



**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION ACT  
ANNUAL REPORT  
FOR  
FISCAL YEAR 2009**

**DIRECTOR OF ADMINISTRATION  
AND MANAGEMENT**

**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION ACT  
REPORT FOR  
FISCAL YEAR 2009**

**Report Period: October 1, 2008 through September 30, 2009**

**EXECUTIVE SUMMARY**

The Department of Defense Freedom of Information Act (FOIA) program reports 68,133 requests for records processed under the FOIA. Requests were granted in full in 26,330 cases, partially denied in 16,273 cases, and denied in full 2,107 on the basis of FOIA exemptions. The privacy exemptions, Exemptions 6 and 7(C), were the most common exemptions, combining for approximately 51.5% of all exemptions used. The number of pending FOIA requests for the Department of Defense at the end of fiscal year 2009 is 13,944, a reduction of 699 requests from fiscal year 2008. The number of backlogged requests (those still open past the statutory response time) for fiscal year 2009 is 11,505, a reduction of 66 requests from the previous fiscal year.

The total cost of processing FOIA requests for the Department of Defense, to include litigation costs, increased in fiscal year 2009 over 25% to \$88,725,299.00. The average cost of processing a FOIA request in the Department of defense also increased during this period to approximately \$1,302.00.

Two new DoD Components were added to this year's report, the U.S. Africa Command (AFRICOM) and the National Guard Bureau (NGB). AFRICOM became operational at the beginning of the reporting period. Due to the nature of its mission, the NGB has operated a dual-service FOIA program for many years; if a FOIA request concerned an Army National Guard issue, its data was included in the Army input into the report. The same was true for the requests concerning Air National Guard issues. However, because it was recently determined that the NGB was also receiving FOIA requests for "joint" headquarters issues that could not be characterized as either Army or Air National Guard, a processing queue and a tracking system were developed for these types of requests. The NGB data contained within this report concerns only these joint NGB requests, the remainder of the requests are included in either the Army or the Air Force data.

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## **I. Basic Information Regarding Report**

1. Title, address, and telephone number of person to be contacted with questions about the report:

Write to: Chief, Defense Freedom of Information Policy Office  
1155 Defense Pentagon  
Washington, DC 20301-1155

Telephone: (703) 696-4689  
Toll-free number: (866) 574-4970  
Fax number: (703) 696-4506

Point of Contact: Mr. Jim Hogan  
Chief, Defense Freedom of Information Policy Office

2. The electronic address (Universal Resource Locator) for this report is:

[http://www.dod.mil/pubs/foi/dfoipo/foia\\_reports.html](http://www.dod.mil/pubs/foi/dfoipo/foia_reports.html)

3. You may obtain a paper copy of this DoD Annual FOIA Report for fiscal year 2009 by telephoning, faxing, or writing to the Defense Freedom of Information Policy Office. A FOIA request is not necessary. Please include a return mailing address.

## **II. Making a FOIA Request**

1. The DoD Freedom of Information Act Handbook provides general information about the FOIA Program within DoD and provides basic information about how to submit a FOIA request. This document also contains DoD component addresses, a brief description of expected response times, and the reason why some requests are not granted. The DoD Freedom of Information Act Handbook can be found at:

<http://www.dod.mil/pubs/foi/dfoipo/docs/FOIAhandbook.pdf>

To make a FOIA request on the world wide web use the following:

[http://www.dod.mil/pubs/foi/submit\\_foiareq.html](http://www.dod.mil/pubs/foi/submit_foiareq.html)

Using this web page, you can navigate to the FOIA Requester Service Centers for the [Armed Services](#), [Combatant Commands](#), or [Defense Department Agencies](#).

2. Reasons why some requests are not granted and general categories of agency records.
  - a. This is a summary of the most frequent reasons for a FOIA request to not be granted:
    - i. The request is transferred to another DoD component, or to another Federal Agency.

- ii. The request is withdrawn by the requester.
  - iii. The requester is unwilling to pay fees associated with a request; the requester is past due in the payment of fees from a previous FOIA request; or the requester disagrees with the fee estimate.
  - iv. A record has not been described with sufficient detail to enable the DoD component to locate it with a reasonable amount of effort.
  - v. The information requested is not a record within the meaning of the FOIA.
  - vi. The request is a duplicate request (e.g., a requester asks for the same information more than once). This includes identical requests received via different means (e.g., electronic mail, facsimile, mail, courier) at the same or different times from the same requester.
  - vii. The record is denied in whole or in part in accordance with one or more exemptions as set forth in the FOIA.
- b. The FOIA exemptions used by the DoD components apply to a number of different categories of records. Some of these categories are:
  - i. Acquisition and Contracting,
  - ii. Personnel,
  - iii. Intelligence,
  - iv. Policy development,
  - v. Military/Operational,
  - vi. Law Enforcement,
  - vii. Inspector General.

### **III. Acronyms, Definitions, and Exemptions**

#### **1. Acronyms and terms:**

a. Department of Defense acronyms or terms:

<b>AF</b>	Department of the Air Force
<b>AFRICOM</b>	U.S. Africa Command
<b>ASBCA</b>	Armed Services Board of Contract Appeals
<b>ARMY</b>	Department of the Army
<b>CENTCOM</b>	U.S. Central Command
<b>DCAA</b>	Defense Contract Audit Agency
<b>DCMA</b>	Defense Contract Management Agency
<b>DeCA</b>	Defense Commissary Agency
<b>DFAS</b>	Defense Finance and Accounting Service
<b>DIA</b>	Defense Intelligence Agency
<b>DISA</b>	Defense Information Systems Agency
<b>DLA</b>	Defense Logistics Agency
<b>DoD</b>	Department of Defense
<b>DoDEA</b>	Department of Defense Education Activity
<b>DoD IG</b>	Department of Defense Inspector General
<b>DSS</b>	Defense Security Service
<b>DTIC</b>	Defense Technical Information Center
<b>DTRA</b>	Defense Threat Reduction Agency
<b>EUCOM</b>	U.S. European Command
<b>JFCOM</b>	U.S. Joint Forces Command
<b>NAVY</b>	Department of the Navy
<b>NGA</b>	National Geospatial-Intelligence Agency
<b>NGB</b>	National Guard Bureau
<b>NORTHCOM</b>	U.S. Northern Command
<b>NRO</b>	National Reconnaissance Office
<b>NSA</b>	National Security Agency
<b>OSD/JS</b>	Office of the Secretary of Defense/Joint Staff
<b>PA</b>	Privacy Act
<b>PACOM</b>	U.S. Pacific Command
<b>SOCOM</b>	U.S. Special Operations Command
<b>SOUTHCOM</b>	U.S. Southern Command
<b>STRATCOM</b>	U.S. Strategic Command
<b>TRANSCOM</b>	U.S. Transportation Command
<b>TRICARE</b>	TRICARE Management Activity

b. Other agency acronyms: N/A

## **2. Definitions of terms.**

- a. **Administrative Appeal:** A request to an agency asking that it review at a higher administrative level a full or partial denial of access to records under the FOIA, or any other adverse FOIA determination.
- b. **Average number:** The number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example: the average of 3, 7, and 14 is 8.
- c. **Backlog:** The number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.
- d. **Component:** DoD processes requests on a decentralized basis; a “component” is an entity, also sometimes referred to as an Office, Combatant Command, or Defense Agency, within DoD that processes FOIA requests.
- e. **Consultation:** The procedure whereby an agency responding to a FOIA request first forwards a record to another agency for its review because that other agency has an interest in the document. Once the agency in receipt of the consultation finishes its review of the record, it responds back to the agency that forwarded it. That agency, in turn, will then respond to the FOIA requester. The DoD tracked consultations as FOIA requests until July 1, 2008. Due to DOJ guidance, they are now tracked and reported separately.
- f. **Exemption 3 Statute:** A separate federal statute prohibiting the disclosure of a certain type of information and authorizing it being withheld under FOIA, 5 USC 552(b)(3).
- g. **FOIA Request:** A FOIA request is generally a request to an agency for access to records concerning another person (i.e. a “third-party” request), or concerning an organization, or a particular topic of interest. FOIA requests also include requests made by requesters seeking records concerning themselves (i.e., “first-party” requests) when those requesters are not subject to the Privacy Act, such as non-U.S. citizens. Moreover, because all first-party requesters should be afforded the benefit of both the access provisions of the FOIA as well as those of the Privacy Act, FOIA requests also include any first-party requests where an agency determines that it must search beyond its Privacy Act “systems of records” or where a Privacy Act exemption applies, and the agency looks to FOIA to afford the greatest possible access. All requests which require the agency to utilize the FOIA in responding to the requester are included in this report.
- h. **Full Grant:** An agency decision to disclose all records in full in response to a FOIA request.
- i. **Full Denial:** An agency decision not to release any part of a record or records in response to a FOIA request because all the information in the requested record or records is determined by the agency to be exempt under one or more of the FOIA exemptions, or

for some procedural reason such as no record is located in response to a FOIA request.

