



DEPARTMENT OF THE ARMY  
OFFICE OF THE ADMINISTRATIVE ASSISTANT TO THE SECRETARY  
200 STOVALL STREET  
ALEXANDRIA, VA 22332-0001

REPLY TO  
ATTENTION OF

CHIEF ATTORNEY &  
LEGAL SERVICES DIRECTORATE

Jenny Small  
501 School Street, SW  
Suite 725  
Washington DC 20024  
jsmall@judicialwatch.org

Dear Ms. Small:

This is in response to your Freedom of Information Act (FOIA) request dated November 6, 2008 in which you any and all records pertaining to Congresswoman Nancy Pelosi's 17 trips on military aircraft. Your request was assigned our office tracking number FA-09-0060.

We are releasing the requested documents to you with partial redactions. The following is the reasoning for the redactions which have been made:

Exemption (b)(6): Exemption (b)(6) of the FOIA protects from mandatory disclosure "personnel and medical files the disclosure of which would constitute a clearly unwarranted invasion of privacy." 5 U.S.C. § 552(b)(6) (1996 & Supp. I 2002). To qualify for protection under Exemption (b)(6), records must meet two criteria: (1) they must be "personnel and medical files and similar files," (2) the disclosure of which "would constitute a clearly unwarranted invasion of personal privacy." *Id.*; United States Dep't of State v. Washington Post Co., 456 U.S. 595, 599-603 (1982). The first prong is met if the information "appl[ies] to a particular individual" and is "personal" in nature. New York Times Co. v. NASA, 952 F.2d 602, 606 (D.C. Cir. 1988). The second prong requires courts to strike a "balance between the protection of an individual's right to privacy and the preservation of the public's right to government information." United States Dep't of State v. Washington Post Co., 456 U.S. 595, 599 (1982). The "public interest" in the analysis is limited to the "core purpose" for which Congress enacted the FOIA: to "shed . . . light on an agency's performance of its statutory duties." United States Dep't of Justice v. Reporters Comm. for Freedom of the Press, 489 U.S. 749, 773 (1989).

We are withholding the names of government employees under Exemption (b)(6) to protect personal privacy. See Judicial Watch, Inc. v. United States, No. 03-1160, 2004 WL 26736, at \*4 (4th Cir. Jan. 6, 2004). Under the Exemption (b)(6) balancing test, the Supreme

Court held in a similar case that disclosure of employee addresses "would not appreciably further the citizens' right to be informed about what their Government is up to and, indeed, would reveal little or nothing about the employing agencies or their activities." United States Dep't of Defense v. Fed. Labor Relations Auth., 510 U.S. 487 (1994). The same is true here. Disclosure of the names and email addresses of government employees would contribute little to the public's understanding of government activities. By contrast, such disclosure would constitute a "non-trivial" and "not insubstantial" invasion of government employees' privacy interests. Id. at 500, 501.

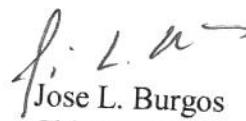
Furthermore, Department of Defense policy following September 11, 2001, allows the withholding of the names and room numbers of government employees "because of a heightened interest in the personal privacy of DoD personnel that is concurrent with the increased security awareness demanded in times of national emergency." Memorandum from D.O. Cooke, Director of Administration & Management, Office of the Secretary of Defense, Re: Withholding of Personally Identifying Information Under the Freedom of Information Act (FOIA) (Nov. 9, 2001), available at <http://www.dod.mil/pubs/foi/withhold.pdf>. As such, the names of government employees and their e-mail addresses are withheld under Exemption (b)(6).

Please be advised that you are entitled to receive two hours of search, and 100 pages of duplication, free of charge. Therefore, the usual fees associated with this type of request have not been assessed.

