draft copy of the 2011 DoD Chief FOIA Officer report was submitted to Department of Justice for preliminary review. The report highlights accomplishments of FOIA Offices throughout the DoD and in particular makes mention of the 31% backlog reduction and over 300,000 pages of proactive posting on web sites in support of the President's initiatives on transparency.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B
- Other FOIA Activity:
 - OSD/JS is ready to post to its public website 95 pages concerning the War on Iraq, previously released under the FOIA to Former Secretary of Defense Rumsfeld. The documents to be posted consist of correspondence from Secretary Rumsfeld to President Bush, Vice President Cheney, and Stephen Hadley (NSA) as well as documents addressed to Secretary Rumsfeld. (Department Level Review pending).
 - OSD/JS is ready to release to the media correspondence between the DoD and Senator Joseph R. Biden, Jr., for the period from January 1, 2007, to September 3, 2008. (Department Level Review is complete).

Prepared By:



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

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- Presidential NY “Date Night”: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

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Updated Action



DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155



DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

February 1, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None
- Other FOIA Litigation: In the case of *Feinman v. CIA, et al.*, (documents concerning the murder of Daniel Pearl) because it appears that the plaintiff has conceded all the remaining counts in the Government's motion for summary judgment, the Magistrate Judge has recommended dismissal. DoD processing of documents is complete.
- Significant Responses: The National Capital Region Contracting Command (NCRCC), U.S. Army, released correspondence between NCRCC and Senator Obama (underwent Departmental Level Review).
- Significant Requests:
 - OSD/JS received a request from the National Institute of Military Justice (affiliated w/American University) for all communications concerning proposed changes to the 2007 Manual for Military Commissions which culminated in the drafting of the 2010 Manual.
 - The U.S. Marine Corps received another media request for documents related to Army PFC Bradley Manning and his confinement at Quantico.
 - The Navy received a media request for correspondence between the Navy and Congressman (now Senator) Mark Kirk in October and November, 2008. This request focuses on communication in Senator Kirk's capacity as a Congressman and serving as an officer in the Naval Reserve.
 - The Navy received a media request for copies of videos that were produced and shown to the crew of the USS Enterprise by the Executive Officer from 2005-2010. The Navy advised the requester that the videos cannot be released because of an open investigation.

- Other FOIA activity:

- DoD, along with other government agencies, received a request from the House Committee on Oversight and Government Reform. Among other things, the committee seeks a detailed listing of all FOIA requests received by the Department in the past five years (estimated to be over 350,000) and copies of correspondence with requesters related to still open FOIA requests (estimated to be about 7,500).

- In an update to the OSD/IS FOIA request for Philip Carter emails regarding GTMO

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CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: The OSD FOIA Office is ready to release to two FOIA requesters, 162 pages of information associated with the decision to rescind an offer to Franklin Graham to participate in the Pentagon's National Day of Prayer. Department Level Review is ongoing.
- FOIA Litigation: On February 4, 2011, the Air Force will release documents concerning the Italian trial of Lieutenant Colonel Romano.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared By:

(b)(6)

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
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- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: See Key FOIA Activity Since Last Report, above
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
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10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
08-L-1541	Feinman	Murder of Daniel Pearl	Plaintiff has conceded remaining counts in government's motion - Closed
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



January 25, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Will Kammer, Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation:
 - The widow of Captain Phillip Esposito is suing the Army to obtain unredacted copies of audiotapes and transcripts of the court-martial proceedings of the soldier accused of murdering her husband.
- Other FOIA Litigation: None.
- Significant Responses:
 - OSD/JS released a two-page document to media requesters concerning a 2002 luncheon/visit to the Pentagon by Anwar al-Awlaki. At the time, al-Awlaki was an Imam living in Falls Church, and since that time it's become known that he is active in al-Qaeda. This request received Department Level Review.
- Significant Requests:
 - The TRICARE Management Activity (TMA) has a number of media FOIA requests concerning suicides and other noncombat-related deaths.
 - TMA has a request for traumatic brain injury records.
 - OSD/JS received a media request for the names of all retired flag and general officers currently working as consultants or senior mentors for planning and war games. The issue of retired military officers working as mentors and for DoD contractors at the same time has been the subject of previous FOIA requests and media coverage.
 - OSD/JS received a request for all documents provided to the 9/11 Commission.
- Other FOIA activity:
 - The DoD 2010 Annual FOIA Report has been posted on the DoD FOIA website.
 - CNN ran news reports subsequent to a January 15 DoD release of documents to the ACLU concerning detainee deaths in captivity.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - The Army National Capital Region Contracting Center is ready to release communication between their department and (then) Senator Barack Obama (White House Counsel review is complete, Departmental Level Review is ongoing.)
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared By:

(b)(6)

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATION CASES

Case Number	Plaintiff	Issue	Status
04-L-2832	Olesky	Six GTMO detainees	In-camera review
05-L-1835			
08-L-1184	Slahi	GTMO detainee	Case stayed
07-L-1844	Davis	Deceased GTMO detainee	In-camera review
09-L-0213	APPG	Extraordinary Rendition	Awaiting Court Decision
09-L-0946	KBR	LOGCAP III	Responsive documents undergoing OGC review
09-L1257	EFF	Intelligence Oversight Board	Motion for Summary Judgment filed
10-L-0126	ACLU	Detainee death Autopsies	Documents released January 14, 2011
10-L-0263	Muttit	CPA Documents	Awaiting paying of attorney's fees - Closed
11-L-0007	ACLU	NSA/DoD FISA Warrants	Searching for responsive documents
06-L-1507	Amnesty International, CCR	Ghost Detainees	Awaiting plaintiff's response to letter from AUSA
08-L-1054	ACLU	DOJ OIG Report on Detainee Abuse	Documents released, pending Motion for Summary Judgment
09-L-0890	ACLU	Bagram Detention Center	Documents under review
09-L-0976	ACLU/Hamdan	Documents concerning plaintiffs	Declarations under review
09-L-1292	Cole	Abu Omar	Documents under review
10-L-0508	ACLU	Drone targeting and casualties	Documents under review
10-L-1039	Eakin	WWII POW documents	Documents released November 29, 2010
08-L-1541	Feinman	Murder of Daniel Pearl	DoD finished processing of all documents
09-L-0304	ACLU	Detention policies	Documents under review
09-L-0765	Ellis	GTMO detainee	Motion for Summary Judgment filed
09-L-0976	ICB	Four GTMO detainees	Documents released on bi-weekly schedule
11-L-0109	Vietnam Veterans of America	Servicemember statistics on personality disorders	Initial stages of review by attorneys

Updated Action



DEFENSE FREEDOM OF
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DEPARTMENT OF DEFENSE
WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



January 19, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None
- Other FOIA Litigation:
 - *ACLU v. DoD* – Case concerns detainees who died in captivity. Several thousand pages were released on Friday, January 14, 2011. The information released included investigative reports from the Army Criminal Investigation Division, the Naval Criminal Investigative Service, and Army Medical Examiner autopsy reports.
 - *Feinman v. DoD*- The final release was made in this litigation concerning the murder of Daniel Pearl. The plaintiff in the case plans to make a press release on January 20, 2011, based on the documents received through this FOIA litigation.
- Significant Responses: None.
- Significant Requests:
 - Army received a request for records relating to the 2009 attack on Combat Outpost Keating in Afghanistan. The requester is writing a book on the attack.
 - Army received a media request for records relating to the investigation and re-investigation of Private LaVena Johnson's 2005 death in Iraq.
 - Army received a media request for the recruiting packet and any other documents pertaining to Jared Lee Loughner, suspect in the Tucson, AZ shootings.
 - OSD/JS received a media request for waivers to permit burial at Arlington National Cemetery and Defense Department responses and final disposition of the applicable requests for waivers for the period between January 1, 2004, and December 30, 2010. This request will be referred to Army.
 - OSD/JS received a request for records after January 20, 2009, containing communications between the agency or an agency employee and Bob Woodward, journalist for the Washington Post, to include calendar entries or notes of scheduled or past meetings.

- OSD/JS received a request for information from January 1, 2010, to July 31, 2010, related to Secretary of Defense Robert Gates' decision to exercise the waiver provided by section 1083 of the National Defense Authorization Act for FY 10 pertaining to students at the Western Hemisphere Institute for Security Cooperation (formerly, the School of the Americas).
- Other FOIA activity:
 - The DoD 2010 Annual FOIA Report is final and was submitted to the DA&M for approval, signature and subsequent forwarding to the Department of Justice. When approved, it will also be posted on the DoD FOIA website.
 - To provide more information to the public through Open Government initiatives, the DoD FOIA Policy office will request that DoD Components begin posting all non-privacy FOIA releases on DoD Component FOIA websites.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - Navy will release this week two Courts-Martial Records of Trial. One case involves the trials of Navy SEALs during April and May 2010, for allegedly assaulting a terrorist detainee. The second case involves charges against Lt Col Chessani, stemming from a perceived failure to adequately report the deaths of civilians that occurred in Haditha in November 2005. (Departmental Level Reviews on both requests has been completed.)
 - National Geospatial Intelligence Agency (NGA) is ready to release records of communication between NGA and the following: Haley Barbour, Mitchell Daniels, Sarah Palin, Timothy Pawlenty, John Thune, Michael Huckabee or Willard Romney. (Department Level Review is ongoing.)
 - Army is ready to release a copy of the Army Inspector General Report on the Warrior Care and Transition Program. (Department Level Review is ongoing.)
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared By: Will Kammer

(b)(6)

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, January 19, 2011
ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATIONS

