



DEPARTMENT OF THE NAVY
HEADQUARTERS
NAVAL CRIMINAL INVESTIGATIVE SERVICE
27130 TELEGRAPH ROAD
QUANTICO VA 22134-2253

5720 F13-0769
SEROOLJF/13U0896

MAR 26 2013

Mr. Christopher Farrell
C/O Judicial Watch
501 School Street Suite 725
Washington, DC 20024

SUBJECT: CASE FILE F13-0769

Dear Mr. Farrell:

During the processing of your September 24, 2002 Freedom of Information Act (FOIA) request originally submitted to the Defense Intelligence Agency(DIA) and the National Security Agency(NSA)in which you seek information concerning " the September 11th attacks", DIA/NSA personnel identified responsive documents that fall under the release authority of the Naval Criminal Investigative Service (NCIS). The NSA referred those documents along with a copy of your request via the Chief of Naval Operations (DNS-36) to this office for processing and direct response to you. Your request was received on March 21, 2013.

We apologize for the delay in processing your request. We are unable to provide you a final determination on your request within the 20 working day statutory time frame established by the FOIA because the referred documents require a classification review. Accordingly, I find that we must invoke the ten additional working day extension provision established under 5 U.S.C. § 552(a)(6)(B)(iii) and Department of the Navy regulations published at 32 C.F.R. § 701.8(g)(2). Your request has been placed in our complex queue. At this time, we are unable to provide you an approximate completion date. We will send you an update regarding your request once the review process is complete.

Because this date is beyond the 20 working day time limit of the FOIA, I must inform you of your right to appeal to the Judge Advocate General of the Navy (Code 14), 1322 Patterson Avenue SE, Suite 3000, Washington Navy Yard, DC 20374-5066. Your appeal must be postmarked within 60 calendar days from the date of this letter to be considered and should include a copy of your initial request letter plus a copy of this correspondence. Additionally, your appeal correspondence should include a statement as to why you believe your appeal should be granted. I recommend that your appeal letter and its envelope both bear the notation, "Freedom of Information Act Appeal."

In the alternative, should you agree to await a substantive response, be advised that your right to appeal any denial of information, in whole or in part, will not be prejudiced in any way. In the event of a partial or total denial, you will be afforded 60 calendar days from the date of denial in which to appeal.

If you have any questions regarding this matter, please contact our office at (571) 305-9092.

Sincerely,

CARIN M. COZZA

LT, JAGC, USN