This partial denial is carried out as the representative of the FOIA Initial Denial Authority (IDA). The Administrative Assistant to the Secretary of the Army delegated Initial Denial Authority (IDA) under the FOIA to the Chief Attorney, to act for the Secretary of the Army on requests for records maintained by the office of the Secretary of the Army. You have the right to appeal within sixty (60) calendar days. See 32 C.F.R. § 518.17(c). If you wish to appeal this determination, write to me and I will present the matter to the IDA for consideration.

If you have questions or concerns regarding your current FOIA request, please contact Jessica Singh at 703-428-0315 or [singhj@conus.army.mil](mailto:singhj@conus.army.mil). In all correspondence please refer to FOIA number FA-09-0060.

Sincerely,

  
Jose L. Burgos  
Chief, FOIA Program  
Office of the Chief Attorney

08/02/2008 12:13 PM

\* ARRY

001/001



Nancy Pelosi  
Speaker of the House  
September 2, 2008

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

Dear Mr. Secretary,

This is in further reference to my letter of August 29, 2008, regarding Code Pelosi/Hoyer/Clyburn. The following additional staff members are authorized to travel:

Mr. Imran Awan, Office of Rep. Tubbs-Jones  
Mr. Ken Kellner, Professional Staff, Committee on Standards  
Ms. Joanne White, Professional Staff, Committee on Standards  
Mr. Omar Awan, Office of Rep. Tubbs-Jones  
Mr. Kenyon Brown, Office of Rep. Tubbs-Jones  
Ms. Paulicia Larkin, Professional Staff, Committee on Standards  
Ms. Deborah Peay, Professional Staff, Committee on Standards  
Ms. Donna Hayes, Office of Rep. Tubbs-Jones

Thank you in advance for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Nancy Pelosi".

NANCY PELOSI  
Speaker of the House

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

May 9/4

08/29/2008 12:14 FAX

ARMY

001/003



Nancy Pelosi  
Speaker of the House  
August 29, 2008

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

Dear Mr. Secretary:

This is in further reference to my letter of August 26, 2008 regarding Code of Pelosi/Toyer/Clyburn. The following Members and staff are authorized to travel

The Honorable Nancy Pelosi, Speaker of the House (D-CA)  
The Honorable Steny Hoyer, Majority Leader (D-MD)  
The Honorable James Clyburn, Majority Whip (D-SC) and Mrs. Clyburn  
The Honorable Joe Baca (D-CA)  
The Honorable Sanford Bishop (D-GA) and Mrs. Bishop  
The Honorable Tammy Baldwin (D-WI)  
The Honorable Corrine Brown (D-FL)  
The Honorable G. K. Butterfield (D-NC) and Mrs. Valeisha Butterfield  
The Honorable Donna Christensen (D-VT)  
The Honorable Yvette Clarke (D-NY)  
The Honorable John Conyers (D-MI)  
The Honorable Elijah Cummings (D-MD)  
The Honorable Donna Edwards (D-MD)  
The Honorable Phil English (R-PA) and Mrs. English  
The Honorable Louie Gohmert (R-TX)  
The Honorable Charles Gonzalez (D-TX)  
The Honorable Al Green (D-TX)  
The Honorable Gene Green (D-TX)  
The Honorable Alcee Hastings (D-FL)  
The Honorable David Hobson (R-OH)  
The Honorable Jesse Jackson (D-IL) and Mrs. Jackson  
The Honorable Sheila Jackson Lee (D-TX)  
The Honorable William Jefferson (D-LA)  
The Honorable Hank Johnson (D-GA) and Mrs. Mereda Johnson  
The Honorable Eddie Bernice Johnson (D-TX)  
The Honorable Carolyn Kilpatrick (D-MI)  
The Honorable Dennis Kucinich (D-OH) and Mrs. Elizabeth Kucinich  
The Honorable Steven LaTourette (R-OH) and Mrs. Jennifer LaTourette