LITIGATION REPORT

CASE IDENTIFICATION		ISSUE	STATUS
04-L-2832	<i>Olesky</i>	Six Detainees at GTMO	In-camera review
05-L-1835	<i>Slahi</i>	Detainee at GTMO	Stayed
07-L-1844	<i>Davis</i>	Deceased Detainee at GTMO	In-camera review
08-L-1184	<i>Slahi</i>	Detainee at GTMO	Stayed
09-L-0213	<i>APPG</i>	Extraordinary Rendition Logistics Civil Augmentation Program - LOGCAP III	Awaiting Court Decision
09-L-0946	<i>KBR</i>		Responsive documents to OGC for review.
09-L-1257	<i>EFF IOB</i>	Intel Oversight Board Docs	Motion for Summary Judgment
10-L-0126	<i>ACLU Detainee Autopsies</i>	Deaths of detainees	Several thousand pages released 14 Jan 2011
10-L-0263	<i>Muttit</i>	Coalition Provisional Docs	Determined attorney fees; awaiting payout
11-L-0007	<i>ACLU v. FISA</i>	NSA/DOD FISA Warrants	Tasked; searching for responsive documents
06-L-1507	<i>Amnesty CCR "Ghost"</i>	Ghost Detainees	Letter sent to plaintiff from AUSA of the Southern District of NY
08-L-1054	<i>ACLU/DOJ/OIG</i>	DOJ OIG Report on Detainee abuse	Documents released; pending Motion for Summary Judgment
09-L-0890	<i>Bagram</i>	Bagram Detention Center	Responsive documents tasked; reviewing incoming documents for release
09-L-0976	<i>Hamdan v. DoD</i>	Information Pertaining to Foreign Nationals	Reviewing draft Declarations
09-L-1292	<i>Cole v. Zaid</i>	Abu Omar Rendition in Italy	Consulting with various agencies/components re: Release of documents (tasked)
10-L-0508	<i>ACLU "Drones"</i>	Drone Targeting and Casualties	Consulting with various agencies/components re: release of documents (tasked)
10-L-1039	<i>Eakin v. DoD</i>	POW/MIA service members held in POW camps	November 29, 2010 - released CD containing 90 pgs
08-L-1541	<i>Feinman</i>	Murder of Daniel Pearl	Final release ltr provided. DoD has completed the processing of all documents in this case.
09-L-0304	<i>ACLU v. DoD OLC Memos</i>	Detention Policies	Processing remaining portion of documents
09-L-0765	<i>Ellis</i>	Detainee at GTMO	Motion for Summary Judgment
09-L-0976	<i>ICB II</i>	4 Detainees at GTMO	Approximately 3000 pages of documents uploaded to Inteldocs for 500-page incremental bi-weekly release
Updated Action			Total cases: 21



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WASHINGTON HEADQUARTERS SERVICES
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WASHINGTON, DC 20301-1155



INFO MEMO

January 11, 2011

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY SINCE LAST REPORT

- New FOIA Litigation: None
- Other FOIA Litigation:
 - *KBR v. DoD* – case concerns the Logistics Civil Augmentation Program III (LOGCAP III). Released over 1,500 pages of OUSD (AT&L) and OUSD(P) documents pertaining to the LOGCAP II contract.
 - *Feinman v. DoD* – case concerning the kidnapping and death of Daniel Pearl. Released 348 pages of documents on December 20, 2010 to DoJ for CIA Motion for Summary Judgment. Final release letter sent to plaintiff.
- Significant Responses:
 - Air Force released information on military flights for Representatives Brian Bilbray, Duncan D. Hunter, Darrell Issa, Susan Davis, and Bob Filner. (Release package underwent Department Level Review)
 - National Security Agency (NSA) released correspondence between NSA and Rahm Emanuel from 1992 – present. (Release package underwent Departmental Level Review)
 - The Army National Capital Region Contracting Center is ready to release communication between their department and (then) Senator Barack Obama. (Departmental Level Review is ongoing.)
 - OSD/JS is ready to release to the media former Secretary Rumsfeld's resignation letter, along with documents concerning the processing of FOIA requests for this document. (Departmental Level Review is ongoing.)
- Significant Requests:
 - Navy received two requests for the number of individuals discharged from the Navy/Naval Reserve pursuant to the "Don't Ask Don't Tell" provision.
 - OSD/JS received a media request for information on connections between the Pentagon and Rosetta Research and Consulting because of the possible "conflict between the Pentagon's efforts to use Rosetta Research as an intelligence gathering entity and its role to conduct research for the 9/11 families in a lawsuit" brought by Motley Rice, Attorneys at Law.

- OSD/JS received a request for any documents that relate to the business relationships between WikiLeaks and PayPal, MasterCard, Visa, Amazon and other businesses and any efforts to deter or discourage such entities from doing business with WikiLeaks.
- OSD/JS received a media request for all Congressional correspondence for the past five (5) years related in any way to the F-136 engine for the F-35 Joint Strike Fighter (JSF).
- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Other FOIA Litigation:
 - *ACLU v. DoD* – case concerns detainees who died in captivity. A release of several thousand pages is expected on Friday, January 14, 2011. The information being released includes Army Criminal Investigation Division (CID) reports initiated from 2004 – 2009; Army Medical Examiner autopsy reports from 2003-2009; and NCIS investigative reports.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, January 11, 2011
ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATIONS

LITIGATION REPORT

CASE IDENTIFICATION		ISSUE	STATUS
04-L-2832	<i>Olesky</i>	Six Detainees at GTMO	In-camera review
05-L-1835	<i>Slahi</i>	Detainee at GTMO	Stayed
07-L-1844	<i>Davis</i>	Deceased Detainee at GTMO	In-camera review
08-L-1184	<i>Slahi</i>	Detainee at GTMO	Stayed
09-L-0213	<i>APPG</i>	Extraordinary Rendition Logistics Civil Augmentation Program - LOGCAP III	Awaiting Court Decision
09-L-0946	<i>KBR</i>		Over 1500 pages of documents were released.
09-L-1257	<i>EFF IOB</i>	Intel Oversight Board Docs	Motion for Summary Judgment
10-L-0126	<i>ACLU Detainee Autopsies</i>	Deaths of detainees	Release of several thousand pages will occur 14 Jan
10-L-0263	<i>Muttit</i>	Coalition Provisional Docs	Determined attorney fees; awaiting payout
11-L-0007	<i>ACLU v. FISA</i>	NSA/DOD FISA Warrants	Tasked; searching for responsive documents
06-L-1507	<i>Amnesty CCR "Ghost"</i>	Ghost Detainees	Letter sent to plaintiff from AUSA of the Southern District of NY
08-L-1054	<i>ACLU/DOJ/OIG</i>	DOJ OIG Report on Detainee abuse	Documents released; pending Motion for Summary Judgment
09-L-0890	<i>Bagram</i>	Bagram Detention Center	Responsive documents tasked; reviewing incoming documents for release
09-L-0976	<i>Hamdan v. DoD</i>	Foreign Nationals	Reviewing draft Declarations
09-L-1292	<i>Cole v. Zaid</i>	Abu Omar Rendition in Italy	Consulting with various agencies/components re: Release of documents (tasked)
10-L-0508	<i>ACLU "Drones"</i>	Drone Targeting and Casualties	Consulting with various agencies/components re: release of documents (tasked)
10-L-1039	<i>Eakin v. DoD</i>	POW/MIA service members held in POW camps	November 29, 2010 - released CD containing 90 pages
08-L-1541	<i>Feinman</i>	Murder of Daniel Pearl	Released remaining 348 pages to DoJ for CIA motion for summary judgment. Final release ltr provided.
09-L-0304	<i>ACLU v. DoD OLC Memos</i>	Detention Policies	Processing remaining portion of documents for release
09-L-0765	<i>Ellis</i>	Detainee at GTMO	Motion for Summary Judgment
09-L-0976	<i>ICB II</i>	4 Detainees at GTMO	Approximately 3000 pages of documents uploaded to Inteldocs for 500-page incremental bi-weekly release
Updated Action			Total cases: 21



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WASHINGTON, DC 20301-1155



INFO MEMO

December 21, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING December 17, 2010

- New FOIA Litigation:
 - *Service Women's Action Network & ACLU v. DoD et al* – Plaintiff is seeking DoD records relating to sexual assault and harassment of women serving in the U.S. military.
 - *Vietnam Veterans of America v. DoD et al* – Plaintiff is seeking records relating to the use of the “personality disorder” to discharge service members since October 1, 2001.
- Other FOIA Litigation: None
- Significant Responses:
 - OSD/JS is ready to release emails from former Deputy Assistant Secretary of Defense for Detainee Affairs, Phillip Carter, concerning the closure of detention facilities at Guantanamo Bay. (*Department Level Review is ongoing.*)
 - DoD OIG is ready to release a copy of the Inspector General report into the allegations involving Brigadier General Scott D. Chambers, Commander, DLA Support Troop, Philadelphia, PA. (*Department Level Review is ongoing.*)
- Significant Requests: None
- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared By: Will Kammer,



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: See “Significant Responses”
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, December 21, 2010
ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATIONS

LITIGATION REPORT

CASE IDENTIFICATION		ISSUE	STATUS
04-L-2832	<i>Olesky</i>	Six Detainees at GTMO	In-camera review
05-L-1835	<i>Slahi</i>	Detainee at GTMO	Stayed
07-L-1844	<i>Davis</i>	Deceased Detainee at GTMO	In-camera review
08-L-1184	<i>Slahi</i>	Detainee at GTMO	Stayed
09-L-0213	<i>APPG</i>	Extraordinary Rendition	Tasked; searching for responsive documents
09-L-0946	<i>KBR</i>	Logistics Civil Augmentation Program - LOGCAP III	Reviewing responsive documents
09-L-1257	<i>EFF IOB</i>	Intel Oversight Board Docs	Motion for Summary Judgment
10-L-0126	<i>ACLU Detainee Autopsies</i>	Detainees Died in Captivity	Answer to Complaint filed
10-L-0263	<i>Muttit</i>	Coalition Provisional Docs	Motion for Summary Judgment
11-L-0007	<i>ACLU v. FISA</i>	NSA/DOD FISA Warrants	Tasked; searching for responsive documents
06-L-1507	<i>Amnesty CCR "Ghost"</i>	Ghost Detainees	Letter sent to plaintiff from AUSA of the Southern District of NY
08-L-1054	<i>ACLU/DOJ/OIG</i>	DOJ OIG Report on Detainee abuse	Documents released; pending Motion for Summary Judgment
09-L-0890	<i>Bagram</i>	Bagram Detention Center	Responsive documents tasked; reviewing incoming documents for release
09-L-0976	<i>Hamdan v. DoD</i>	Information Pertaining to Foreign Nationals	Reviewing draft Declarations
09-L-1292	<i>Cole v. Zaid</i>	Abu Omar Rendition in Italy	Consulting with various agencies/components regarding release of documents (tasked)
10-L-0508	<i>ACLU "Drones"</i>	Drone Targeting and Casualties	Consulting with various agencies/components regarding release of documents (tasked)
10-L-1039	<i>Eakin v. DoD</i>	POW/MIA service members held in Japanese POW camp	November 29, 2010 - released CD containing 90 pages
08-L-1541	<i>Feinman</i>	Murder of Daniel Pearl	DOJ making final release of 348 pages of DoD documents on 12/22/2010
09-L-0304	<i>ACLU v. DoD OLC Memos</i>	Detention Policies	Processing remaining portion of documents for release
09-L-0765	<i>Ellis</i>	Detainee at GTMO	Motion for Summary Judgment
09-L-0976	<i>ICB II</i>	4 Detainees at GTMO	Approximately 3000 pages of documents uploaded to Intekdocs for 500-page incremental bi-weekly release
Updated Action			Total cases: 21



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WASHINGTON HEADQUARTERS SERVICES
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

INFO MEMO



December 14, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING December 10, 2010

- New FOIA Litigation: None
- Other FOIA Litigation: None
- Significant Responses:
 - National Security Agency (NSA) is ready to release correspondence between the NSA and Rahm Emanuel from 1992 – present. (*Department Level Review is ongoing*).
- Significant Requests:
 - OSD/JS received a media request for the Anti-Deficiency Act Report from the DoD Comptroller's Office.
 - OSD/JS received a media request for documents associated with foreign military sales made by or to Saudi Arabia.
 - OSD/JS received a request for raw data for the recent "Don't Ask, Don't Tell" report of November 30, 2010. This is the fifth FOIA request received for this report. The four previous media requests were denied in full as the requests were submitted prior to the completion of the report. Outcome of this current request will be determined following review.
 - Air Force received a request for records pertaining to President Obama's trip to India and the surrounding region in November 2010.
 - Air Force received a media request for correspondence from January 1, 2010 – present between Air Force and the following members of the House of Representatives: Rep. Boehner - OH; Rep. Cantor - VA; Rep. Hensarling - TX; Rep. Ryan - WI, Rep. Bacchus - AL; Rep. McKeon - CA; Rep. Bachman - MN; Rep. Camp - MI; and Rep. Issa - CA.
 - Air Force received a media request for copies of mission taskings, passenger manifests and cost related records pertaining to Senator Harry Reid's travel from January 2007 – present.

- Other FOIA activity:
 - The DoD submitted a draft of the FY 2010 Annual FOIA report to DoJ. Highlights include a 30% reduction of the DoD FOIA backlog. This reduction exceeds the 10% amount set forth in the OMB Open Government Directive.
 -
 - A meeting of Agency Chief FOIA Officers was hosted by the Associate Attorney General and a representative from the White House. Agenda items focused on the implementation of Open Government initiatives and how they relate to the FOIA. A summary of this meeting will be provided to you separately.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - NSA is ready to release correspondence between NSA and Newt Gingrich. (*Document received Department Level Review.*)
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared By: Will Kammer, (703) 696-3339

TAB A to Freedom of Information Act (FOIA) Weekly Update, December 14, 2010

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
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- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
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- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, December 14, 2010
ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATIONS

LITIGATION REPORT

CASE IDENTIFICATION		ISSUE	STATUS
04-L-2832	<i>Olesky</i>	Six Detainees at GTMO	In-camera review
05-L-1835	<i>Slahi</i>	Detainee at GTMO	Stayed
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09-L-0946	<i>KBR</i>	Logistics Civil Augmentation Program - LOGCAP III	Reviewing responsive documents
09-L-1257	<i>EFF IOB</i>	Intel Oversight Board Docs	Motion for Summary Judgment
10-L-0126	<i>ACLU Detainee Autopsies</i>	Detainees Died in Captivity	Answer due December
10-L-0263	<i>Muttit</i>	Coalition Provisional Docs	Motion for Summary Judgment
11-L-0007	<i>ACLU v. FISA</i>	NSA/DOD FISA Warrants	Tasked; searching for responsive documents
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08-L-1541	<i>Feinman</i>	Murder of Daniel Pearl	Processed and uploaded approximately 260 pages of documents for DOJ review.
09-L-0304	<i>ACLU v. DoD OLC Memos</i>	Detention Policies	Processing remaining portion of documents for release
09-L-0765	<i>Ellis</i>	Detainee at GTMO	Motion for Summary Judgment
09-L-0976	<i>ICB II</i>	4 Detainees at GTMO	Approximately 3000 pages of documents uploaded to Inteldocs for 500-page incremental bi-weekly release
10-L-0010	<i>Hall v. CIA</i>	POW MIA records	Received 421 pages of responsive documents from DPM processing redactions.
11-L-0004	<i>Mullen v. Army</i>	Contracts for Mullen	Tasked over 2000 pages of documents to various agencies and components for consultation.
Referrals			Total cases: 23



DEPARTMENT OF DEFENSE
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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

December 7, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING December 3, 2010

- New FOIA Litigation: None
- Other FOIA Litigation:
 - *Eakin v. DoD* – case concerns an individual researching the death of a family member and other POW/MIA service members who were held in Japanese POW camps in the Philippines during WWII. Ninety pages pertaining to WWII POW/MIA reports were released on November 29, 2010.
 - *Feinman v. DoD* – case concerning the kidnapping and death of Daniel Pearl, an American Journalist working in Pakistan. Two hundred pages were released on December 6.
- Significant Responses:
 - The Naval Criminal Investigative Service (NCIS) is ready to release documents pertaining to the deaths of individuals apprehended after September 11, 2001 and held by the United States at military bases or detention facilities outside the United States (detainees).
(Currently undergoing Department Level Review).
- Significant Requests:
 - OSD/JS received a request for all documents released to Donald Rumsfeld through the FOIA in June 2010.
 - OSD/JS received a media request for the October 27, 2005, memorandum from the General Counsel to the staff of Secretary of Defense Rumsfeld regarding recusal from decisions regarding Gilead Sciences.
 - OSD/JS received a media request for documents pertaining to Defense Advanced Research Projects Agency's (DARPA's) Extreme Accuracy Tactical Ordnance (EXACTO) program.
 - OSD/JS and Defense Contract Management Agency (DCMA) received a media request for copies of all Selected Acquisition Reports (SARs) and Monthly Action Reports for the JSF/F-35 Program from December 1996 – December 2010.
 - OSD/JS and Defense Logistics Agency received identical requests for contracts and policy documents pertaining to Mina Corporation, Red Star Enterprises and DoD involvement in the Manas Transit Center in Kyrgyzstan.

- OSD/JS and Air Force received a media request for documents pertaining to a Congressional delegation (CODEL) to Panama led by Minority Leader John Boehner, December 11 – 14, 2009, and any correspondence among DoD personnel regarding this CODEL.
- DCMA received a request for records of benefits, quality assurance and oversight, complaints made in relation to human trafficking and labor violations as pertaining to the employment of Third County Nationals (TCNs) and Subcontracted Workers (SCWs) who are under the supervision of DCMA.
- Air Force received a request for copies of communication between the Air Force and former Speaker of the House Newt Gingrich and Mississippi Governor Haley Barbour.
- Army received a media request for documents relating to medical research and development grants awarded to Citizens United for Research in Epilepsy (CURE) to support research into prevention of epilepsy after traumatic brain injury.
- Army received a media request for copies of audits related to Commander's Emergency Response Program projects in Iraq.
- Army received a media request for documents relating to the soldiers accused of killing Afghan civilians.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - OSD/JS released, to the media, records for each military flight taken by the following Members of Congress: Representatives Brian Bilbray, Duncan D. Hunter, Darrell Issa, Susan Davis, and Bob Filner. (*Released package received Department Level Review.*)
 - OSD/JS released, to the media, sanitized witness statements relating to Mohammed Al Qahtani. (*Released package received Department Level Review.*)
 - Air Force released, to the media, documents pertaining to travel for Speaker of the House Nancy Pelosi from January 2010 to the present. (*Released package received Department Level Review.*)
 - Air Force will release, this week, records pertaining to the cost of Senator James Inhofe's travels, to and within Africa, using military aircraft from 1999 through 2009. (*Package received Department Level Review.*)
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status: See Tab B

Prepared By: Will Kammer,



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: See “Current/Projected Key FOIA Activity”
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, December 7, 2010

