



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

15 JUN 2010

Ref: 10-F-0546

Mr. Michael Bekesha
Judicial Watch, Inc.
501 School Street, SW, Suite 725
Washington, DC 20024

Dear Mr. Bekesha:


This is in further response to your January 26, 2010, Freedom of Information Act (FOIA) request for: 1) "All records of communications, contacts, or correspondence between the Department of Defense and the office of Speaker Nancy Pelosi concerning all FOIA requests received by the Department of Defense concerning, regarding, or relating to Speaker Pelosi," for the period from January 20, 2009 to January 25, 2010. 2) "All records of communications, contacts, or correspondence between the Department of Defense and any office of a member of the United States Congress concerning, regarding, or relating to that member of the United States Congress," for the period from January 20, 2009, to January 25, 2010. We received your faxed request on that same date, and we provided an interim response to you dated February 1, 2010.

The enclosed CD-ROM, containing approximately 258 pages of e-mails, is provided in response to your request, as noted above. I have determined, however, that some information as marked on the enclosed CD-ROM must be withheld under Exemption 2 of the FOIA, 5 U.S.C. § 552 (b)(2) High, which pertains solely to the internal rules and practices of the Department of Defense (DoD), because the release of this information would risk circumvention of the DoD's rules and practices by providing insight into security measures for sensitive programs. This would allow intelligence services to target their resources against existing security programs. In addition, I have determined that some information as marked must be withheld pursuant to Exemption 6 of the FOIA, 5 U.S.C. § 552 (b)(6), which applies to information the release of which would constitute a clearly unwarranted invasion of the personal privacy of individuals. The information otherwise contained in the enclosed disk is released to you without excision.

Concerning your request for a fee waiver, there are no assessable fees since the total search time was less than the two hours you were entitled to receive as an "Other" FOIA fee category requester. Furthermore, as already noted, the CD that is enclosed eliminates any charges for office machine copies.

If you are not satisfied with this action, you may appeal to the appellate authority, the Director of Administration and Management, Office of the Secretary of Defense, by writing directly to the Defense Freedom of Information Policy Office, Attn: Mr. James Hogan, 1155 Defense Pentagon, Washington DC 20301-1155. Your appeal should be postmarked within 60 days of the date of this letter, should cite FOIA request number 10-F-0546, and should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

for

Paul J. Jacobsmeyer
Chief

Enclosure:
As stated

(b)(6) CTR, WHS/ESD/MTI

From: (b)(6) Mr, DoD OGC
Sent: Friday, December 04, 2009 1:48 PM
To: (b)(6) Mr, DoD OGC; Parker, Wyndee
Subject: RE: JW FOIA CD: Speaker travel
Attachments: @

This message has been archived. View the original item
<<https://rsrncnev01.rsrc.osd.mil/EnterprisVault/ViewMessage.asp?VaultId=1CAG0375C179FA94FA277177085B10C75111000EVAULT035avesetId=12130000000000~200912041847530000~0~BD39D29755FF4616A1FD15EB349A49C>>

Wyndee,

Per my vmail, next week we have to proceed with the FOIA release to Judicial Watch regarding Speaker travel.

If you are unable to locate either copy of the CD I sent previously, please let me know and we can supply another.

Happy to discuss further.

Have a great weekend -

(b)(6)

(b)(6)

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(b)(6)

CTR, WHS/ESD/MTI

From: Parker, Wyndee [Wyndee.Parker@mail.house.gov]
Sent: Thursday, October 15, 2009 4:41 PM
To: (b)(6) Mr, Dod OGC
Subject: RE: Judicial Watch FOIA to Dod re: Speaker Travel

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<<https://rsrcnev01.rsrc.osd.mil/EnterpriseVault/ViewMessage.asp?VaultId=1CA60375C179FA94FA277177086B10C75111000EVault&SaveSetId=5000000000000000~200910152040450000~0~B470AE3695CF4C318C60004E3AC9AC1>>

(b)(6)

Thank you for the heads up and the attached documents. You mentioned 106 pages but there are only a few pages attached. Do any of the other pages not attached mention Speaker or Leader Pelosi? Thanks.

Wyndee Parker
National Security Advisor to the Speaker 202-225-0100 -----Original

Message-----

From: (b)(6) Mr, Dod OGC [mailto:(b)(2)]

Sent: Thursday, October 15, 2009 4:38 PM

To: Parker, Wyndee

Subject: Judicial Watch FOIA to Dod re: Speaker Travel

(b)(6) CTR, WHS/ESD/MTI

From: Parker, Wyndee [Wyndee.Parker@mail.house.gov]
Sent: Thursday, October 15, 2009 4:57 PM
To: (b)(6) Mr, DoD OGC
Subject: RE: Judicial Watch FOIA to DoD re: Speaker Travel

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<<https://rsrcev01.rsrc.osd.mil/EnterpriseVault/ViewMessage.asp?VaultId=1CA60375C179FA94FA277177086B10C751110000EVault&SaveSetId=5000000000000000~200910152056410000~0~2E770A39479145C08872E1167451C49>>

Many thanks!

