

DEPARTMENT OF DEFENSE



FREEDOM OF INFORMATION ACT PROGRAM CY 1994

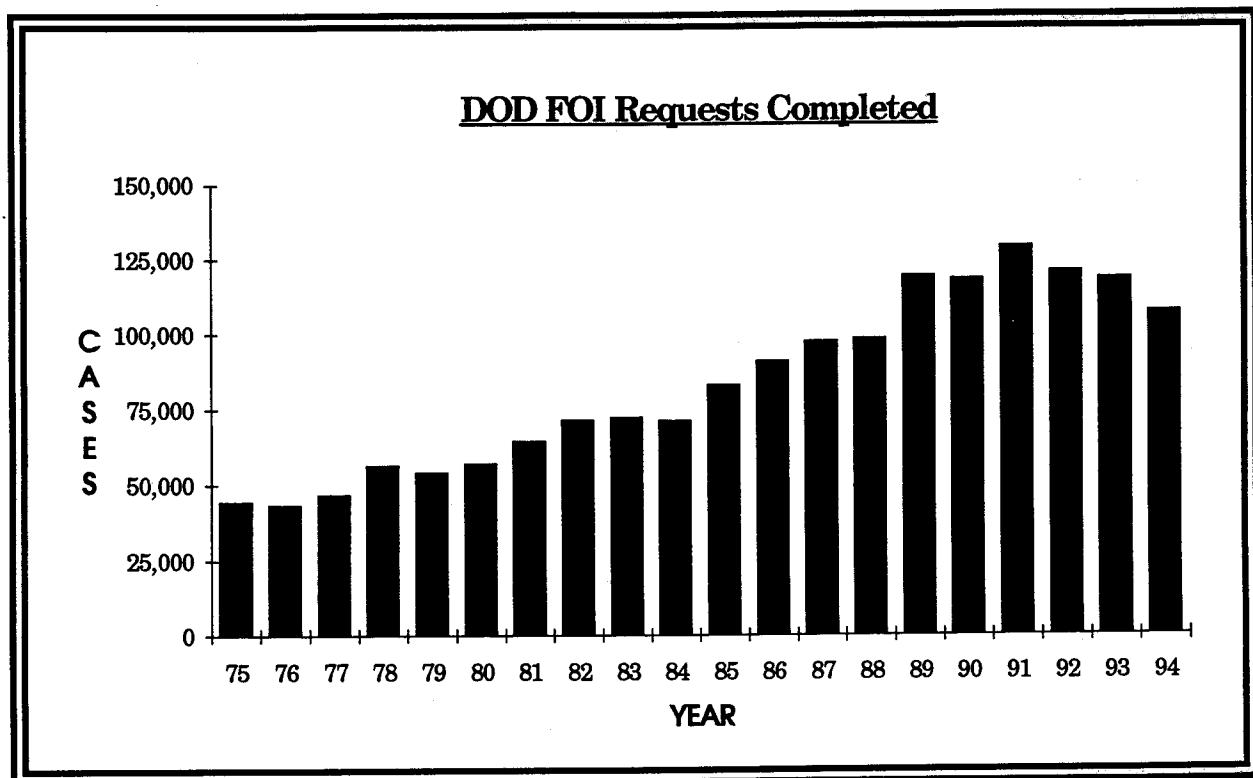
REPORT TO CONGRESS

PREPARED BY:
OFFICE OF THE ASSISTANT TO THE SECRETARY OF DEFENSE
(PUBLIC AFFAIRS)
DIRECTORATE FOR FREEDOM OF INFORMATION
AND SECURITY REVIEW

FREEDOM OF INFORMATION ACT ANNUAL REPORT CALENDAR YEAR 1994

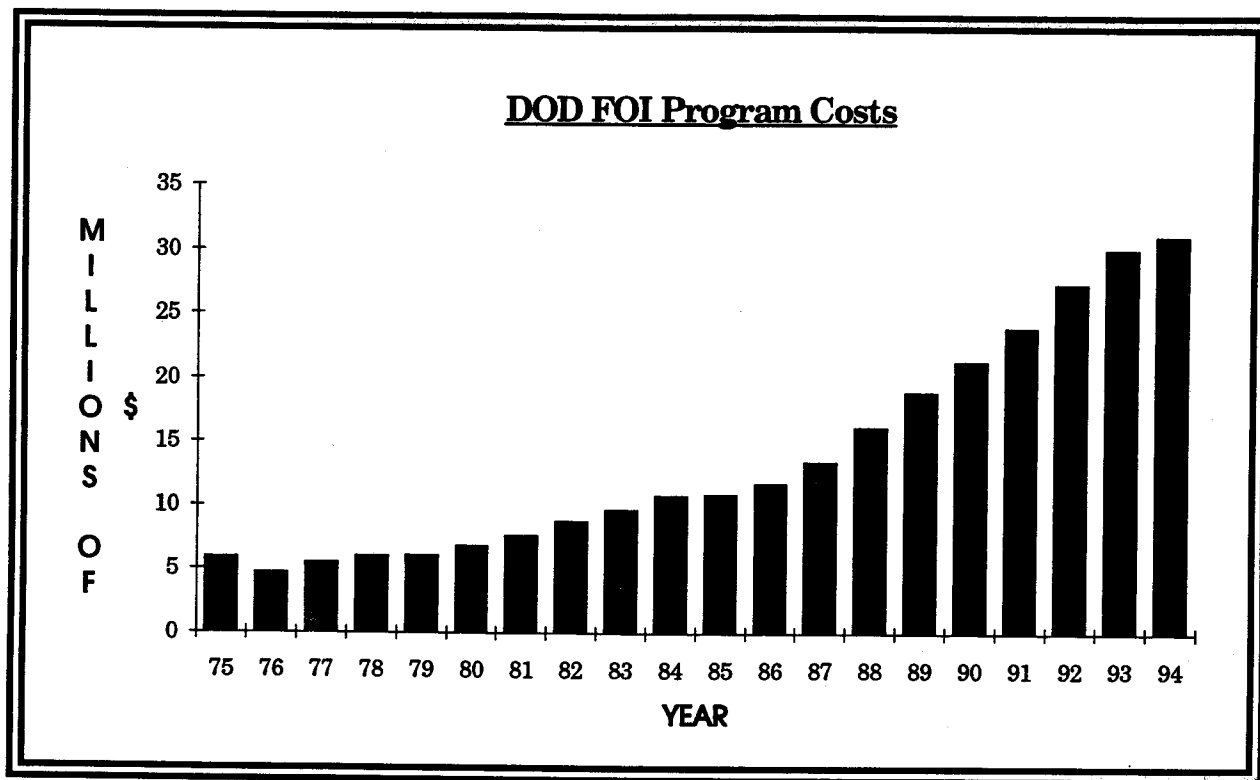
SUMMARY

A total of 107,486 public requests for records under the Freedom of Information Act (FOIA) were completed during 1994 by the Department of Defense. As shown below, there was a slight decline in the number of cases processed in 1994 from the previous year.



The Department of Defense fully denied 1,998 and partially denied 9,523 out of 107,486 requests on the basis of FOIA exemptions. Of those exemptions, 11% were for classified information; 6% for internal rules and practices; 6% for statutory exemptions; 11% for proprietary data; 15% for deliberative material; 28% for privacy information; and 22% for law enforcement investigations. An additional 27,075 requests could not be filled in whole or in part for other reasons, such as lack of records, referral to another agency, or lack of specificity sufficient to identify the requested records. There were 1,469 actions taken on appeals of denied requests, (58 granted, 281 partially denied, 515 fully denied, and 615 could not be filled for other reasons, as mentioned earlier).

The total DoD operating cost associated with the 1994 requests was \$31,171,892.70. The average cost of processing a single case during 1994 was approximately \$290. Fee collections for records provided to the public amounted to \$1,266,279.15. Total program costs since inception of the report are reflected below.



Questions regarding this report should be addressed to the Director, Freedom of Information and Security Review, OATSD (Public Affairs), Room 2C757, 1400 Defense Pentagon, Washington, D.C. 20301-1400.

Table of Contents

	<u>PAGE</u>
DoD Reporting Agencies Under the Freedom of Information Act	1
DoD Freedom of Information Act Appeal and Program Officials	2
Item 1 - Initial Determinations	4
Item 2 - Initial Determinations	
(a) Exemptions Invoked	5
(b) Statutes Invoked	6
(c) Other Reasons	7
(d) Description of "Other Reasons"	8
Item 3 - Initial Denial Authorities by Participation	9
Item 4 - Appeal Determinations	47
Item 5 - Appeal Determinations	
(a) Exemptions Invoked	48
(b) Statutes Invoked	49
(c) Other Reasons	50
Item 6 - Appeal Denial Authorities by Participation	51
Item 7 - Court Opinions and Actions Taken	54
Item 8 - Freedom of Information Act Implementation Rules or Regulations	58
Item 9 - Fee Schedule and Fees Collected	60
Item 10 - Administrative Efforts	
(a) Availability of Records	75
(b) Calendar Year Costs and Fees Collected	76
(c) Time Limit Extensions	81

Department of Defense
Reporting Agencies
Under the Freedom of Information Act

Abbreviation	Agency	Agency Head
OSD/JS	Office of the Secretary of Defense (Including the Joint Staff)	Hon William J. Perry
Dept Army	Secretary of the Army	Hon Togo D. West, Jr.
Dept Navy	Secretary of the Navy	Hon John B. Dalton
Dept Air Force	Secretary of the Air Force	Hon Sheila E. Widnall
DCAA	Defense Contract Audit Agency	Mr. William H. Reed
DFAS	Defense Finance and Accounting Service	Mr. John P. Springett
DIA	Defense Intelligence Agency	LtGen James R. Clapper, USAF
DIS	Defense Investigative Service	Mr. John F. Donnelly
DISA	Defense Information Systems Agency	LtGen Robert J. Edmonds, USAF
DLA	Defense Logistics Agency	VAdm Edward M. Straw, USN
DMA	Defense Mapping Agency	MajGen Raymund E. O'Mara, USAF
DNA	Defense Nuclear Agency	MajGen Kenneth L. Hagemann, USAF
NRO	National Reconnaissance Office	Mr. Jeffrey K. Harris
NSA/CSS	National Security Agency/Central Security Service	VAdm John M. McConnell, USN
OIG, DOD	Office of the Inspector General, Department of Defense	Mr. Derek J. Vander Schaaf

Department of Defense
FOI Appeal and Program Officials

Agency	Appellate Authority	Agency Program Head
OSD/JS	Mr. Clifford H. Bernath, Principal Deputy Assistant to the Secretary of Defense (Public Affairs)	Mr. Anthony H. Passarella, Director, Freedom of Information and Security Review
Dept Army	Hon Lawrence Baskir, Deputy General Counsel	Mrs. Rose Marie Christensen, Chief, Information Branch, Freedom of Information and Privacy Act Division, SAIS-IDP-F/P
Dept Navy	RAdm H. E. Grant, USN, Judge Advocate General/Hon Steven S. Homigman, General Counsel of the Navy	Capt R. J. Horn, USN, Assistant Vice Chief of Naval Operations
Dept Air Force	Mr. Walter A. Willson Assistant General Counsel	Mr. William A. Davidson, Administrative Assistant to the Secretary of the Air Force
DCAA	Mr. John H. van Santen, Assistant Director, Resources	Mr. Dave Henshall, Information and Privacy Advisor
DFAS	Mr. John P. Springett, Director	Mr. Carroll W. Dennis, Director, External Affairs and Administrative Support
DIA	Mr. John T. Berbrich, Chief of Staff	Mr. Robert P. Richardson, Chief, Freedom of Information Act Staff
DIS	Mr. John F. Donnelly, Director	Mr. Dale L. Hartig, Chief, Information/Public Affairs
DISA	LtGen Robert J. Edmonds, USAF, Director	Mrs. Susan Chadick, General Counsel
DLA	VAdm Edward M. Straw, USN, Director	Mr. Raul Martinez, Acting Administrator, Administrative Support Center

DMA	Capt L. W. Urbik, USN, Chief of Staff	Mrs. Helen Sharets-Sullivan, Associate General Counsel
DNA	MajGen Kenneth L. Hagemann, USAF, Director	LtCol Deborah G. Irby, USA, Public Affairs/Freedom of Information Officer
NRO	Mr. Jimmie D. Hill, Deputy Director	Mr. Michael P. Healy, Director, External Relations
NSA/CSS	Mr. William P. Crowell, Deputy Director	Mr. Louis A. Baer, Acting Director of Policy
OIG, DOD	Mr. Nicholas Lutsch, Assistant Inspector General for Administration and Information Management	Ms. Nadine Dulacki, Chief, Freedom of Information Act and Privacy Act Office

Item 1

Initial Determinations

Component	Total Requests	Granted in Full	Denied in Part	Denied in Full	Other	Total Actions*
OSD/JS	3,478	1,213	526	80	1,817	3,636
Dept Army	33,760	23,029	2,433	510	8,541	34,513
Dept Navy	31,360	20,179	3,023	464	8,754	32,420
Dept Air Force	20,753	13,191	2,374	649	4,539	20,753
DCAA	192	77	13	2	100	192
DFAS	1,476	1,108	8	16	344	1,476
DIA	1,022	248	381	32	361	1,022
DIS	308	176	32	17	83	308
DISA	303	210	16	8	69	303
DLA	13,082	11,476	160	26	1,808	13,470
DMA	202	112	30	5	67	214
DNA	267	131	25	1	120	277
NRO	65	7	19	11	28	65
NSA/CSS	808	76	318	117	314	825
OIG, DOD	410	55	165	60	130	410
DOD Totals	107,486	71,288	9,523	1,998	27,075	109,884

* Total Actions may exceed Total Requests because more than one action may be taken on a single request.

Item 2(a)

Exemptions Invoked on Initial Determinations

Component	Exemptions by Number (5 U.S.C. 552(b))									Total*
	1	2	3	4	5	6	7	8	9	
OSD/JS	310	58	70	98	92	170	17	0	0	815
Dept Army	532	375	20	395	873	1,609	976	0	0	4,780
Dept Navy	159	206	64	487	575	1,121	1,303	0	0	3,915
Dept Air Force	236	117	23	561	813	1,171	1,017	0	0	3,938
DCAA	0	0	0	2	4	8	2	0	0	16
DFAS	0	0	0	0	1	23	0	0	0	24
DIA	257	207	5	25	7	194	0	0	0	695
DIS	3	6	0	4	6	34	35	0	0	88
DISA	0	0	5	19	4	4	0	0	0	32
DLA	1	4	0	112	36	32	27	0	0	212
DMA	1	0	3	3	13	13	3	0	0	36
DNA	5	0	5	7	5	13	3	0	0	38
NRO	28	0	20	0	1	0	0	0	0	49
NSA/CSS	249	22	748	19	9	55	21	0	0	1,123
OIG, DOD	0	5	0	15	43	68	203	0	0	334
DOD Totals	1,781	1,000	963	1,747	2,482	4,515	3,607	0	0	16,095
Percent of Total	11%	6%	6%	11%	15%	28%	22%	0%	0%	100%

* Total may not agree with denials in Item 1 because of cases where two or more exemptions were cited.

Item 2(b)

Statutes Invoked on Initial Determinations

Statute	Number of Times by Agency										NSA/ CSS Total	
	OSD/ JS	Army	Navy	AF	DIA	DISA	DMA	DNA	NRO	CSS		
5 USC 552 Note, Sec 533, P.L. 103-236	7											7
10 USC 128	1		1									2
10 USC 130	1	5	31	3		2						44
10 USC 425, Sec 406 (a)									9			9
10 USC 618 (e)		4		2								6
10 USC 1102 (f)	1	2	15	7								25
10 USC 2796						3						3
18 USC 798				1							173	174
22 USC 2778 (e)	1											1
41 USC 423	1	7	13	10	5							36
42 USC 2161-2168, P.L. 703	19	1	2				3					25
50 USC 401 et seq., as amended, Sec 403-3 (c)(5)	25								11		180	216
50 USC 401 Note, Sec 1082, P.L. 102-190	2											2
50 USC 402 Note, Sec 6, P.L. 86-36	7				5						395	407
50 USC 403 (d)(3), as amended, Subsection 102 (d)(3)	5											5
50 USC 403 (g)			2									2
Rule 6(e), Federal Rules of Criminal Procedure		1										1
Agency Totals	70	20	64	23	5	5	5	5	20	748	965	

Item 2(c)

Other Reasons Cited on Initial Determinations

Component	Category*						Total
	1	2	3	4	5	6	
OSD/JS	982	341	69	215	247	26	1,880
Dept Army	3,902	2,252	451	756	773	619	8,753
Dept Navy	4,192	2,305	495	488	966	308	8,754
Dept Air Force	666	2,121	290	533	735	194	4,539
DCAA	41	23	2	1	29	4	100
DFAS	41	186	41	47	7	22	344
DIA	28	288	1	9	3	32	361
DIS	14	32	1	17	8	11	83
DISA	12	14	7	1	25	10	69
DLA	235	453	274	168	529	149	1,808
DMA	5	34	2	7	18	1	67
DNA	37	44	2	3	28	6	120
NRO	1	27	0	0	0	0	28
NSA/CSS	71	148	24	111	33	11	398
OIG, DOD	39	38	10	29	8	6	130
DOD Totals	10,266	8,306	1,669	2,385	3,409	1,399	27,434

*** Types of Categories**

1. Transferred Request
 2. Lack of Records
 3. Failure of Requester to Reasonably Describe Record
 4. Other Failures by Requester to Comply with Published Rules and/or Directives
 5. Request Withdrawn by Requester
 6. Not an Agency Record
- (see following page for description of each category)

"Other Reasons" Described

1. Transferred Request

This category applies when responsibility for making a determination or a decision on categories listed below is shifted from one Component to another Component/Federal Agency.