ACTIVITY ON OSD/JOINT STAFF FOIA LITIGATIONS

LITIGATION REPORT			
CASE IDENTIFICATION		ISSUE	STATUS
04-L-2832	<i>Olesky</i>	Six Detainees at GTMO	In-camera review
05-L-1835	<i>Slahi</i>	Detainee at GTMO	Stayed
07-L-1844	<i>Davis</i>	Deceased Detainee at GTMO	In-camera review
08-L-1184	<i>Slahi</i>	Detainee at GTMO	Stayed
09-L-0213	<i>APPG</i>	Extraordinary Rendition Logistics Civil Augmentation	Tasked; searching for responsive documents
09-L-0946	<i>KBR</i>	Program - LOGCAP III	Reviewing responsive documents
09-L-1257	<i>EFF IOB</i> <i>ACLU Detainee</i>	Intel Oversight Board Docs	Motion for Summary Judgment
10-L-0126	<i>Autopsies</i>	Detainees Died in Captivity	Answer due December
10-L-0263	<i>Muttit</i>	Coalition Provisional Docs	Motion for Summary Judgment
11-L-0007	<i>ACLU v. FISA</i> <i>Amnesty CCR</i>	NSA/DOD FISA Warrants Ghost Detainees	Tasked; searching for responsive documents Letter sent to plaintiff from AUSA of the Southern District of NY, denying 110 pages from the OUSD Documents released; pending Motion for Summary Judgment
06-L-1507	<i>"Ghost"</i>		Responsive documents tasked; reviewing incoming documents for release
08-L-1054	<i>ACLU/DOJ/OIG</i>	DOJ OIG Report on Detainee abuse	Reviewing draft Declarations Consulting with various agencies/components regarding release of documents (tasked)
09-L-0890	<i>Bagram</i>	Bagram Detention Center Information Pertaining to Foreign Nationals	Consulting with various agencies/components regarding release of documents (tasked)
09-L-0976	<i>Hamdan v. DoD</i>	Abu Omar Rendition in Italy	November 29, 2010 - released CD containing 90 pages
10-L-0508	<i>ACLU "Drones"</i>	Drone Targeting and Casualties	December 6, 2010 - 200 pages released
10-L-1039	<i>Eakin v. DoD</i>	POW/MIA service members held in Japanese POW camps	Processing remaining portion of documents for release
08-L-1541	<i>Feinman</i> <i>ACLU v. DoD</i>	Murder of Daniel Pearl	Motion for Summary Judgment
09-L-0304	<i>OLC Memos</i>	Detention Policies	Approximately 3000 pages of documents uploaded to Intekdocs for 500-page incremental bi-weekly release
09-L-0765	<i>Ellis</i>	Detainee at GTMO	Consulting with DPMO regarding release of documents (tasked)
09-L-0976	<i>ICB II</i>	4 Detainees at GTMO	Tasked over 2000 pages of documents to various agencies/ and components for consultation.
10-L-0010	<i>Hall v. CIA</i>	POW MIA records	
11-L-0004	<i>Mullen v. Army</i>	Contracts for Mullen	
Referrals			Total cases: 23



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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

November 23, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING November 19, 2010

- New FOIA Litigation:
 - *Kellogg Brown & Root Services, Inc. v. DoD* – Case involves a DoD Office of the Inspector General FOIA request. Complainant filed suit for agency's failure to issue a determination on their request. This brings the number of active FOIA litigation actions between KBR and DoD to five.
 - *Joseph Yousef v. Army* – Complainant filed suit for agency's denial of information pertaining to his security clearance
- Other FOIA Litigation: None
- Significant Responses: None
 - OSD/JS is ready to release to the media, records for each military flight taken by the following Members of Congress: Representatives Brian Bilbray, Duncan D. Hunter, Darrell Issa, Susan Davis, and Bob Filner. (*Department Level Review in Progress*)
- Significant Requests:
 - OSD/JS received a request for all documents relating to DoD policy on the Department Level Review/Significant FOIA Request process.
 - OSD/JS received a media request for documents reviewed by the Comprehensive Review Working Group on the implementation of "Don't Ask, Don't Tell" policy.
 - OSD/JS received a request for documents created after January 2010 relating to responsibilities to assess and carry out President Obama's intent and request to Congress to repeal the "Don't Ask, Don't Tell" policy.
 - OSD/JS received a media request for emails and attachments sent to or received from former White House Chief of Staff, Rham Emanuel, to the Secretary of Defense and others.
 - OSD/JS and National Security Agency received a request for documents related to the classification review of "Operation Dark Hearts" by author Lt Col Anthony Shaffer.

- Air Force received a media request for records concerning the support provided to a congressional delegation led by Senator Richard Shelby (R-AL) for travel to Europe in August 2009.
- Army received a media request for correspondence between the Army and several Republican representatives during 2010.
- National Security Agency received a request pertaining to “a mysterious missile launch off the southern California coast caught by CBS affiliate KCB’s cameras.”
- Other FOIA activity: Department of Justice (DOJ) provided guidelines for its 2011 Chief FOIA Officer Reports which are to be posted on agency FOIA web sites by March 9, 2011. Drafts are due to DOJ by February 1, 2011. On behalf of the DA&M, DFOIPO tasked all DoD components to provide reports by January 15, 2011. A section of this year’s report calls for Open Government input which will require coordination with DCMO.

<http://www.justice.gov/oip/foiapist/2010foiapist29.htm>

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- Other FOIA Litigation: *Feinman v. DoD*: Case concerns the murder of an American citizen, Daniel Pearl, in Pakistan in 2002. Pending consultations from various agencies/components, documents will be released on November 30, 2010.
- Activity on Department Level Interest Requests: See Tab A
- OSD/Joint Staff FOIA Litigation Status Report (**New Report**): See Tab B

Prepared By: Will Kammer,



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR
- Documents concerning the closing of JFCOM: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

TAB B to Freedom of Information Act (FOIA) Weekly Update, November 23, 2010
ACTIVITY ON OSD/ JOINT STAFF FOIA LITIGATIONS

LITIGATION REPORT

CASE IDENTIFICATION		ISSUE	STATUS
04-L-2832	<i>Olesky</i>	Six Detainees at GTMO	In-camera review
05-L-1835	<i>Slahi</i>	Detainee at GTMO	Stayed
07-L-1844	<i>Davis</i>	Deceased Detainee at GTMO	In-camera review
08-L-1184	<i>Slahi</i>	Detainee at GTMO	Stayed
09-L-0213	<i>APPG</i>	Extraordinary Rendition	Tasked; searching for responsive documents
09-L-0946	<i>KBR</i>	Logistics Civil Augmentation Program - LOGCAP III	Tasked; searching for responsive documents
09-L-1257	<i>EFF IOB</i>	Intel Oversight Board Docs	Motion for Summary Judgment
10-L-0126	<i>ACLU Detainee Autopsies</i>	Detainees Died in Captivity	Answer due December
10-L-0263	<i>Muttit</i>	Coalition Provisional Docs	Motion for Summary Judgment
11-L-0007	<i>ACLU v. FISA</i>	NSA/DOD FISA Warrants	Tasked; searching for responsive documents
06-L-1507	<i>Amnesty CCR "Ghost"</i>	Ghost Detainees	Tasked; searching for responsive documents and processing documents for possible December release
08-L-1054	<i>ACLU/DOJ/OIG</i>	DOJ OIG Report on Detainee abuse	Documents released; pending Motion for Summary Judgment
09-L-0890	<i>Bagram</i>	Bagram Detention Center	Responsive documents tasked; reviewing incoming documents for release
09-L-0976	<i>Hamdan v. DoD</i>	Information Pertaining to Foreign Nationals	Reviewing draft Declarations
09-L-1292	<i>Cole v. Zaid</i>	Abu Omar Rendition in Italy	Consulting with various agencies/components regarding release of documents (tasked)
10-L-0508	<i>ACLU "Drones"</i>	Drone Targeting and Casualties	Consulting with various agencies/components regarding release of documents (tasked)
08-L-1541	<i>Feinman</i>	Murder of Daniel Pearl	Pending consultations from various agencies/components; processing documents for Nov 30th release date
09-L-0304	<i>ACLU v. DoD OLC Memos</i>	Detention Policies	Processing remaining portion of documents for release
09-L-0765	<i>Ellis</i>	Detainee at GTMO	Motion for Summary Judgment
09-L-0976	<i>ICB II</i>	4 Detainees at GTMO	Approximately 3000 pages of documents uploaded to Inteldocs for 500-page incremental bi-weekly release
Total cases:			26



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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

November 16, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING November 12, 2010

- New FOIA Litigation:
 - *Kellogg Brown & Root Services, Inc. v. DoD* – Case involves an Army Sustainment Command FOIA request. Complainant filed suit alleging improper withholding of agency records. This brings the number of active FOIA litigation actions between KBR and DoD to four.
- Other FOIA Litigation:
 - *International Counsel Bureau v. DoD* – case concerning 4 Kuwaiti detainees being held at Guantanamo Bay, Cuba. Approximately 550 pages were released to the plaintiff on November 10, 2010.
- Significant Responses: None
- Significant Requests:
 - OSD/JS received a request pertaining to “a mysterious missile launch off the southern California coast caught by CBS affiliate KCB’s cameras Monday night.”
 - National Security Agency (NSA) received a request for copies of correspondence from 1992 to the present between NSA and Rahm Israel Emanuel (former White House Chief of Staff).
 - Air Force received a request for the total flying time, on Air Force One, for President Obama since he took office in January 2009.
 - National Guard Bureau received a request for records that indicate each and every specific day worked or taken as an absence for specific periods for specific current and former officers of the California National Guard.
- Other FOIA activity: NextGov.com published an article entitled, “Bypass FOIA and seek data from agencies, says Obama official.” The article highlights Open Government White House leadership comments that Americans should not bother filing FOIA requests for government information “and instead should contact open government officials at agencies who can post or email the materials faster.” Interesting read at:
http://www.nextgov.com/nextgov/ng_20101115_2510.php

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,

(b)(6)

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
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- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS



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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

November 9, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING November 5, 2010