-----Original Message-----
From: (b)(6), Mr, DoD OGC [mailto:(b)(2)]
Sent: Thursday, October 15, 2009 4:56 PM
To: Parker, Wyndee
Subject: RE: Judicial Watch FOIA to DoD re: Speaker Travel

Wyndee,

No other mentions of Speaker/Leader/Rep. Pelosi. All other pages are from Speaker Hastert's time and do not reference her.

V/r,

(b)(6)

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(b)(6)

CTR, WHS/ESD/MTI

(b)(6)

Mr. DoD OGC

Thursday, October 15, 2009 3:34 PM

'Molino, Heather'

RE: Judicial Watch FOIA to DoD re: Congressional Travel (Ruppersberger)

@

From:
Sent:
To:
Subject:
Attachments:

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<<https://rsrcev01.rsrc.osd.mil/EnterpriseVault/ViewMessage.asp?VaultId=185B9F8C607B0244BA9A99796397498AC111000Evault&SavesetId=38200000000000~20091015193412000~0~E0EFA947AA464C28BFBB3EC4A0202B3>>

Heather,

No - I only included those that involve your boss for notification purposes.

I am happy to send you the whole installment once cleared.

Also - FYI - this FOIA has been ongoing is likely not yet completed. But I can keep you in the loop going forward if I come across your boss's name again.

V/r,

(b)(6)

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(b)(6) CTR, WHS/ESS/DMTI

From: Molino, Heather [Heather.Molino@mail.house.gov]
Sent: Thursday, October 15, 2009 3:36 PM
To: (b)(6) Mr, Dod OGC
Cc: Molino, Heather
Subject: RE: Judicial Watch FOIA to Dod re: Congressional Travel (Ruppersberger)

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<<https://rsrcnev01.rsrc.osd.mil/EnterpriseVault/ViewMessage.asp?VaultId=1CA60375C179FA94FA277177086B10C751110000Evault&SavesetId=253000000000000~200910151936180000~0~94E79F5F0E424FDFA83B190A5174DD>>

Yes, please send along the whole installment once cleared... and send along any references to Congressman Ruppersberger.

Thanks,

Heather

-----Original Message-----

From: (b)(6) Mr, Dod OGC [mailto:(b)(6)]
Sent: Thursday, October 15, 2009 3:34 PM
To: Molino, Heather
Subject: RE: Judicial Watch FOIA to Dod re: Congressional Travel (Ruppersberger)

Heather,

No - I only included those that involve your boss for notification purposes.
I am happy t

(b)(6)

CTR, WHS/ESD/MTI

From: Dobrozsi, Jeff [Jeff.Dobrozsi@mail.house.gov]
Sent: Thursday, October 15, 2009 3:18 PM
To: (b)(6) Mr, DoD OGC
Subject: RE: Judicial Watch FOIA to DoD re: Congressional Travel (Boustany)

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<<https://rsrcnev01.rsrc.osd.mil/EnterpriseVault/ViewMessage.asp?VaultId=1CA60375C179FA94FA277177086B10C75111000EVault&SaveSetId=59000000000000~200910151918180000~0~899B242421E6452EB5EE0C0EEFE25A5>>

Thank you

From: (b)(6) Mr, DoD OGC [mailto:(b)(2)]
Sent: Thursday, October 15, 2009 3:15 PM
To: Dobrozsi, Jeff
Subject: Judicial Watch FOIA to DoD re: Congressional Travel (Boustany)

Mr. Dobrozsi,
I wanted to give you a heads up on an impending release by DoD per the FOIA request attached.

Some of the responsive documents involve a CODE1 that included your boss. Those are also attached.

(b)(6) CTR, WHS/ESD/MTI

From: (b)(6) Mr. DoD OGC
Sent: Friday, November 20, 2009 10:14 AM
To: (b)(6) Parker, Wyndee
Subject: RE: Judicial Watch FOIA request to AF re: Speaker travel
Attachments: @

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<<https://rsr.cnov01.nsrc.osd.mil/Editor/servlet/ViewMessage.aspx?VaultId=185B9F8C607B0244BA9A99796397498AC111000EVault&SaveSetId=13650000000000~29091120151400000~0~FB04A615E095487ABEE8DBBDE9A81A>>

Just want to make sure you did receive CD with these docs.

I sent a second in your name to H232 Capitol.

Many thanks,

(b)(6)
(b)(6)

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(b)(6)

CTR, WHS/ESD/MTI

From: Frankel, Morgan (Legal) [Morgan.Frankel@legal.senate.gov]
Sent: Tuesday, September 29, 2009 2:59 PM
To: (b)(6) Mr, DoD OGC
Cc: (b)(6) Mr, DoD OGC; (b)(6) Mr, DoD OGC; Kircher, Kerry
Subject: RE: Judicial Watch: DoD FOIA Release Involving Congressional Travel

Follow Up Flag: Follow up
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Thank you for the explanation. Given the status, I'm not sure we have any role to play. If I understand correctly, EUCOM has already released the 20 pages, including those with Senators' names. I'm not sure, given that, that any decisions remain to be made about the other 2 DOD pages. If DOD wants to give a heads-up to Senate offices that documents have been/are being released, it's probably better for DoD legislative affairs to do that directly with the offices involved. Where there are po