2. Lack of Records

This category covers situations wherein the requester is advised the agency has no record, or has no statutory obligation to create a record.

3. Failure of Requester to Reasonably Describe Record

This category is specifically based on Section 552(a)(3)(A) of the FOIA.

4. Other Failures by Requester to Comply with Published Rules and/or Directives

This category is based on Section 552(a)(3)(B) of the FOIA and includes instances of failure to follow published rules concerning time, place, fees and procedures.

5. Request Withdrawn by Requester

This category covers situations when the requester asks an agency to disregard the request (or appeal) or pursues the request outside FOIA channels.

6. Not an Agency Record

This category indicates the requested information is not an agency record.

Item 3

Initial Denial Authorities by Participation

Name	Rank	Title	Number of Instances
<u>OSD/JS</u>			
Akins, Carl	Civ	Director, Acquisitions and Administration, Office of Civilian Health and Medical Program of the Uniformed Services	27
Alexander, Robert M.	LtGen	Deputy Assistant Secretary of Defense (Personnel and Readiness)	3
Allen, Jerrold P.	MajGen	Director, Plans and Policy, ECJ5, United States European Command	1
Barringer, Philip E.	Civ	Director, Foreign Military Rights Affairs	1
Basel, John M.	Col	Executive Assistant to Deputy Commander/ Chief of Staff, United States Pacific Command	8
Basye, Melvin L.	Civ	Inspector General, Defense Courier Service	1
Baumgardner, Haynes M., Jr.	Col	Deputy Director, Manpower, Personnel and Administration, ECJ1, United States European Command	8
Berry, John A.	Civ	Director, European Policy, Deputy Assistant Secretary of Defense (European and NATO Policy), Assistant Secretary of Defense (International Security Affairs)	1
Blakeslee, Donald J.	Civ	Acting Director, Freedom of Information and Security Review, Assistant to the Secretary of Defense (Public Affairs)	6
Bronson, Lisa	Civ	Director, Negotiations and Implementation, Assistant Secretary of Defense (International Security Policy)	1
Brooks, Ann	Civ	Director, Special Events, Under Secretary of Defense (Personnel and Readiness)	1

Burton, Jeffrey E.	Col	Deputy Commander, Joint Intelligence Center Pacific, United States Pacific Command	1
Cavallini, Nathaniel M.	Civ	Deputy Assistant Secretary of Defense (Programs and Research)	2
Cooke, David O.	Civ	Director, Administration and Management, Washington Headquarters Services	14
Covais, Ronald T.	Civ	Director, Inter-American Region, Deputy Assistant Secretary of Defense (Inter-American Affairs), Assistant Secretary of Defense (International Security Affairs)	1
Crawford, Cameron M.	Col	Commander, 89th Operational Group, Headquarters, 89th Airlift Wing	1
Crist, George B.	MajGen	Vice Director, Joint Staff	1
Davidson, Ronald A.	Civ	Deputy Comptroller (Program/Budget), Comptroller/Chief Financial Officer	1
Deegan, Gene A.	MajGen	Vice Director, Joint Staff	5
Dellermann, Frank J.	Civ	Director, Strategy Forces and Operations, Assistant Secretary of Defense (Nuclear Security and Counter Proliferation)	1
Dix, Mary A.	Civ	Vice President, Administration and Management, Uniformed Services University of Health Sciences	4
Dube, L. P.	Civ	Deputy Comptroller (Program/Budget), Comptroller/Chief Financial Officer	1
Dyke, Charles W.	MajGen	Vice Director, Joint Staff	3
Ellis, Robert L.	RAdm	Director, East Asia and Pacific Affairs, Deputy Assistant Secretary of Defense (Asian and Pacific Affairs), Assistant Secretary of Defense (International Security Affairs)	1
Ewing, Blair	Civ	Director, Management Improvement, Deputy Comptroller (Management Systems), Comptroller/Chief Financial Officer	1
Fee, Stephen C.	Col	Commander, United States Military Group El Salvador, United States Southern Command	2

Forrester, William H.	Col	Executive Assistant, Strategic Planning and Policy Directorate, United States Pacific Command	3
Freeman, Waldo D.	MajGen	Deputy Commander in Chief/Chief of Staff, United States Central Command	10
Friedl, Joe	Civ	Director, Budget and Finance, Washington Headquarters Services	1
Garant, Ronald G.	Civ	Director, Investment, Deputy Comptroller (Program/Budget), Comptroller/Chief Financial Officer	1
Gill, Daniel R.	Civ	Director, Small and Disadvantaged Business Utilization, Under Secretary of Defense (Acquisition and Technology)	1
Ginman, Richard D.	Capt	Deputy Director, Defense Procurement, Under Secretary of Defense (Acquisition and Technology)	3
Goldberg, Marc D.	Capt	Executive Assistant, Assistant to the Secretary of Defense (Atomic Energy)	11
Gonzalez, Lillian	Civ	Director, Department of Defense Dependents Schools	6
Gordon, John P.	Col	Director, Management, Assistant to the Secretary of Defense (Public Affairs)	4
Gorman, Robert S.	Civ	Associate General Counsel (Acquisition and Logistics), General Counsel	1
Gray, Edward L.	LtCol	Deputy Director, Management Operations, Ballistic Missile Defense Organization	6
Gulyas, Stephen M.	Col	Chief of Staff, National Defense University	1
Hansen, Douglas B.	Civ	Director, Base Closure and Utilization, Assistant Secretary of Defense (Economic Security)	1
Harding, James R.	MajGen	Director, Inter-American Region, Deputy Assistant Secretary of Defense (Inter-American Affairs), Assistant Secretary of Defense (International Security Affairs)	1

Harvey, George C.	Col	Vice Commander, Air Force District of Washington	3
Hassebrock, Ronald	Col	Deputy Director, Under Secretary of Defense (Acquisition and Technology)	1
Hawthorne, Everett	Col	Executive Assistant, Strategic and Space Systems, Under Secretary of Defense (Acquisition and Technology)	2
Henley, Charles W.	Civ	Chief, External Affairs, Defense Prisoner-of-War/Missing-in-Action Office	1
Hensler, Robert M.	Col	Chief, Strategic Plans Division, Strategic Planning and Policy Directorate, United States Pacific Command	1
Holbein, Jack R.	Col	Deputy Chief of Staff, United States Special Operations Command	4
Janssen, Daniel F.	Civ	Assistant Director, Management Operations, Ballistic Missile Defense Organization	1
Jaramillo, Mari-Luci	Civ	Deputy Assistant Secretary of Defense (Inter-American Affairs), Assistant Secretary of Defense (International Security Affairs)	1
Johnson, Darel S.	Civ	Director, European Policy, Assistant Secretary of Defense (International Security Policy)	2
Juhl, Clarence H.	Civ	Acting Principal Director, European Policy, Deputy Assistant Secretary of Defense (European and NATO Policy), Assistant Secretary of Defense (International Security Affairs)	1
Kibota, Kazuno	Civ	Chief, Administrative Support Division, Joint Secretariat, United States Pacific Command	1
Kingsley, James A.	Col	Chief, Special Operations Division, Operations Directorate, United States Pacific Command	2
Kirsch, Kevin	Maj	Military Assistant, Assistant Secretary of Defense (Legislative Affairs)	1
Klinger, Gil	Civ	Director, Space and Advanced Technology Strategy, Deputy Assistant Secretary of Defense (Forces Policy), Assistant Secretary of Defense (International Security Policy)	1

Klugh, James R.	Civ	Deputy Under Secretary of Defense (Logistics)	1
Koch, Michael E.	Col	Chief of Staff, Defense Commissary Agency	6
Lair, J. A..	RAdm	Director, Operations, ECJ3, United States European Command	7
Lamb, Ivan F.	Col	Deputy Director, Manpower, Personnel and Administration, ECJ1, United States European Command	3
Lambert, Paul J.	Col	Deputy Director, Logistics/Security Assistance Directorate, United States Pacific Command	1
Lowe, Robert A.	Col	Deputy Chief of Staff, United States Transportation Command	1
Lusey, Rodney S.	Col	Deputy Chief of Staff, United States Space Command	13
Martin, Edward D.	Civ	Acting Assistant Secretary of Defense (Health Affairs)	2
Martin, Richard L.	Maj	Deputy Executive Assistant to Deputy Commander/Chief of Staff, United States Pacific Command	1
McBride, Edmund F.	Civ	Chief, Documents Division, Joint Staff	11
McCoy, Ronald P.	Col	Chief of Staff, Defense Commissary Agency	9
McDonald, William. M.	Civ	Director, Freedom of Information and Security Review, Assistant to the Secretary of Defense (Public Affairs)	27
McKalip, H. Diehl	Civ	Acting Director, Defense Security Assistance Agency	6
Meisner, Bruce L.	Col	Chief, Policy/Targets and Production Division, Intelligence Directorate, United States Pacific Command	1
Miles, David A.	Col	Deputy Chief of Staff, United States Special Operations Command	19
Mirkovich, David	Col	Deputy Director, Management Operations, Ballistic Missile Defense Organization	28

Mock, William G.	Civ	Regional Director, Deputy Assistant Secretary of Defense (Inter American Affairs), Assistant Secretary of Defense (International Security Affairs)	2
Molholm, Kurt N.	Civ	Administrator, Defense Technical Information Center	1
Murdock, Clark	Civ	Deputy Director, Deputy Under Secretary of Defense (Policy Planning)	3
Myers, Charles D.	Col	Staff Judge Advocate, United States Strategic Command	5
Neal, R. I.	LtGen	Deputy Commander in Chief/Chief of Staff, United States Central Command	12
Newberry, Robert	Civ	Principal Director, Deputy Assistant Secretary of Defense (Drug Enforcement Policy and Support), Assistant Secretary of Defense (Special Operations and Low-Intensity Conflict)	2
O'Donnell, William K.	Civ	Director, Plans, Programs and Administration, Assistant Secretary of Defense (Command, Control, Communications and Intelligence)	6
Ostovich, Rudolph, III	MajGen	Vice Director, Joint Staff	7
Passarella, Anthony H.	Civ	Acting Director, Freedom of Information and Security Review, Assistant to the Secretary of Defense (Public Affairs)	17
Peksens, Rudolf F.	BrigGen	Director, SCJ5, United States Southern Command	3
Quigley, Stephen T.	Capt	Deputy Director, Strategy and Policy Division (N51B), Chief of Naval Operations	1
Ra'anan, Michael Y.	Civ	General Counsel, On Site Inspection Agency	1
Rangel, Hector M.	Col	Acting Director, Management, Assistant to the Secretary of Defense (Public Affairs)	1
Register, Ronnie H.	Civ	Deputy Director, Management, Advanced Research Projects Agency	44
Rhame, Thomas G.	MajGen	Director, Defense Security Assistance Agency	2

Richeson, Leonard H.	Civ	Director, Management Support, Deputy Under Secretary of Defense (Environmental Security)	1
Robertson, Charles T., Jr.	MajGen	Vice Director, Joint Staff	40
Rudd, Glenn A.	Civ	Deputy Director, Defense Security Assistance Agency	7
Schachter, Leon J.	Civ	Director, Industrial Security Clearance Review, Defense Legal Services Agency; Director, Defense Office of Hearing and Appeals	5
Scheflen, Kenneth C.	Civ	Director, Defense Manpower Data Center, Deputy Under Secretary of Defense (Requirements and Resources), Under Secretary of Defense (Personnel and Readiness)	13
Schlatter, Joseph A., Jr.	Col	Deputy Chief, Defense Prisoner-of-War/Missing-in-Action Office	53
Schriefer, Luther F.	RAdm	Director, Inter-American Region, Deputy Assistant Secretary of Defense (Inter-American Affairs), Assistant Secretary of Defense (International Security Affairs)	9
Schuster, Carl O.	Capt	Chief, Policy/Targets and Production Division, Intelligence Directorate, United States Pacific Command	1
Scott, James. T.	LtGen	Commander, United States Army Special Operations Command	2
Scott, R. Mark	Civ	Chief, Policy Division, Plans, Policy and Programs Directorate, Central Imagery Office	3
Shelverton, Claude W.	Col	Commander, United States Military Group Bolivia, United States Southern Command	1
Sheridan, Brian E.	Civ	Deputy, Assistant Secretary of Defense (Drug Enforcement Policy and Support), Assistant Secretary of Defense (Special Operations and Low-Intensity Conflict)	1
Smith, Frederick C.	Civ	Director, Near East and South Asian Region, Assistant Secretary of Defense (International Security Affairs)	5
Smith, John W.	BrigGen	Director, SCJ2, United States Southern Command	11

Stremple, John L.	Civ	Director, Department of Defense Dependents Schools	16
Taylor, Wesley B., Jr.	BrigGen	Deputy Assistant Secretary of Defense (Policy and Missions), Assistant Secretary of Defense (Special Operations and Low Intensity Conflict)	1
Timenes, Nicolai, Jr.	Civ	Principal Director, Deputy Assistant Secretary (Military Personnel and Policy), Assistant Secretary of Defense (Force Management), Under Secretary of Defense (Personnel and Readiness)	2
Trosch, Dennis H.	Civ	Deputy General Counsel (Acquisition and Logistics), General Counsel	3
Tyrrell, John T.	Col	Director, Public Affairs, United States Atlantic Command	5
Van Alstyne, John A.	BrigGen	Director, SCJ3, United States Southern Command	6
Volkman, Alfred G.	Civ	Principal Director, Assistant Secretary of Defense (Economic Security)	1
Warner, Edward L., III	Civ	Assistant Secretary of Defense (Strategy and Requirements)	1
Weidmann, Kent	Civ	Deputy Assistant Secretary of Defense (Asian and Pacific Affairs), Assistant Secretary of Defense (International Security Affairs)	2
Wermuth, Michael A.	Civ	Deputy Assistant Secretary of Defense (Drug Enforcement Policy and Support)	
Wetherill, Rick	Civ	Director, Resources, Deputy Assistant Secretary of Defense (Requirements and Plans), Assistant Secretary of Defense (Strategy and Requirements)	1
Wiles, John A.	Civ	Director, Defense Evaluation Support Activity, Under Secretary of Defense (Acquisition and Technology)	4
William, James H.	Civ	Acting Director, Deputy Assistant Secretary of Defense (Near East and South Asian Affairs), Assistant Secretary of Defense (International Security Affairs)	1

Williamson, Molly K.	Civ	Deputy Assistant Secretary of Defense (Middle East and African Affairs), Assistant Secretary of Defense (International Security Affairs)	1
Wilson, Charles C.	Civ	Assistant Deputy, Deputy to the Under Secretary of Defense (Policy) for Policy Support	1
Yauch, David W.	LtCol	Executive Assistant, Strategic Planning and Policy Directorate, United States Pacific Command	2
Zakem, Jeffrey S.	Capt	Director, Public Affairs, United States Atlantic Command	1
Zimble, James A.	Civ	President, Uniformed Services University of Health Sciences	1

DEPARTMENT OF THE ARMY

Abbott, James T.	Civ	Chief Counsel, Corpus Christi Army Depot	15
Adams, Phillip E.	Civ	Attorney Advisor, Office of the Chief Counsel, Rocky Mountain Arsenal	1
Ahinseki, Erik K.	BrigGen	Director, Assistant Deputy Chief of Staff for Operations and Plans, Training	1
Anderson, Bruce	Civ	Division Counsel-Transatlantic District, Corps of Engineers	3
Anderson, Edward G	MajGen	Assistant Deputy Chief of Staff for Operations and Plans, Force Development	1
Armstrong, Charles	BrigGen	Director, Assistant Deputy Chief of Staff for Operations and Plans, Force Programs	1
Bagley, Claude	Civ	Division Counsel-Lower Mississippi Valley District, Corps of Engineers	6
Bailey, Robert B.	Col	Chief, of Staff, Third United States Army/Army Central Command	20
Baines, E. Darden	Civ	Chief, Administrative Services, National Guard Bureau	23
Baratz, Max	MajGen	Chief, Army Reserve	1

Barbalas, Louis X.	Civ	Freedom of Information Act Officer, United States Army Tank-Automotive and Armaments Command	1
Baskir, Lawrence M.	Civ	Principal Deputy, General Counsel	204
Bates, Dennis L.	Civ	Chief Counsel, Letterkenny Army Depot	3
Baughman, Norman B.	Civ	Division Counsel-Huntsville District, Corps of Engineers	2
Berry, Peter T.	MajGen	Commander, United States Army Criminal Investigation Command	393
Black, Richard H.	Col	Chief, Criminal Law Division, Office of the Judge Advocate General	1
Black, Verbon	Civ	Chief Counsel, United States Army Missile Command	2
Blackwell, Paul E.	LtGen	Deputy Chief of Staff for Operations and Plans; Deputy Chief of Staff, Security, Force Protection, and Law	79
Blanton, Barbara A.	Civ	Operations Officer, Freedom of Information/ Privacy Office, United States Army Intelligence and Security Command	287
Borland, David	Civ	Director, United States Army Information Systems Selection and Acquisition Agency	5
Bowers, Charles	Civ	Chief, Freedom of Information Division, Office of the Surgeon General	19
Brown, Harry D.	Col	Acting Chief, Administrative Law Division, Office of the Judge Advocate General	24
Bruns, Thomas E.	Col	Chief, Contracting Division, Principal Assistant Responsible for Contracting, United States Army Forces Command	52
Buchholz, Ronald J.	Ltc	Acting Chief, Administrative Law Division, Office of the Judge Advocate General	1
Burnette, Thomas N., Jr.	BrigGen	Director, Assistant Deputy Chief of Staff for Operations and Plans, Force Programs	2