- j. **Median number:** The middle, not average, number. For example, of 3, 7, and 14, the median number is 7.
- k. **Multi-track processing:** A system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests in each track are processed on a first-in/first out basis. A requester who has a compelling need for records may request expedited processing (see below).
  - i. **Expedited Processing** – an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.
  - ii. **Simple Request** – a FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
  - iii. **Complex Request** – a FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.
- l. **Partial Grant/Partial Denial:** An agency decision to disclose a record only in part in response to a FOIA request, deleting information determined to be exempt under one or more exemptions under the FOIA; or a decision to disclose some records in their entirety, but to withhold others in whole or in part.
- m. **Pending Request or Pending Administrative Appeal:** A request or administrative appeal for which an agency has not taken final action in all respects.
- n. **Perfected Request:** A request for records which reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.
- o. **Processed Request or Processed Administrative Appeal:** A request or administrative appeal for which an agency has taken final action in all respects.
- p. **Range in Number of Days:** The minimum and maximum number of days to process requests or administrative appeals.
- q. **Time limits:** The time period in the FOIA for an agency to respond to a FOIA request (ordinarily 20 working days from proper receipt of a "perfected" FOIA request).

### 3. Short definitions of the nine FOIA exemptions:

- a. **Exemption 1:** classified national defense and foreign relations information

- b. **Exemption 2:** internal agency rules and practices
- c. **Exemption 3:** information that is prohibited from disclosure by another federal law
- d. **Exemption 4:** trade secrets and other confidential business information
- e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges
- f. **Exemption 6:** information involving matters of personal privacy
- g. **Exemption 7:** records or information compiled for law enforcement purposes, to the extent that the production of those records (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of the right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or (F) could reasonably be expected to endanger the life or physical safety of any individual
- h. **Exemption 8:** information relating to the supervision of financial institutions
- i. **Exemption 9:** geological information on wells

## **IV. Exemption 3 Statutes**

**Table 1**

<b>Exemption 3 Statutes Relied upon to Withhold Information</b>					
	<b>Statute</b>	<b>Type of Information Withheld</b>	<b>Case Citation</b>	<b>Number of Times Relied upon per Component</b>	<b>Total Number of Times Relied upon by Agency</b>
1	5 USC §574(j)	Dispute Resolution Communications between a Neutral and a Party to the Dispute	No	AF	21
				ARMY	3
				NAVY	1
				OSD/JS	2
2	5 USC §7114(b)(4)	Information about Labor Union Representation Rights and Duties Related to Collective Bargaining	Yes <sup>1</sup>	AF	3
				ARMY	11
3	10 USC §128	Unclassified Special Nuclear Weapons Information	No	AF	1
				DTRA	1
				OSD/JS	11
4	10 USC §130	Unclassified Technical Data with Military or Space Application	Yes <sup>2</sup>	AF	12
				DTRA	1
				NAVY	61
				NSA	7
				OSD/JS	1
5	10 USC §130b	Personally Identifying Information of Personnel in Overseas, Sensitive or Routinely Deployable Units	Yes <sup>3</sup>	AF	88
				ARMY	103
				CENTCOM	25
				DCMA	1
				DoDEA	7
				EUCOM	1
				NAVY	329
				OSD/JS	22
				PACOM	1
				SOCOM	15
				SOUTHCOM	89
				STRATCOM	2

<sup>1</sup> Dubin v. Dep't of Treasury, 555 F. Supp. 408, 412 (N.D.Ga. 1981).

<sup>2</sup> Chenkin v. Department of the Army, No. 93-494, 1994 U.S. Dist. LEXIS 20907, at \*8 (E.D. Pa. Jan. 14, 1994), aff'd, 61 F.3d 894 (3d Cir. 1995) (unpublished table decision); Colonial Trading Corp. v. Department of the Navy, 735 F. Supp. 429, 431 (D.D.C. 1990).

<sup>3</sup>Hiken v. Dep't of Defense, 521 F. Supp. 2d 1047, 1062(N.D. Cal. 2007).

### Exemption 3 Statutes Relied upon to Withhold Information

	Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component		Total Number of Times Relied upon by Agency
6	10 USC §130c	Certain Sensitive Information of Foreign Governments and International Organizations	Yes <sup>4</sup>	AF	5	17
				NAVY	1	
				OSD/JS	10	
				PACOM	1	
7	10 USC §424	Organizational and Personnel Information for DIA, NRO, and NGA	Yes <sup>5</sup>	AF	2	243
				DIA	131	
				NGA	8	
				NRO	73	
				OSD/JS	8	
				PACOM	21	
8	10 USC §455	Maps, Charts, and Geodetic Data	No	ARMY	1	4
				NGA	1	
				NAVY	2	
9	10 USC §457	Operational files of former National Photographic Interpretation Agency	No	NGA	1	1
10	10 USC §613a(a)	Proceedings of Promotion Selection Boards	No	AF	1	2
				ARMY	1	
11	10 USC §1102	Medical Quality Assurance Records	Yes <sup>6</sup>	AF	9	36
				ARMY	23	
				NAVY	4	
12	10 USC §1506(d) and(f)	Debriefing of a Missing Person Returned to U.S. Control.	No	JFCOM	1	5
				OSD/JS	2	
				PACOM	1	
				SOCOM	1	

<sup>4</sup> Nat'l Inst. Of Military Justice v. DoD 404 F. Supp 2d 325, 335-337 (D.D.C. 2005), ACLU v. Dep't of Defense, 389 F. Supp. 2d 547, 554 (S.D.N.Y. 2005).

<sup>5</sup> Miller v. DoJ, 562 D. Supp. 2d 82, 112 (D.D.C. 2008).

<sup>6</sup> Goodrich v. Dept of Air Force, 404 F. Supp. 2d 48, 50-51 (D.D.C. 2005).

### Exemption 3 Statutes Relied upon to Withhold Information

	Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component		Total Number of Times Relied upon by Agency
13	10 USC §2305(g)	DoD Contractor Proposals	Yes <sup>7</sup>	AF	45	242
				ARMY	107	
				DIA	2	
				DISA	1	
				DLA	38	
				DoDEA	1	
				DTRA	2	
				NAVY	19	
				NSA	4	
				OSD/JS	2	
				SOCOM	3	
				TRANSCOM	15	
				TRICARE	3	
14	10 USC §2371(i)	Research Projects: Transactions Other Than Contracts and Grants	No	ARMY	1	1
15	10 USC §2485(h)	Food donation program	No	DeCA	1	1
16	10 USC §2640(h)	Charter air transportation for members of armed forces	No	ARMY	1	1
17	12 USC §3403	Confidentiality of Financial Records	No	AF	2	3
				ARMY	1	
18	16 USC §470 w-3	National Historic Preservation Information	Yes <sup>8</sup>	AF	1	43
				ARMY	42	
19	18 USC §798(a)	Communications Intelligence	Yes <sup>9</sup>	AF	1	420
				DIA	1	
				NSA	418	
20	18 USC §1917	Civil service exams	No	ARMY	1	1

<sup>7</sup> Chesterfield Assocs. Inc. v U.S. Coast Guard, No. 08-CV-4674, 2009 WL 1406994 at \*1-2 (E.D.N.Y May 19, 2009).

