

**ANNUAL REPORT
FREEDOM OF INFORMATION ACT**

REPORT CONTROL SYMBOL
DD-DA&M(A)1365

1. INITIAL REQUEST DETERMINATIONS

a. GRANTED IN FULL	b. DENIED IN PART	c. DENIED IN FULL	d. "OTHER REASONS"	e. TOTAL ACTIONS
59	170	19	284	532

2a. EXEMPTIONS INVOKED ON INITIAL REQUEST DETERMINATIONS

(b) (1)	(b) (2)	(b) (3)	(b) (4)	(b) (5)	(b) (6)
136	114	112	1	1	40

(b) (7)(A)	(b) (7)(B)	(b) (7)(C)	(b) (7)(D)	(b) (7)(E)	(b) (7)(F)	(b) (8)	(b) (9)
0	0	1	1	1	1	0	0

2b. "OTHER REASONS" CITED ON INITIAL DETERMINATIONS

1	2	3	4	5	6	7	8	9	TOTAL
125	30	8	1	0	24	7	30	59	284

2c. STATUTES CITED ON INITIAL REQUEST (b)(3) EXEMPTIONS

(1)(b)(3) STATUTE CLAIMED	NUMBER OF INSTANCES	COURT UPHELD? (Yes or No)	CONCISE DESCRIPTION OF MATERIAL WITHHELD
10 USC 424	103	Yes	Protection of Organizational and Personnel Information for DIA, NRO and NGA
18 USC 798	2	Yes	Communications Intelligence
42 USC 2162(a)(RD)	1	Yes	Information Regarding Atomic Energy: Restricted and Formerly Restricted Data (A.E. Act of 1954)
50 USC 403	1	Yes	CIA Functions and Information
50 USC 403(g)	2	Yes	CIA Functions and Information
50 USC 403-3	1	Yes	CIA Functions and Information
P.L. 86-36	2	Yes	NSA Functions and Information

3. APPEAL DETERMINATIONS

a. GRANTED IN FULL	b. DENIED IN PART	c. DENIED IN FULL	d. "OTHER REASONS"	e. TOTAL ACTIONS
0	19	2	11	32

4a. EXEMPTIONS INVOKED ON APPEAL DETERMINATIONS

(b) (1)	(b) (2)	(b) (3)	(b) (4)	(b) (5)	(b) (6)				
18	15	7	0	0	5				
(b) (7)(A)	(b) (7)(B)	(b) (7)(C)	(b) (7)(D)	(b) (7)(E)	(b) (7)(F)				
0	0	0	0	0	0				
4b. "OTHER REASONS" CITED ON APPEAL DETERMINATIONS									
1	2	3	4	5	6	7	8	9	TOTAL
6	1	4	0	0	0	0	0	0	11

4c. STATUTES CITED ON APPEAL (b)(3) EXEMPTIONS

(1)(b)(3) STATUTE CLAIMED	NUMBER OF INSTANCES	COURT UPHHELD? (Yes or No)	CONCISE DESCRIPTION OF MATERIAL WITHHELD
10 USC 424	7	Yes	Protection of Organizational and Personnel Information for DIA, NRO and NGA

5. NUMBER AND MEDIAN AGE OF INITIAL CASES PENDING

	(1) AS OF BEGINNING REPORT PERIOD	(2) AS OF END REPORT PERIOD
a. TOTAL INITIAL REQUESTS PENDING (open)	2,497	2,795
b. MEDIAN AGE (in days) OF OPEN INITIAL REQUESTS	538	536

6.a. TOTAL NUMBER OF INITIAL REQUESTS RECEIVED DURING THE FISCAL YEAR

b. TOTAL NUMBER OF APPEALS RECEIVED	38
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7. TYPES OF INITIAL REQUESTS PROCESSED AND MEDIAN AGE

	TOTAL NUMBER OF CASES	MEDIAN AGE (Days)
a. SIMPLE	43	4
b. COMPLEX	487	492
c. EXPEDITED PROCESSING	2	171

8. TOTAL AMOUNT COLLECTED FROM THE PUBLIC

	\$
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9. PROGRAM COST

a. NUMBER OF FULL TIME STAFF	13
b. NUMBER OF PART TIME STAFF	0
c. ESTIMATED LITIGATION COST	\$2,918.00
d. TOTAL PROGRAM COST	\$2,894,438.75

10. REPORT ON EXECUTIVE ORDER (EO) 13392 IMPLEMENTATION (See Page 3)

a. NUMBER OF FULL TIME STAFF	13
b. NUMBER OF PART TIME STAFF	0
c. ESTIMATED LITIGATION COST	\$2,918.00
d. TOTAL PROGRAM COST	\$2,894,438.75

11. AUTHENTICATION

a. TYPED NAME (Last, First, Middle Initial)	Kinsey, Brian S.	b. DUTY TITLE	Chief, FOIA Staff
c. AGENCY NAME	Defense Intelligence Agency	d. TELEPHONE NUMBER (Include Area Code)	(301) 394-5188

10. REPORT ON EXECUTIVE ORDER (EO) 13392 IMPLEMENTATION. In this section, which is required for the FY 2006 and FY 2007 FOIA Annual Reports, Components detail their compliance with EO 19932. (Attach additional sheets if necessary. Reference each continuation sheet by item number.)

a. DESCRIPTION OF ANY SUPPLEMENTATION/MODIFICATION TO DOD IMPROVEMENT PLAN BY YOUR COMPONENT (If applicable). Describe any refinements or changes to the DoD FOIA Improvement Plan made by your Component. If this does not apply to your Component, state "None".
No change from 2006 report

b. REPORT ON YOUR COMPONENT IMPLEMENTATION OF THE DOD FOIA IMPROVEMENT PLAN. Describe how your Component performed in meeting each of the milestones listed in the Plan.
No change from 2006 report

c. IDENTIFICATION OF DEFICIENCIES (If applicable). If your Component did not meet one or more milestones, list which one(s) were not met and why.
No change from 2006 Report

d. ADDITIONAL NARRATIVE REGARDING OTHER EXECUTIVE ORDER-RELATED ACTIVITIES (optional). This section allows Components the opportunity to provide any comments relevant to EO 13392.
No change from 2006 report

e. ADDITIONAL STATISTICS

(1) DATE OF YOUR COMPONENT'S OLDEST FOIA REQUEST
(Date on request letter, or if undated, date received in your Component.)

19941216

(2) DATE OF YOUR COMPONENT'S OLDEST FOIA CONSULTATION
(Date of transmittal memo from referring Component or Agency to your Component. If undated, date received in your Component.)

20011217

Enclosure 2 to DD Form 2564, explanation of variances of numbers:

The number DIA reported as open pending cases at the end of fiscal year 2006 (2,192) is different from the number DIA is reporting as open pending cases at the beginning of fiscal year 2007 (2,497). The FY 2006 number included only cases processed under the FOIA and, as directed in the DoD memo dated 31 August 2007, the FY 2007 number includes cases processed under the Privacy Act.