Office of the Director of National Intelligence Washington, DC 20511

Mr. John Young 251 West 89th Street New York, New York 10024

MAR 15 2016

Reference: ODNI Case # DF-2016-00154

Dear Mr. Young:

This is in response to your email dated 21 February 2016 (Enclosure), received in the Information Management Division of the Office of the Director of National Intelligence (ODNI) on 22 February 2016. Pursuant to the Freedom of Information Act (FOIA), you requested "records of the damage assessment(s) according to Intelligence Community Directive 732, Damage Assessments, of the material released by Edward Snowden beginning in June 2013 to the present."

Any Damage Assessments maintained by ODNI relating to the material released by Edward Snowden meets the threshold requirements for withholding under exemption 7 of the FOIA, which protects from disclosure records or information compiled for law enforcement purposes. This includes information that, if released, could interfere with enforcement proceedings, i.e., open investigation, (b)(7)(A); could cause an unwarranted invasion of personal privacy (b)(7)(C); could reveal the identities of confidential sources (b)(7)(D); or would reveal law enforcement techniques and procedures (b)(7)(E).

In addition, because the documents themselves contain classified information, they are being withheld pursuant to Exemption (b)(1).

Finally, the documents are being withheld under FOIA exemption (b)(3) because they are protected by statute. More particularly, the information is protected by 50 U.S.C. §3024(i), which directs the Director of National Intelligence to protect intelligence sources and methods, and 18 U.S.C. 798, which protects disclosure of classified COMINT and/or information, since these statutes would pertain to the leaked information held or discussed in the assessments.

If you wish to appeal our determination on this request, please explain the basis of your appeal and forward to the address below within 45 days of the date of this letter.

Office of the Director of National Intelligence Information Management Office Washington D.C. 20511

If you have any questions, email our Requester Service Center at <u>DNI-FOIA@dni.gov</u> or call us at (703) 874-8500.

Sincerely,

Jennifer Hudson

Director, Information Management Division

Enclosure

DF-2016-00154

From:

John Young <jya@pipeline.com>

Sent:

Sunday, February 21, 2016 1:06 PM

To: Subject: **DNI-FOIA**

FOIA Request

FEB 2 2 2016

Jennifer L. Hudson

Director, Information Management Division Office of the Director of National Intelligence Washington, D.C. 20511

Under the FOIA I request records of the damage assessment(s) according to lintelligence Community Directive 732, Damage Assessments, of the material released by Edward Snowden beginning in June 2013 to the present.

This material will be published on free public education website Cryptome.org.

I agree to pay for the cost of this request.

Thanks very much.

John Young Administrator Cryptome.org 251 West 89th Street New York, NY 10024 212-873-8700

ODNI/CIO/IMD FOIA WASH DC 20511

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