



United States Department of State

Washington, D.C. 20520

www.state.gov

Case No. 200303827

Segment L021

JAN 12 2005

Mr. Amrit Singh
American Civil Liberties Union Foundation
125 Broad Street, 18th Floor
New York, NY 10004-2400

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 151 additional documents from the Office of the Legal Adviser that we have grouped as Segment L021. After reviewing these documents, we have determined that eight may be released in full, eleven may be released with excisions, and 107 may not be released. The released documents are enclosed. A decision on three documents requires interagency coordination. We will inform you when we receive the results of that coordination. Twenty-two documents originated with other government agencies and have been referred to them for review and direct reply to you.

Material in nine of the documents released in part and in 106 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.

The material in the excised portions of seven of the documents released in part is specifically exempted from disclosure by (Title 50 USC Section 403g). As such, it is exempt from release under subsection (b)(3) of the Freedom of Information Act.

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Information in one of the documents released in part and in 25 of the documents withheld in full is exempt from release under subsection (b)(5) of the Freedom of Information Act because it is protected by the deliberative process privilege, attorney client privilege, attorney work product privilege, and/or another privilege incorporated by subsection (b)(5).

Material in the excised portions of one of the documents released in part and in four 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.

Material in the excised portions of five of the documents released in part and in 45 of the documents withheld in full is information compiled for law enforcement purposes which, if produced, could reasonably be expected to interfere with enforcement proceedings. As such, it is exempt from release under subsection (b)(7)(A) of the Freedom of Information Act.

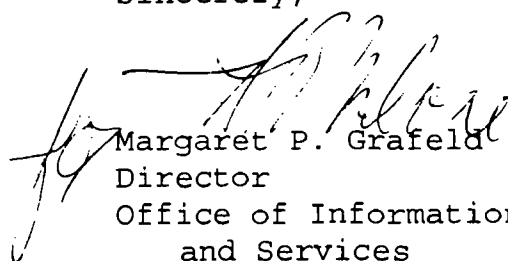
Material in the excised portions of eight of the documents released in part and in twelve of the documents withheld in full is information compiled for law enforcement purposes which, if produced, could reasonably be expected to constitute an unwarranted invasion of personal privacy. As such, it is exempt from release under subsection (b)(7)(C) of the Freedom of Information Act.

In some cases, two or more exemptions apply to the same document. In the case of a document released in part, all

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non-exempt material that is reasonably segregable from the exempt material has been released.

Sincerely,



Margaret P. Grafeld
Director
Office of Information Programs
and Services

Enclosures:
As stated.