



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

April 15, 2010

By Email

Alexander Abdo, Esq.
American Civil Liberties Union Foundation
125 Broad Street, 18th Floor
New York, NY 10004

Re: ACLU v. Central Intelligence Agency, et al., No. 09 Civ. 5413 (AKH)

Dear Mr. Abdo:

On behalf of the United States Department of Defense ("DoD"), I enclose documents responsive to the Freedom of Information Act ("FOIA") request dated December 9, 2008 (the "Request"), that is the subject of the above-referenced case.

Enclosed are ten pages of documents released in whole or in part. The attached documents are bates numbered ACLU (DP) 1444, ACLU (DP) 1787, ACLU (DP) 1861 - ACLU (DP) 1866, ACLU (DP) 2330- ACLU (DP) 2331. Specific information is being withheld pursuant to 5 U.S.C. § 552(b)(6) because its release would constitute a clearly unwarranted invasion of the personal privacy of individuals, and pursuant to 5 U.S.C. § 552(b)(5) because it pertains to certain inter- and intra- agency communications protected by the deliberative process privilege. With the exception of one outstanding referral, this completes DoD's response to the Request.

Very truly yours,

PREET BHARARA
United States Attorney

TARA M. La MORTE
MICHAEL J. BYARS
Assistant United States Attorneys
Tel: (212) 637-2746/2793
Fax: (212) 637-2730

Encls.