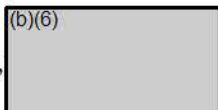
- New FOIA Litigation: None
- Other FOIA Litigation: None
- Significant Responses:
 - OSD is ready to release, to ABC News and the Center for Constitutional Rights, witness statements in the matter of Guantanamo Bay detainee, Mohammed al-Qahtani.
Departmental Level Review is in progress.
- Significant Requests:
 - OSD and the Army received media requests for records concerning a luncheon attended by Anwar Aulaqi shortly after September 11, 2001.
 - OSD received a request for written communications between DoD and U.S. House of Representatives regarding a congressional delegation to Panama in December 2009, led by Representative John Boehner.
 - Army received a media request for records involving the investigation and re-investigation of the 2005 death of 19-year-old Army Private LaVena Lynn Johnson.
- Other FOIA activity: NextGov.com published an article entitled, “Agencies slow to respond to requests for contractor data.” The article highlights a frequent FOIA requester who has attempted to obtain past performance contractor evaluations from several agencies (DoD, DOE, DOI, EPA and NASA). DFOIPO is working with the requester, the Office of Government Information Services, and Defense Acquisition and Procurement Policy Office on this issue.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Response:
 - Air Force is ready to release documents relating to Speaker of the House Nancy Pelosi’s travel to Copenhagen, Denmark. *These documents have undergone Departmental Level Review and will be released this week.*
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,

(b)(6)



ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

November 2, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING October 29, 2010

- New FOIA Litigation:
 - *Law Offices of Snider and Associates v. DoD* – Plaintiff filed suit due to the lack of a timely response to a FOIA request submitted to the Defense Finance and Accounting Service (DFAS).
- Other FOIA Litigation:
 - *International Counsel Bureau v. DoD* – case concerning 4 Kuwaiti detainees being held at Guantanamo Bay, Cuba. Approximately 500 pages of sworn statements and disciplinary actions of the four detainees were released.
- Significant Responses:
 - OSD released documents to the Institute for Research: Middle Eastern Policy (IRMEP) concerning operations TIPPED KETTLE, TIPPED KETTLE II and ELEPHANT HERD. The dates of the documents cover the period of 1982-1986 and concern operations connected to Iran-Contra. *These documents underwent Departmental Level Review in October.*
 - OSD is ready to release correspondence relative to each military flight for Congressman John Boehner (R-OH) for the period of February 2007 – September 2010. *Departmental Level Review is in progress.*
- Significant Requests:
 - OSD received a media request for documents released to Secretary Rumsfeld under the Freedom of Information Act and Mandatory Declassification Review programs.
 - OSD received a request for 200 documents listed in the Index of Unclassified Coalition Provisional Authority (CPA) documents. This index is known as the

“Bremer Index” and was released to a news reporter last month and subsequently posted in the OSD/JS FOIA Electronic Reading Room.

- Army received a media request for all exhibits that were part of the Report of Investigation on Arlington National Cemetery. This is a follow-up to an earlier request for the report itself.
 - Army received a request for records from 2006 through 2010, relating to complaints involving sexual trauma, equal opportunity and domestic violence and associated or resulting legal actions.
 - Army received a media request for records relating to mistreatment of prisoners at facilities in Iraq and Afghanistan.
 - National Security Agency (NSA) received two requests (from the same requester) for information relating to Wikileaks.
- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Response:
 - Army Corps of Engineers is scheduled to release today, correspondence on fifteen members of Congress. *Departmental Level Review was completed November 1, 2010.*
- Activity on Department Level Interest Requests: See Tab A

ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS

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INDICATES RESPONSE READY PENDING FINAL APPROVAL
INDICATES CHANGE TO STATUS



DEFENSE FREEDOM OF
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INFO MEMO



October 26, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING October 22, 2010

- New FOIA Litigation:
 - *Thompson v. Navy, USMC* – Concerns the use of Exemption 6 (personal privacy) by the Marine Corps used to deny the plaintiff information.
- Other FOIA Litigation: None
- Significant Responses: (Department Level Review in progress)
 - Air Force is ready to release to the National Republican Senatorial Committee, schedules and itineraries for CODEL trips taken by Congressman Kendrick Meek.
- Significant Requests:
 - National Guard Bureau (NGB) received a media request for information concerning National Guard Contracting. The NGB believes this request may be related to a recent media story that alleged a waste of funds by the California National Guard in the payment of bogus student loans.
- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (The following has undergone Department Level Review)
 - OSD/JS FOIA Office will release to former SD Donald Rumsfeld this week, “snowflakes” and other documents, dated from October to December 2003, that concern Iraq and/or the Commander’s Emergency Response Program. These documents were requested by Mr. Rumsfeld under the Mandatory Declassification Review program but were processed under the provisions of the FOIA because they were determined to be unclassified.
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,

(b)(6)

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Requests for Rumsfeld Snowflakes: (See Current/Projected Significant Responses)
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS



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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

October 19, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING October 15, 2010

- New FOIA Litigation: None
- Other FOIA Litigation:
 - *International Counsel Bureau v. DoD* – case concerning 4 Kuwaiti detainees being held at Guantanamo Bay. Approximately 500 pages of documents containing disciplinary reports of the four named individuals were released.
 - *Davis v. DoD* – case concerning the suicide of a detainee at Guantanamo Bay. The attorney representing the plaintiff now requests the government pay attorney fees of \$70,000 after substantially prevailing on a portion of the litigation. DoD OGC and DOJ are in the process of negotiating the fees down to a lesser amount.
- Significant Responses: (The following has undergone Department Level Review)
 - OSD/JS FOIA Office released records responsive to a request for information pertaining to 1982-86 operations connected to Iran-Contra.
- Significant Requests:
 - OSD received a request for documents concerning any negative consequences that followed from Judge Virginia Phillip's October 12, 2010, injunction suspending "don't ask, don't tell".
 - OSD received a request for Secretary Weinberger's classified declaration in the Jonathan Pollard espionage case; this declaration catalogued the damage caused by Pollard's espionage. This is the second recent request OSD has received for this declaration, the previous request was submitted by Pollard's attorney.

- The DoD IG received a request for a copy of its report, “Investigation of Allegations of the Use of Mind Altering Drugs to Facilitate Interrogations of Detainees.” The DOD IG FOIA Office referred the responsive document to OSD for review and response back to the DoD IG. The OSD/JS FOIA Office will coordinate its review with appropriate DoD components and the OSD/Joint Staff.
- Other FOIA activity:
 - Last week, the Washington Post ran a story detailing the number of Iraqi casualties during the war in Iraq. U.S. Central Command posted the report containing these numbers on its web site in July after processing a FOIA request for the document.
 - The Examiner ran a story regarding trips taken by Speaker of the House Nancy Pelosi. Information for this story was obtained by Judicial Watch through a FOIA request with the Air Force.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: None.
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,



• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY “Date Night”: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- Decision to eliminate BTA: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

October 12, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING October 8, 2010

- New FOIA Litigation: None
- Other FOIA Litigation: None
- Significant Responses: (The following have undergone Department Level Review)
 - Army Corps of Engineers released Congressional correspondence mentioning, discussing or suggesting use of the funds provided under the American Recovery and Reinvestment Act.
- Significant Requests:
 - Army received a media request for “all images and annotations taken in Afghanistan and collected by the five members of the 5th Stryker Brigade who are charged with murdering Afghan civilians.”
 - Army received a media request for monthly reports created by the Armed Forces Institute of Pathology’s Department of Legal Medicine detailing medical malpractice payments in FY2009 and FY2010.
 - OSD received a media request for cost performance reports for the F-35 Joint Strike Fighter Program.
 - OSD received a public interest group request for documents related to specific steps DoD has taken in response to the President’s memorandum of March 16, 2010 instructing agencies to update FOIA guidance and training material to include principles articulated previously by the White House and to assess resources for responding to FOIA requests promptly and cooperatively.
- Other FOIA activity: None

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses: (Department Level Review is ongoing.)
 - OSD/JS FOIA Office is ready to release to the Institute for Middle Eastern Policy (IRMEP), records responsive to a request for information pertaining to TIPPED KETTLE, TIPPED KETTLE II and ELEPHANT HERD. The dates of the documents cover the period of 1982-86 and concern operations connected to Iran-Contra.
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,

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• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Requests for Rumsfeld Snowflakes: NCPR
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- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- The size of the Business Transformation Agency (BTA): NCPR
- Decision to eliminate BTA: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

October 5, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING October 1, 2010

- New FOIA Litigation:
 - *Eakin v. Department of Defense* – case concerning Defense Prisoner of War/Missing Personnel Office information from World War II. Plaintiff filed suit for agency's failure to respond to request in a timely manner.
 - *Campbell v. Department of Navy* – case concerning records relating to explosion on U.S. Navy ship, USS LEYTE GULF. Plaintiff was injured while working on the ship. Plaintiff filed suit for agency's failure to respond to request in a timely manner.
 - *Marine Engineers Beneficial Association (AFL-CIO) v. Department of Navy* – case concerns a Navy contract. Plaintiff filed suit for agency's failure to respond to request in a timely manner.
- Other FOIA Litigation:
 - *International Council Bureau v. DoD* – case concerning 4 Kuwaiti detainees held at Guantanamo Bay, Cuba. As part of a collaborative agreement between the parties, documents are to be released to the plaintiff every two weeks. Accordingly, on Friday, October 1, 2010, DOJ released 500 pages of documents containing sworn statements and incident reports of the four detainees were provided.
 - *American Civil Liberties Union v. DOJ, DOS, and DoD* – case concerning policies for the use of drones to target killings of U.S. civilians and foreign fighters. Forty-seven (47) unclassified slides pertaining to the Joint Targeting Cycle and Collateral Damage Estimation Methodology (CDM) were released October 1, 2010.
- Significant Responses: (The following have undergone Department Level Review)
 - Air Force released information pertaining to congressional delegation trips to Belgium, France, Austria, and Germany.
 - OSD released records pertaining to the use of military resources for the travel of Speaker Pelosi, for the period April 1, 2009 to August 23, 2010.

