



**DEPARTMENT OF DEFENSE
FREEDOM OF INFORMATION DIVISION
1155 DEFENSE PENTAGON
WASHINGTON, DC 20301-1155**

NOV 25 2015

Ref: 15-LR-0002
F-2014-11262
Segment: S/ES-02

Ms. Kate Baily
425 Third St., SW, Suite 800
Washington, DC 20024

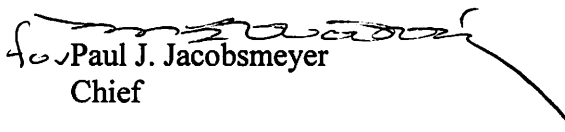
Dear Ms. Baily:

The Department of Defense (DOD), Freedom of Information Division, Office of Litigation Support, is responding to your June 13, 2014, Freedom of Information Act (FOIA) request for records directed to the Department of State (Case No. F-2014-11262). Your request sought for any or all records concerning, or related to notes, updates, or reports created in response to the September 11, 2012 attack on the U.S. Consulate in Benghazi, Libya. The request also included, but not limited to, notes taken by former-Secretary of State Hillary Rodham Clinton or employees of the Office of the Secretary of State during the attack and its immediate aftermath.

The appropriate DOD components reviewed the one (1) page document referred by the Department of State for a direct response to you. After careful examination, certain information has been withheld under exemption 5 U.S.C. § 552, (b)(5), which is used to protect inter- and intra-agency memoranda, which are deliberative in nature. Furthermore, exemption (b)(6) was applied to information that permits the government to withhold information, which, if released, would constitute an unwarranted invasion of the personal privacy of individuals.

Appellate rights are moot as your request is currently in litigation.

Sincerely,


Paul J. Jacobsmeyer
Chief

Attachments
As Stated

15-1P-0002

From: Bash, Jeremy CIV SD [redacted] (b)(6)
Sent: Tuesday, September 11, 2012 7:19 PM
To: Sullivan, Jacob J; Sherman, Wendy R; Nides, Thomas R
Cc: Miller, James HON OSD POLICY; Winnefeld, James A ADM JCS VCJCS; Kelly, John LtGen SD; martin.dempsey [redacted] (b)(6)
Subject: Libya

State colleagues:

I just tried you on the phone but you were all in with S.

After consulting with General Dempsey, General Ham and the Joint Staff, we have identified the forces that could move to Benghazi. They are spinning up as we speak. They include a [redacted] (b)(5)

[redacted] (b)(5)

Assuming Principals agree to deploy these elements, we will ask State to secure the approval from host nation. Please advise how you wish to convey that approval to us.

[redacted] (b)(5)

[redacted] (b)(5)

Jeremy