

OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE  
WASHINGTON, DC 20511

Mr. Nathan Cardozo  
Electronic Frontier Foundation  
454 Shotwell Street  
San Francisco, CA 94110

MAR 23 2010

Reference: DF-2008-00009  
DF-2009-00083

Dear Mr. Cardozo:

This is in further response to your 25 February 2008 and 19 June 2009 Freedom of Information Act (FOIA) requests to the Office of the Director of National Intelligence (ODNI) wherein you requested copies of all reports submitted by the ODNI to the IOB pursuant to Executive Order 12863 since April 2005, and copies of all records concerning the DNI's activities under Executive Order 13462 from February 2008 to the present.

By letter dated February 25, 2010 we released 216 pages of material and withheld 1526 pages. (Please note that we initially advised you that approximately 1750 pages was being withheld from you. We have since determined that the actual number is 1526.) Upon further review we have determined that another 152 pages are appropriate for release with redactions made pursuant to FOIA Exemptions 1, 2, 3, 5, 6, and 7(C), 5 U.S.C. § 552(b)(1), (2), (3), (5), (6), and (7)(C).

In our previous letter we also advised you that we had referred approximately 500 pages of records to other agencies for review and direct response to you. We have since determined that the actual number of pages referred was 318. Enclosed you will find 98 pages of records that had been referred to other agencies but that we are providing to you directly as a matter of administrative ease. These documents are being released on behalf of the Federal Bureau of Investigation, the Department of Defense, the Drug Enforcement Administration, the Department of Treasury, the Department of Energy, and the Department of State. In addition, you will be receiving a response directly from the Department of Defense's Office of the Inspector General. It is my understanding that all other referrals have been processed and responses have been provided directly to you by the originating agencies.

Although I am aware that your request is the subject of litigation, I am required to advise you of your right to file an administrative appeal.

Sincerely,



John F. Hackett

Director, Information Management Office