- OSD released records concerning mission taskings for travel by the Speaker of the House Nancy Pelosi and Former Speaker Dennis Hastert.
- OSD released records relating to a breakfast meeting Secretary of Defense Rumsfeld held with certain Members of Congress on the morning of September 11, 2001.
- Navy released military records of Congressman Joe Sestak, Representative of the 7th District of Pennsylvania. Congressman Sestak is a retired 3-star Admiral and is currently running for the U.S. Senate.
- Significant Requests: No significant new requests received during week of Sep 27-Oct
- Other FOIA activity:
 - OSD is processing a request referred by Joint Forces Command (JFCOM) regarding the closure of JFCOM. The FOIA request was made by the Deputy Assistant to the Governor of Virginia.
 - In an on-line article, posted at Salon.com, the ongoing hearings at Joint Base Lewis-McChord involving 5 soldiers from the 5th Stryker Brigade have become the subject of media reports. The soldiers are accused of murdering Afghan civilians, possessing dismembered body parts and collecting photographs of soldiers posing with the deceased. In the article, Salon.com states that they have filed a FOIA request for the photographs. We are not aware of this request being received.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Litigation: The U.S. Supreme Court is scheduled to hear oral arguments for a FOIA litigation in *Milner v. Department of the Navy* on December 1, 2010. This case concerns Explosive Safety Quantity Distance data for the ammunition depot at Indian Island, WA.
- Significant Responses: (Department Level Review is ongoing.)
 - US Army Corps. of Engineers is ready to release correspondence to and from members of Congress or their staff, committees or subcommittees, mentioning funds provided under the American Recovery and Reinvestment Act, commonly known as the “Economic Stimulus.”
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,



• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY “Date Night”: NCPR
- House Speaker Pelosi Travel: See Significant Responses.
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
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- The size of the Business Transformation Agency (BTA): NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS



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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

September 28, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING September 24, 2010

- New FOIA Litigation: None
- Other FOIA Litigation:
 - *International Council Bureau v. DoD* – case concerning 4 Kuwaiti detainees being held at Guantanamo Bay, Cuba. Approximately 4,000 pages of documents pertaining to the detention of the 4 Kuwaiti detainees are scheduled to be released on September 30, 2010. These documents were provided by the Secretary of Defense/Deputy Secretary of Defense, OUSD Policy, and GTMO.
 - *Feinman v. DoD* - case concerning the kidnapping and death of Daniel Pearl. A release of 216 pages of CENTCOM, Army, JFCOM, Air Force and Navy documents is scheduled to be released on September 30, 2010.
- Significant Responses:
 - Following Department Level Review, OSD released correspondence between Representative Joe Wilson (2nd District, SC) and the Department of Defense.
 - Following Department Level Review, OSD released to Citizens for Responsibility and Ethics in Washington (CREW), correspondence to and from Representatives C. W. Bill Young (10th District, FL) and Norman D. Dicks (6th District, WA).
- Significant Requests:
 - US Central Command received two media requests for the full investigation on the February 21, 2010 Civilian Casualties incident regarding the Uruzgan Province attack. The requesters are also seeking responses to the report by officials and videotapes in connection with the report.

- The Air Force received a request for information concerning military flights for Representatives Brian Bilbray, Duncan Hunter, Darrell Issa, Susan Davis and Bob Filner.
 - The Army and Air Force received a request for information concerning military flights for Senator James Inhofe.
 - The Army received a media request for records relating to Congressional Medal of Honor recommendations and approvals from WWII through the present.
 - OSD received a media request for records related to the Iftar dinner (the evening meal when Muslims break their fast during the Islamic month of Ramadan) and workshop co-sponsored by Department of Agriculture and the Coordinating Council of Muslim Organizations (CCMO). OSD is checking to determine if it has responsive records.
- Other FOIA activity: None.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - The Air Force is ready to release documents regarding Speaker Pelosi's travel. DLI is complete.
 - OSD is ready to release records relating to a breakfast meeting SECDEF Rumsfeld held with certain Members of Congress on the morning of September 11, 2001. DLI in progress.
 - The Air Force is ready to release documents pertaining to First Lady Michelle Obama and daughter Sasha's trip to Spain. Documents have been submitted for DLI.
 - Navy is ready to release, to the Pittsburgh Tribune-Review, military records of Representative Joe Sestak. Representative Sestak is a retired 3-Star Admiral and is currently running for the U.S. Senate. DLI is complete.
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,



• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: See Key FOIA Activity/Significant Responses
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY “Date Night”: NCPR
- House Speaker Pelosi Travel: See Current/Projected Activity
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
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- F-35 Project Decisions: NCPR
- Correspondence for MOC Wilson: See Key FOIA Activity/Significant Responses
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

September 21, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING September 17, 2010

- New FOIA Litigation:
 - *American Civil Liberties Union v. CIA, Dept. of State and Dept. of Defense*: Plaintiff is seeking immediate processing and release of records responsive to a request for autopsy reports and death certificates relating to the deaths of any individuals apprehended after September 11, 2001 and held by the U.S. at military bases or detention facilities outside of the U.S.
- Other FOIA Litigation: None Reported.
- Significant Responses:
 - OSD released a copy of the Bremer Index (prepared by the Rand Corporation in support of their publication on the Coalition Provisional Authority) to a reporter for the New York Times on Friday, September 17, 2010. The index, which contains specific titles of documents that have been used and referenced by Rand Corporation, underwent Department Level Review. The requester will likely make FOIA requests for documents listed in the index.
- Significant Requests:
 - Air Force received a FOIA request for all documents related to the cost, destinations and other details regarding military resources used for the travel of Speaker Nancy Pelosi from January 1, 2010 to present.
 - DoD Office of Inspector General (DoD OIG) received three media requests for a copy of a report on Implementation of the Predator/Sky Warrior Acquisition Decision Memorandum dated May 19, 2008.

- DoD OIG received a request for a copy of a report entitled, “Investigation of Allegations of the use of Mind-Altering Drugs to Facilitate Interrogations of Detainees.”
- U.S. Army received a media request for a copy of an Army IG investigation on General McChrystal. Specific information requested concerns comments made to a Rolling Stone reporter.
- OSD received a request for documents involving military flights for Congressman John Boehner (8th District, OH) for the period of February 2007 to present.
- OSD received a request relating to the use of Prudential’s Alliance Accounts as a method of payment to Service Members Group Life Insurance (SGLI) and Veteran Members Group Life Insurance (VGLI) beneficiaries.
- OSD received a media request for records related to any advice provided to DoD by Google.
- OSD received a media request for all releasable portions of the Child and Spouse Abuse Database maintained by the Defense Manpower Data Center (DMDC). The database contains incident-level records on the Service Family Advocacy Program (FAP) office involvement in reported child and spouse abuse.
- OSD received a request for information regarding the Defense Business Board’s study of and recommendation to close United States Joint Forces Command.
- Other FOIA activity:
 - There have been recent media stories on Operation Flicker, involving the investigation of child pornography by the DoD OIG. These stories began after a DoD OIG FOIA release. As DoD recently re-opened the investigation, more requests are likely to come. DoD IG will advise when such FOIA requests are received.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant Responses:
 - OSD is ready to release documents pertaining to Congressman Joe Wilson (2nd District, SC). The requester is seeking correspondence from Congressman Wilson to DoD. The tentative release date is September 27, 2010.
 - OSD is ready to release to Citizens for Responsibility and Ethics in Washington (CREW), correspondence to and from Representatives C. W. Bill Young (10th District, FL) and Norman D. Dicks (6th District, WA). The tentative release date is September 27, 2010.

– Navy is ready to release, to a media requester, the service records of Representative Joseph A Sestak Jr. (retired USN RADM). Representative Sestak is running for the U.S. Senate.

- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,



TAB A to Freedom of Information Act (FOIA) Weekly Update, September 17, 2010

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY “Date Night”: NCPR
- House Speaker Pelosi Travel: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
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- Correspondence on Enhanced Interrogation Techniques: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- NY Times Request for RAND index of Bremer documents: See Significant Responses.
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Logs of Congressional correspondence Jan 08-Feb 09: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Correspondence for MOC Wilson: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

September 14, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING September 10, 2010

- New FOIA Litigation:
 - *United States Sugar Corporation v. Army Corps of Engineers*: Plaintiff filed suit against the Army Corps of Engineers for failure to provide all responsive documents to a request for information associated with rock mining in the Everglades.
 - *Electronic Privacy Information Center v. National Security Agency*: Plaintiff filed suit against NSA for denial of its request for documents related to any agreement between Google and the NSA to trace the source of targeted attacks on Google's corporate infrastructure and to take steps to prevent future intrusions.
- Other FOIA Litigation:
 - *Dickstein Shapiro v. DoD*: An in camera review is scheduled for tomorrow in which each party will provide 128 pages for the judge to review. This case concerns a detainee suicide at Guantanamo Bay. A legal proceeding is in camera when a hearing is held before the judge in private chambers or when the public is excluded from the courtroom. In this case a review of classified information.
- Significant Responses:
 - U.S. Army Corps of Engineers (USACE) released to WSHU/NPR, a New York City public radio station, correspondence between USACE and members of Congress, regarding the American Recovery and Reinvestment Act. The information was circulated as part of the Department Level Review process.
 - National Geospatial-Intelligence Agency (NGA) released to an internet blogger communication between NGA and Senator John McCain. The information was circulated as part of the Department Level Review process.

