

CRYPTOME

29 September 2014

From: "Gleaves, Lani (NSD)" <Lani.Gleaves@usdoj.gov>
To: John Young <jya@pipeline.com>
Subject: FOIA Request FOIA/PA #14-192 Young
Date: Mon, 29 Sep 2014 20:33:00 +0000

John Young
251 West 89th Street
New York, NY 10024

Re: FOIA/PA # 14-192

Dear Mr. Young:

This is in reference to your email dated July 23, 2014, to the FOIA/PA Mail Referral Unit, Department of Justice, pertaining to any and all information and documents concerning the US government accusation of espionage by Edward Snowden for reportedly taking documents from the National Security Agency. In particular:

1. Terms and provisions supporting the accusation of espionage and other charges not yet public;
2. What documents were allegedly taken, by type -- digital or paper -- number of files and/or pages;
3. State of the investigation of accusation of espionage by investigative method:
 - 3.1 Prosecuting office;
 - 3.2 District magistrate;
 - 3.3 District judge;
 - 3.4 Grand jury;
 - 3.5 Search warrants;
 - 3.6 Subpoenas;
 - 3.7 National Security Letters;

3.8 Confidential informants;

3.9 Cooperating informants;

3.10 Proffered pleas to witnesses and co-conspirators;

4. Schedule of prosecution, indictment, arrest, detention, trial, release and/or sentencing.

Our FOIA office received your Freedom of Information request on September 5, 2014.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

We regret to inform you that we cannot comply. Under provisions of the Freedom of Information Act, access to the records which you are seeking has been denied pursuant to 5 U.S.C. 552 (b)(7)(A) records or information compiled for law enforcement purposes, but only to the extent that the information could reasonably be expected to interfere with enforcement proceedings. The citation of the above exemption is not to be construed as the only exemption which may be available under the Freedom of Information Act.

If you are not satisfied with this response, you may administratively appeal by writing to the Director, Office of Information Policy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through this Offices eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received within sixty days from the date of this letter. If you submit your appeal by mail, both the letter and the envelope should be clearly marked Freedom of Information Act Appeal.

Sincerely,

Arnetta Mallory
Arnetta Mallory
FOIA Coordinator