<sup>8</sup> Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003)

<sup>9</sup> Larson v. Dept of State, 556 F 3d 857, 868-869 (D.C.C. 2009)

### Exemption 3 Statutes Relied upon to Withhold Information

	Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component		Total Number of Times Relied upon by Agency
21	22 USC §2778(e) Sec 38(e) of the Arms Export Control Act	Information Subject to Arms Exports Controls	Yes <sup>10</sup>	AF	3	7
				DTRA	1	
				NAVY	1	
				OSD/JS	2	
22	26 USC §6103	Confidentiality and Disclosure of Returns and Return Information	Yes <sup>11</sup>	AF	1	1
23	28 USC §652(d)	Judiciary procedures	No	AF	1	1
24	41 USC §253b(1)(m)	Certain contractor proposals not yet in a contract	Yes <sup>12</sup>	AF	2	9
25	41 USC §423	Contract source selection		ARMY	5	
26	42 USC 262a(h)	Customs and duties		NAVY	2	
27	42 USC §2162(a) (Restricted Data) 42 USC §2168(a)(1)(C) (Formerly Restricted Data)	Information Regarding Atomic Energy: Restricted and Formerly Restricted Data (A.E. Act of 1954) (specific applicable sections must be invoked)	Yes <sup>14</sup>	SOCOM	1	78
28	50 USC §402 Note Sec 6, P.L. 86-36	NSA Functions and Information		PACOM	2	
				AF	10	
				OSD/JS	65	
				DIA	1	617
				NSA	616	

<sup>10</sup> Council for a Livable World v. U.S. Dept. of State, No 96-1807, slip op. at 11 (D.D.C. Jan. 21, 1998).

<sup>11</sup> Church of Scientology v. IRS, 484 U.S. 9, 15 (1987)(26 U.S.C. §6103)

<sup>12</sup> Hornbostel v. U.S. Dept. of Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003)

<sup>13</sup> Legal & Safety Employer Research, Inc v. U.S. Dept of Army. No. Civ. S001748, 2001 WL 34098652 at \*3-4 (E.D. Cal)(dictum).

<sup>14</sup> Meeropol v. Smith, No. 75-1121, slip. At 53-55 (D.D.C. Feb. 29 1984).

<sup>15</sup> Larsons.v. Dept of State, 565 F. 3d 857, 868-869 (D.C.Cir. 2009); Founding Church of Scientology v. NSA, 610 F.2d 824, 828 (D.C. Cir. 1979).

### Exemption 3 Statutes Relied upon to Withhold Information

	Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component		Total Number of Times Relied upon by Agency
29	50 USCA §403(g)	Intelligence Sources and Methods	Yes <sup>16</sup>	AF	1	24
				DIA	3	
				NSA	1	
				OSD/JS	19	
30	50 USC 403-3(c)(7)	Duties of CIA in relation to DoD	No	OSD/JS	3	3
31	50 USC §403-1(i)	Intelligence Sources and Methods	Yes <sup>17</sup>	AF	3	445
				ARMY	1	
				NAVY	1	
				NRO	21	
				NSA	419	
32	50 USC §421	Identities of US Undercover Intelligence Officers, Agents, Informants and Sources	No	OSD/JS	1	5
				TRANSCOM	4	
33	50 USC §432a	NRO Operational Files Exemption	No	NRO	1	1
34	50 USC §435 Note Sec 1082, P.L. 102-190	Information Concerning US Personnel Classified as POW/MIA During the Vietnam and Korean Conflicts (“McCain Bill”)	No	OSD/JS	5	5
35	P.L. 95-452, IG Act	Certain records developed during IG inspections	No	DoDIG	2	4
				NAVY	2	

<sup>16</sup> Larsons v. Dept of State, 565 F. 3d 857, 865 (D.C.Cir. 2009); Berman v. CIA, 501 F.3d 1136, 1137-38, 1140 (9<sup>th</sup> Cir., 2007).

<sup>17</sup> CIA v. Sims, 471 U.S. 159, 167 (1985); see also Minier v. CIA, 88 F.3d 796, 801 (9<sup>th</sup> Cir. 1996) (finding that agency properly refused to confirm or deny existence of records concerning deceased person’s alleged employment relationship with CIA); Maynard v. CIA, 986 F.2d 547, 554 (1<sup>st</sup> Cir. 1993) (stating that under §403(d)(3) it is responsibility of Director of CIA to determine whether sources or methods should be disclosed); Hunt v. CIA, 981 F.2d 1116, 1118 (9<sup>th</sup> Cir. 1992) (upholding agency’s “Glomar” response to request on foreign national, because acknowledgement of any records would reveal sources and methods); Blazy v. Tenet, 979 F. Supp. 10, 23-24 (D.D.C. 1997) (protecting intelligence sources and methods located in requester’s personnel file), summary affirmance granted, No. 97-5330 (D.C. Cir. May 12, 1998); Andrade v. CIA, No. 95-1215, 1997 WL 527347, at \*\*3-5 (D.D.C. Aug. 18, 1997) (holding intelligence methods used in assessing employee fitness protectable).

## V. FOIA Requests

**Table 2**

<b>A. Received, Processed and Pending FOIA Requests</b>				
<b>Component</b>	<b>Number of Requests Pending as of Start of Fiscal Year<sup>18</sup></b>	<b>Number of Requests Received in Fiscal Year</b>	<b>Number of Requests Processed in Fiscal Year</b>	<b>Number of Requests Pending as of End of Fiscal Year</b>
<b>AF*</b>	1121	7956	7868	1209
<b>AFRICOM</b>	0	25	22	3
<b>ASBCA</b>	0	15	15	0
<b>ARMY*</b>	4783	32224	32570	4437
<b>CENTCOM*</b>	186	171	140	217
<b>DCAA</b>	3	90	83	10
<b>DCMA</b>	38	255	275	18
<b>DeCA</b>	0	126	118	8
<b>DFAS</b>	11	256	246	21
<b>DIA*</b>	2668	688	727	2629
<b>DISA*</b>	243	324	317	250
<b>DLA</b>	109	5866	5873	102
<b>DoDEA</b>	6	67	67	6
<b>DoDIG</b>	52	313	333	32
<b>DSS*</b>	0	62	61	1
<b>DTIC</b>	5	172	161	16
<b>DTRA</b>	18	229	221	26
<b>EUROPEAN COMMAND</b>	53	41	35	59
<b>JFCOM*</b>	44	36	13	67
<b>NAVY*</b>	1924	14476	14528	1872
<b>NGA</b>	256	154	119	291
<b>NGB</b>	0	21	18	3
<b>NORTHCOM*</b>	1	35	30	6
<b>NRO</b>	49	269	227	91
<b>NSA</b>	333	987	963	357

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<sup>18</sup> \* Column one should be the same number as the number of pending FOIA requests reported by each component at the end of FY08. The differences in numbers for AF, ARMY, CENTCOM, DIA, DISA, DSS, JFCOM, NAVY, NORTHCOM, OSD/JS, PACOM, SOCOM, and STRATCOM are due to better accounting methods and re-classifying some cases as consultations which caused some minor discrepancy in starting numbers.

### **A. Received, Processed and Pending FOIA Requests**

<b>Component</b>	<b>Number of Requests Pending as of Start of Fiscal Year<sup>18</sup></b>	<b>Number of Requests Received in Fiscal Year</b>	<b>Number of Requests Processed in Fiscal Year</b>	<b>Number of Requests Pending as of End of Fiscal Year</b>
<b>OSD/JS*</b>	2293	1969	2424	1838
<b>PACOM*</b>	55	92	109	38
<b>SOCOM*</b>	227	139	186	180
<b>SOUTHCOM</b>	97	136	152	81
<b>STRATCOM*</b>	3	44	40	7
<b>TRANSCOM</b>	54	112	108	58
<b>TRICARE</b>	11	84	84	11
<b>Agency Overall</b>	<b>14,643</b>	<b>67,434</b>	<b>68,133</b>	<b>13,944</b>

