



**United States Department of State**

*Washington, D.C. 20520*

Case No. 200303827 Segment ER5

Ms. Amrit Singh  
American Civil Liberties Foundation  
125 Broad Street, 18<sup>th</sup> Floor  
New York, NY 10004-2400

DEC 20 2004

Dear Ms. Singh:

I refer to our previous correspondence regarding the release of certain Department of State material you had requested under the Freedom of Information Act (Title 5 USC Section 552) in your letters of October 7, 2003, and May 25, 2004.

We have retrieved 18 additional documents from the Central Records System that we have grouped as Segment ER005. After reviewing these documents, we have determined that three may be released in full, four may be released with excisions, and eight may not be released. The released documents are enclosed. A decision on three documents requires interagency or intra-agency coordination. We will inform you when we receive the results of that coordination.

Material in the excised portions of three of the documents released in part and in seven of the documents withheld in full is currently and properly classified under Executive Order 12958 in the interest of national defense or foreign relations. As such, it is exempt from release under subsection (b)(1) of the Freedom of Information Act.

Information in one of the documents withheld in full is exempt from release under subsection (b)(5) of the Freedom of Information Act because it consists of pre-decisional deliberative process material and/or because it contains information protected by the attorney client privilege and/or attorney work product privilege.

Material in the excised portions of one of the documents released in part and in one of the documents withheld in full is of such a nature that its release would constitute a clearly unwarranted invasion of personal privacy. As such,

it is exempt from release under subsection (b)(6) of the Freedom of Information Act.

In the case of a document released in part, all non-exempt material that is reasonably segregable from the exempt material has been released.

Sincerely,

A handwritten signature in cursive script that reads "Frank Schmeizer, for".

Margaret P. Grafeld  
Director  
Office of Information Programs  
and Services

Enclosures:  
As stated.