Bush, Brian X.	Col	Acting Commander, United States Army Claims Service, Office of the Judge Advocate General	1
Cisneros, Marc A.	MajGen	Acting The Inspector General	79
Ciummo, David	Civ	Principal Assistant Responsible for Contracting, United States Army Information Systems Command	4
Clagett, David	Col	Principal Assistant Responsible for Contracting, United States Army Europe	1
Cohen, Martin	Civ	Assistant Chief Counsel for Litigation, Corps of Engineers	54
Corman, Roger	Capt	Chief Counsel, Tooele Army Depot	1
Cox, Joseph	Civ	Division Counsel-North Atlantic District, Corps of Engineers	1
Davies, Jeffrey W.	Ltc	Secretary to the General Staff, United States Army Medical Research and Material Command	3
Depner, Ronald	Civ	Chief, Compliance Section, United States Army Tank-Automotive and Armaments Command	1
DiGiovani, Joseph	Civ	Division Counsel-New England District, Corps of Engineers	7
Douglas, Alfred	Col	Principal Assistant Responsible for Contracting, Military District of Washington	1
Doyle, Gregory	Col	Principal Assistant Responsible for Contracting, United States Army Medical Research and Material Command	3
Ellerson, John C.	MajGen	Director, Strategy, Plans and Policy	4
Evans, Bruce C.	Maj	Command Judge Advocate, United States Army Dugway Proving	1
Ford, Laura	Civ	Freedom of Information Act Coordinator, United States Army Tank-Automotive and Armaments Command	1
Fowler, Joseph C., Jr.	Col	Commander, United States Army Claims Service, Office of the Judge Advocate General	1

France, Edward W.	Ltc	Chief Counsel and Staff Judge Advocate, United States Army Test and Evaluation Command	8
Frenette, Richard	Civ	Counsel, Humphreys Engineer Center District, Corps of Engineers	10
Frost, John W.	Col	Commander, United States Army Reserve Personnel Center	67
Futch, Michael	Civ	Chief Counsel, Tobyhanna Army Depot	3
Gaines, Toni M.	Civ	Acting/Designated Principal Assistant Responsible for Contracting, United States Army Forces Command	50
Garner, Jay M.	MajGen	Assistant Deputy Chief of Staff for Operations and Plans, Force Development	4
Gauger, Raymond A.	Col	Director for Acquisition, United States Army Training and Doctrine Command	29
Gile, Greg L.	BrigGen	Acting Director, Assistant Deputy Chief of Staff for Operations and Plans, Operations, Readiness and Mobilization	1
Gilmore, Deborah	Civ	Chief, Administrative Services, National Guard Bureau	12
Ginnetti, Neil R.	Civ	Acting Assistant Secretary of the Army for Financial Management	2
Gliebe, Gerald	Civ	Attorney/Advisor, United States Army Tank- Automotive and Armaments Command	7
Godbey, Monica M.	Civ	Chief, Policy and Procedure Office, United States Army Information Systems Selection and Acquisition Agency	20
Graham, David E.	Col	Chief, International and Operational Law Division, Office of the Judge Advocate General	6
Griffith, Ronald H.	LtGen	The Inspector General	212
Guinan, William J.	Civ	Counsel, United States Army Audit Agency	11
Hall, Loretta	Civ	Freedom of Information Act Coordinator, Deputy Chief of Staff for Operations and Plans	1

Hamilton, Milton H.	Civ	Administrative Assistant, Office of the Secretary of the Army	28
Heath, Herman S.	Col	Deputy Commander, United States Army Safety Center	9
Hilts, Earl T.	Civ	Chief, Staff Judge Advocate Office, Watervliet Arsenal	12
Hiltz, James E.	Civ	Chief, Field Operations Division, United States Total Army Personnel Command; Acting Director, Civilian Personnel Management, United States Total Army Personnel Command	27
Hobbs, Quincy C., Jr.	Col	Principal Assistant Responsible for Contracting, United States Army Europe	6
Holloman, D. Thomas	Col	Chief, Army Procurement Fraud Division, Office of the Judge Advocate General	5
Hyatt, Scott W.	Col	Deputy Commander, United States Army Safety Center	104
Kaplan, Marshall M.	Col	Chief, Standards of Conduct Office, Office of the Judge Advocate General	3
Kelley, Terry	Civ	Division Counsel-Ohio River District, Corps of Engineers	1
Kilmartin, Thomas G.	BrigGen	Acting Chief, United States Army Reserve	1
King, Bruce J.	Civ	Acting Director, Contracting, Research, Development and Acquisition, United States Army Acquisition Agency	2
Klements, Newton	Civ	Division Counsel-North Atlantic District, Corps of Engineers	4
Kullman, Thomas M.	Col	Staff Judge Advocate, United States Army Materiel Command	
Lamy, Joel R.	Col	Commander, United States Army Medical Command	22
Lancaster, Steven F.	Col	Chief, Administrative Law Division, Office of the Judge Advocate General	20
LaNoue, Alcide M.	LtGen	The Surgeon General	63

Lause, Glen D.	Col	Chief, Personnel, Plans and Training Office, Office of the Judge Advocate General	1
Lingenfelter, Stephen	Civ	Division Counsel-South Atlantic District, Corps of Engineers	6
Lipes, Sharon, A.	Civ	Chief, Office of Counsel, Rock Island Arsenal, United States Army Material Command	2
Lovelady, William N., Jr.	Civ	Laboratory Counsel-Waterways Experiment Station District, Corps of Engineers	9
Lundberg, Steven B.	Col	Chief Counsel, United States Army Aviation and Troop Command	24
Lyman, Carter	Civ	Division Counsel-Pacific Ocean District, Corps of Engineers	3
Lyon, Suzanne C.	Civ	Acting Principal Assistant Responsible for Contracting, United States Army Forces Command	2
Mahoney, Robert	Civ	Division Counsel-Missouri River District, Corps of Engineers	6
Manning, S. H.	Civ	Freedom of Information Act Coordinator, United States Army Tank-Automotive and Armaments Command	1
Marchand, Michael J.	Col	Chief, Administrative Law Division, Office of the Judge Advocate General	5
McCoy, Helen T.	Civ	Assistant Secretary of the Army for Financial Management	2
McGowan, William J.	Col	Chief, Environmental Law Division, Office of the Judge Advocate General	3
Millard, Michael	Ltc	Acting Commander, United States Army Claim Service, Office of the Judge Advocate General	2
Miller, Phyllis	Civ	Chief, Freedom of Information Division, Office of the Deputy Chief of Staff for Personnel, United States Military Academy	6
Miskell, C. David	Civ	Acting Chief, Administrative Services, National Guard Bureau	5

Moore, Edward J.	LtCol	Principal Assistant Responsible for Contracting, United States Army South	6
Moore, James R., Jr.	Col	Information Management Officer, Office of the Deputy Chief of Staff for Personnel	81
Morgan, Henry S., Jr.	Maj	Executive Officer, United States Army Safety Center	36
Nardotti, Michael J., Jr.	MajGen	The Judge Advocate General	5
Neveu, Michael	Ltc	Acting Chief, Standards of Conduct Office, Office of the Judge Advocate General	2
Nugent, Diane M.	Civ	Acting Chief, Labor and Employment Law Division, Office of the Judge Advocate General	2
Oder, Joseph E.	BrigGen	Director, Assistant Deputy Chief of Staff for Operations and Plans, Horizontal Technological Integration	1
Owens, Billy E.	Civ	Principal Assistant Responsible for Contracting, United States Army Intelligence and Security Command	3
Page, Reba	Civ	Division Counsel-Ohio River District, Corps of Engineers	3
Pantalone, Shelley	Civ	Freedom of Information Officer, United States Army Tank-Automotive and Armaments Command	1
Paule, Sally	Civ	Senior Intelligence Assistant, United States Army Intelligence and Security Command	2
Pavlik, Donald C.	Col	Chief of Staff, United States Army Community and Family Support Center	7
Pearce, William E.	Civ	Chief, Freedom of Information/Privacy Office, United States Army Intelligence and Security Command	219
Phillips, Zane	Civ	Principal Assistant Responsible for Contracting, United States Army Strategic Defense Command	1

Putnam, Gerald H.	MajGen	Assistant Chief of Staff for Operations and Plans; Commander, United States Total Army Personnel Command; Staff Judge Advocate General, Headquarters, The Pentagon; Force Protection Office Information Release Specialist, Deputy Chief of Staff for Operations and Plans	4
Reinke, Cecil	Civ	Division Counsel-North Pacific District, Corps of Engineers	7
Retson, Nicholas P.	Col	Chief, Contract Law Division, Office of the Judge Advocate General	2
Riggs, John M.	BrigGen	Director, Assistant Deputy Chief of Staff for Operations and Plans, Requirements	3
Rosenblatt, James H.	Col	Commander, United States Army Claim Service, Office of the Judge Advocate General	3
Scales, Robert H, Jr.	MajGen	Director, Assistant Deputy Chief of Staff for Operations and Plans, Readiness and Mobilization	1
Schmuhl, Nicholas	Civ	Freedom of Information Act Officer, United States Army Tank-Automotive and Armaments Command	1
Sconyers, Anthony	Civ	Chief Counsel, United States Army Armament Munitions and Chemical Command	31
Serene, Jan W.	Col	Chief, Labor and Employment Law Division, Office of the Judge Advocate General	1
Shackelford, Dan E.	Civ	Acting Principal Assistant Responsible for Contracting, United States Army Medical Research and Material Command	4
Shadowens, Jan	Civ	Procurement Analyst, United States Army Intelligence and Security Command	3
Shapiro, Alan	Civ	Division Counsel, South Pacific District, Corps of Engineers	5
Sheldon, Patrick R.	Civ	Chief Counsel, Chemical and Biological Defense Fund	40
Siegfried, R. S.	MajGen	Acting The Inspector General	2

Simek, Peggy O.	LtCol	Principal Assistant Responsible for Contracting, Military Traffic Management Command	3
Solomon, Sandy	Civ	Division Counsel-North Central District, Corps of Engineers	11
Taylor, Thomas W.	Civ	Deputy General Counsel	67
Thomason, Matthew D., III	Civ	Division Counsel-Transatlantic District, Corps of Engineers	4
Tilelli, John H.	LtGen	Deputy Chief of Staff, Security, Force Penetration, and Law	25
Tillery, Herbert R.	Col	Commandant, United States Disciplinary Barracks	4
Tozzi, Kenneth J.	Capt	Judge Advocate, Pine Bluff Arsenal	1
Trant, Charles E.	Col	Chief, Criminal Law Division, Office of the Judge Advocate General	2
VanLieu, Edna M.	Civ	Chief, Contracting Division, United States Army Training and Doctrine Command	2
VanProoyan, J. A.	BrigGen	Head, Contracting Activity, United States Army Strategic Defense Command	2
Varady, Joseph P., Jr.	Civ	Acting Deputy Assistant Secretary for Procurement	2
Vela, Hector	Civ	Division Counsel-Southwestern District, Corps of Engineers	9
Wallace, Stewart W.	BrigGen	Director, Assistant Deputy Chief of Staff for Operations and Plans, Training	3
Williams, Lynn D.	Civ	Acting Chief, Field Operations Division, United States Total Army Personnel Command	76
Wixted, Michael G.	Col	Chief of Staff, United States Total Army Personnel Command	105
Woodard, William D.	Civ	Laboratory Counsel-Construction Engineering Research District, Corps of Engineers	14

DEPARTMENT OF THE NAVY

Adams, W.	Lt	Staff Judge Advocate, Chief of Naval Air Training, Naval Education and Training Activities	2
Ayres, L.A.	Capt	Vice Commander, Atlantic Division, Naval Facilities Engineering Command	10
Barker, M.D.	Capt	Commander (Acting), Amphibious Group 3, United States Pacific Fleet	3
Baumgardner, H.W.	Civ	Assistant to Staff Judge Advocate, Naval Intelligence Command	16
Becker, F.R.	Capt	Legal Counsel, Bureau of Naval Personnel	32
Bennett, D.M.	VAdm	Inspector General	39
Bien, L.G.	RAdm	Commander, Naval Space Command	1
Blair, D.C.	RAdm	Commander, Cruise Destroyer Group 5, United States Pacific Fleet	4
Bond, J.N.	Cdr	Staff Judge Advocate, Fleet Air Mediterranean, United States Naval Forces, Europe	1
Bowman, M.E.	Capt	Deputy Assistant Judge Advocate General, General Litigation	1
Brewer, S.A.	Col	Commanding Officer, Marine Corps Air Station, Iwakuni, JA	3
Buchholz, R.	Cdr	Acting Commanding Officer, Engineering Field Activity, West, Naval Facilities Engineering Command	9
Buffington, J.E.	RAdm	Commanding Officer, Navy Public Works Center, Wash Navy Yard, Naval Facilities Engineering Command	1
Burns, J.D.	Capt	Deputy, Naval Security Group Command	2
Cantrell, W.H.	RAdm	Commander, Space and Naval Warfare Systems Command	6
Chandler, D.F.	RAdm	Vice Commander, Military Sealift Command	1

Check, P.L.	Cdr	Commander, Pacific Division, Naval Facilities Engineering Command	1
Chema, J.R.	LtCdr	Staff Judge Advocate, Naval Intelligence Command	22
Christensen, E.E.	RAdm	Commander, Fleet Air Caribbean, United States Atlantic Fleet	1
Chubb, J.E.	RAdm	Commander, Naval Meteorology and Oceanography Command	1
Clark, C.	Civ	Director (Acting), Office of Civilian Personnel Management	1
Clawson, S.H.	Capt	Fleet Public Affairs Officer, United States Atlantic Fleet	2
Clemins, A.	VAdm	Commander Seventh Fleet, United States Pacific Fleet	1
Corcoran, G.J.	Capt	Commander, United States Naval Activities United Kingdom, United States Naval Forces, Europe	2
Coyle, R.E.	Capt	Staff Judge Advocate, Naval Air Systems Command	143
Coyle, S.J.	Cdr	Fleet Judge Advocate, United States Pacific Fleet	2
Creekman, C.T.	Capt	Chief of Staff, Naval District of Washington	1
Dames, T.A.	RAdm	Commander, Atlantic Division, Naval Facilities Engineering Command	2
Delker, J.L.	Capt	Commanding Officer, Naval Construction Battalion Center, Point Hueneme, Naval Facilities Engineering Command	2
Demlein, J.J., Jr.	Capt	Chief of Staff, Submarine Group 2, United States Atlantic Fleet	10
Despain, W.M.	Capt	Commander, Naval Base, Guantanamo Bay, United States Atlantic Fleet	1
Dirren, F.M., Jr.	RAdm	Commander, Naval Aviation Activities, Jacksonville, United States Atlantic Fleet	9

Dirren, F.M., Jr.	RAdm	Commander, Naval Base Jacksonville, United States Atlantic Fleet	11
Doran, W.F.	RAdm	Director, Operations, Plans, and Politico-Military Affairs (N31/N52), Office of the Chief of Naval Operations	3
Doyle, J.R.	Capt	Executive Officer, Naval Construction Battalion Center, Point Hueneme, Naval Facilities Engineering Command	4
Dunn, I.	Capt	Deputy, Naval Security Group Command	1
Dur, P.A.	RAdm	Director, Strategy and Policy Division (N51), Office of the Chief of Naval Operations	1
Eddingfield, L.E.	Capt	Deputy and Chief of Staff, Naval Surface Force, United States Pacific Fleet	10
Edington, D.E.	Capt	Force Judge Advocate, Naval Reserve Force	1
Elder, C.E.	Cdr	Staff Judge Advocate, Chief of Naval Air Training, Naval Education and Training Activities	1
Emery, G.W.	VAdm	Commander, Submarine Force, United States Atlantic Fleet	1
Ensch, J.C.	Capt	Commander, Naval Training Center, Orlando, Naval Education and Training Activities	1
Estes, G.B.	RAdm	Commander, Pacific Division, Naval Facilities Engineering Command	3
Evans, K.P.	RAdm	Commander, Navy Recruiting Command	2
Farrell, R.K.	Capt	Commander, Naval Education and Training Command, Naval Education and Training Activities	121
Finch, M.D.	Capt	Deputy Assistant Judge Advocate General, Claims and Tort Litigation	10
Fiske, R.N.	Cdr	Deputy Assistant Judge Advocate General, Investigations	264
Fleming, R.P.	Capt	Chief of Staff, Fleet Air Keflavik, United States Atlantic Fleet	8

Gaffney, P.G., II	RAdm	Commander, Naval Meteorology and Oceanography Command	2
Gallagher, T.M.	LtCdr	Staff Judge Advocate, Naval Criminal Investigative Service	881
Goetz, G.F.	Lt	Assistant Force Judge Advocate, Naval Reserve Force	8
Grant, F.I.	Capt	Director, Naval Council of Personnel Boards	12
Green, M.G.	LtCdr	Staff Judge Advocate, Naval Postgraduate School	4
Greene, T.W.	Cdr	Force Judge Advocate, United States Naval Forces Japan, United States Pacific Fleet	6
Gunn, T.E.	Capt	Commanding Officer, Southwest Division, Naval Facilities Engineering Command	1
Gustavson, F.P.	RAdm	Commander, Submarine Group 5, United States Pacific Fleet	5
Hagen, D.F.	VAdm	Chief, Bureau of Medicine and Surgery	10
Hamm, E.R.	Capt	Commanding Officer, Engineering Field Activity, Chesapeake, Naval Facilities Engineering Command	5
Hammond, G.R.	Cdr	Deputy Director, Afloat Safety Program, Naval Safety Center	2
Hanel, L.E.	Capt	Commander (Acting), Naval Base Seattle, United States Pacific Fleet	3
Hannas, M.D	Civ	Acting Deputy Assistant Judge Advocate General, Claims and Tort Litigation	2
Hickman, D.E.	RAdm	Vice Commander, Naval Supply Systems Command	1
Hlinka, G.	Cdr	Deputy Assistant Judge Advocate General, Investigations	164
Hull, R.	Capt	Vice Commander, Naval Air Warfare Center (Weapons), China Lake, CA, Naval Air Systems Command	42
Irvin, E.E.	Cdr	Deputy Assistant Judge Advocate General, Civil Affairs	5