The Honorable Barbara Lee (D-CA)  
The Honorable John Lewis (D-GA)  
The Honorable Jim McDermott (D-WA)  
The Honorable Kendrick Meek (D-FL)  
The Honorable Gregory Meeks (D-NY) and Mrs. Meeks  
The Honorable Gwen Moore (D-WI)  
The Honorable Eleanor Holmes Norton (D-DC)  
The Honorable Donald Payne (D-NJ)  
The Honorable Charles Rangel (D-NY)  
The Honorable Laura Richardson (D-CA)  
The Honorable Lucille Roybal-Allard (D-CA) and Mr. Allard  
The Honorable Bobby Rush (D-IL)  
The Honorable Janice Schakowsky (D-IL) and Mr. Bob Cramer  
The Honorable Allyson Schwartz (D-PA)  
The Honorable Zach Space (D-OH) and Mrs. Mary Space  
The Honorable Debbie Thompson (D-MS)  
The Honorable Michael Turner (R-OH)  
The Honorable Maxine Waters (D-CA) and Mr. Sidney Williams  
The Honorable Diane Watson (D-CA)  
The Honorable Mel Watt (D-NC)  
The Honorable Anthony Weiner (D-NY)  
The Honorable Lynn Woolsey (D-CA)

The Honorable Lorraine Miller, Clerk of the House  
The Honorable Dan Beard, Chief Administrative Officer and Mrs. Beard  
Father Daniel Coughlin, House Chaplain  
Ms. Deborah Spriggs, Deputy Clerk of the House  
Ms. Stacy Kerr, Office of the Speaker  
Ms. Cheryl Parker Rose, Office of the Speaker  
Mr. Aranthan Jones, Office of the Majority Whip  
Ms. Kara Boleyn, Office of the Sergeant at Arms  
Mr. Jack Looney, Office of the Sergeant at Arms  
Ms. Kasandra Greenhow, Office of the Sergeant at Arms  
Mr. Dan Strodel, Office of the Sergeant at Arms  
Dr. Thomas Wolf, Office of the Attending Physician  
Mr. William Shimcak, Office of the Attending Physician  
Ms. Kimberly Rudolph, Office of Rep. Kilpatrick  
Mr. Joe Leonard, Office of Rep. Kilpatrick  
Ms. Anita Taylor, Office of Rep. Clarke  
Mr. Stanley Watkins, Office of Rep. Rush  
Mr. Michael Collins, Office of Rep. Lewis  
  
Ms. Tonya McCarroll, USCP  
Mr. Donnan Simmons, USCP  
Mr. Dennis Gamble, USCP

08/22/2008 12:14 FAX

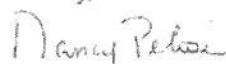
VERY

003/003

Mr. Ellen Mobbs, USCP  
Mr. Reggie Straughn, USCP  
Mr. Marc DeJames, USCP  
Mr. Dujuan Dummore, USCP  
Mr. Robert Fitzpatrick, USCP  
Mr. Keith Gusc, USCP  
Mr. John Jenkins, USCP  
Ms. Heather Kelly, USCP  
Ms. Camisha Mendoza, USCP  
Mr. Thomas Spavone, USCP  
Mr. Christopher Tafford, USCP  
Mr. Calvin Walters, USCP  
Mr. Daniel Ward, USCP

Please note that Senator Voinovich and Former Representative Barbara Kennelly have been invited to travel with the delegation and that Mrs. Dan Beard's participation is necessary for assistance to Mr. Beard for health reasons and she has been invited to travel on a non-reimbursable basis. Thank you in advance for your prompt attention to this matter.

Sincerely,



NANCY PELOSI  
Speaker of the House

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

08/26/2008 14 25 FAX

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001/001

Nancy Pelosi  
Speaker of the House  
August 26, 2008

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

Dear Mr. Secretary

This is in further reference to my letter of August 22, 2008 regarding the delegation to Cleveland, Ohio on official business on August 29 and 30, 2008. Please note that the Honorable Steny Hoyer, Majority Leader, will lead the delegation from Washington to Cleveland and the Honorable James E. Clyburn will lead the delegation from Denver to Cleveland.