**Table 3**

<b>B (1). Disposition of FOIA Requests – All Processed Requests.</b>													
Component	Number of Grant in Full	Number of Partial Grants / Partial Denials	Number of Full Denials based on Exemption	No Records	All Records referred to another Component or Agency	Request Withdrawn	Fee Related Reasons	Records not Reasonably Described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	Other Explained below	Total
AF	2502	1389	215	945	1026	606	176	114	177	140	209	369	7868
AFRICOM	1	0	0	6	5	2	0	0	6	0	0	2	22
ASBCA	8	5	0	2	0	0	0	0	0	0	0	0	15
ARMY	12356	9199	761	2803	3619	899	337	425	970	350	539	312	32570
CENTCOM	15	42	3	17	31	3	0	1	2	4	7	15	140
DCAA	18	8	5	21	6	0	2	3	0	19	1	0	83
DCMA	50	37	3	44	2	67	14	4	12	9	1	32	275
DeCA	66	22	1	8	0	12	0	0	0	9	0	0	118
DFAS	116	71	8	14	21	7	1	3	5	0	0	0	246
DIA	16	147	10	399	28	42	0	0	0	29	12	44	727
DISA	85	49	8	58	53	24	25	3	3	2	5	2	317
DLA	5224	245	6	46	99	91	60	23	19	9	37	14	5873
DoDEA	9	26	2	13	1	6	7	1	1	1	0	0	67
DoDIG	24	129	116	11	20	10	1	5	14	2	1	0	333
DSS	43	6	3	4	0	0	0	2	3	0	0	0	61
DTIC	45	3	0	23	78	2	0	0	0	0	0	10	161
DTRA	24	79	2	45	15	22	12	0	5	3	6	8	221
EUROCOM	3	3	4	9	12	1	0	0	1	0	0	2	35

## B (1). Disposition of FOIA Requests – All Processed Requests.

Component	Number of Grant in Full	Number of Partial Grants / Partial Denials	Number of Full Denials based on Exemption	No Records	All Records referred to another Component or Agency	Request Withdrawn	Fee Related Reasons	Records not Reasonably Described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	Other Explained below	Total
<b>JFCOM</b>	0	0	4	1	3	1	0	1	1	0	2	0	13
<b>NAVY</b>	5177	3713	389	904	1728	550	263	248	605	356	234	361	14528
<b>NGA</b>	10	14	12	7	1	45	1	19	0	1	9	0	119
<b>NGB</b>	1	3	0	8	2	0	0	2	1	0	0	1	18
<b>NORTHCOM</b>	3	4	3	3	5	1	0	0	5	5	0	1	30
<b>NRO</b>	34	78	8	50	0	3	3	9	22	14	5	1	227
<b>NSA</b>	39	237	406	74	2	32	28	11	38	13	38	45	963
<b>OSD/JS</b>	381	526	89	244	169	171	34	86	108	104	140	372	2424
<b>PACOM</b>	13	34	6	7	43	2	0	3	0	1	0	0	109
<b>SOCOM</b>	26	25	4	15	31	35	2	0	1	1	4	42	186
<b>SOUTHCOM</b>	2	83	23	37	6	0	0	0	1	0	0	0	152
<b>STRATCOM</b>	6	7	8	12	3	1	0	0	1	1	0	1	40
<b>TRANSCOM</b>	16	65	0	4	2	4	0	0	0	10	0	7	108
<b>TRICARE</b>	17	24	8	20	7	4	3	1	0	0	0	0	84
<b>Agency Overall</b>	26,330	16,273	2,107	5,854	7,018	2,643	969	964	2,001	1,083	1,250	1,641	68,133

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**Table 4**

<b>B (2). Disposition of FOIA Requests – “Other Reasons”</b>			
<b>Component</b>	<b>Description of “Other” Reasons for Denial from B(1)</b>	<b>Number of Times Relied on</b>	<b>Total</b>
AF	Administratively Closed	282	369
	Litigation	4	
	Misdirected Request	42	
	Publicly Available	26	
	Unable to contact requester	15	
AFRICOM	Publicly Available	2	2
ASBCA	N/A	0	0
ARMY	Administratively Closed	82	312
	Misdirected Request	188	
	Publicly Available	42	
CENTCOM	Administratively Closed	13	15
	Litigation	1	
	Misdirected Request	1	
DCAA	N/A	0	0
DCMA	Misdirected Request	32	32
DeCA	N/A	0	0
DFAS	N/A	0	0
DIA	Administratively Closed	44	44
DISA	Administratively Closed	1	2
	Litigation	1	
DLA	Administratively Closed	6	14
	Misdirected Request	8	
DoDEA	N/A	0	0
DoDIG	N/A	0	0
DSS	N/A	0	0
DTIC	Administratively Closed	5	10
	Publicly Available	5	
DTRA	Administratively Closed	8	8
EUCOM	Litigation	2	2
JFCOM	N/A	0	0
NAVY	Administratively Closed	47	361
	Misdirected Request	273	
	Publicly Available	41	
NGA	N/A	0	0
NGB	Publicly Available	1	1

## **B (2). Disposition of FOIA Requests – “Other Reasons”**

<b>Component</b>	<b>Description of “Other” Reasons for Denial from B(1)</b>	<b>Number of Times Relied on</b>	<b>Total</b>
<b>NORTHCOM</b>	Administratively Closed	1	1
<b>NRO</b>	Administratively Closed	1	1
<b>NSA</b>	Administratively Closed	34	45
	Misdirected Request	1	
	Publicly Available	10	
<b>OSD/JS</b>	Litigation	10	372
	Misdirected Request	297	
	Publicly Available	65	
<b>PACOM</b>	N/A	0	0
<b>SOCOM</b>	Administratively Closed	39	42
	Misdirected Request	2	
	Publicly Available	1	
<b>SOUTHCOM</b>	N/A	0	0
<b>STRATCOM</b>	Administratively Closed	1	1
<b>TRANSCOM</b>	Administratively Closed	7	7
<b>TRICARE</b>	N/A	0	0
<b>Agency Overall</b>	Administratively Closed	571	1,641
	Litigation	18	
	Misdirected Request	844	
	Publicly Available	793	
	Unable to contact requester	15	

**Table 5**

Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9	Total
AF	71	66	204	257	218	955	76	6	578	93	18	2	2	0	2546
AFRICOM	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ASBCA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ARMY	129	1670	303	804	887	6803	399	3	3192	135	29	19	2	3	14378
CENTCOM	28	17	25	0	11	37	4	0	0	0	0	0	0	0	122
DCAA	0	0	0	2	5	6	1	0	0	0	0	0	0	0	14
DCMA	0	0	1	15	2	31	0	0	0	0	0	0	0	0	49
DeCA	0	0	1	4	4	15	0	0	0	1	0	0	0	0	25
DFAS	0	0	0	12	3	64	0	0	0	0	0	0	0	0	79
DIA	80	115	138	36	11	56	1	0	3	1	0	0	0	0	441
DISA	0	9	1	22	8	18	1	0	0	0	0	0	0	0	59
DLA	1	32	38	81	108	70	1	0	9	0	0	1	0	0	341
DoDEA	0	4	8	3	6	17	0	0	3	0	2	0	0	0	43
DoDIG	10	44	2	17	30	151	35	0	114	0	18	0	0	0	421
DSS	0	2	0	0	0	3	1	0	0	0	0	0	0	0	6
DTIC	0	0	0	0	0	3	0	0	0	0	0	0	0	0	3
DTRA	2	52	15	51	3	69	0	0	0	0	0	0	0	0	192
EUCOM	3	0	1	0	3	4	0	0	2	0	0	0	0	0	13
JFCOM	4	3	1	0	0	1	0	0	0	0	0	0	0	0	9
NAVY	66	194	423	171	361	3110	148	85	1755	28	20	5	0	1	6367
NGA	11	0	10	0	1	5	0	0	1	0	0	0	0	0	28
NGB	0	0	0	0	1	3	0	0	0	0	0	0	0	0	4