Jaudon, J.E.	Capt	Vice Commander, Navy Exchange Command, Naval Supply Systems Command	4
Jones, D.A.	RAdm	Director, Submarine Warfare Division (N87), Office of the Chief of Naval Operations	65
Jones, D.A.	RAdm	Commander, Submarine Group 8, United States Atlantic Fleet	2
Jones, R.A.	Capt	Director, Administration Support Division, Navy- Marine Corps Appellate Review Activity	8
Jones, R.G., Jr.	RAdm	Chief of Naval Technical Training, Naval Education and Training Activities	2
Kamrath, R.A.	Capt	Chief of Staff, Naval Base, Norfolk, United States Atlantic Fleet	3
Kaskin, J.D.	Civ	Director, Logistics Plans and Policy/Strategic Sealift Programs Division (N42), Office of the Chief of Naval Operations	1
Kelley, P.W.	Capt	Deputy Assistant Judge Advocate General, Administrative Law	6
Kelly, L.J.	Civ	Director of Administration and Resources Management, Headquarters Marine Corps, Washington, DC	23
Kennedy, W.S.	LtCol	Deputy Director, Manpower Division Marine Corps Combat Development Command, Quantico, VA	4
Kihune, R.K.U.	VAdm	Chief, Naval Education and Training Activities	3
Kotzen, P.F.	Civ	Deputy Inspector General	40
Kristensen, E.K.	RAdm	Commander, United States Naval Forces Marianas, United States Pacific Fleet	1
Krol, J.J.	Capt	Chief of Staff, Submarine Force, United States Atlantic Fleet	29
Kubic, C.R.	Capt	Vice Commander, Atlantic Division, Naval Facilities Engineering Command	3
Lautenbacher, C.C., Jr.	VAdm	Commander THIRD Fleet, United States Pacific Fleet	1

Lewis, W.H.	Cdr	Acting Commanding Officer, Engineering Field Activity, West, Naval Facilities Engineering Command	2
Lichtman, D.M.	RAdm	Commander, National Naval Medical Center, Bethesda, MD, Naval District of Washington	1
Linder, B.R.	Capt	Deputy (Acting) and Chief of Staff, Naval Surface Force, United States Pacific Fleet	1
Little, W.	LtCdr	Acting Deputy Assistant Judge Advocate General, Investigations	14
Livingston, J.E.	MajGen	Commander, Marine Forces Reserve	12
Markwell, G.A.	Capt	Deputy Commander, Naval Computer and Telecommunications Command	7
Mazach, J.J.	RAdm	Director, Strategy and Policy Division (N51), Office of the Chief of Naval Operations	1
McBride, L.	Capt	Acting Deputy Commander, Naval Computer and Telecommunications Command	1
McCamy, W.C.	Capt	Chief of Staff, Naval Base, Jacksonville, United States Atlantic Fleet	6
McClelland, T.L.	Capt	Deputy, Naval Education and Training Activities	2
McCurry, R.A.	Capt	Acting Commander, Navy Recruiting Command	1
McMahon, K.	Cdr	Deputy Assistant Judge Advocate General, Legal Assistance	1
Miller, M.J.	Capt	Commanding Officer, Fleet and Industrial Supply Center, Guam, Naval Supply Systems Command	2
Mobley, J.S.	RAdm	Commander, Carrier Group 2, United States Atlantic Fleet	2
Mooberry, W.J.	Capt	Executive Director, Naval Safety Center	116
Moore, E., Jr.	RAdm	Commandant, Naval District of Washington	2
Munninghoff, J.M.	Capt	Commanding Officer, Naval Air Station, Key West, United States Atlantic Fleet	6
Myac, R.H.	Col	Commanding Officer, Marine Corps Logistics Base, Barstow, CA	11

Nanos, G.P.	RAdm	Director, Strategic Systems Programs	9
Nash, D.J.	RAdm	Commander, Pacific Division, Naval Facilities Engineering Command	5
Neubauer, R.D.	Cdr	Staff Judge Advocate, Naval Air Systems Command	215
Newman, R.C.	Cdr	Force Judge Advocate, United States Naval Forces Japan, United States Pacific Fleet	19
O'Neill, D.L.	Capt	Chief of Staff, Naval Aviation Activities, Jacksonville, United States Atlantic Fleet	13
Oliver, J.T.	Capt	Deputy Assistant Judge Advocate General, Administrative Law	7
Ostag, W.P.	Cdr	Executive Officer, Southwest Division, Naval Facilities Engineering Command	3
Ott, K.	Civ	Assistant Director, Office of Civilian Personnel Management-Eastern Region	1
Padgett, P.T.	Lt	Staff Judge Advocate, Naval Security Group Command	1
Parker, S.J.	Maj	Deputy Staff Judge Advocate, Naval Criminal Investigative Service	173
Peters, J.C.	Capt	Commander, Logistics Group 2, United States Atlantic Fleet	4
Peters, R.K.	Civ	Director, Office of Civilian Personnel Management	1
Preda, S.D.	Maj	Command Adjutant, Marine Corps Development Command, Quantico, VA	15
Rayford, M.	Civ	Administration Officer, Naval Information Systems Management Center	44
Reyes, W.	Capt	Acting Director, Administration Support Division, Navy-Marine Corps Appellate Review Activity	4
Reynolds, A.A.	Capt	Fleet Judge Advocate, United States Pacific Fleet	1
Riddell, R.A.	RAdm	Commander, Naval Base Seattle, United States Pacific Fleet	1

Ridenour, R.I.	RAdm	Acting Chief, Bureau of Medicine and Surgery	4
Ridenour, R.I.	RAdm	Commander, National Naval Medical Center, Bethesda, MD, Naval District of Washington	1
Riggs, R.K.	Civ	Assistant Deputy Chief of Staff for Installations and Logistics, Headquarters Marine Corps, Washington, DC	12
Rossi, R.R.	Capt	Deputy Assistant Judge Advocate General, Admiralty	4
Rowley, A.	Capt	Commanding Officer, Naval Station, Panama, United States Atlantic Fleet	3
Rushing, J.M.	Capt	Director, Afloat Safety Program, Naval Safety Center	8
Russo, F.V., Jr.	Cdr	Staff Judge Advocate, Naval Base, San Diego, United States Pacific Fleet	3
Saalfeld, F.E.	Civ	Director, Office of Naval Research	1
Sareeram, R.R.	RAdm	Director, Supply Programs and Policy Division (N41), Office of the Chief of Naval Operations	1
Schmitt, C.H.	Civ	Deputy Director, Naval Nuclear Propulsion Program (N00N), Office of the Chief of Naval Operations	7
Schwab, C.T.	Lt	Assistant Force Judge Advocate, Naval Reserve Force	1
Setser, R.H.	Capt	Commander (Acting), Submarine Group 9, United States Pacific Fleet	7
Shaffer, R.L.	Civ	Auditor General of the Navy	11
Smith, G.R.	Cdr	Executive Officer, Engineering Field Activity, Chesapeake, Naval Facilities Engineering Command	15
Spane, R.J.	VAdm	Commander, Naval Air Force, United States Pacific Fleet	30
Starr, M.W.	Lt	Staff Judge Advocate, Naval Intelligence Command	9
Sterner, G.R.	VAdm	Commander, Naval Sea Systems Command	69

Stewart, J.D.	MajGen	Commander, Marine Corps Logistics Base, Albany, GA	5
Stutzel, R.	Maj	Director, Administration Support Division, Navy- Marine Corps Appellate Review Activity	26
Sullivan, J.M.	Capt	Commander, Submarine Group 5, United States Pacific Fleet	3
Sullivan, M.P.	RAdm	Deputy for Acquisition, Policy, Integrity, and Accountability, Office of Assistant Secretary of the Navy (Research, Development and Acquisition)	1
Taylor, T.R.	Cdr	Staff Judge Advocate, Naval Air Force, United States Atlantic Fleet	9
Tedeschi, E.B.	RAdm	Commander, Combat Logistics Group 1, United States Pacific Fleet	1
Terry, W.E.	RAdm	Commander, Logistics Group 2, United States Atlantic Fleet	2
Thompson, B.L.	Civ	Head, Freedom of Information Act/Privacy Act Office, Headquarters Marine Corps, Washington, DC	250
Tiebout, R.A.	LtGen	Deputy Chief of Staff for Installations and Logistics, Headquarters Marine Corps, Washington, DC	4
Tillotson, F.L.	RAdm	Commander, Naval Training Center, Orlando, Naval Education and Training Activities	2
Tobin, P.E.	RAdm	Vice Chief, Naval Education and Training Activities	2
Tomiak, W.W.	Capt	Commander, Pacific Division, Naval Facilities Engineering Command	7
Utecht, M.S.	Cdr	Staff Judge Advocate, Naval Base, Norfolk, United States Atlantic Fleet	25
Wallace, E.C.	Capt	Deputy, Operations, United States Naval Academy	18
Walsh, D.F.	Capt	Commanding Officer, Southwest Division, Naval Facilities Engineering Command	16

Walsh, J.R.	Maj	Command Adjutant, Marine Corps Development Command, Quantico, VA	3
Walsh, R.F.	Capt	Legal Counsel, Bureau of Naval Personnel	37
Waters, W.	Capt	Commanding Officer, Northern Division, Naval Facilities Engineering Command	22
Watkins, E.L.	RAdm	Commander, U.S. Naval Forces Korea, United States Pacific Fleet	1
Welsch, J.E.	Capt	Commander, United States Naval Activities United Kingdom, United States Naval Forces, Europe	1
Whitaker, M.L.	Lt	Acting Deputy Assistant Judge Advocate General, Investigations	12
White, R.D.	Capt	Commander (Acting), Naval Base Seattle, United States Pacific Fleet	2
Williams, J.A.	Capt	Staff Judge Advocate, Surface Force, United States Atlantic Fleet	4
Woodman, W.	Capt	Chief of Staff, United States Naval Forces Japan, United States Pacific Fleet	1
Wright, J.C.	Capt	Executive Officer, Navy Public Works Center, San Diego, Naval Facilities Engineering Command	3
Wright, T.W.	VAdm	Chief, Naval Education and Training Activities	2
Wylie, P.C.	Capt	Deputy Assistant Judge Advocate General, General Litigation	2
Wynn, A.L.	Capt	Commanding Officer, Navy Public Works Center, San Francisco, Naval Facilities Engineering Command	6
Ziebell, G.G.	Capt	Chief of Staff, Naval Base, Charleston, United States Atlantic Fleet	2
Zorica, J.	Cdr	Executive Officer, Engineering Field Activity, Chesapeake, Naval Facilities Engineering Command	5
Zwirschitz, G.W.	Capt	Chief of Staff, Naval Surface Force, United States Atlantic Fleet	1

DEPARTMENT OF THE AIR FORCE

Andrews, Victor C.	Col	Vice Superintendent, Air Force Academy	12
Bagley, Samuel S.	LtCol	Staff Judge Advocate, Human Systems Center, Air Force Materiel Command	123
Baines, E. Darden	Civ	Chief, Administrative Services, Air National Guard	15
Batten, Frank H., Jr.	Civ	Chief, Information Release Division, Air Force Office of Special Investigations	551
Blankenbeker, Joan W.	Col	Director, Information Management, Headquarters Air Education and Training Command	78
Block, David O.	Maj	Acting Director, Information Management, Air Force Space Command	10
Boesch, Eugene	Civ	Assistant for Special Programs Oversight, Office of The Administrative Assistant to the Secretary of the Air Force	1
Boles, Billy J.	LtGen	Deputy Chief of Staff, Personnel, Headquarters United States Air Force	5
Brummet, Duane L.	LtCol	Acting Staff Judge Advocate, Air Force Development Test Center, Air Force Materiel Command	10
Buethe, Robert A., Jr.	MajGen	Director, Medical Plans and Resources, Office of the Surgeon General, Headquarters United States Air Force	11
Chapman, Thomas N.	Col	Chief, Office of Information Management, Headquarters Air Combat Command	132
Clapper, John R.	Col	Commander, Air Force Safety Agency	12
Cole, James L., Jr.	BrigGen	Chief of Safety, Headquarters United States Air Force	1
Cone, Doyle F.	Maj	Acting Director, Information Management, Air Force Space Command	3
Corcoran, Karla W.	Civ	Assistant Auditor General, Headquarters Air Force Audit Agency	3

Couto, C. Douglass	LtCol	Chief, Office of Information Management, Headquarters Air Intelligence Agency	16
Culkowski, V. W.	Civ	Deputy Director, Plans and Requirements, Assistant Chief of Staff, Intelligence, Headquarters United States Air Force	7
Deaustin, Bradley J.	Col	Judge Advocate, Air Force Academy	9
Delligatti, Robert S.	MajGen	Chief of Staff, Headquarters United States Air Forces in Europe	2
Dimitt, Ted A.	Capt	Acting Director, Information Management, United States Air Force Reserve	11
Dorger, John M.	Col	Vice Commander, Air Force Academy	20
Doucet, Dennis E.	Col	Deputy Director, Corporate Information, Headquarters Air Force Materiel Command	3
Druyen, Darleen A.	Civ	Deputy Assistant Secretary (Acquisition), Office of the Secretary of the Air Force	4
Dula, Leslie M.	Col	Chief, Office of Information Management, Headquarters Air Mobility Command	158
Euretig, Joseph G.	Col	Staff Judge Advocate, Sacramento Air Logistics Center, Air Force Materiel Command	24
Fairchild, Deborah A.	LtCol	Chief, Information Resources, Headquarters Air Force Command, Control, Communications and Computer Agency	1
Friedlander, Leonard	Col	Vice Director, Standard Systems Center, Air Force Materiel Command	1
Furcron, Wyckliffe, S.G.	LtCol	Acting Staff Judge Advocate, Space and Missile Center, Air Force Materiel Command	57
Garry, Peter	Col	Commander, Air Force Office of Special Investigations	1
Germann, John A.	Col	Director, Resource Management, Standard Systems Center, Air Force Materiel Command	8
Gilmore, Deborah	Civ	Chief, Administrative Services, Air National Guard	9

Gray, Jon K.	Capt	Director, Information Management, Headquarters Pacific Air Forces	1
Hannan, Stephen J.	Civ	Director, Information Systems Support, Air Reserve Personnel Center	6
Henabray, William M.	Col	Staff Judge Advocate, Ogden Air Logistics Center, Air Force Materiel Command	11
Hobson, James L., Jr.	MajGen	Commander, Headquarters Air Force Special Operations Command	2
Holt, Lake B. III	Col	Staff Judge Advocate, Warner Robins Air Logistics Center, Air Force Materiel Command	134
Hopson, Everett G.	Civ	Chief, General Law Division, Office of The Judge Advocate General, Headquarters United States Air Force	3
Howard, Olin A.	Civ	Director, Corporate Information, Headquarters Air Force Materiel Command	18
Hughes, Lee H.	Col	Vice Director, Standard Systems Center, Air Force Materiel Command	5
Hurd, Joseph E.	MajGen	Assistant Deputy Under Secretary (International Affairs), Office of the Secretary of the Air Force	3
Idrogo, Samuel	Civ	Chief, Commander's Action Office, San Antonio Air Logistics Center, Air Force Materiel Command	25
Jaeger, James A.	BrigGen	Commander, Air Force Technical Applications Center	1
Johnson, Jeanne M.	LtCol	Deputy Director, Information Management, Headquarters Air Education and Training Command	11
Jones, Michael L.	Col	Director, Information Management, Headquarters United States Air Forces in Europe	217
Jones, William E.	MajGen	Director, Forces, Deputy Chief of Staff, Plans and Operations, Headquarters United States Air Force	4

Katahara, Lester K.	Col	Staff Judge Advocate, Ogden Air Logistics Center, Air Force Materiel Command	3
Kelly, Lawrence W.	LtCol	Acting Staff Judge Advocate, Warner Robins Air Logistics Center, Air Force Materiel Command	6
Kessler, Brian L.	Col	Staff Judge Advocate, Electronic Systems Center, Air Force Materiel Command	15
Kilgallon, John A.	Maj	Acting Chief, Office of Information Management, Headquarters Air Mobility Command	2
Koenig, Robert F.	Col	Director, Information Management, Air Force Space Command	69
Land, Mark R.	Maj	Acting Staff Judge Advocate, Sacramento Air Logistics Center, Air Force Materiel Command	1
Leaf, Howard W.	Civ	Director, Test and Evaluation, Headquarters United States Air Force	1
Lepper, Edward C.	Maj	Acting Chief, Office of Information Management, Headquarters Air Intelligence Agency	1
Lezy, Normand G.	MajGen	Director, Legislative Liaison, Office of the Secretary of the Air Force	2
Linder, N. Steven	Col	Staff Judge Advocate, Air Force Flight Test Center, Air Force Materiel Command	7
Love, David R.	Col	Deputy Director, Legislative Liaison, Office of the Secretary of the Air Force	3
Lowas, Albert F.	Civ	Deputy Director, Air Force Base Conversion Agency	2
Malandrino, J. Paul	Col	Chief, Inquiries, Office of The Inspector General, Office of the Secretary of the Air Force	83
Marro, Michael C.	LtCol	Deputy Director, Information Management, Headquarters Air Education and Training Command	28
Mattice, James J.	Civ	Deputy Assistant Secretary (Research and Engineering), Office of the Assistant Secretary (Acquisition)	1

