

OFFICE OF THE SECRETARY OF DEFENSE 1950 DEFENSE PENTAGON WASHINGTON, DC 20301-1950

25 FEB 2010

Ref: 09-L-1257

Ms. Marcia Hoffman Electronic Frontier Foundation 454 Shotwell Street San Francisco, CA 94110

Dear Ms. Hoffman;

This is the final response to your June 19, 2009, Freedom of Information Act (FOIA) request to the Department of Defense. The enclosed documents responsive to your request are provided. The redacted information within the documents is exempt from release and further explained in the Declarations and Vaughn Indices that will be provided with DoD's motion for summary judgment.

Because the withheld information is a matter of litigation, your appeal rights are considered moot.

Sincerely,

Will Kammer

Chief, Freedom of Information Division

Will Hammer

Enclosures As stated