DEPARTMENT OF DEFENSE
OFFICE OF FREEDOM OF INFORMATION
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155

29 NOV 2007

Ref: 06-F-1532

Mr. David Barstow
42 Stephen Street
Glen Ridge, NJ 07028

Dear Mr. Barstow:

Enclosed is an interim release of material in response to your April 28, 2006, Freedom of Information Act request, as modified by your letter dated February 13, 2007.

The Office of the Assistant Secretary of Defense, Public Affairs, has provided the enclosed documents as responsive to your request. Mr. William P. Marriott, Executive Secretary of the Department of Defense, an Initial Denial Authority, has determined that 17 additional pages are exempt from release pursuant to 5 U.S.C. § 552(b)(5), which pertains to certain inter- or intra-agency communications protected by the deliberative process privilege. Additionally, three pages in their entirety and other deleted information within the enclosed documents are withheld because release would constitute a clearly unwarranted invasion of the personal privacy of individuals. Please note this withheld information includes a letter from a private citizen, personal e-mail addresses, home addresses and telephone numbers. Accordingly, this information is denied pursuant to 5 U.S.C. § 552(b)(6).

Also, per agreement with your attorney, we have tentatively withheld some names listed in General McCaffrey's Iraq and Afghanistan reports while we consult with other agencies. These names are specifically exempted by 10 U.S.C. §130b, which allows the withholding of personally identifying information of personnel in overseas, sensitive or routinely deployable units and 10 U.S.C. § 424, which protects organizational and personnel information for the Defense Intelligence Agency, National Reconnaissance Office and National Geospatial-Intelligence Agency. These names are also tentatively withheld because release would constitute a clearly unwarranted invasion of the personal privacy of individuals. Therefore, this information is tentatively denied pursuant to 5 U.S.C. § 552(b)(3) and (b)(6). We will inform you in the future when a final determination is made on the withheld names.

If you are dissatisfied with this action you may submit an appeal to this office, by writing to James Hogan, Chief, Policy, Appeals and Litigation Branch, Office of Freedom of Information, 1155 Defense Pentagon, Washington, DC 20301-1155. Your appeal letter should be postmarked within 60 calendar days of the date of this letter and should cite the case number 06-F-1532.

Sincerely,

Will Kammer

Will Kammer
Chief

Enclosures:
As stated