Mattingley, George M., Jr.	Col	Deputy Director, Legislative Liaison, Office of the Secretary of the Air Force	1
Mayo, Leon	LtCol	Acting Chief, Office of Information Management, Headquarters Air Mobility Command	8
McBride, James W.	Col	Staff Judge Advocate, Space and Missile Center, Air Force Materiel Command	228
McGinty, Michael D.	MajGen	Acting Deputy Chief of Staff, Personnel, Headquarters United States Air Force	1
McGovern, Francis X.	LtCol	Acting Chief, Office of Information Management, Headquarters Air Mobility Command	24
McNamara, Robert T.	Civ	Attorney Advisor, Office of the General Counsel, Office of the Secretary of the Air Force	1
McPherson, Carl L.	Col	Director, Command Staff, Headquarters, Air Force Special Operations Command	27
Miller, Brian D.	Col	Director, Information Management, Headquarters Pacific Air Forces	67
Miller, James E., Jr.	Col	Commander, National Air Intelligence Center, Air Intelligence Agency	1
Misciasci, Frank J., Jr.	Col	Commander, Air Weather Service	3
Miskell, C. David	Civ	Acting Chief, Administrative Services, Air National Guard	4
Morrison-Orton, John M.	LtCol	Acting Staff Judge Advocate, Air Force Development Test Center, Air Force Materiel Command	1
Mountz, Robert T.	LtCol	Deputy Staff Judge Advocate, Space and Missile Center, Air Force Materiel Command	9
Olsen, Alan K.	Civ	Director, Air Force Base Conversion Agency	1
Page, Roland J.	Col	Commander, Air Force Safety Agency	36
Pardini, Edward A.	Col	Director, Information Management, Office of The Administrative Assistant to the Secretary of the Air Force	1

Parmelean, Susan L.	Col	Vice Commander, Air Force Military Personnel Center	2
Payton, Gary D.	Col	Commander, National Air Intelligence Center	2
Peppel, Howard R.	LtCol	Acting Staff Judge Advocate, Air Force Development Test Center, Air Force Materiel Command	2
Peterson, Richard A.	Civ	Acting Chief, General Law Division, Office of The Judge Advocate General, Headquarters United States Air Force	31
Rathje, Norman F.	Col	Vice Commander, Air Force Military Personnel Center	2
Rauschkolb, Richard S.	Col	Commander, Air Force Historical Research Agency	5
Reynolds, Gerald E.	Col	Deputy Director, Plans and Requirements, Assistant Chief of Staff, Intelligence, Headquarters United States Air Force	4
Rhodes, Robert N.	Col	Chief, Inquiries, Office of The Inspector General, Headquarters United States Air Force	16
Ridlon, Robert W., Jr.	Maj	Acting Chief, Office of Information Management, Headquarters Air Mobility Command	1
Riley, Terrill W.	Maj	Military Assistant, Assistant Secretary (Manpower, Reserve Affairs, Installations and Environment), Office of the Secretary of the Air Force	1
Roadman, Charles H., II	MajGen	Director, Air Force Medical Operation Agency, Office of The Surgeon General, Headquarters United States Air Force	9
Ross, Walter H.	LtCol	Chief, Office of Information Management, Headquarters Air Intelligence Agency	14
Rowell, Gary L.	LtCol	Acting Staff Judge Advocate, Warner Robins Air Logistics Center, Air Force Materiel Command	2
Saxon, Vernon P.	Col	Vice Commander, Air Force Flight Test Center, Air Force Materiel Command	1

Schlechter, Alvin E.	Col	Staff Judge Advocate, Air Force Development Test Center, Air Force Materiel Command	31
Sconyers, Ronald T.	Col	Director of Public Affairs, Office of the Secretary of the Air Force	4
Sgroi, Anthony S.	LtCol	Acting Chief, Office of Information Management, Headquarters Air Combat Command	62
Shelton, James B.	Col	Commander, 696 Intelligence Group	10
Slipsky, Richard E.	Col	Acting Staff Judge Advocate, Ogden Air Logistics Center, Air Force Materiel Command	3
Smallwood, Glenn H.	Col	Deputy Director, Corporate Information, Headquarters Air Force Materiel Command	15
Smith, Jean P.	Civ	Acting Chief, Information Security, Chief of Security Police, Headquarters United States Air Force	1
Springer, Aaron S.	Maj	Acting Staff Judge Advocate, Sacramento Air Logistics Center, Air Force Materiel Command	2
Stanford, Kenneth L.	Col	Vice Commander, Air Force Technical Applications Center	4
Stephens, William E.	Col	Director of Inspection, Office of The Inspector General, Office of the Secretary of the Air Force	5
Stewart, Cynthia J.	Col	Director, Information Management, Headquarters United States Air Forces in Europe	148
Sullivan, C. Chavis	LtCol	Director of Information Management, Headquarters Pacific Air Forces	4
Sullivan, James M.	Col	Commander, 497 Intelligence Group	41
Tanner, Morris A., Jr.	Col	General Counsel, Army and Air Force Exchange Service	63
Teiber, Joseph F., Jr.	Col	Director, Information Management, United States Air Force Reserve	7
Tillstrom, Richard P.	Col	Staff Director, Air Force Military Personnel Center	3

Toews, Georgette M.	Col	Staff Director, Air Force Military Personnel Center	91
Upschulte, Phillip P.	Civ	Principal Deputy Assistant Secretary (Manpower, Reserve Affairs, Installations and Environment), Office of the Assistant Secretary of the Air Force	5
Walker, Johnny R.	Maj	Acting Chief, Office of Information Management, Headquarters Air Combat Command	12
Walters, Charles C.	Col	Vice Commander, 11 Support Wing	1
Weaver, Richard L.	Col	Director, Security and Special Programs Oversight, Office of The Administrative Assistant to the Secretary of the Air Force	20
White, Eugene	Civ	Chief, Information Security Division, Chief of Security Police, Headquarters United States Air Force	6
White, James H.	Col	Commander, Air Reserve Personnel Center	1
Wingfield, Stephen R.	Col	Commander, Air Force Services Agency	5
Witt, Randy	BrigGen	Director, Plans, Policy and Resources, Deputy Chief of Staff, Command, Control, Communications and Computers, Headquarters United States Air Force	1
Yanker, Gerald L.	Civ	Executive Director, Oklahoma City Air Logistics Center, Air Force Materiel Command	10

DEFENSE CONTRACT AUDIT AGENCY

Buhre, Richard R.	Civ	Regional Director, Eastern	4
Cherry, C. T.	Civ	Regional Director, Central	7
Summers, Francis	Civ	Regional Director, Northeastern	1
Woulhueter, Robert	Civ	Chief, Information Resources Management Branch, Headquarters	3

DEFENSE FINANCE AND ACCOUNTING SERVICE

Bitz, Gregory P.	Civ	Director, Defense Finance and Accounting Service-Indianapolis Center	12
Coffee, Charles R.	Civ	Director, Defense Finance and Accounting Service-Columbus Center	3
Hovell, Ronald C.	Civ	Director, Defense Finance and Accounting Service-Columbus Center	1
Nabil, John S.	Civ	Director, Defense Finance and Accounting Service-Denver Center	3
Williams, Jay F.	Civ	Director, Defense Finance and Accounting Service-Cleveland Center	5

DEFENSE INTELLIGENCE AGENCY

Richardson, Robert P.	Civ	Chief, Freedom of Information Act Staff	413
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DEFENSE INVESTIGATIVE SERVICE

Hartig, Dale L.	Civ	Chief, Office of Information and Public Affairs	49
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DEFENSE INFORMATION SYSTEMS AGENCY

Chadick, M. Susan	Civ	General Counsel	24
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DEFENSE LOGISTICS AGENCY

Baird, Bruce	Civ	General Counsel	1
Beauchamp, Roy E.	BrigGen	Commander, Defense Industrial Supply Center	8
Castleberry, John M.	Col	Chief of Staff, Defense Personnel Support Center	53
Connelly, Richard J.	Civ	Administrator, Defense National Stockpile Center	6
Elliot, Ernest A.	RAdm	Commander, Defense Construction Supply Center	4
Garret, L. T.	BrigGen	Commander, Defense Electronic Supply Center	6
Gould, Jeffrey P.	Capt	Commander, Defense Contract Management District North	8
Grosse, Vinson G.	Col	Commander, Defense Contract Management District South	6
Hempson, Donald A.	Capt	Commander, Defense Reutilization and Marketing Service	7
Ketts, R. L.	Capt	Commander, Defense Contract Management District West	18
Knapp, Thomas	Civ	Executive Director, Information Services	1
Labounty, James W.	Col	Commander, Defense Distribution Region West	13
Lehmann, Miles R.	Col	Staff Director, Command Security	6
Lippert, K. W.	RAdm	Commander, Defense General Supply Center	6
Tucker, Gary C.	Col	Commander, Defense Logistics Agency Administrative Support Center	15
Watts, Lloyd T., Jr.	Col	Commander, Defense Contract Management District South	6
Williams, Fred A.	Capt	Commander, Defense Distribution Region East	7
Wilson, Leon A.	BrigGen	Commander, Defense Fuel Supply Center	15

DEFENSE MAPPING AGENCY

Black, David L. Civ Deputy Director, Command Information 35

DEFENSE NUCLEAR AGENCY

Ullrich, George W. Civ Deputy Director 26

NATIONAL RECONNAISSANCE OFFICE

Healy, Michael P. Civ Director, External Relations 30

NATIONAL SECURITY AGENCY/CENTRAL SECURITY SERVICE

Baer, Louis A. Civ Acting Director of Policy, Office of Policy 138

Smith, Michael A. Civ Director of Policy, Office of Policy 297

OFFICE OF THE INSPECTOR GENERAL, DOD

Dulacki, Nadine K. Civ Chief, Freedom of Information/Privacy Act
Office 225

Item 4

Appeal Determinations

Component	Total Requests	Granted in Full	Denied in Part	Denied in Full	Other	Total Actions*
OSD/JS	95	12	17	5	64	98
Dept Army	399	20	59	155	292	526
Dept Navy	488	16	98	256	152	522
Dept Air Force	121	4	30	43	44	121
DCAA	1	0	0	1	0	1
DFAS	0	0	0	0	0	0
DIA	54	0	34	19	1	54
DIS	3	0	1	0	2	3
DISA	0	0	0	0	0	0
DLA	11	0	6	0	5	11
DMA	4	1	0	2	1	4
DNA	6	0	2	2	2	6
NRO	8	1	0	2	5	8
NSA/CSS	88	3	18	28	41	90
OIG, DOD	25	1	16	2	6	25
DOD Totals	1,303	58	281	515	615	1,469

* Total Actions may exceed Total Requests because more than one action may be taken on a single request.

Item 5(a)

Exemptions Invoked on Appeal Determinations

Component	Exemptions by Number (5 U.S.C. 552(b))									Total*
	1	2	3	4	5	6	7	8	9	
OSD/JS	8	3	0	3	7	9	1	0	0	31
Dept Army	23	22	5	34	188	184	139	0	0	595
Dept Navy	27	28	8	11	88	123	140	0	0	425
Dept Air Force	2	3	8	6	37	32	25	0	0	113
DCAA	0	0	0	0	1	0	0	0	0	1
DFAS	0	0	0	0	0	0	0	0	0	0
DIA	38	38	0	0	0	25	0	0	0	101
DIS	0	0	0	1	0	0	0	0	0	1
DISA	0	0	0	0	0	0	0	0	0	0
DLA	0	0	0	2	4	1	1	0	0	8
DMA	0	0	1	0	0	1	1	0	0	3
DNA	1	0	1	1	1	1	0	0	0	5
NRO	2	0	0	0	0	0	0	0	0	2
NSA/CSS	35	1	108	3	1	0	0	0	0	148
OIG, DOD	0	0	0	1	1	13	16	0	0	31
DOD Totals	136	95	131	62	328	389	323	0	0	1,464
Percent of Total	9%	6%	9%	4%	22%	27%	22%	0%	0%	100%

* Total may not agree with denials in Item 4 because of cases where two or more exemptions were cited.

Item 5(b)

Statutes Invoked on Appeal Determinations

Statute							Total
	Army	Navy	Air Force	DMA	DNA	NSA/CSS	
10 USC 130			2	1	1		4
10 USC 618 (e)			2				2
10 USC 1102 (f)	5	5					10
10 USC 2796				1			1
18 USC 798						33	33
22 USC 2778 (e)			2				2
41 USC 423		1					1
42 USC 2161-2168, P.L. 703		2					2
50 USC 401 et seq., as amended, Sec 403-3 (c)(5)						32	32
50 USC 402 <u>Note</u> , Sec 6, P.L. 86-36						43	43
50 USC 2407			2				2
Agency Totals	5	8	8	2	1	108	132

Item 5(c)

Other Reasons Cited on Appeal Determinations

Component	Category*						Total
	1	2	3	4	5	6	
OSD/JS	8	11	0	1	44	0	64
Dept Army	201	89	0	0	1	0	291
Dept Navy	46	8	3	60	34	1	152
Dept Air Force	1	43	0	0	0	0	44
DCAA	0	0	0	0	0	0	0
DFAS	0	0	0	0	0	0	0
DIA	0	1	0	0	0	0	1
DIS	0	0	0	1	0	1	2
DISA	0	0	0	0	0	0	0
DLA	1	3	0	0	1	0	5
DMA	0	1	0	0	0	0	1
DNA	0	2	0	0	0	0	2
NRO	0	5	0	0	0	0	5
NSA/CSS	0	19	0	19	3	0	41
OIG, DOD	3	3	0	0	0	0	6
DOD Totals	260	185	3	81	83	2	614

*** Types of Categories**

1. Transferred Request
 2. Lack of Records
 3. Failure of Requester to Reasonably Describe Record
 4. Other Failures by Requester to Comply with Published Rules and/or Directives
 5. Request Withdrawn by Requester
 6. Not an Agency Record
- (see page 8 for description of each category)

Item 6

Appeal Denial Authorities by Participation

Name	Rank	Title	Number of Instances
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OSD/JS

Bernath, Clifford H.	Civ	Principal Deputy Assistant to the Secretary of Defense (Public Affairs)	20
Williams, Pete	Civ	Assistant Secretary of Defense (Public Affairs)	2

DEPARTMENT OF THE ARMY

Paragino, Tamara	Civ	Assistant to the General Counsel, Office of the Army General Counsel	1
Peck, Darrell L.	Civ	Acting General Counsel, Office of the Army General Counsel	1
Baskir, Lawrence L.	Civ	Principal Deputy General Counsel, Office of the Army General Counsel	160
Taylor, Thomas W.	Civ	Principal Deputy General Counsel, Office of the Army General Counsel	52

DEPARTMENT OF THE NAVY

Angrist, E. P.	Civ	Deputy General Counsel	32
Bowman, M. E.	Capt	Deputy Assistant Judge Advocate General (General Litigation)	82
DiBattiste, C.	Civ	Principal Deputy General Counsel	26
Henebery, J.	Capt	Deputy Assistant Judge Advocate General (General Litigation)	87
Honigman, S. S.	Civ	General Counsel	2
Wilcox, Harvey J.	Civ	Deputy General Counsel (Logistics)	2

Wylie, P. C.	Capt	Deputy Assistant Judge Advocate General (General Litigation)	123
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DEPARTMENT OF THE AIR FORCE

Willson, Walter A.	Civ	Assistant General Counsel, Office of the Secretary of the Air Force	73
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DEFENSE CONTRACT AUDIT AGENCY

Van Santen, John	Civ	Assistant Director, Resources	1
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DEFENSE FINANCE AND ACCOUNTING SERVICE

None

DEFENSE INTELLIGENCE AGENCY

Berbrich, John T.	Civ	Chief of Staff	23
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Clift, Denis A.	Civ	Chief of Staff	30
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DEFENSE INVESTIGATIVE SERVICE

Donnelly, John F.	Civ	Director	1
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DEFENSE INFORMATION SYSTEMS AGENCY

None

DEFENSE LOGISTICS AGENCY

Farrell, L. P., Jr.	MajGen	Principal Deputy Director	6
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DEFENSE MAPPING AGENCY

Urbik, L. W.	Capt	Chief of Staff	2
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DEFENSE NUCLEAR AGENCY

Hagemann, Kenneth L. MajGen Director 4

NATIONAL RECONNAISSANCE OFFICE

Hill, J. D. Civ Deputy Director 2

NATIONAL SECURITY AGENCY/CENTRAL SECURITY SERVICE

Crowell, William P. Civ Deputy Director 26

McNamara, Barbara A. Civ Executive Director 9

Parsons, Donald L. Civ Executive Director 9

Prestel, Robert L. Civ Deputy Director 2

OFFICE OF THE INSPECTOR GENERAL, DOD

Lutsch, Nicholas T. Civ Assistant Inspector General, Administration
and Information Management 18

Item 7

Court Opinions and Actions Taken

DEPARTMENT OF THE ARMY

Bush v. West, C.A. No. 6:93CV101, U.S.D.C.E.D. TX, March 16, 1993. Plaintiff had submitted several FOIA requests for copies of his personnel record concerning his assignment to Greece from 1947 to 1949. After Army released all relevant documents and filed a motion for summary judgment, the court stayed ruling on the motion and, granted plaintiff's unusual request for a bench trial. Representatives from the National Personnel Records Center (NPRC), Department of Veterans Affairs (VA), and a paralegal from the Litigation Division testified at the hearing. The Court determined that the Army retrieved all relevant documents from its own files, as well as from the NPRC and VA. In denying plaintiff's request for attorneys fees, the Court stated that "(w)here FOIA requests are concerned, justice delayed is not justice denied, the Government only pays for the latter."

Chase, Rotchford, Druckker & Boquist v. Les Aspin, et al., C.A. No. 94-10774, U.S.D.C.C.D. CA, February 3, 1994. Plaintiff, with written permission from Mr. Lawrence Lynch, several times requested Mr. Lynch's medical and personnel records from the Army Reserve Personnel Center, St. Louis, MO. Plaintiff brought suit after third attempt to obtain records. Records were released and plaintiff withdrew. Case dismissed without prejudice.