### B (3). Disposition of FOIA Requests -- Number of Times Exemptions Applied

Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9	Total
<b>NORTHCOM</b>	2	2	0	0	3	6	0	0	0	0	0	0	0	0	13
<b>NRO</b>	68	6	94	6	1	22	0	0	4	3	2	0	0	0	206
<b>NSA</b>	461	79	617	11	16	123	0	0	10	10	3	0	0	0	1330
<b>OSD/JS</b>	267	203	114	100	153	315	11	4	16	2	5	1	0	0	1191
<b>PACOM</b>	12	18	25	0	20	6	0	1	1	0	0	0	0	0	83
<b>SOCOM</b>	15	14	20	5	8	24	0	0	2	0	0	0	0	0	88
<b>SOUTHCOM</b>	97	57	89	0	15	115	0	0	4	0	0	0	0	0	377
<b>STRATCOM</b>	9	3	2	0	4	5	0	0	1	0	0	0	0	0	24
<b>TRANSCOM</b>	9	2	19	18	5	62	0	0	0	0	0	0	0	0	115
<b>TRICARE</b>	0	0	3	19	1	8	0	0	0	0	0	0	0	0	31
<b>Agency Overall</b>	1,345	2,592	2,154	1,634	1,888	12,107	678	99	5,695	273	97	28	4	4	28,598
<b>% of Total Times Used</b>	4.7	9.1	7.5	5.7	6.6	42.3	2.4	0.3	19.9	1.0	0.3	0.1	0.0	0.0	100.0

## **VI. Administrative Appeals of Initial Determinations of FOIA Requests<sup>19</sup>**

**Table 6**

<b>A. Received, Processed and Pending Administrative Appeals</b>				
<b>Component</b>	<b>Number of Appeals Pending as of Start of Fiscal Year<sup>20</sup></b>	<b>Number of Appeals Received in Fiscal Year</b>	<b>Number of Appeals Processed in Fiscal Year</b>	<b>Number of Appeals Pending as of End of Fiscal Year</b>
AF	37	200	184	53
AFRICOM*	0	0	0	0
ASBCA	0	0	0	0
ARMY	65	147	195	17
CENTCOM *	0	0	0	0
DCAA	0	5	5	0
DCMA	0	3	3	0
DeCA	0	2	2	0
DFAS	0	3	2	1
DIA	188	42	14	216
DISA	0	3	1	2
DLA	6	16	14	8
DoDEA*	0	0	0	0
DoDIG	7	16	10	13
DSS	0	2	2	0
DTIC*	0	0	0	0
DTRA	0	3	3	0
EUCOM*	0	0	0	0
JFCOM*	0	0	0	0
NAVY	45	282	307	20
NGA	7	4	0	11
NGB*	0	0	0	0
NORTHCOM*	0	0	0	0
NRO	4	5	2	7

<sup>19</sup> \*Concerning all tables in Section VI, not all components process administrative appeals. OSD/JS FOIA Appeals Branch processes the following components' appeals: AFRICOM, CENTCOM, DoDEA, DTIC, EUCOM, JFCOM, NGB, NORTHCOM, OSD/JS, PACOM, SOCOM, SOUTHCOM, STRATCOM, TRANSCOM, and TRICARE. AF change to a centralized tracking system and the starting number reflects better accounting. DIA and OSD/JS reflects better accounting.

<sup>20</sup> The number of appeals pending at the start of the fiscal year should equal the number of appeals pending at the end of the previous fiscal year. The numbers for AF, DIA, and OSD/JS are different better accounting and minor errors with vendor tracking systems that should be fixed in the near future.

### **A. Received, Processed and Pending Administrative Appeals**

<b>Component</b>	<b>Number of Appeals Pending as of Start of Fiscal Year<sup>20</sup></b>	<b>Number of Appeals Received in Fiscal Year</b>	<b>Number of Appeals Processed in Fiscal Year</b>	<b>Number of Appeals Pending as of End of Fiscal Year</b>
<b>NSA</b>	8	74	59	23
<b>OSD/JS</b>	340	154	222	272
<b>PACOM*</b>	0	0	0	0
<b>SOCOM*</b>	0	0	0	0
<b>SOUTHCOM*</b>	0	0	0	0
<b>STRATCOM*</b>	0	0	0	0
<b>TRANSCOM*</b>	0	0	0	0
<b>TRICARE*</b>	0	0	0	0
<b>Agency Overall</b>	<b>707</b>	<b>961</b>	<b>1,025</b>	<b>643</b>

**Table 7**

<b>B. Disposition of Administrative Appeals – All Processed Appeals</b>					
Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed / Remanded on Appeal	Number Completely Reversed / Remanded on Appeal	Number of Appeals Closed for Other Reasons	Total
AF	26	30	18	110	184
AFRICOM*	0	0	0	0	0
ASBCA	0	0	0	0	0
ARMY	96	20	21	58	195
CENTCOM *	0	0	0	0	0
DCAA	3	0	0	2	5
DCMA*	1	1	0	1	3
DeCA	2	0	0	0	2
DFAS	1	1	0	0	2
DIA	0	0	0	14	14
DISA	1	0	0	0	1
DLA	1	5	2	6	14
DoDEA*	0	0	0	0	0
DoDIG	6	1	1	2	10
DSS	0	0	0	2	2
DTIC*	0	0	0	0	0
DTRA	1	0	0	2	3
EUCOM*	0	0	0	0	0
JFCOM*	0	0	0	0	0
NAVY	38	39	101	129	307
NGA	0	0	0	0	0
NGB*	0	0	0	0	0
NORTHCOM*	0	0	0	0	0
NRO	2	0	0	0	2
NSA	35	5	3	16	59

<b>B. Disposition of Administrative Appeals – All Processed Appeals</b>					
<b>Component</b>	<b>Number Affirmed on Appeal</b>	<b>Number Partially Affirmed &amp; Partially Reversed / Remanded on Appeal</b>	<b>Number Completely Reversed / Remanded on Appeal</b>	<b>Number of Appeals Closed for Other Reasons</b>	<b>Total</b>
<b>OSD/JS</b>	11	48	22	141	222
<b>PACOM*</b>	0	0	0	0	0
<b>SOCOM*</b>	0	0	0	0	0
<b>SOUTHCOM*</b>	0	0	0	0	0
<b>STRATCOM*</b>	0	0	0	0	0
<b>TRANSCOM*</b>	0	0	0	0	0
<b>TRICARE*</b>	0	0	0	0	0
<b>Agency Overall</b>	<b>224</b>	<b>150</b>	<b>168</b>	<b>483</b>	<b>1,025</b>

**Table 8**

C (1). Reasons for Denial on Appeal – Number of Times Exemptions Applied															
Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9	Total
AF	10	4	12	6	14	27	0	0	13	0	1	0	0	0	87
AFRICOM*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ASBCA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ARMY	5	13	3	10	22	49	6	0	28	7	1	1	0	0	145
CENTCOM*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DCAA*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DCMA	0	0	0	0	0	1	0	0	0	0	0	0	0	0	1
DeCA	0	0	0	0	0	2	0	0	0	0	0	0	0	0	2
DFAS	0	0	0	0	1	1	0	0	0	0	0	0	0	0	2
DIA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DISA	0	0	0	0	0	1	0	0	0	0	0	0	0	0	1
DLA	0	1	0	6	4	3	0	0	0	0	0	0	0	0	14
DoDEA*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DoDIG	0	2	0	0	1	3	1	0	3	0	1	0	0	0	11
DSS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DTIC	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DTRA	0	0	0	0	0	1	0	0	0	0	0	0	0	0	1
EUROCOM*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
JFCOM*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NAVY	5	13	5	4	31	76	5	0	32	1	0	0	0	0	172
NGA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NGB*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NORTHCOM*	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

**C (1). Reasons for Denial on Appeal – Number of Times Exemptions Applied**

Component	<b>Ex. 1</b>	<b>Ex. 2</b>	<b>Ex. 3</b>	<b>Ex. 4</b>	<b>Ex. 5</b>	<b>Ex. 6</b>	<b>Ex. 7(A)</b>	<b>Ex. 7(B)</b>	<b>Ex. 7(C)</b>	<b>Ex. 7(D)</b>	<b>Ex. 7(E)</b>	<b>Ex. 7(F)</b>	<b>Ex. 8</b>	<b>Ex. 9</b>	<b>Total</b>
<b>NRO</b>	0	0	0	0	0	0	0	0	0	0	1	1	0	0	2
<b>NSA</b>	31	0	33	0	1	1	0	0	0	0	0	0	0	0	66
<b>OSD/JS</b>	47	22	15	1	19	32	1	1	6	0	1	0	0	0	145
<b>PACOM*</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>SOCOM*</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>SOUTHCOM*</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>STRATCOM*</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>TRANSCOM*</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>TRICARE*</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Agency Overall</b>	98	55	68	27	93	197	13	1	82	8	5	2	0	0	649
<b>% of Total Times Used</b>	15.1	8.5	10.5	4.2	14.3	30.4	2.0	0.2	12.6	1.2	0.8	0.3	0.0	0.0	100.0

