



United States Department of State

Washington, D.C. 20520

JUN 18 2005

Case No. 200303827 L19

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

Dear Ms. Singh:

I refer to our letter dated December 13, 2004, regarding the release of certain Department of State material under the Freedom of Information Act (Title 5 USC Section 552).

As you may recall, further coordination was required before a decision could be made as to the release of three of the documents previously retrieved in response to your request. The coordination has now been completed for all three of them and we find that one may be released with excisions and two may not be released. The released document is enclosed.

The material in the excised portions of the document released in part and in one 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 the document released in part is related solely to the internal personnel rules and practices of an agency. As such, it is exempt from release under subsection (b)(2) of the Freedom of Information Act.

The material in the excised portions of the document released in part is specifically exempted from disclosure by statute, to wit, the Central Intelligence Agency Act of 1949 (Title 50 USC Section 403g). As such, it is exempt from release under subsection (b)(3) of the Freedom of Information Act.

Information in the two 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).

The material in the excised portions of the document released in part 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 non-exempt material that is reasonably segregable from the exempt material has been released.

Sincerely,



for

Margaret P. Grafeld
Director
Office of Information Programs
and Services

Enclosures:
As stated.