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June 10, 2015
VIA FACSIMILE

Office of Inspector General
United States Department of Defense
Attn: FOI/PA Request, Suite 17F18
4800 Mark Center Drive
Alexandria, VA 22350-1500
FAX: (571) 372-7498

Re: Freedom of Information Act Request

Dear FOIA Coordinator:

This letter constitutes a request under the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552, and is submitted on behalf of the Electronic Privacy Information Center (“EPIC”) to the Department of Defense Inspector General (“DODIG”).

EPIC seeks documents concerning Intelligence and Special Program Assessments Reports.

Background:

On May 20, 2015 the existence of an Intelligence and Special Program Assessments Report entitled “Audit of Hotline Allegations -- Managing Appropriations For Foreign Counterintelligence Billets” was publicized on the DODIG’s website.¹

On May 26, 2015 a link to the post on the DODIG website was shared from the DODIG’s Twitter account.²

However, the document itself is labelled classified, and the website directs visitors seeking the document to submit a FOIA request. Accordingly, EPIC seeks its release.

Documents Requested:

¹ http://www.dodig.mil/pubs/report_summary.cfm?id=6467
epic.org https://twitter.com/DoD_IG/status/60319471983539584 150610-DOD-501A-20150610-Request

- Report DODIG-2015-129 “Audit of Hotline Allegations -- Managing Appropriations For Foreign Counterintelligence Billets”.

Request for Expedited Processing:

Expedited Processing is warranted on the basis that the request is made by an organization “primarily engaged in disseminating information” and also that the request pertains to information about which there is “an urgency to inform the public about an actual or alleged federal government activity.”³

EPIC is an organization “primarily engaged in disseminating information.”⁴

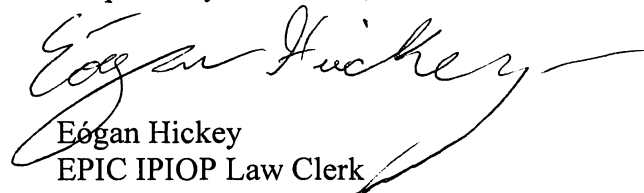
An “urgency to inform the public” exists in relation to the nature and content of allegations regarding the Appropriation of Foreign Counterintelligence Billets dealt with in the report, and the conclusions contained in the report pertaining to those same allegations.

Request for “News Media” Fee Status:

EPIC is a “representative of the news media” for fee waiver purposes.⁵ Based on our status as a “news media” requester, we are entitled to receive the requested record with only duplication fees assessed. Further, because disclosure of this information will “contribute significantly to public understanding of the operations or activities of the government,” any duplication fees should be waived.

Thank you for your consideration of this request. As provided in 6 C.F.R. § 5.5(d)(4), I will anticipate your determination on our request for expedited processing within 10 business days. For questions regarding this request I can be contacted at 202-483-1140 or FOIA@epic.org.

Respectfully Submitted,


Eógan Hickey
EPIC IPIOP Law Clerk

John Tran
EPIC FOIA Counsel
Coordinator, EPIC FOIA Project

³ 5 U.S.C. § 552(a)(6)(E)(v)(II) (2008); *Al-Fayed v. CIA*, 254 F.3d 300, 306 (D.C. Cir. 2001)

⁴ *American Civil Liberties Union v. Department of Justice*, 321 F. Supp. 2d 24, 29 n.5 (D.D.C. 2004).

⁵ *EPIC v. Department of Defense*, 241 F. Supp. 2d 5 (D.D.C. 2003).