**Table 9**

C (2). Reasons for Denial on Appeal -- Other Than Exemptions											
Component	No Records	Referred at Initial request	Request Withdrawn	Fee Related Reasons	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Expedited Request Appeal	Other see chart below
AF	20	34	8	0	0	0	1	1	1	0	45
AFRICOM*	0	0	0	0	0	0	0	0	0	0	0
ASBCA	0	0	0	0	0	0	0	0	0	0	0
ARMY	21	15	1	3	0	0	1	2	0	0	15
CENTCOM *	0	0	0	0	0	0	0	0	0	0	0
DCAA	0	0	0	2	0	0	0	0	0	0	0
DCMA	0	1	0	0	0	0	0	0	0	0	0
DeCA*	0	0	0	0	0	0	0	0	0	0	0
DFAS	0	0	0	0	0	0	0	0	0	0	0
DIA	8	1	1	0	0	0	0	0	0	1	3
DISA	0	0	0	0	0	0	0	0	0	0	0
DLA	2	0	2	0	0	2	0	0	0	0	0
DoDEA*	0	0	0	0	0	0	0	0	0	0	0
DoDIG	0	2	0	0	0	0	0	0	0	0	0
DSS	2	0	0	0	0	0	0	0	0	0	0
DTIC*	0	0	0	0	0	0	0	0	0	0	0
DTRA	0	0	0	0	0	1	0	0	0	0	1
EUCOM*	0	0	0	0	0	0	0	0	0	0	0
JFCOM*	0	0	0	0	0	0	0	0	0	0	0
NAVY	5	7	14	12	2	24	5	2	7	0	67
NGA	0	0	0	0	0	0	0	0	0	0	0
NGB	0	0	0	0	0	0	0	0	0	0	0

C (2). Reasons for Denial on Appeal -- Other Than Exemptions											
Component	No Records	Referred at Initial request	Request Withdrawn	Fee Related Reasons	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Expedited Request Appeal	Other see chart below
<b>NORTHCOM*</b>	0	0	0	0	0	0	0	0	0	0	0
<b>NRO</b>	0	0	0	0	0	0	0	0	0	0	0
<b>NSA</b>	4	0	0	2	0	0	0	0	0	1	9
<b>OSD/JS</b>	16	18	41	5	0	22	3	10	0	9	17
<b>PACOM*</b>	0	0	0	0	0	0	0	0	0	0	0
<b>SOCOM*</b>	0	0	0	0	0	0	0	0	0	0	0
<b>SOUTHCOM*</b>	0	0	0	0	0	0	0	0	0	0	0
<b>STRATCOM*</b>	0	0	0	0	0	0	0	0	0	0	0
<b>TRANSCOM*</b>	0	0	0	0	0	0	0	0	0	0	0
<b>TRICARE*</b>	0	0	0	0	0	0	0	0	0	0	0
<b>Agency Overall</b>	78	78	67	24	2	49	10	15	8	11	157

**Table 10**

<b>C (3). Reasons for Denial on Appeal – “Other” Reasons</b>			
<b>Component</b>	<b>Description of “Other” Reasons for Denial on Appeal from Chart C(2)</b>	<b>Number of Times Relied on</b>	<b>Total</b>
AF	Administratively Closed	43	45
	Litigation	1	
	Misdirected Referral	1	
AFRICOM*	N/A	0	0
ASBCA	N/A	0	0
ARMY	Administratively Closed	10	15
	Time limit	2	
	Misdirected Referral	3	
CENTCOM*	N/A	0	0
DCAA	N/A	0	0
DCMA	N/A	0	0
DeCA*	N/A	0	0
DFAS	N/A	0	0
DIA	Mistakenly Opened as Appeal	3	3
DISA	N/A	0	0
DLA	N/A	0	0
DoDEA	N/A	0	0
DoDIG	N/A	0	0
DSS	N/A	0	0
DTIC*	N/A	0	0
DTRA	Administratively Closed	1	1
EUCOM*	N/A	0	0
JFCOM*	N/A	0	0
NAVY	Administratively Closed	67	67
NGA	N/A	0	0
NGB*	N/A	0	0
NORTHCOM*	N/A	0	0
NRO	N/A	0	0
NSA	Administratively Closed	9	9

### **C (3). Reasons for Denial on Appeal – “Other” Reasons**

<b>Component</b>	<b>Description of “Other” Reasons for Denial on Appeal from Chart C(2)</b>	<b>Number of Times Relied on</b>	<b>Total</b>
<b>OSD/JS</b>	Administratively Closed	7	17
	Fee Waiver	9	
	Misdirected Referral	1	
<b>PACOM*</b>	N/A	0	0
<b>SOCOM*</b>	N/A	0	0
<b>SOUTHCOM*</b>	N/A	0	0
<b>STRATCOM*</b>	N/A	0	0
<b>TRANSCOM*</b>	N/A	0	0
<b>TRICARE*</b>	N/A	0	0
<b>Agency Overall</b>	Administratively Closed	130	157
	Fee Waiver	9	
	Misdirected Referral	5	
	Mistakenly Opened as Appeal	3	
	Litigation	8	
	Time Limit	2	

**Table 11**

<b>C (4). Response time for Administrative Appeals</b>				
Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
AF	21	112	<1	1553
AFRICOM*	0	0	0	0
ASBCA	0	0	0	0
ARMY	40	95	1	598
CENTCOM*	0	0	0	0
DCAA	20	18	12	22
DCMA	47	43	19	64
DeCA	10	15	10	15
DFAS	51	51	30	73
DIA	628	570	139	1234
DISA	99	99	99	99
DLA	42	78	1	400
DoDEA*	0	0	0	0
DoDIG	85	121	37	2870
DSS	1	1	1	1
DTIC*	0	0	0	0
DTRA	12	10	5	13
EUROCOM*	0	0	0	0
JFCOM*	0	0	0	0
NAVY	260	280	122	961
NGA	812	580	183	831
NGB*	0	0	0	0
NORTHCOM*	0	0	0	0
NRO	61	61	61	61
NSA	73	69	2	173
OSD/JS	717	846	2	3065
PACOM*	0	0	0	0
SOCOM*	0	0	0	0
SOUTHCOM*	0	0	0	0
STRATCOM*	0	0	0	0
TRANSCOM*	0	0	0	0
TRICARE*	0	0	0	0
<b>Agency Overall</b>	<b>N/A<sup>21</sup></b>	<b>236</b>	<b>&lt;1</b>	<b>3,065</b>

<sup>21</sup> DoD's current tracking is decentralized and does not have the capability to accurately report on multiple Components for medians. DoD rolled out a centralized tracking system during the current reporting cycle. It is still in development and was not available to all components during the FY09 reporting period. FY10's report will be computed under this new system.

**Table 12**

<b>C (5). Ten Oldest Pending Administrative Appeals</b>										
<b>Component</b>	<b>10th Oldest</b>	<b>9th</b>	<b>8th</b>	<b>7th</b>	<b>6th</b>	<b>5th</b>	<b>4th</b>	<b>3rd</b>	<b>2nd</b>	<b>Oldest</b>
<b>AF</b>	03/04/09	02/24/09	02/23/09	02/23/09	12/09/08	12/08/08	10/27/08	07/07/08	06/13/08	02/02/06
Work days open	142	153	154	154	204	205	233	246	326	907
<b>AFRICOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>ASBCA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>ARMY</b>	04/10/08	03/31/08	12/12/07	09/24/07	09/21/07	08/06/07	08/01/07	07/31/07	05/29/07	05/17/07
Work days open	376	382	457	511	512	546	549	550	594	601
<b>CENTCOM *</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DCAA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DCMA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DeCA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DFAS</b>										09/08/09
Work days open	0	0	0	0	0	0	0	0	0	16
<b>DIA</b>	11/08/02	08/13/02	03/21/02	07/06/01	03/16/01	02/23/01	08/07/98	01/19/98	08/11/97	01/23/97
Work days open	1722	1783	1884	2059	2137	2152	2789	2929	3037	3176
<b>DISA*</b>									06/23/09	06/23/09
Work days open	0	0	0	0	0	0	0	0	99	99
<b>DLA</b>			09/17/09	09/10/09	05/27/09	03/04/09	11/04/08	06/04/08	05/30/08	07/26/07
Work days open	0	0	9	14	88	147	225	331	334	546