Please also note that actual lodging costs and costs associated with a control room are authorized.

Thank you in advance for your prompt attention to this matter.

Sincerely,

*Nancy Pelosi*  
NANCY PELOSI  
Speaker of the House

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

06/22/2008 15:38 FAX

\* ARMY

001/001



Nancy Pelosi  
Speaker of the House  
August 22, 2008

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

Dear Mr. Secretary:

I am writing to inform you of my intention to designate a lead for a delegation to Cleveland, Ohio on official business on August 29 and 30, 2008. The purpose of the trip is to attend the funeral services for the late Honorable Stephanie Tubbs Jones. Spouses of Members may travel at my cost to the government for protocol purposes only. A complete list of Members and staff authorized to travel will follow at a later date. At this time, Mr. Jack Lohrey, Assistant to the Sergeant at Arms, and Maj. Jawn Bryan, Army Liaison, are authorized for all travel, including ADVON.

Please note that I am requesting a plane(s) to travel from Denver, Colorado to Cleveland on Friday, August 29, 2008. The Members would remain overnight and travel on to Washington, DC on Saturday, August 30<sup>th</sup>, following the service. I recognize that this is an exception to standard policy; however, please note that this trip is not associated with any campaign function, simply extraordinary circumstances.

Please note that I am also requesting that a plane travel from Washington to Cleveland and back on Saturday, August, 30, 2008, pending interest from the appropriate number of Members.

It would be appreciated if the Department of Defense would furnish such assistance as is necessary, including ADVON, ground transportation, to facilitate this mission, as well as Army escort and military air transportation. Authorization for the expenditure of funds for the actual and necessary expenses should be made pursuant to 37 U.S.C. 1108(g).

Thank you in advance for your prompt attention to this matter.

Sincerely,

A handwritten signature of Nancy Pelosi in black ink, appearing to read "Nancy Pelosi".  
NANCY PELOSI  
Speaker of the House

The Honorable Robert M. Gates  
Secretary  
U.S. Department of Defense  
Washington, DC 20301

**OPERATION TRIBUTE**  
**Rep Stephanie Tubbs Jones (D-OH)**

**29-30 August 2008**

**Mil Air Movement - CODEL Pelosi/Clyburn**

(as of 28 Aug)

Via: C-32  
Ms#: 13250  
Tail#: 90004  
Ravens: 4  
Seats: 47 available; however, recommend 45

**ALL TIMES LOCAL**

**Friday, 29 August 2008**

0935	Depart Andrews AFB ( <i>crew only</i> )	3+25 (-2)
1100	Arrive Buckley AFB, CO	
1300	Depart Buckley AFB, CO - <b>CODEL Pelosi</b>	2+35 (+2)
1735	Arrive Cleveland-Hopkins Intl AP, OH	

**Saturday, 30 August 2008 - CODEL Clyburn**

1510	Depart Cleveland-Hopkins Intl AP, OH	1+10 (0)
1620	Arrive Andrews AFB	

**Manifest:**  
**Pending**

OPERATION TRIBUTE  
Rep Stephanie Tubbs Jones (D-OH)

29 August 2008

Mil Air Movement - CODEL Clyburn

(as of 28 Aug)

Via: C-40C (Scott AFB/932<sup>nd</sup>)  
Ms#: 13256  
Tail#: 50730  
Seats: 40

ALL TIMES LOCAL

Friday, 29 August 2008

1005	Depart Scott AFB, IL (crew only)	
1110	Arrive Buckley AFB, CO	2+05 (-1)
1310	Depart Buckley AFB, CO	
1750	Arrive Cleveland-Hopkins Intl AP, OH	2+40 (+2)