DEPARTMENT OF THE NAVY

Balfour Beatty, Inc. v. Department of the Navy, C.A. No. 93-2118, U.S.D.C.S.D. FL. Case filed on October 26, 1993, involving two FOIA requests submitted to Naval Facilities Engineering Command Southern Division (SOUTHDIV) for a technical proposal and abstracts of offers pertaining to a contract for a power plant. Complaint alleged that the Navy failed to process the requests within 10 working days and that Plaintiff has exhausted administrative remedies. On November 24, 1993, SOUTHDIV disclosed personnel resumes and corporate brochures but withheld remaining portions of the technical proposal under exemption (b)(4) and withheld the Technical Review Committee report under exemption (b)(5). A Motion for Summary Judgment was filed on April 4, 1994. Balfour Beatty responded with a petition for discovery on May 2, 1994. The Government filed a Motion for a protective order on May 13, 1994, which was granted. On December 2, 1994, the Court granted the Navy's Motion for Summary Judgment. The Court protected disputed portions of the technical proposal under exemption (b)(4) citing both the competitive harm test of National Parks and the voluntary submission ("confidential" if information of a kind that would customarily not be released to the public) test of Critical Mass. The Court also protected deliberative portions of a Technical Evaluation Board Report under exemption (b)(5) and factual materials in the report under exemption (b)(4).

International Brotherhood of Electrical Workers, Local 46 v. Department of the Navy, C.A. No. C93-1364, U.S.D.C.W.D. WA. Case filed on October 1, 1993, involving withholding names and home addresses of employees on certified payrolls. On October 22, 1993, the parties agreed to a stipulation staying all proceedings in this matter until 14 days after a decision by the US Supreme Court in US Department of Defense v. Federal Labor Relations Authority, 975 F.2d 1105 (5th Cir. 1992), cert. granted as No. 92-1223 (March 29, 1993). On November 1, 1993, the Court ordered the case removed from the Court's active caseload and directed counsel to file a joint status report within 10 days following the Supreme Court's decision in the above case. The Supreme Court decision in Federal Labor Relations Authority, on February 23, 1994, protected home addresses from disclosure. The Court dismissed the case with prejudice and without costs to either party on March 8, 1994.

Integrated Logistics Support Systems International, Inc. v. Naval Air Systems Command (NAVAIR) and the United States Department of the Navy, C.A. No. 94-777-A, U.S.D.C.E.D. VA. Case filed on June 9, 1994, involving a FOIA request submitted on December 29, 1993, seeking a copy of a contract. Complaint alleged that the Navy failed to process the request within 10 working days and that Plaintiff has thereby exhausted administrative remedies. Following argument before the Court, on November 18, 1994, the Court denied Plaintiff's Motion for Summary Judgment as to one of its counts and granted a consent order dismissing Plaintiff's claim as to inadequacy of the search by NAVAIR, without prejudice, as to another count. The consent order provided that the Court would retain jurisdiction until the related records were delivered to the Plaintiff. The Defendant was to pay Plaintiff's attorney costs and fees pertaining to certain depositions.

Litton Systems, Inc. v. Department of the Navy, C.A. No. 93-2538, U.S.D.C. D.C. Reverse FOIA case filed on December 10, 1993, involving proposed release to Honeywell of contract pricing information. All three requesters: Honeywell, Kearfott Guidance and Navigation Corporation, and Smith Industries withdrew their requests. On September 1, 1994, the case was dismissed without prejudice pursuant to a stipulation of dismissal in which both parties agreed to bear their own costs and attorneys' fees.

Lykes Bros. Steamship Co., Inc. v. Department of the Navy, C.A. No. 94CV819588, U.S.D.C. D.C. Case filed on September 12, 1994, by Nemirow, Hu, Kurt & Tankersly alleging improper withholding of agency records because the Military Sealift Command failed to respond to two letters dated August 17, 1994. Request sought information pertaining to the Special Middle East Sealift Agreements. On December 5, 1994, the Plaintiff filed an unopposed Motion to Dismiss. The Court granted Plaintiff's Motion.

Elmer R. Seevers v. Department of the Navy, C.A. No. 93-1328, U.S.D.C.S.D. CA. Naval Sea Systems Command, Mare Island Naval Shipyard case filed on September 7, 1993, involving a FOIA request submitted seeking copies of information pertaining to two claims for compensation filed by Seevers for an injury he incurred in 1984 while employed at Mare Island. Complaint alleges that the Navy failed to process the requests within 10 working days and that the Plaintiff has thereby exhausted administrative remedies. Information was released on October 29, 1993. Motion was filed on October 26, 1993, to dismiss or for Summary Judgment based on release (suit considered moot). On November 17, 1993, Plaintiff filed a response and rebuttal to the Motion to Dismiss or for Summary Judgment. On January 4, 1994, the court granted defendant's Motion for Summary Judgment.

John J. Nagle v. United States Navy, C.A. No. 94-10128, U.S.D.C. MA. Plaintiff was sent to Captain's Mast in 1992 after being accused of cheating on a written exam. Plaintiff filed a FOIA request for the release of the exam and all documents relating to the case. The command responded with a partial release on July 21, 1993. Plaintiff filed a FOIA appeal on August 24, 1993. The appeal was denied on November 17, 1993. Plaintiff currently preparing a petition to the Board for Correction of Naval Records (BCNR). Plaintiff was sent a stipulation for the withdrawal of the complaint. Plaintiff signed the stipulation and the requested documents were released for the sole purpose of allowing plaintiff to prepare his petition to BCNR. Awaiting final court order (i.e., Judge will dismiss case).

Henry Smalls v. Department of the Navy, C.A. No. 2-93-3190-8, U.S.D.C. SC. Plaintiff is the father of an 11 year old girl who died July 8, 1993, as a result of a swimming accident at the Naval Hospital, Charleston, swimming pool. Plaintiff alleges he has been unsuccessful in obtaining information. Motion to Dismiss granted. Case closed March 1, 1994.

Joseph A. Camardo, Jr. v. Department of the Navy, C.A. No. 92-CV-935, U.S.D.C.N.D. NY. Case filed July 21, 1992, involving two causes of action: (1) Camardo made request to Naval Sea Systems Command (NAVSEA) for contract materials on March 11, 1992. On June 5, 1992, NAVSEA refused to expedite the request which it is processing under Open America. (2) Camardo made request to Defense Logistics Agency (DLA) May 6, 1992. DLA had not responded to Camardo. On March 30, 1993, the Court denied the Government's Motion to Dismiss or in the alternative for summary Judgment, concluded that the Navy was exercising due diligence but that the backlog of similar FOIA requests did not constitute exceptional circumstances. The Court ordered the Navy to complete its response to the request within six months of the date of the order. The Court was notified that processing was complete on September 27, 1993. On May 24, 1994, the Navy filed a Motion to Dismiss or for Summary Judgment. Camardo's request for attorney's fees was denied. On October 5, 1994, the Court issued an order granting in part and denying in part the Motions for attorney's fees and to dismiss the action (as noted above).

DEPARTMENT OF THE AIR FORCE

GTE Government Systems Corp and Carl L. Vacketta v. Secretary of the Air Force, C.A. No. 94-1040, U.S.D.C. D.C., May 11, 1994. Plaintiff filed a FOIA request which was not answered within the statutory time limit, so plaintiff filed suit. The requested documents were released and a stipulated dismissal was filed.

DEFENSE LOGISTICS AGENCY

Novamarine America v. DLA, et al., C.A. No. 92-1630-CIV-T-99B, U.S.D.C.M.D. FL. Reverse FOIA action. A Preliminary Injunction was issued in 1993 to prevent Defense Contract Management District South (DCMD South and Defense Contract Management Area Office Orlando from releasing documents that had been requested under FOIA by Dr. Camardo to the DoN and DoD. A settlement was reached between parties, and the case was dismissed on November 1993, but DLA was not notified until 1994.

Camardo v. DoN and DoD, C.A. No. 92-CV-935, U.S.D.C.N.D. NY. Dr. Camardo filed suit to force DoD and DoN to release documents in their possession to NOVAMARINE in their entirety. See Navy entry for this case.

GC Micro Corp v. DLA, C.A. No. 92-16546, U.S.D.C. 9th Circuit. Court reviewed District Courts decision supporting DLA'S Exemption 4 withholding of Standard Forms (SF) 294, Subcontracting Report for Individual Contracts, on the basis that disclosure would likely result in substantial competitive injury. 9th Circuit reversed the District Court's decision. SF Forms 294 have been released.

Total Procurement Services, Inc. v. DoD/DLA, C.A. No. HC94-0934, U.S.D.C. N.D. CA. Total Procurement Services sought access to procurement information residing in a DLA database. DLA originally felt that the data was not within the scope of a FOIA record. DLA reconsidered and granted Total Procurement Services access to the data. The case was dismissed without prejudice on June 9, 1994.

Wolf v. DoD/DLA, C.A. No. C94-3117, U.S.D.C.N.D. CA. Plaintiff challenged DLA's partial denial of FOIA request for documents relating to Lockheed Corporation's efforts to obtain reimbursement for environmental clean-up costs. Documents were withheld under Exemptions 4 and 5. Case was dismissed on November 3, 1994 after plaintiff agreed that Exemption 5 withholdings were appropriate, and after defendant agreed to submit information withheld under Exemption 4 to counsel for Lockheed who would then make documents available to plaintiff.

NATIONAL SECURITY AGENCY/CENTRAL SECURITY SERVICE

John C. Gilmore v. FBI, C.A. No. 93-2117, U.S.D.C.N.D. CA., June 4, 1993. Plaintiff sought relief for failure to process request within statutory time limits. Court issued order requiring parties and NSA to process documents by a specified time. NSA is in compliance with the order.

James J. Valona v. DEA, FBI, U.S. Parole Commission, U.S. Bureau of Prisons, U.S. Marshals Service, U.S. Customs Service, C.A. No. 93-1256, U.S.D.C. D.C., June 19, 1993. In count IX of suit, plaintiff sought relief for NSA'S failure to process initial FOIA requests within statutory time limits. The defendant's motion to dismiss for failure of effective service granted, but plaintiff permitted to amend complaint. The Court dismissed the complaint on May 13, 1994.

Bradley C. Carter v. NSA, C.A. No. 93-3847, U.S.D.C. MD, March 20, 1994. Plaintiff alleged inadequate search and improperly withheld records. Court ordered Agency-wide search, which was done. No records were located. Upon the Government's motion for summary judgment, the Court dismissed the complaint on January 10, 1995.

Item 8

FOIA Implementation Rules or Regulations

COMPONENT	DOCUMENT IDENTIFICATION	CFR. REF.
OSD/JS	"DoD Freedom of Information Act (FOIA) Program"	32 CFR 286
Dept Army	"The Army Freedom of Information Act Program"	32 CFR 518
Dept Navy	"Availability of Department of Navy Records and Publication of Department of the Navy Documents Affecting the Public"	32 CFR 701
Dept Air Force	"Air Force Freedom of Information Act Program"	32 CFR 806, as amd by FR Vol. 59, No. 193, 6 Oct 94
DCAA	"Defense Contract Audit Agency (DCAA) Freedom of Information Act Program"	32 CFR 290
DIA	"Defense Intelligence Agency (DIA) Freedom of Information Act"	32 CFR 292
DIS	"Defense Investigative Service Freedom of Information Practices"	32 CFR 298, as amd by FR, Vol. 59, No. 87, 6 May 94 (pending revision)
DISA	"Defense Information Systems Agency/Office of the Manager, National Communications System (DISA/OMNCS) Freedom of Information Act Program"	32 CFR 287
DLA	"Defense Logistics Agency (DLA) Freedom of Information Act Program"	32 CFR 1285

DMA	"Defense Mapping Agency (DMA) Freedom of Information Act (FOIA) Program"	32 CFR 286i and 293
DNA	"Defense Nuclear Agency (DNA) Freedom of Information Act Program"	32 CFR 291 (pending revision)
NRO	"National Reconnaissance Office Freedom of Information Act Program"	32 CFR 296
NSA/CSS	"Public Access to Records"	32 CFR 299
OIG, DOD	"Office of the Inspector General Freedom of Information Act Program"	32 CFR 295

Item 9

Fee Schedule and Fees Collected

The fee schedule on pages 61 through 74, reprinted from Chapter VI, DoD Regulation 5400.7-R, October 1990, with Change 1, May 10, 1991, establishes standard costs collectable by Department of Defense Agencies.

\$1,266,279.15 was collected from the public for making records available during the year 1994 (see item 10(b), page 76 for agency totals).

CHAPTER VI
FEE SCHEDULE

Section 1

GENERAL PROVISIONS

6-100 Authorities

The Freedom of Information Act (5 U.S.C. 552), as amended; by the Freedom of Information Reform Act of 1986; the Paperwork Reduction Act (44 U.S.C. 35); the Privacy Act of 1974 (5 U.S.C. 552a); the Budget and Accounting Act of 1921 (31 U.S.C. 1 et. seq.); the Budget and Accounting Procedures Act (31 U.S.C. 67 et. seq.); the Defense Authorization Act for FY 87, Section 954, (P.L. 99-661), as amended by the Defense Technical Corrections Act of 1987 (P.L. 100-26).

6-101 Application

a. The fees described in this Chapter apply to FOIA requests, and conform to the Office of Management and Budget Uniform Freedom of Information Act Fee Schedule and Guidelines. They reflect direct costs for search, review (in the case of commercial requesters); and duplication of documents, collection of which is permitted by the FOIA. They are neither intended to imply that fees must be charged in connection with providing information to the public in the routine course of business, nor are they meant as a substitute for any other schedule of fees, such as DoD Instruction 7230.7 (reference (r)), which does not supersede the collection of fees under the FOIA. Nothing in this Chapter shall supersede fees chargeable under a statute specifically providing for setting the level of fees for particular types of records. A "statute specifically providing for setting the level of fees for particular types of records" (5 U.S.C. 552 (a)(4)(a)(vi) means any statute that enables a Government Agency such as the Government Printing Office (GPO) or the National Technical Information Service (NTIS), to set and collect fees. Components should ensure that when documents that would be responsive to a request are maintained for distribution by agencies operating statutory-based fee schedule programs such as the GPO or NTIS, they inform requesters of the steps necessary to obtain records from those sources.

b. The term "direct costs" means those expenditures a Component actually makes in searching for, reviewing (in the case of commercial requesters), and duplicating documents to respond to an FOIA request. Direct costs include, for example, the salary of the employee performing the work (the basic rate of pay for the employee plus 16 percent of that rate to cover benefits), and the costs of operating duplicating machinery. These factors have been included in the fee rates prescribed at Section 2 of this Chapter. Not included in direct costs are overhead expenses such as costs of space, heating or lighting the facility in which the records are stored.

c. The term "search" includes all time spent looking for material that is responsive to a request. Search also includes a page-by-page or line-by-line identification (if necessary) of material in the document to determine if it, or portions thereof are responsive to the request. Components should ensure that searches are done in the most efficient and least

expensive manner so as to minimize costs for both the Component and the requester. For example, Components should not engage in line-by-line searches when duplicating an entire document known to contain responsive information would prove to be the less expensive and quicker method of complying with the request. Time spent reviewing documents in order to determine whether to apply one or more of the statutory exemptions is not search time, but review time. See subparagraph 6-101, e., for the definition of review, and subparagraph 6-201, b., for information pertaining to computer searches.

d. The term "duplication" refers to the process of making a copy of a document in response to an FOIA request. Such copies can take the form of paper copy, microfiche, audiovisual, or machine readable documentation (e. g., magnetic tape or disc), among others. Every effort will be made to ensure that the copy provided is in a form that is reasonably usable, the requester shall be notified that their copy is the best available and that the agency's master copy shall be made available for review upon appointment. For duplication of computer tapes and audiovisual, the actual cost, including the operator's time, shall be charged. In practice, if a Component estimates that assessable duplication charges are likely to exceed \$25.00, it shall notify the requester of the estimate, unless the requester has indicated in advance his or her willingness to pay fees as high as those anticipated. Such a notice shall offer a requester the opportunity to confer with Component personnel with the object of reformulating the request to meet his or her needs at a lower cost.

e. The term "review" refers to the process of examining documents located in response to an FOIA request to determine whether one or more of the statutory exemptions permit withholding. It also includes processing the documents for disclosure, such as excising them for release. Review does not include the time spent resolving general legal or policy issues regarding the application of exemptions. It should be noted that charges for commercial requesters may be assessed only for the initial review. Components may not charge for reviews required at the administrative appeal level of an exemption already applied. However, records or portions of records withheld in full under an exemption which is subsequently determined not to apply may be reviewed again to determine the applicability of other exemptions not previously considered. The costs for such a subsequent review would be properly assessable.

6-102 Fee Restrictions

a. No fees may be charged by any DoD Component if the costs of routine collection and processing of the fee are likely to equal or exceed the amount of the fee. With the exception of requesters seeking documents for a commercial use, Components shall provide the first two hours of search time, and the first one hundred pages of duplication without charge. For example, for a request (other than one from a commercial requester) that involved two hours and ten minutes of search time, and resulted in one hundred and five pages of documents, a Component would determine the cost of only ten minutes of search time, and only five pages of reproduction. If this processing cost was equal to, or less than the cost to the Component for billing the requester and processing the fee collected, no charges would result.

b. Requesters receiving the first two hours of search and the first one hundred pages of duplication without charge are entitled to such only once per request.