C (5). Ten Oldest Pending Administrative Appeals										
Component	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>DoDEA*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DoDIG</b>	08/20/09	07/06/09	06/11/09	04/14/09	09/26/08	08/05/08	07/08/08	06/25/08	11/05/07	08/21/06
Work days open	28	61	77	118	251	288	308	316	475	777
<b>DSS</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DTIC*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DTRA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>EUCOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>JFCOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>NAVY</b>	09/22/09	9/21/009	09/18/09	09/15/09	09/09/09	09/08/09	09/07/09	07/13/09	07/01/09	05/01/09
Work days open	6	7	8	11	17	16	17	56	64	106
<b>NGA</b>	12/19/08	12/10/08	06/18/08	07/07/07	07/06/06	07/06/06	06/30/06	06/14/06	06/14/06	06/08/06
Work days open	196	202	322	561	812	812	816	827	827	831
<b>NGB*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>NORTHCOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>NRO</b>				09/24/09	09/17/09	08/26/09	08/13/09	10/24/07	07/14/03	06/17/03
Work days open	0	0	0	4	9	24	33	483	1554	1573
<b>NSA</b>	06/11/09	05/28/09	05/20/09	05/19/09	05/07/09	04/30/09	04/24/09	03/13/09	10/24/08	10/03/08
Work days open	78	88	93	94	102	107	111	141	235	249
<b>OSD/JS</b>	02/16/99	10/28/98	10/28/98	10/27/98	10/21/98	09/02/98	06/09/98	12/03/97	10/15/97	03/17/97
Work days open	2661	2734	2734	2735	2739	2772	2832	2960	2993	3141

### C (5). Ten Oldest Pending Administrative Appeals

Component	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>PACOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>SOCOM*</b>										
Work days open										
<b>SOUTHCOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>STRATCOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>TRANSCOM*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>TRICARE*</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>Agency's Oldest</b>	10/21/98	09/02/98	8/7/98	06/09/98	1/19/98	12/03/97	10/15/97	8/11/97	03/17/97	1/23/97
Work days open	2,739	2,772	2789	2,832	2929	2,960	2,993	3037	3,141	3176

## VII. FOIA Requests: Response Time for Processed and Pending FOIA Requests<sup>22</sup>

**Table 13**

A. Processed Requests – Response Time for All Processed Perfected Requests												
Component	Simple				Complex				Expedited Processing			
	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days
AF	6	11	<1	739	35	97	<1	2354	12	15	<1	56
AFRICOM	6	11	1	42	35	35	35	35	0	0	0	0
ASBCA	5	5	3	15	5	5	3	15	0	0	0	0
ARMY <sup>23</sup>	N/A	28	1	1262	N/A	62	1	1920	N/A	13	1	154
CENTCOM	6	79	1	961	394	428	1	1420	0	0	0	0
DCAA	7	8	1	79	20	25	13	43	0	0	0	0
DCMA	11	20	1	153	65	133	12	506	0	0	0	0
DeCA	14	16	1	53	0	0	0	0	0	0	0	0
DFAS	11	15	<1	139	23	27	1	88	1	7	1	19
DIA	9	9	1	20	811	963	21	3714	0	0	0	0
DISA	14	66	1	562	40	109	1	445	0	0	0	0
DLA	3	11	1	420	8	22	1	570	75	75	1	149
DoDEA	18	20	1	58	59	83	53	226	0	0	0	0
DoDIG	0	0	0	0	43	117	1	1530	0	0	0	0
DSS	12	20	5	30	0	0	0	0	0	0	0	0

<sup>22</sup> Due to the decentralized processing and tracking of FOIA requests within the DoD and because the DoD does not have the means to centrally capture all the required data, it is not possible to calculate DoD medians and the medians for some components that have more than one FOIA requester service center. The DoD recently rolled out a centralized data collection tool and should be fully compliant for FY10. This applies to all tables with medians in Section VII.

<sup>23</sup> Army has multiple reporting components and was not able to compute medians for its overall totals. This applies to all subsequent tables in Section VII with medians.

### A. Processed Requests – Response Time for All Processed Perfected Requests

Component	Simple				Complex				Expedited Processing			
	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days
DTIC	12	15	1	72	0	0	0	0	0	0	0	0
DTRA	3	7	<1	29	18	37	<1	775	0	0	0	0
EUCOM	46	91	2	406	175	189	65	342	0	0	0	0
JFCOM	7	26	<1	70	42	43	28	68	0	0	0	0
NAVY	275	111	1	2918	40	74	1	2331	6	8	1	37
NGA	19	120	<1	543	346	350	<1	922	0	0	0	0
NGB	21	28	1	113	65	65	53	77	99	99	99	99
NORTHCOM	8	8	1	19	6	6	5	8	0	0	0	0
NRO	13	13	<1	77	136	218	22	1161	0	0	0	0
NSA	8	62	<1	2066	833	1327	220	4117	10	10	10	10
OSD/JS	5	18	<1	738	258	492	<1	3850	55	299	28	815
PACOM	64	15	1	100	92	365	1	3665	1	1	1	1
SOCOM	14	293	1	1236	397	418	1	2342	934	1120	919	1507
SOUTHCOM	6	7	2	15	115	339	37	981	0	0	0	0
STRATCOM	7	9	1	25	30	27	5	49	0	0	0	0
TRANSCOM	2	16	1	32	55	102	39	144	0	0	0	0
TRICARE	10	13	1	20	40	67	23	156	0	0	0	0
<b>Agency Overall</b>	N/A	43	<1	2,918	N/A	187	<1	4,117	N/A	13	<1	1,507

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**Table 14**

<b>B. Processed Requests – Response Time for Perfected Requests in Which Information Was Granted</b>												
Component	Simple				Complex				Expedited			
	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days
AF	9	13	<1	739	42	120	<1	809	8	14	<1	48
AFRICOM	6	11	1	42	35	35	35	35	0	0	0	0
ASBCA	5	5	3	15	5	5	3	15	0	0	0	0
ARMY	N/A	17	1	1262	N/A	59	1	1920	N/A	12	1	154
CENTCOM	6	79	1	961	394	428	1	1420	0	0	0	0
DCAA	9	11	1	43	18	24	13	39	0	0	0	0
DCMA	17	24	1	153	90	151	23	506	0	0	0	0
DeCA	14	19	1	53	0	0	0	0	0	0	0	0
DFAS	11	15	<1	139	20	28	1	88	1	7	1	19
DIA	14	14	10	17	803	1008	22	3714	0	0	0	0
DISA	174	193	1	562	0	0	0	0	0	0	0	0
DLA	1	15	1	420	15	42	1	491	1	1	1	1
DoDEA	19	25	7	58	59	59	53	65	0	0	0	0
DoDIG	0	0	0	0	27	68	3	147	0	0	0	0
DSS	12	20	5	30	0	0	0	0	0	0	0	0
DTIC	15	21	4	72	0	0	0	0	0	0	0	0
DTRA	7	7	7	7	27	59	1	775	0	0	0	0
EUCOM	91	127	25	350	174	174	174	174	0	0	0	0
JFCOM	0	0	0	0	0	0	0	0	0	0	0	0
NAVY	26	3	1	1446	32	82	1	2331	3	2	1	37
NGA	122	122	122	122	152	255	1	773	0	0	0	0
NGB	56	41	12	87	0	0	0	0	99	99	99	99