*Mil Air returns to Scott AFB*

Manifest:  
Pending

**OPERATION TRIBUTE  
Rep Stephanie Tubbs Jones (D-OH)**

**30 August 2008**

**Mil Air Movement - CODEL Hoyer**

(As of 28 Aug; 1330)

Via: ANG C-40C (Version 7)  
Ms#: 13253/DK9441201243  
Tail#: 20202  
Seats: 34

**ALL TIMES LOCAL**

**Saturday, 30 August 2008**

0800	Depart Andrews AFB	
0915	Arrive Cleveland-Hopkins Intl, OH	1+15 (0)
1500	Depart Cleveland-Hopkins Intl, OH	
1615	Arrive Andrews AFB	1+15 (0)

**Manifest:**

Pending = 17+- passengers

Index	Line	First Name	Last Name	Party	Member or Staff	Office/State	Type of Trip	e-mail address	Contact
1	1	X	Sager	Democrat	Staff	Senate	now		
2	2	(b) (6)			Staff	Senate	now		
3	3	(b) (6)			Staff	Senate	now		
4	4	Casper	Koob	Democrat	Member	Senate	now		
5	5	Jones	Ayotte	Rep	Staff	Senate	now		
6	6	Lindhard	Levin	Rep	Staff	Senate	now		
7	7	Pope	Christopher	Democrat	Staff	Senate	now		
8	8	(b) (6)			Staff	Senate	now		
9	9	Shemwell	Wright	Rep	Staff	Senate	now		
10	10	Smith	Barbara	Rep	Staff	Senate	now		
11	11	Taylor	Thomas	Rep	Staff	Senate	now		
12	12	DeMint	Chris	Rep	Staff	Senate	now		
13	13	Dobrevitz	Donovan	Rep	Staff	Senate	now		
14	14	Fitzpatrick	Robert	Rep	Staff	Senate	now		
15	15	Gamble	Donald	Rep	Staff	Senate	now		
16	16	Guru	Kish	Rep	Staff	Senate	now		
17	17	Hawkins	John	Rep	Staff	Senate	now		
18	18	Heller	Harry	Rep	Staff	Senate	now		
19	19	Hollingsworth	Mark	Rep	Staff	Senate	now		
20	20	McCloskey	Carroll	Rep	Staff	Senate	now		
21	21	McNally	Eli	Rep	Staff	Senate	now		
22	22	Spitzer	Christopher	Rep	Staff	Senate	now		
23	23	Taylor	Christopher	Rep	Staff	Senate	now		
24	24	Thornberry	Ed	Rep	Staff	Senate	now		
25	25	Ward	John	Rep	Staff	Senate	now		
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173	173	(b) (6)			Staff	Senate	now		
174	174	(b) (6)			Staff	Senate	now		
175	175	(b) (6)			Staff	Senate	now		
176	176	(b) (6)			Staff	Senate	now		
177	177	(b) (6)			Staff	Senate	now		
178	178	(b) (6)			Staff	Senate	now		
179	179	(b) (6)			Staff	Senate	now		
180	180	(b) (6)			Staff	Senate	now		
181	181	(b) (6)			Staff	Senate	now		
182	182	(b) (6)			Staff	Senate	now		
183	183	(b) (6)			Staff	Senate	now		
184	184	(b) (6)			Staff	Senate	now		
185	185	(b) (6)			Staff	Senate	now		
186	186	(b) (6)			Staff	Senate	now		
187	187	(b) (6)			Staff	Senate	now		
188	188	(b) (6)			Staff	Senate	now		
189	189	(b) (6)			Staff	Senate	now		
190	190	(b) (6)			Staff	Senate	now		
191	191	(b) (6)			Staff	Senate	now		
192	192	(b) (6)			Staff	Senate	now		
193	193	(b) (6)			Staff	Senate	now		
194	194								

— Denotes material authorized by Speckler letter

Denver to Cleveland

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• - Don'ts Travel Autobiography Speech Letter

Cleveland to D.C.

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