Consequently, if a Component, after completing its portion of a request, finds it necessary to refer the request to a subordinate office, another DoD Component, or another Federal Agency to action their portion of the request, the referring Component shall inform the recipient of the referral of the expended amount of search time and duplication cost to date.

c. The elements to be considered in determining the "cost of collecting a fee" are the administrative costs to the Component of receiving and recording a remittance, and processing the fee for deposit in the Department of Treasury's special account. The cost to the Department of Treasury to handle such remittance is negligible and shall not be considered in Components' determinations.

d. For the purposes of these restrictions, the word "pages" refers to paper copies of a standard size, which will normally be "8 1/2 x 11" or "11 x 14". Thus, requesters would not be entitled to 100 microfiche or 100 computer disks, for example. A microfiche containing the equivalent of 100 pages or 100 pages of computer printout; however, might meet the terms of the restriction.

e. In the case of computer searches, the first two free hours will be determined against the salary scale of the individual operating the computer for the purposes of the search. As an example, when the direct costs of the computer central processing unit, input-output devices, and memory capacity equal \$24.00 (two hours of equivalent search at the clerical level), amounts of computer costs in excess of that amount are chargeable as computer search time.

6-103 Fee Waivers

a. Documents shall be furnished without charge, or at a charge reduced below fees assessed to the categories of requesters in paragraph 6-104 when the Component determines that waiver or reduction of the fees is in the public interest because furnishing the information is likely to contribute significantly to public understanding of the operations or activities of the Department of Defense and is not primarily in the commercial interest of the requester.

b. When assessable costs for an FOIA request total \$15.00 or less, fees shall be waived automatically for all requesters, regardless of category.

c. Decisions to waive or reduce fees that exceed the automatic waiver threshold shall be made on a case-by-case basis, consistent with the following factors:

1. Disclosure of the information "is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the Government."

(i) The subject of the request. Components should analyze whether the subject matter of the request involves issues which will significantly contribute to the public understanding of the operations or activities of the Department of Defense. Requests for records in the possession of the Department of Defense which were originated by non-government organizations and are sought for their intrinsic content, rather than informative value will likely not contribute to public understanding of the operations or

activities of the Department of Defense. An example of such records might be press clippings, magazine articles, or records forwarding a particular opinion or concern from a member of the public regarding a DoD activity. Similarly, disclosures of records of considerable age may or may not bear directly on the current activities of the Department of Defense; however, the age of a particular record shall not be the sole criteria for denying relative significance under this factor. It is possible to envisage an informative issue concerning the current activities of the Department of Defense, based upon historical documentation. Requests of this nature must be closely reviewed consistent with the requester's stated purpose for desiring the records and the potential for public understanding of the operations and activities of the Department of Defense.

(ii) The informative value of the information to be disclosed. This factor requires a close analysis of the substantive contents of a record, or portion of the record, to determine whether disclosure is meaningful, and shall inform the public on the operations or activities of the Department of Defense. While the subject of a request may contain information which concerns operations or activities of the Department of Defense, it may not always hold great potential for contributing to a meaningful understanding of these operations or activities. An example of such would be a heavily redacted record, the balance of which may contain only random words, fragmented sentences, or paragraph headings. A determination as to whether a record in this situation will contribute to the public understanding of the operations or activities of the Department of Defense must be approached with caution, and carefully weighed against the arguments offered by the requester. Another example is information already known to be in the public domain. Disclosure of duplicative, or nearly identical information already existing in the public domain may add no meaningful new information concerning the operations and activities of the Department of Defense.

(iii) The contribution to an understanding of the subject by the general public likely to result from disclosure. The key element in determining the applicability of this factor is whether disclosure will inform, or have the potential to inform the public, rather than simply the individual requester or small segment of interested persons. The identity of the requester is essential in this situation in order to determine whether such requester has the capability and intention to disseminate the information to the public. Mere assertions of plans to author a book, researching a particular subject, doing doctoral dissertation work, or indigency are insufficient without demonstrating the capacity to further disclose the information in a manner which will be informative to the general public. Requesters should be asked to describe their qualifications, the nature of their research, the purpose of the requested information, and their intended means of dissemination to the public.

(iv) The significance of the contribution to public understanding. In applying this factor, Components must differentiate the relative significance or impact of the disclosure against the current level of public knowledge, or understanding which exists before the disclosure. In other words, will disclosure on a current subject of wide public interest be unique in contributing previously unknown facts, thereby enhancing public knowledge, or will it basically duplicate what is already known by the general public. A decision regarding significance requires objective judgment, rather than subjective determination, and must be applied carefully to determine whether disclosure will likely

lead to a significant public understanding of the issue. Components shall not make value judgments as to whether the information is important enough to be made public.

2. Disclosure of the information "is not primarily in the commercial interest of the requester."

(i) The existence and magnitude of a commercial interest. If the request is determined to be of a commercial interest, Components should address the magnitude of that interest to determine if the requester's commercial interest is primary, as opposed to any secondary personal or non-commercial interest. In addition to profit-making organizations, individual persons or other organizations may have a commercial interest in obtaining certain records. Where it is difficult to determine whether the requester is of a commercial nature, Components may draw inference from the requester's identity and circumstances of the request. In such situations, the provisions of paragraph 6-104, below, apply. Components are reminded that in order to apply the commercial standards of the FOIA, the requester's commercial benefit must clearly override any personal or non-profit interest.

(ii) The primary interest in disclosure. Once a requester's commercial interest has been determined, Components should then determine if the disclosure would be primarily in that interest. This requires a balancing test between the commercial interest of the request against any public benefit to be derived as a result of that disclosure. Where the public interest is served above and beyond that of the requester's commercial interest, a waiver or reduction of fees would be appropriate. Conversely, even if a significant public interest exists, and the relative commercial interest of the requester is determined to be greater than the public interest, then a waiver or reduction of fees would be inappropriate. As examples, news media organizations have a commercial interest as business organizations; however, their inherent role of disseminating news to the general public can ordinarily be presumed to be of a primary interest. Therefore, any commercial interest becomes secondary to the primary interest in serving the public. Similarly, scholars writing books or engaged in other forms of academic research, may recognize a commercial benefit, either directly, or indirectly (through the institution they represent); however, normally such pursuits are primarily undertaken for educational purposes, and the application of a fee charge would be inappropriate. Conversely, data brokers or others who merely compile government information for marketing can normally be presumed to have an interest primarily of a commercial nature.

d. Components are reminded that the above factors and examples are not all inclusive. Each fee decision must be considered on a case-by-case basis and upon the merits of the information provided in each request. When the element of doubt as to whether to charge or waive the fee cannot be clearly resolved, Components should rule in favor of the requester.

e. In addition, the following additional circumstances describe situations where waiver or reduction of fees are most likely to be warranted:

1. A record is voluntarily created to preclude an otherwise burdensome effort to provide voluminous amounts of available records, including additional information not requested.

2. A previous denial of records is reversed in total, or in part, and the assessable costs are not substantial (e. g. \$15.00 - \$30.00).

6-104 Fee Assessment

a. Fees may not be used to discourage requesters, and to this end, FOIA fees are limited to standard charges for direct document search, review (in the case of commercial requesters) and duplication.

b. In order to be as responsive as possible to FOIA requests while minimizing unwarranted costs to the taxpayer, Components shall adhere to the following procedures:

1. Analyze each request to determine the category of the requester. If the Component determination regarding the category of the requester is different than that claimed by the requester, the Component shall:

(i) Notify the requester that he should provide additional justification to warrant the category claimed, and that a search for responsive records will not be initiated until agreement has been attained relative to the category of the requester. Absent further category justification from the requester, and within a reasonable period of time (i. e., 30 calendar days), the Component shall render a final category determination, and notify the requester of such determination, to include normal administrative appeal rights of the determination.

(ii) Advise the requester that, notwithstanding any appeal, a search for responsive records will not be initiated until the requester indicates a willingness to pay assessable costs appropriate for the category determined by the Component.

2. Requesters must submit a fee declaration appropriate for the below categories.

(i) Commercial. Requesters must indicate a willingness to pay all search, review and duplication costs.

(ii) Educational or Noncommercial Scientific Institution or News Media. Requesters must indicate a willingness to pay duplication charges in excess of 100 pages if more than 100 pages of records are desired.

(iii) All Others. Requesters must indicate a willingness to pay assessable search and duplication costs if more than two hours of search effort or 100 pages of records are desired.

3. If the above conditions are not met, then the request need not be processed and the requester shall be so informed.

4. In the situations described by subparagraphs 6-104, b.1. and 2., above, Components must be prepared to provide an estimate of assessable fees if desired by the requester. While it is recognized that search situations will vary among Components, and that an estimate is often difficult to obtain prior to an actual search, requesters who desire

estimates are entitled to such before committing to a willingness to pay. Should Component estimates exceed the actual amount of the estimate or the amount agreed to by the requester, the amount in excess of the estimate or the requester's agreed amount shall not be charged without the requester's agreement.

5. No DoD Component may require advance payment of any fee; i. e., payment before work is commenced or continued on a request, unless the requester has previously failed to pay fees in a timely fashion, or the agency has determined that the fee will exceed \$250.00. As used in this sense, a timely fashion is 30 calendar days from the date of billing (the fees have been assessed in writing) by the Component.

6. Where a Component estimates or determines that allowable charges that a requester may be required to pay are likely to exceed \$250.00, the Component shall notify the requester of the likely cost and obtain satisfactory assurance of full payment where the requester has a history of prompt payments, or require an advance payment of an amount up to the full estimated charges in the case of requesters with no history of payment.

7. Where a requester has previously failed to pay a fee charged in a timely fashion (i. e., within 30 calendar days from the date of the billing), the Component may require the requester to pay the full amount owed, plus any applicable interest, or demonstrate that he or she has paid the fee, and to make an advance payment of the full amount of the estimated fee before the Component begins to process a new or pending request from the requester. Interest will be at the rate prescribed in 31 U. S. C. 3717 (reference (af)), and confirmed with respective Finance and Accounting Offices.

8. After all work is completed on a request, and the documents are ready for release, Components may request payment before forwarding the documents if there is no payment history on the requester, or if the requester has previously failed to pay a fee in a timely fashion (i. e., within 30 calendar days from the date of the billing). In the case of the latter, the provisions of subparagraph 6-104, b.7., above, apply. Components may not hold documents ready for release pending payment from requesters with a history of prompt payment.

9. When Components act under subparagraphs 6-104, 1 through 7, above, the administrative time limits of the FOIA (i.e., 10 working days from receipt of initial requests, and 20 working days from receipt of appeals, plus permissible extensions of these time limits) will begin only after the Component has received a willingness to pay fees and satisfaction as to category determination, or fee payments (if appropriate).

10. Components may charge for time spent searching for records, even if that search fails to locate records responsive to the request. Components may also charge search and review (in the case of commercial requesters) time if records located are determined to be exempt from disclosure. In practice, if the Component estimates that search charges are likely to exceed \$25.00 it shall notify the requester of the estimated amount of fees, unless the requester has indicated in advance his or her willingness to pay fees as high as those anticipated. Such a notice shall offer the requester the opportunity to confer with Component personnel with the object of reformulating the request to meet his or her needs at a lower cost.

c. Commercial Requesters. Fees shall be limited to reasonable standard charges for document search, review and duplication when records are requested for commercial use. Requesters must reasonably describe the records sought (see paragraph 1-507).

1. The term "commercial use" request refers to a request from, or on behalf of one who seeks information for a use or purpose that furthers the commercial, trade, or profit interest of the requester or the person on whose behalf the request is made. In determining whether a requester properly belongs in this category, Components must determine the use to which a requester will put the documents requested. Moreover, where a Component has reasonable cause to doubt the use to which a requester will put the records sought, or where that use is not clear from the request itself, Components should seek additional clarification before assigning the request to a specific category.

2. When Components receive a request for documents for commercial use, they should assess charges which recover the full direct costs of searching for, reviewing for release, and duplicating the records sought. Commercial requesters (unlike other requesters) are not entitled to two hours of free search time, nor 100 free pages of reproduction of documents. Moreover, commercial requesters are not normally entitled to a waiver or reduction of fees based upon an assertion that disclosure would be in the public interest. However, because use is the exclusive determining criteria, it is possible to envision a commercial enterprise making a request that is not for commercial use. It is also possible that a non-profit organization could make a request that is for commercial use. Such situations must be addressed on a case-by-case basis.

d. Educational Institution Requesters. Fees shall be limited to only reasonable standard charges for document duplication (excluding charges for the first 100 pages) when the request is made by an educational institution whose purpose is scholarly research. Requesters must reasonably describe the records sought (see paragraph 1-507). The term "educational institution" refers to a pre-school, a public or private elementary or secondary school, an institution of graduate high education, an institution of undergraduate higher education, an institution of professional education, and an institution of vocational education, which operates a program or programs of scholarly research.

e. Non-Commercial Scientific Institution Requesters. Fees shall be limited to only reasonable standard charges for document duplication (excluding charges for the first 100 pages) when the request is made by a non-commercial scientific institution whose purpose is scientific research. Requesters must reasonably describe the records sought (see paragraph 5-107). The term "non-commercial scientific institution" refers to an institution that is not operated on a "commercial" basis as defined in subparagraph 6-104, c., above, and which is operated solely for the purpose of conducting scientific research, the results of which are not intended to promote any particular product or industry.

f. Components shall provide documents to requesters in subparagraphs 6-104, d. and e., above, for the cost of duplication alone, excluding charges for the first 100 pages. To be eligible for inclusion in these categories, requesters must show that the request is being made under the auspices of a qualifying institution and that the records are not sought for commercial use, but in furtherance of scholarly (from an educational institution) or scientific (from a non-commercial scientific institution) research.

g. Representatives of the news media. Fees shall be limited to only reasonable standard charges for document duplication (excluding charges for the first 100 pages) when the request is made by a representative of the news media. Requesters must reasonably describe the records sought (see paragraph 1-507).

1. The term "representative of the news media" refers to any person actively gathering news for an entity that is organized and operated to publish or broadcast news to the public. The term "news" means information that is about current events or that would be of current interest to the public. Examples of news media entities include television or radio stations broadcasting to the public at large, and publishers of periodicals (but only in those instances when they can qualify as disseminators of "news") who make their products available for purchase or subscription by the general public. These examples are not meant to be all-inclusive. Moreover, as traditional methods of news delivery evolve (e. g., electronic dissemination of newspapers through telecommunications services), such alternative media would be included in this category. In the case of "freelance" journalists, they may be regarded as working for a news organization if they can demonstrate a solid basis for expecting publication through that organization, even through not actually employed by it. A publication contract would be the clearest proof, but Components may also look to the past publication record of a requester in making this determination.

2. To be eligible for inclusion in this category, a requester must meet the criteria in subparagraph 6-104, g.1., above, and his or her request must not be made for commercial use. A request for records supporting the news dissemination function of the requester shall not be considered to be a request that is for a commercial use. For example, a document request by a newspaper for records relating to the investigation of a defendant in a current criminal trial of public interest could be presumed to be a request from an entity eligible for inclusion in this category, and entitled to records at the cost of reproduction alone (excluding charges for the first 100 pages).

3. "Representative of the news media" does not include private libraries, private repositories of Government records, or middlemen, such as information vendors or data brokers.

h. All Other Requesters. Components shall charge requesters who do not fit into any of the above categories, fees which recover the full direct cost of searching for and duplicating records, except that the first two hours of search time and the first 100 pages of duplication shall be furnished without charge. Requesters must reasonably describe the records sought (see paragraph 1-507). Requests from subjects about themselves will continue to be treated under the fee provisions of the Privacy Act of 1974 (reference (af)), which permit fees only for duplication. Components are reminded that this category of requester may also be eligible for a waiver or reduction of fees if disclosure of the information is in the public interest as defined under subparagraph 6-103, a., above. (See also subparagraph 6-104, c.2.).

6-105 Aggregating Requests

Except for requests that are for a commercial use, a Component may not charge for the first two hours of search time or for the first 100 pages of reproduction. However, a requester may not file multiple requests at the same time, each seeking portions of a

document or documents, solely in order to avoid payment of fees. When a Component reasonably believes that a requester or, on rare occasions, a group of requesters acting in concert, is attempting to break a request down into a series of requests for the purpose of avoiding the assessment of fees, the agency may aggregate any such requests and charge accordingly. One element to be considered in determining whether a belief would be reasonable is the time period in which the requests have occurred. For example, it would be reasonable to presume that multiple requests of this type made within a 30 day period had been made to avoid fees. For requests made over a longer period; however, such a presumption becomes harder to sustain and Components should have a solid basis for determining that aggregation is warranted in such cases. Components are cautioned that before aggregating requests from more than one requester, they must have a concrete basis on which to conclude that the requesters are acting in concert and are acting specifically to avoid payment of fees. In no case may Components aggregate multiple requests on unrelated subjects from one requester.

6-106 Effect of the Debt Collection Act of 1982 (P.L. 97-365).

The Debt Collection Act of 1982 (P.L. 97-365) provides for a minimum annual rate of interest to be charged on overdue debts owed the Federal Government. Components may levy this interest penalty for any fees that remain outstanding 30 calendar days from the date of billing (the first demand notice) to the requester of the amount owed. The interest rate shall be as prescribed in 31 U. S. C. 3717 (reference (ae)). Components should verify the current interest rate with respective Finance and Accounting Offices. After one demand letter has been sent, and 30 calendar days have lapsed with no payment, Components may submit the debt to respective Finance and Accounting Offices for collection pursuant to the Debt Collection Act of 1982.

6-107 Computation of Fees

The fee schedule in this Chapter shall be used to compute the search, review (in the case of commercial requesters) and duplication costs associated with processing a given FOIA request. Costs shall be computed on time actually spent. Neither time-based nor dollar-based minimum charges for search, review and duplication are authorized.

