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08-26-2010

April 7, 2007

Agency Release Panel
c/o Scott Koch
Information and Privacy Coordinator
Washington, DC 20505

FOIA APPEAL

2007 APR 12 PM 2:30

Dear Sirs:

This is an administrative appeal under the provisions of the Freedom of Information Act

I believe the decision to withhold the majority portions of the documents I requested in my March 5, 2006 request designated as request F-2006-00748, i.e. the semi-annual reports of the CIA Inspector General, 1998-present.

The reasons for the nearly entire redaction of the documents were clearly specious and erroneous.

The illegitimacy of the exemptions claimed is implicitly demonstrated by the failure to mark the specific exemptions for which the portions were redacted, which had the side effect of making it impossible to reasonably appeal the denial decisions. This is not just hyperbole – how can the appeals authority (or a court, for that matter) review the decision to withhold records for a reason if the reason is not tied to the portions redacted.

Beyond that, there is a requirement that an agency release all segregable portions of otherwise exempt records. With regard to the portions dealing with investigations and audits, for example, and excepting the introductory paragraph or two for each report, that simply was not done.

Moreover, there is a public policy impetus for release of semiannual reports from the inspector general, it hardly seems necessary to explain why.

I do not have the confidence that this decision-making occurred properly and thus I appeal the determination. Perhaps this will merit a de novo review determination.

Sincerely,



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