- Significant Requests:
 - USAF received a FOIA request from CBS News for all documents related to the cost, destinations and other details regarding military resources used for the travel of Speaker Nancy Pelosi from January 2007 to present.
- Other FOIA activity: None reported.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Response: OSD is scheduled to release a copy of the Bremer Index (prepared by the Rand Corporation in support of their publication on the Coalition Provisional Authority) to a reporter for the New York Times on Friday, September 17, 2010. The index, which contains specific titles of documents that have been used and referenced by Rand Corporation, is undergoing Department Level Review. The requester will likely make FOIA requests for documents listed in the index.
- Activity on Department Level Interest Requests: See Tab A

TAB A to Freedom of Information Act (FOIA) Weekly Update, September 14, 2010

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
- Requests for Rumsfeld Snowflakes: NCPR
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- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Correspondence between Senators McCain and Obama and DIA and NGA: See Significant responses.
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: NCPR
- NY Times Request for RAND index of Bremer documents: See Current/Projected Key FOIA Activity.
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Logs of Congressional correspondence Jan 08-Feb 09: NCPR
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INFO MEMO

DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

September 8, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING September 2, 2010

- New FOIA Litigation:
 - *Naji Jawdat Hamdan v. DoJ et al* : Plaintiff filed suit against DoJ and other government agencies, which include DoD (DIA, DoDIG, NSA, and OSD) for failure to respond to a request for information about why the federal government subjected him and his brother to constant surveillance and questioning over the course of a decade while they were detained in a secret prison in the United Arab Emirates.
 - *Menlo Worldwide Government Services, LLC v. DoD and U.S. Transportation Command (TRANSCOM)*: The plaintiff filed a “Reverse FOIA” to try to prevent the release of contractor financial information that the plaintiff thinks would cause them financial harm.
- FOIA Litigation Releases: None.
- Significant Responses: DIA released documents concerning Al Qaida leaders to a lawfirm representing 9/11 victims. The responsive documents received Department Level Review last month. There is no anticipated media interest with this release.
- Significant Requests Received:
 - OSD received a request from a public interest group for records related to federal government communications/dealings with Project Vigilant (or its representatives). Project Vigilant is alleged to have identified the leaker of classified documents recently published on WikiLeaks.
 - U.S. Joint Forces Command received a request from an individual for information available from the Defense Business Board’s study of and recommendation to close U.S. Joint Forces Command.
 - The Army received a request for records relating to the formation of the Detainee Abuse Task Force, as well as a list of assigned personnel between 2004 and 2006.

- The Army received a media request for records relating to a request for a September 2010 media embedded reporter with the 101st Airborne.
- Other FOIA activity: None reported.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Response: National Geospatial-Intelligence Agency (NGA) is ready to release to an internet blogger, communication between NGA and Senator John McCain. The information to be released has received Department Level Review.
- An index of unclassified documents provided to former Ambassador (and head of the Coalition Provisional Authority) Bremer has been cleared by USD(P) for release to a NY Times reporter. The index has been submitted for Department Level Review.
- Activity on Department Level Interest Requests: See Tab A

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
- Law Firm Representing 9/11 Victims Interest In Al Qaida Leaders: See Significant Responses.
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY “Date Night”: NCPR
- House Speaker Pelosi Travel: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Correspondence between Senators McCain and Obama and DIA and NGA: See current/projected FOIA activity.
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: Information responsive to the request has been identified and is currently undergoing initial review.
- NY Times Request for RAND index of Bremer documents: See current/projected FOIA activity.
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Logs of Congressional correspondence Jan 08-Feb 09: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Correspondence for MOC Wilson: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- The size of the Business Transformation Agency (BTA): NCPR
- Decision to eliminate BTA: NCPR

NCPR = NO CHANGE SINCE PREVIOUS REPORT

INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS



DEPARTMENT OF DEFENSE
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DEFENSE FREEDOM OF
INFORMATION POLICY OFFICE

INFO MEMO

August 31, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING August 27, 2010

- New FOIA Litigation: None.
- FOIA Litigation Releases: None.
- Significant Responses: Following appropriate notification and coordination, OSD released correspondence from then-Senator Obama.
- Significant Requests Received:
 - OSD received a request for copies of the survey sent by the Comprehensive Review Working Group to military spouses.
 - OSD received a media request for information on travel by Speaker of the House Pelosi.
 - OSD received two media requests for the study performed by Cost Assessment and Program Evaluation concerning the closing of U.S. Joint Forces Command.
 - OSD received a media request for information concerning the decision not to release, through public affairs channels, detailed information about GTMO detainee hunger strikes.
 - U.S. Joint Forces Command received a request from the Deputy Assistant to the Governor of Virginia for documents concerning the closing of U.S. Joint Forces Command.
 - The Air Force received nine requests from the same requester for information concerning CODEL travel.
 - The Army received a media request for documents concerning the Army Inspector General Special Investigation of Arlington National Cemetery.
 - The Army received a media request for documents concerning undocumented workers hired by military contractors.
 - The Army received a media request for documents concerning the investigation into the conduct of General McChrystal's staff.
- Other FOIA activity: None reported

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Significant FOIA Response: DIA is releasing documents concerning Al Qaida leaders to a law firm representing 9/11 victims on August 31, 2010. The responsive documents were sent for DLI last month. There is no anticipated media interest with this release.
- Other FOIA Activity: During the review of the documents responsive to the AP request for DoD emails concerning the Salahis, it was determined that nine of the emails should be reviewed by White House Counsel. FOID is currently coordinating that review. When that review is complete, the entire package will be forwarded for final DLI review.
- FOIA Litigation: This week, the DOJ is releasing to the ACLU information concerning the Office of the Inspector General investigation into FBI involvement in detainee interrogations in Iraq, Afghanistan, and Guantanamo Bay. The information being released includes interviews of individuals that handled interrogations. DOJ consulted with DoD on the review of the documents.
- Activity on Department Level Interest Requests: See Tab A

TAB A to Freedom of Information Act (FOIA) Weekly Update, August 31, 2010

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
- Law Firm Representing 9/11 Victims Interest In Al Qaida Leaders: See current/projected FOIA activity.
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY “Date Night”: NCPR
- House Speaker Pelosi Travel: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Correspondence between Senators McCain and Obama and DIA and NGA: NCPR
- Correspondence from Senator Obama: Documents released by OSD, see Key FOIA Activity for week ending August 27, 2010.
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD emails concerning the Salahis: See current/projected FOIA activity.
- NY Times Request for RAND index of Bremer documents: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Presidential transition reports: NCPR
- Logs of Congressional correspondence Jan 08-Feb 09: NCPR
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- Correspondence for MOC Wilson: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR
- The size of the Business Transformation Agency (BTA): New item
- Decision to eliminate BTA: New item

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DEFENSE FREEDOM OF
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INFO MEMO

August 24, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING August 20, 2010

- New FOIA Litigation: *Hamdan v. DOJ, et al* - DoD (including NSA, DIA, DoD IG and OSD/JS) was named in this case. The plaintiff sued because DIA has not responded; NSA provided a cannot confirm/deny response to the requester; DoD IG provided a no record response; and OSD/JS asked the requester to provide a nexus as to why OSD/JS would have information pertaining to him (the requirement to provide the nexus was upheld on appeal).
- FOIA Litigation Releases: None Reported.
- Significant Responses: None Reported.
- Significant Requests Received:
 - OSD received a request for documents submitted by states, territories, or the District of Columbia to the Federal Voting Assistance Program asking for a waiver of the requirements to mail absentee ballots to military and overseas voters.
 - OSD received a media request for the latest statistics showing the size of the DoD Business Transformation Agency workforce, including the number of civilian, military and contractor employees.
 - OSD received a media request for documents maintained by OSD and the Joint Staff related to the decision announced this month to eliminate the DoD Business Transformation Agency and reassign functions.
 - OSD received a media request for copies of the applications submitted between June 1, 2010 and August 4, 2010, on behalf of "Rolling Stone" magazine or a freelance journalist, seeking a media embed to DoD Public Affairs.
- Other FOIA activity: None reported

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Nothing scheduled for week of Aug 23-27.
- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,



TAB A to Freedom of Information Act (FOIA) Weekly Update, August 24, 2010

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
- Law Firm Representing 9/11 Victims Interest In Al Qaida Leaders: DIA reports they have slipped their projected release date from Aug 17 to Aug 31, 2010.
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY “Date Night”: NCPR
- House Speaker Travel: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Correspondence between Senators McCain and Obama and DIA and NGA: NCPR
- Correspondence from Senator Obama: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD Emails concerning the Salahis: NCPR
- NY Times Request for RAND index of Bremer documents: NCPR
- AF Requests for Pelosi Travel: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Pelosi foreign/domestic travel: NCPR
- Presidential transition reports: NCPR
- Cost of travel for MOC’s relatives: NCPR
- Logs of Congressional correspondence Jan 08-Feb 09: NCPR
- AF flights by Gabrielle Giffords: NCPR
- Army Commander’s Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Correspondence for MOC Wilson: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

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INFO MEMO



August 17, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING August 13, 2010

- FOIA Litigation – New: None Reported. Releases: None Reported.
- Significant Responses: None Reported.
- Significant Requests Received:
 - The Army received a media request for a copy of an “Army Inspector General report on McChrystal’s staff for charges of possible insubordination.”
 - The Army received a media request for records relating to the service and casualty rates of non-U.S. citizens in the Army.
 - The USMC received a request for all documents pertaining to any form of training by the U.S. military, State Department or other unit or department of the U.S. government for Nepalese military, Royal Nepalese Army, Nepalese intelligence or any other Nepalese security forces or officers from 2001 – 2004. The requester indicates that he has sent the same request to each of the military services.
- Other FOIA activity:
None reported.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- The Army will release, to the ACLU, documents concerning the deaths of detainees held in U.S. custody during the years 2004-2009. The responsive documents provide narratives from 143 Reports of Investigation. This was previously reported to be released on August 6, 2010; however, the new anticipated release date is Friday, August 20, 2010, after appropriate notifications have been made.
- Activity on Department Level Interest Requests: See Tab A