Section 2

COLLECTION OF FEES AND FEE RATES

6-200 Collection of Fees

Collection of fees will be made at the time of providing the documents to the requester or recipient when the requester specifically states that the costs involved shall be acceptable or acceptable up to a specified limit that covers the anticipated costs. Collection of fees may not be made in advance unless the requester has failed to pay previously assessed fees within 30 calendar days from the date of the billing by the DoD Component, or the Component has determined that the fee will be in excess of \$250 (see paragraph 6-104).

6-201 Search Time

a. Manual Search

<u>Type</u>	<u>Grade</u>	<u>Hourly Rate(\$)</u>
Clerical	E9/GS8 and below	12
Professional	01-06/GS9-GS/GM15	25
Executive	07/GS/GM16/ES1 and above	45

b. Computer Search

Computer search is based on direct cost of the central processing unit, input-output devices, and memory capacity of the actual computer configuration. The salary scale (equating to paragraph a. above) for the computer operator/programmer determining how to conduct and subsequently executing the search will be recorded as part of the computer search.

6-202 Duplication

<u>Type</u>	<u>Cost per Page (¢)</u>
Pre-Printed material	02
Office copy	15
Microfiche	25
Computer copies (tapes or printouts)	Actual cost of duplicating the tape or printout (includes operator's time and cost of the tape)

6-203 Review Time (in the case of commercial requesters)

<u>Type</u>	<u>Grade</u>	<u>Hourly Rate(\$)</u>
Clerical	E9/GS8 and below	12
Professional	01-06/GS9-GS/GM15	25
Executive	07/GS/GM16/ES1 and above	45

6-204 Audiovisual Documentary Materials

Search costs are computed as for any other record. Duplication cost is the actual direct cost of reproducing the material, including the wage of the person doing the work. Audiovisual materials provided to a requester need not be in reproducible format or quality.

6-205 Other Records

Direct search and duplication cost for any record not described above shall be computed in the manner described for audiovisual documentary material.

6-206 Costs for Special Services

Complying with requests for special services is at the discretion of the Components. Neither the FOIA, nor its fee structure cover these kinds of services. Therefore, Components may recover the costs of special services requested by the requester after agreement has been obtained in writing from the requester to pay for one or more of the following services:

- a. Certifying that records are true copies.
- b. Sending records by special methods such as express mail, etc.

Section 3

COLLECTION OF FEES AND FEE RATES FOR TECHNICAL DATA

6-300 Fees for Technical Data

a. Technical data, other than technical data that discloses critical technology with military or space application, if required to be released under the FOIA, shall be released after the person requesting such technical data pays all reasonable costs attributed to search, duplication and review of the records to be released. Technical data, as used in this Section, means recorded information, regardless of the form or method of the recording of a scientific or technical nature (including computer software documentation). This term does not include computer software, or data incidental to contract administration, such as financial and/or management information. DoD Components shall retain the amounts received by such a release, and it shall be merged with and available for the same purpose and the same time period as the appropriation from which the costs were incurred in complying with request. All reasonable costs as used in this sense are the full costs to the Federal Government of rendering the service, or fair market value of the service, whichever is higher. Fair market value shall be determined in accordance with commercial rates in the local geographical area. In the absence of a known market value, charges shall be based on recovery of full costs to the Federal Government. The full costs shall include all direct and indirect costs to conduct the search and to duplicate the records responsive to the request. This cost is to be differentiated from the direct costs allowable under Section 2 of this Chapter for other types of information released under the FOIA.

b. Waiver. Components shall waive the payment of costs required in subparagraph 6-300, a., above, which are greater than the costs that would be required for release of this same information under Section 2 of this Chapter if:

1. The request is made by a citizen of the United States or a United States corporation, and such citizen or corporation certifies that the technical data requested is required to enable it to submit an offer, or determine whether it is capable of submitting an offer to provide the product to which the technical data relates to the United States or a contractor with the United States. However, Components may require the citizen or corporation to pay a deposit in an amount equal to not more than the cost of complying with the request, which will be refunded upon submission of an offer by the citizen or corporation;

2. The release of technical data is requested in order to comply with the terms of an international agreement; or,

3. The Component determines in accordance with subparagraph 6-103, a., above, that such a waiver is in the interest of the United States.

c. Fee Rates

1. Search Time

(i) Manual Search

<u>Type</u>	<u>Grade</u>	<u>Hourly Rate (\$)</u>
Clerical	E9/GS8 and below	13.25
(Minimum Charge)		8.30

Professional and Executive (To be established at actual hourly rate prior to search. A minimum charge will be established at 1/2 hourly rates)

(ii) Computer search is based on the total cost of the central processing unit, input-output devices, and memory capacity of the actual computer configuration. The wage (based upon the scale in subparagraph 6-300, c.1. (i), above) for the computer operator and/or programmer determining how to conduct, and subsequently executing the search will be recorded as part of the computer search.

2. Duplication

<u>Type</u>	<u>Cost</u>
Aerial photographs, specifications, permits, charts, blueprints, and other technical documents	\$2.50
Engineering data (microfilm)	
a. Aperture cards	
(i) Silver duplicate negative, per card	.75
When key punched and verified, per card	.85
(ii) Diazo duplicate negative, per card	.65
When key punched and verified, per card	.75
b. 35mm roll film, per frame	.50
c. 16mm roll film, per frame	.45

d. Paper prints (engineering drawings), each 1.50

e. Paper reprints of microfilm indices, each .10

3. Review Time

<u>Type</u>	<u>Grade</u>	<u>Hourly Rate (\$)</u>
Clerical	E9/GS8 and below	13.25
(Minimum Charge)		8.30

Professional and Executive (To be established at actual hourly rate prior to review. A minimum charge will be established at 1/2 hourly rates)

d. Other Technical Data Records

Charges for any additional services not specifically provided subparagraph 6-300, c., above, consistent with DoD Instruction 7230.7 (reference (r)), shall be made by Components at the following rates:

1. Minimum charge for office copy (up to six images) \$3.50
2. Each additional image10
3. Each typewritten page 3.50
4. Certification and validation with seal, each 5.20
5. Hand-drawn plots and sketches, each hour or fraction thereof 12.00

Item 10(a)

Availability of Records

(New categories or segregable portions of records now being revealed.)

POW/MIA documents being placed in the Library of Congress, and the National Archives and Records Administration.

After Action Report released on tragic, friendly-fire shoot-down of two United States Army Black Hawk helicopters in Iraq.

Item 10(b)

Calendar Year Costs and Fees Collected

Component	Annual Cost	Fees Collected
OSD/JS	\$2,517,987.41	\$36,507.56
Dept Army	\$9,582,292.53	\$355,121.29
Dept Navy	\$8,017,032.71	\$430,009.59
Dept Air Force	\$6,227,205.00	\$235,107.00
DCAA	\$174,924.33	\$3,454.26
DFAS	\$286,420.63	\$6,337.58
DIA	\$342,801.25	\$8,607.00
DIS	\$100,368.75	\$273.00
DISA	\$157,620.00	\$7,216.00
DLA	\$1,561,226.75	\$170,825.00
DMA	\$244,005.34	\$3,509.50
DNA	\$226,210.68	\$3,532.55
NRO	\$502,099.91	\$0.00
NSA/CSS	\$947,260.00	\$5,103.42
OIG, DOD	\$284,437.41	\$675.40
DOD Totals	\$31,171,892.70	\$1,266,279.15

Item 10(b) (Cont'd)

COST OUTLINE	OSD/J5	Dept Army	Dept Navy	Dept Air Force
I. Personnel Costs				
A. Estimated Manyears*	30.2	173.3	127.5	130.0
B. Manyear Costs	\$1,813,017.69	\$6,036,203.04	\$5,112,188.00	\$3,911,001.00
C. Estimated Manhour Costs by Category (Fee Schedule Rates)**				
(1) Search Time	\$33,635.32	\$263,559.25	\$251,773.44	\$156,187.00
(2) Review & Excising	\$54,333.70	\$210,536.07	\$191,053.81	\$219,599.00
(3) Coordination & Approval	\$18,216.83	\$271,249.23	\$186,447.38	\$181,430.00
(4) Correspondence/Form Preparation	\$26,483.86	\$215,259.20	\$143,260.88	\$161,810.00
(5) Other Activities	\$21,192.29	\$199,750.87	\$112,248.30	\$81,467.00
(6) Total [(1) thru (5)]	\$153,862.00	\$1,160,354.62	\$884,783.81	\$800,493.00
D. Overhead [25% of (B + C)]	\$491,719.92	\$1,799,139.42	\$1,499,242.95	\$1,177,873.50
E. Total [B thru D]	\$2,458,599.61	\$8,995,697.08	\$7,496,214.76	\$5,889,367.50
II. Other Case Related Costs				
A. Computer Search Time	\$16,782.40	\$140,754.20	\$46,213.91	\$41,901.00
B. Office Copy Reproduction	\$28,445.34	\$236,394.11	\$239,530.00	\$148,828.00
C. Microfiche Reproduction	\$64.55	\$10,797.30	\$7,262.50	\$749.00
D. Printed Records	\$462.90	\$7,442.09	\$5,116.05	\$4,555.00
E. Computer Copy	\$364.73	\$22,259.73	\$21,946.30	\$20,148.00
F. Audiovisual Materials	\$108.38	\$5,277.35	\$600.00	\$11,942.00
G. Other	\$1,281.94	\$46,351.58	\$33,096.00	\$42,147.00
H. Subtotal [A thru G]	\$47,510.24	\$469,276.36	\$353,764.76	\$270,270.00
I. Overhead [25% of H]	\$11,877.56	\$117,319.09	\$88,441.19	\$67,567.50
J. Total [H + I]	\$59,387.80	\$586,595.45	\$442,205.95	\$337,837.50
III. Cost of Routine Requests Processed	\$0.00	\$0.00	\$78,612.00	\$0.00
IV. Total Costs [I thru III]	\$2,517,987.41	\$9,582,292.53	\$8,017,032.71	\$6,227,205.00

* Personnel assigned full-time or part-time FOI duties

** Personnel other than I.B.

Item 10(b) (Cont'd)

COST OUTLINE	DCAA	DFAS	DIA	DIS
I. Personnel Costs				
A. Estimated Manyears*	2.2	4.7	4.0	1.7
B. Manyear Costs	\$129,430.00	\$148,920.84	\$208,901.00	\$75,669.00
C. Estimated Manhour Costs by Category (Fee Schedule Rates)**				
(1) Search Time	\$4,877.50	\$10,719.40	\$13,552.00	\$338.00
(2) Review & Excising	\$2,542.25	\$13,479.00	\$28,931.00	\$950.00
(3) Coordination & Approval	\$955.00	\$9,599.75	\$5,107.00	\$1,113.00
(4) Correspondence/Form Preparation	\$981.50	\$5,612.30	\$3,688.00	\$169.00
(5) Other Activities	\$40.50	\$19,515.75	\$1,791.00	\$0.00
(6) Total [(1) thru (5)]	\$9,396.75	\$58,926.20	\$53,069.00	\$2,570.00
D. Overhead [25% of (B + C)]	\$34,706.69	\$51,961.76	\$65,492.50	\$19,559.75
E. Total [B thru D]	\$173,533.44	\$259,808.80	\$327,462.50	\$97,798.75
II. Other Case Related Costs				
A. Computer Search Time	\$12.01	\$4,788.26	\$5,400.00	\$450.00
B. Office Copy Reproduction	\$1,100.70	\$4,100.70	\$631.00	\$106.00
C. Microfiche Reproduction	\$0.00	\$42.00	\$0.00	\$0.00
D. Printed Records	\$0.00	\$0.00	\$70.00	\$0.00
E. Computer Copy	\$0.00	\$33.02	\$0.00	\$0.00
F. Audiovisual Materials	\$0.00	\$0.00	\$6,170.00	\$0.00
G. Other	\$0.00	\$2,116.55	\$0.00	\$0.00
H. Subtotal [A thru G]	\$1,112.71	\$11,080.53	\$12,271.00	\$556.00
I. Overhead [25% of H]	\$278.18	\$2,770.13	\$3,067.75	\$139.00
J. Total [H + I]	\$1,390.89	\$13,850.66	\$15,338.75	\$695.00
III. Cost of Routine Requests Processed	\$0.00	\$12,761.17	\$0.00	\$1,875.00
IV. Total Costs [I thru III]	\$174,924.33	\$286,420.63	\$342,801.25	\$100,368.75

* Personnel assigned full-time or part-time FOI duties

** Personnel other than I.B.

Item 10(b) (Cont'd)

COST OUTLINE	DISA	DIA	DMA	DNA
I. Personnel Costs				
A. Estimated Manyears*	2.8	24.6	2.7	3.2
B. Manyear Costs	\$108,088.00	\$899,278.00	\$180,111.38	\$158,224.58
C. Estimated Manhour Costs by Category (Fee Schedule Rates)**				
(1) Search Time	\$1,991.00	\$80,182.00	\$3,142.23	\$3,319.55
(2) Review & Excising	\$2,520.00	\$72,786.00	\$3,713.50	\$5,370.10
(3) Coordination & Approval	\$1,350.00	\$12,659.00	\$522.10	\$5,551.07
(4) Correspondence/Form Preparation	\$2,384.00	\$20,269.00	\$1,119.20	\$802.21
(5) Other Activities	\$986.00	\$28,435.00	\$411.25	\$5,979.76
(6) Total [(1) thru (5)]	\$9,231.00	\$214,331.00	\$8,908.28	\$21,022.69
D. Overhead [25% of (B + C)]	\$29,329.75	\$278,402.25	\$47,254.92	\$44,811.82
E. Total [B thru D]	\$146,648.75	\$1,392,011.25	\$236,274.58	\$224,059.09
II. Other Case Related Costs				
A. Computer Search Time	\$4,089.00	\$31,393.00	\$121.25	\$296.00
B. Office Copy Reproduction	\$4,618.00	\$37,854.00	\$1,434.62	\$1,400.65
C. Microfiche Reproduction	\$0.00	\$11,397.00	\$0.00	\$0.00
D. Printed Records	\$0.00	\$1,831.00	\$0.00	\$0.96
E. Computer Copy	\$70.00	\$33,649.00	\$0.00	\$9.66
F. Audiovisual Materials	\$0.00	\$7.00	\$8.00	\$0.00
G. Other	\$0.00	\$16,779.00	\$2,681.55	\$14.00
H. Subtotal [A thru G]	\$8,777.00	\$132,910.00	\$4,245.42	\$1,721.27
I. Overhead [25% of H]	\$2,194.25	\$33,227.50	\$1,061.36	\$430.32
J. Total [H + I]	\$10,971.25	\$166,137.50	\$5,306.78	\$2,151.59
III. Cost of Routine Requests Processed	\$0.00	\$3,078.00	\$2,424.00	\$0.00
IV. Total Costs [I thru III]	\$157,620.00	\$1,561,226.75	\$244,005.35	\$226,210.68

* Personnel assigned full-time or part-time FOI duties

** Personnel other than I.B.

Item 10(b) (Cont'd)

COST OUTLINE	NRO	NSA/CSS	OIG, DOD
I. Personnel Costs			
A. Estimated Manyears*	3.7	13.4	2.9
B. Manyear Costs	\$236,811.00	\$588,347.00	\$171,134.00
C. Estimated Manhour Costs by Category (Fee Schedule Rates)**			
(1) Search Time	\$11,456.50	\$24,786.00	\$2,380.80
(2) Review & Excising	\$3,810.71	\$81,179.00	\$27,222.45
(3) Coordination & Approval	\$11,978.00	\$34,946.00	\$9,267.90
(4) Correspondence/Form Preparation	\$850.00	\$4,992.00	\$1,672.20
(5) Other Activities	\$99,267.62	\$0.00	\$8,893.45
(6) Total [(1) thru (5)]	\$127,362.83	\$145,903.00	\$49,436.80
D. Overhead [25% of (B + C)]	\$91,043.46	\$183,562.50	\$55,142.70
E. Total [B thru D]	\$455,217.29	\$917,812.50	\$275,713.50
II. Other Case Related Costs			
A. Computer Search Time	\$416.10	\$11,582.00	\$495.55
B. Office Copy Reproduction	\$36,000.00	\$11,976.00	\$5,795.59
C. Microfiche Reproduction	\$0.00	\$0.00	\$11.25
D. Printed Records	\$0.00	\$0.00	\$94.67
E. Computer Copy	\$0.00	\$0.00	\$0.00
F. Audiovisual Materials	\$0.00	\$0.00	\$14.10
G. Other	\$1,090.00	\$0.00	\$567.97
H. Subtotal [A thru G]	\$37,506.10	\$23,558.00	\$6,979.13
I. Overhead [25% of H]	\$9,376.53	\$5,889.50	\$1,744.78
J. Total [H + I]	\$46,882.63	\$29,447.50	\$8,723.91
III. Cost of Routine Requests Processed	\$0.00	\$0.00	\$0.00
IV. Total Costs [I thru III]	\$502,099.91	\$947,260.00	\$284,437.41

* Personnel assigned full-time or part-time FOI duties

** Personnel other than I.B.

Item 10(c)

Time Limit Extensions

Component	I			II & III	Total
	Unusual Circumstances			Court	
	Location	Volume	Consultation	Involvement	
OSD/JS	1,457	30	96	0	1,583
Dept Army	101	123	174	5	403
Dept Navy	34	861	9	0	904
Dept Air Force	106	1,340	516	0	1,962
DCAA	0	0	1	0	1
DFAS	3	24	0	0	27
DIA	65	602	105	0	772
DIS	62	5	2	0	69
DISA	0	108	0	0	108
DLA	454	234	54	7	749
DMA	8	8	61	0	77
DNA	23	24	69	0	116
NRO	0	52	0	0	52
NSA/CSS	0	618	68	0	686
OIG, DOD	55	59	166	0	280
DOD Totals	2,368	4,088	1,321	12	7,789