TAB A to Freedom of Information Act (FOIA) Weekly Update, August 17, 2010

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
- Law Firm Representing 9/11 Victims Interest In Al Qaida Leaders: Projected release date is August 17, 2010
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY "Date Night": NCPR
- House Speaker Travel: NCPR
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Correspondence between Senators McCain and Obama and DIA and NGA: NCPR
- Correspondence from Senator Obama: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD Emails concerning the Salahis: NCPR
- NY Times Request for RAND index of Bremer documents: NCPR
- AF Requests for Pelosi Travel: NCPR
- E-Mails of Phillip Carter concerning GTMO: NCPR
- DEPSECDEF Lynn, Raytheon, and Ethics questions : NCPR
- Pelosi foreign/domestic travel: NCPR
- Presidential transition reports: NCPR
- Cost of travel for MOC's relatives: NCPR
- Logs of Congressional correspondence Jan 08-Feb 09: NCPR
- AF flights by Gabrielle Giffords: NCPR
- Army Commander's Emergency Response Program (CERP) database, 2007 to the present: NCPR
- F-35 Project Decisions: NCPR
- Correspondence for MOC Wilson: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from GTMO Military Commission proceedings: NCPR

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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

Prepared By: Will Kammer,





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INFO MEMO

August 10, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom of Information Division, Executive Services Directorate

SUBJECT: Freedom of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING August 6, 2010

- FOIA Litigation – New: None Reported.
- Significant Responses: None Reported.
- Significant Requests Received:
 - OSD received a media request for minutes of meetings and reports generated by the DoD Office of Net Assessment regarding U.S. defenses against anthrax and other biological weapons between January 2003 and December 2008.
 - OSD received a request from a Human Rights organization for records relating to suspected al-Qaeda and al-Shabab member, Sharif Mobley. Mr. Mobley, a U.S. citizen, is currently being held in prison in Yemen.
 - The Army received a media request for copies of the “U.S. Army Rocky Mountain Arsenal (Semi-Annual) Historical Report covering 1955-1969.”
 - The Army received a media request for information pertaining to the cause of death of Lucas M. Bregg in Baghdad on July 8, 2008. Bregg was assigned to the 1st Cavalry Division.
 - The Army received a request for documents pertaining to potency testing on expired medications.
 - The Army received a media request for Quality Deficiency Reports from January 2003 through July 2010 for the M24 Sniper Rifle supplied by Remington Arms Company.
 - The Army received a request for email from LTG Schoomaker pertaining to Traumatic Brain Injuries and other records regarding the use of Automated Neuropsychological Assessment Metrics.
 - The Army received a request for information, to include IG documents, relating to suicides and morale in the 6th Recruiting Brigade.

- Other FOIA activity:
The Navy won a “reverse-FOIA” lawsuit filed by a DoD contractor, JCI Metal Products. Initially, The Navy received a FOIA request for a JCI Metal Products (JCI) contract and solicited comments from JCI concerning the release of pricing information within the contract. JCI responded to the Navy that the information (unit prices and totals prices for each contract line item) was exempt from disclosure under FOIA Exemption 4. The Navy disagreed with JCI’s comments and notified JCI of their intention to release the pricing information over their objections. JCI filed for a temporary restraining order in Federal Court to prevent release of the contract. Ultimately, the court determined that the Navy did not act in an “arbitrary and capricious” manner and ruled that the pricing information may be released. This decision was significant because the Department and Government as a whole have been losing these types of cases in Federal courts for over 10 years.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- OSD is scheduled to release, to Judicial Watch, records concerning mission taskings for travel by the Speaker of the House Nancy Pelosi and Former Speaker Dennis Hastert. The Office of Legislative Affairs reviewed the responsive records and had no objection to the release with the exception of the privacy-related information found within the documents. Release of the redacted documents is scheduled for Monday, August 16, 2010.
- Activity on Department Level Interest Requests: See Tab A

TAB A to Freedom of Information Act (FOIA) Weekly Update, August 10, 2010

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
- Law Firm Representing 9/11 Victims Interest In Al Qaida Leaders: NCPR
- Requests for Rumsfeld Snowflakes: NCPR
- Presidential NY "Date Night": NCPR
- House Speaker Travel: Projected release date is August 16, 2010
- POTUS & FLOTUS Travel For Olympic Selection: NCPR
- Requests for Audio/Video of Mohammed Al Qahtani: NCPR
- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
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INDICATES RESPONSE READY PENDING FINAL APPROVAL

INDICATES CHANGE TO STATUS

Prepared By: Will Kammer

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INFO MEMO

August 3, 2010

FOR: DIRECTOR, ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom Of Information Division, Executive Services Directorate

SUBJECT: Freedom Of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING July 30, 2010

- FOIA Litigation – New: None Reported.
- FOIA Litigation - On-going:
 - An interim release of 133 pages was made on July 30, 2010 in the Muttit litigation. These documents related to the work of Philip J. Carroll as Senior Advisor to the Iraq Office of Reconstruction and Humanitarian Affairs and to the CPA.
- Significant Responses: None Reported.
- Significant Requests Received:
 - OSD received a media request for all FOIA requests received between July 1, 2010 and July 25, 2010 submitted by representatives of the New York Times, The Guardian, or Der Spiegel.
 - OSD received a media request for documents pertaining to the annual cost to provide support for former detainees from the Guantanamo Bay Detention Center, the number of prisoners who were provided financial support, and the countries in which they were located while receiving this support for each of the years between 2002 and 2009.
 - The Navy received a request for documents pertaining to the total number of Naval Midshipmen at the U.S. Naval Academy administratively separated from the Navy under 10 USC § 654, “policy concerning homosexuality in the armed forces,” for each year during which the law has been in effect..
 - The Navy received a request for documents pertaining to any and all U.S. Navy flights for whale and dolphin sightings in the Gulf of Mexico region following the Deepwater Horizon disaster.
- Other FOIA activity: None Reported.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- The Army will release to the ACLU the narratives from 134 Reports of Investigation. This will also include associated DA Form 4833's and the Commanders' Reports of Disciplinary or Administrative Action. The documents concern the deaths of detainees held in U.S. custody during the years 2004-2009. Of the 143 investigations, 42 determined that the detainee's death was caused by Army personnel or U.S. contractors, and 11 investigations determined that there was probable cause to believe that the detainees were murdered. Of these 11, three resulted in no action taken against the suspects, one was referred to civilian authorities because the suspect was a civilian contractor, and the resulting seven resulted in general courts-martial. Five of the courts-martial resulted in murder convictions. The release is scheduled for Friday, August 6, 2010.
- Activity on Department Level Interest Requests: See Tab A

TAB A to Freedom Of Information Act (FOIA) Weekly Update, August 3, 2010

• **ACTIVITY ON DEPARTMENT LEVEL INTEREST REQUESTS**

- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
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- Requests for Rumsfeld Snowflakes: NCPR
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DEFENSE FREEDOM OF
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INFO MEMO

July 21, 2010

FOR: DIRECTOR OF ADMINISTRATION AND MANAGEMENT

FROM: Chief, Freedom Of Information Division, Executive Services Directorate

SUBJECT: Freedom Of Information Act (FOIA) Weekly Update

KEY FOIA ACTIVITY – WEEK ENDING July 16, 2010

- FOIA Litigation – New: No new FOIA lawsuits.
- FOIA Litigation - On-going:
 - Several hundred pages of responsive records were released in the Muttit litigation on July 16, 2010. This litigation pertains to requests for records from the Coalition Provisional Authority concerning Energy Infrastructure Planning Group documents on the future structure of the Iraqi oil industry provided to the Deputies Committee of the National Security Council.
- Significant Responses: None reported.
- Significant Requests Received:
 - The Army received three requests from the Washington Post relating to the Arlington National Cemetery. Documents requested are: (1) list of all contracts performed at or for ANC since January 2007; (2) list of reservations for burials and inurnments made prior to 1962 that will be honored if the veteran meets the current eligibility requirements; (3) maps in use by ANC that show the available, occupied, reserved and obstructed gravesites.
 - The Army received a request from a media requester for records relating to food storage at the Mina Abdullah, Kuwait industrial site by the Public Warehousing Company since 2005. Specifically requested are records analyzing whether or not food storage at the site could affect the health of servicemembers.
 - The Army received a request from a media requester for documents related to the investigation into the actions of Lieutenant Colonel Allen West of the 4th Infantry Division near Tariq, Iraq, on August 20, 2003. The requester is also seeking records of the Article 32 hearing regarding the incident. LTC West is retired and running for Congress.

- The Army received a media request for traumatic brain injury and Post Traumatic Stress Syndrome diagnoses for Fort Bragg soldiers since 2001.
- The Army received a media request for a copy of the Defense Medical Epidemiology Database. The request is related to a story about traumatic brain injuries.
- OSD received a request for the investigation results referenced in a 2009 DUSD (P&R) memo, "Exception to Policy..." concerning Congressman Mark Kirk (former Commander, USN).

- Other FOIA activity: None Reported.

CURRENT/PROJECTED KEY FOIA ACTIVITY

- Activity on Department Level Interest Requests: See Tab A

Prepared By: Will Kammer,

(b)(6)

TAB A to Freedom Of Information Act (FOIA) Weekly Update, July 21, 2010

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- Secretary Gates and Admiral Mullen Statements on Iran Nuclear Capability: NCPR
- Congressmen Dicks and Young Correspondence with DoD: NCPR
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- Calendars and other information for Gates, Lynn and Flournoy: NCPR
- Correspondence on Enhanced Interrogation Techniques: NCPR
- Correspondence between Senators McCain and Obama and DIA and NGA: NCPR
- LTG McChrystal By Name Requests: NCPR
- Requests for Hasan investigations: NCPR
- Mentor Program: NCPR
- AP Request for DoD Emails concerning the Salahis: NCPR
- NY Times Request for RAND index of Bremer documents: NCPR
- AF Requests for Pelosi Travel: NCPR
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- Correspondence for MOC Wilson: NCPR
- Michael Furlong and the Joint Information Operations Warfare Center: NCPR
- Reuters appeal of FOIA request concerning death of Reuters reporters: NCPR
- Decision to bar 4 journalists from Military Commission proceedings at GTMO: NCPR

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