**B. Processed Requests – Response Time for Perfected Requests in Which Information Was Granted**

Component	Simple				Complex				Expedited			
	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of days	Highest Number of Days
<b>NORTHCOM</b>	8	8	1	19	6	6	5	8	0	0	0	0
<b>NRO</b>	11	14	<1	77	136	247	22	1161	0	0	0	0
<b>NSA</b>	57	160	2	2006	624	1305	220	4117	0	0	0	0
<b>OSD/JS</b>	14	47	<1	738	276	555	2	3850	55	299	28	815
<b>PACOM</b>	50	80	1	100	29	365	1	3665	1	1	1	1
<b>SOCOM</b>	32	217	1	1127	334	479	13	1949	934	1120	919	1507
<b>SOUTHCOM</b>	6	7	2	15	57	83	48	121	0	0	0	0
<b>STRATCOM</b>	7	9	1	25	30	27	5	49	0	0	0	0
<b>TRANSCOM</b>	2	16	1	32	55	102	39	144	0	0	0	0
<b>TRICARE</b>	4	11	1	20	52	77	23	156	0	0	0	0
<b>Agency Overall</b>	N/A	43	<1	2,006	N/A	187	<1	3,714	N/A	13	<1	1,507

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**Table 15**

C (1). Processed Simple Requests -- Response Times in Day Increments <sup>24</sup>															
Component	<1 day	1-20	21-40	41-60	61-80	81-100	101-120	121-140	141-160	161-180	181-200	201-300	301-400	401 or more days	Totals
AF	1018	4187	382	95	41	21	7	5	6	4	2	12	7	10	5797
AFRICOM	8	7	6	0	0	0	0	0	0	0	0	0	0	0	21
ASBCA	0	10	0	0	0	0	0	0	0	0	0	0	0	0	10
ARMY	1067	15763	1428	757	583	174	645	149	101	80	52	565	33	59	21456
CENTCOM	13	33	5	0	3	0	2	1	1	1	3	0	5	3	70
DCAA	0	71	2	0	1	0	0	0	0	0	0	0	0	0	74
DCMA	12	61	22	7	2	2	1	0	1	0	0	0	0	0	108
DeCA	0	78	33	7	0	0	0	0	0	0	0	0	0	0	118
DFAS	20	145	40	10	3	1	0	1	0	0	0	0	0	0	220
DIA	0	160	0	0	0	0	0	0	0	0	0	0	0	0	160
DISA	3	152	21	6	3	2	0	4	0	6	3	9	3	4	216
DLA	4609	539	158	28	16	13	25	4	6	2	0	55	0	1	5456
DoDEA	40	16	4	0	0	0	0	0	0	0	0	0	0	0	60
DoDIG	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DSS	0	59	2	0	0	0	0	0	0	0	0	0	0	0	61
DTIC	0	139	15	4	3	0	0	0	0	0	0	0	0	0	161
DTRA	6	9	1	0	0	0	0	0	0	0	0	0	0	0	16
EUCOM	0	11	4	3	2	4	0	0	1	1	1	1	2	1	31
JFCOM	2	3	0	0	2	0	0	0	0	0	0	0	0	0	7
NAVY	1088	5991	1183	471	194	137	103	78	46	38	23	74	44	137	9607
NGA	2	4	0	0	0	0	0	1	0	0	1	1	0	1	10

<sup>24</sup> Although the guidelines and OPEN Government Act do not require a <1 day category, DoD believes this provides the public with a better representation of its processing timetable. This applies to all subsequent tables in Section VII which have day intervals.

C (1). Processed Simple Requests -- Response Times in Day Increments <sup>24</sup>																
Component	<1 day	1-20	21-40	41-60	61-80	81-100	101-120	121-140	141-160	161-180	181-200	201-300	301-400	401 or more days	Totals	
NGB	0	7	5	2	0	1	1	0	0	0	0	0	0	0	0	16
NORTHCOM	4	23	0	0	0	0	0	0	0	0	0	0	0	0	0	27
NRO	2	75	4	4	1	0	0	0	0	0	0	0	0	0	0	86
NSA	31	634	73	42	26	8	11	11	9	12	8	32	14	25	935	
OSD/JS	25	889	47	47	10	8	6	3	0	4	2	8	8	5	1062	
PACOM	0	46	6	0	6	4	0	0	0	0	0	0	0	0	0	62
SOCOM	0	2	2	1	0	1	0	2	3	1	2	10	11	1	1	36
SOUTHCOM	0	14	0	0	0	0	0	0	0	0	0	0	0	0	0	14
STRATCOM	2	27	3	0	0	0	0	0	0	0	0	0	0	0	0	32
TRANSCOM	10	17	23	7	3	3	1	0	0	0	0	0	0	0	0	64
TRICARE	4	44	0	0	0	0	0	0	0	0	0	0	0	0	0	48
<b>Agency Overall</b>	<b>7,966</b>	<b>29,216</b>	<b>3,469</b>	<b>1,491</b>	<b>899</b>	<b>379</b>	<b>802</b>	<b>259</b>	<b>174</b>	<b>149</b>	<b>97</b>	<b>767</b>	<b>127</b>	<b>247</b>	<b>46,042</b>	

**Table 16 – Processed Perfected Complex Requests**

## C (2). Processed Complex Requests -- Response Times in Day Increments

Component	<1 day	1-20	21-40	41-60	61-80	81-100	101-120	121-140	141-160	161-180	181-200	201-300	301-400	401 or more days	Totals
<b>NRO</b>	0	0	15	6	6	1	0	1	1	2	1	1	3	11	48
<b>NSA</b>	0	0	0	0	0	0	0	0	0	0	0	4	1	21	26
<b>OSD/JS</b>	2	113	138	91	85	36	45	36	29	21	21	112	94	536	1359
<b>PACOM</b>	0	1	7	3	8	2	1	1	1	0	0	4	1	14	43
<b>SOCOM</b>	0	3	6	2	2	2	8	7	5	5	3	42	52	13	150
<b>SOUTHCOM</b>	0	0	10	19	17	8	10	17	6	10	21	9	5	6	138
<b>STRATCOM</b>	0	3	3	2	0	0	0	0	0	0	0	0	0	0	8
<b>TRANSCOM</b>	0	0	0	0	6	0	10	3	7	0	0	0	0	18	44
<b>TRICARE</b>	0	0	18	5	0	4	1	4	4	0	0	0	0	0	36
<b>Agency Overall</b>	1,117	4,124	2,846	1,803	1,090	1,454	1,607	995	486	448	415	1,555	506	1,598	20,044

**Table 17 – Processed Expedited Requests**

C (3). Processed Expedited Requests -- Response Times in Day Increments															
Component	<1 Day	1-20	21-40	41-60	61-80	81-100	101-120	121-140	141-160	161-180	181-200	201-300	301-400	401 or more days	Totals
AF	2	17	5	4	0	0	0	0	0	0	0	0	0	0	28
AFRICOM	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ASBCA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ARMY	300	85	36	2	1	0	0	0	1	0	0	0	0	0	425
CENTCOM	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DCAA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DCMA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DeCA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DFAS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DIA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DISA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DLA	0	1	0	0	0	0	1	0	0	0	0	0	0	0	2
DoDEA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DoDIG	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DSS	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DTIC	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DTRA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
EUCOM	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
JFCOM	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NAVY	0	11	68	6	1	0	0	0	0	0	0	0	0	0	86
NGA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
NGB	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0

### C (3). Processed Expedited Requests -- Response Times in Day Increments

Component	<1 Day	1-20	21-40	41-60	61-80	81-100	101-120	121-140	141-160	161-180	181-200	201-300	301-400	401 or more days	Totals
<b>NORTHCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>NRO</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>NSA</b>	0	1	0	0	0	0	0	0	0	0	0	0	0	0	1
<b>OSD/JS</b>	0	0	1	1	0	0	0	0	0	0	0	0	0	1	3
<b>PACOM</b>	0	1	0	0	0	0	0	0	0	0	0	0	0	0	1
<b>SOCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>SOUTHCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>STRATCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>TRANSCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>TRICARE</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Agency Overall</b>	302	116	110	13	2	0	1	0	1	0	0	0	0	1	546

**Table 18**

<b>D. Pending Requests -- All Pending Perfected Requests</b>									
Component	Simple			Complex			Expedited Processing		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
AF	638	55	197	492	45	105	1	55	55
AFRICOM	3	11	16	0	0	0	0	0	0
ASBCA	0	0	0	0	0	0	0	0	0
ARMY	1481	N/A	61	2763	N/A	151	36	N/A	25
CENTCOM	74	172	224	142	420	473	1	145	145
DCAA	5	22	63	5	81	76	0	0	0
DCMA	3	14	91	15	66	122	0	0	0
DeCA	8	12	17	0	0	0	0	0	0
DFAS	13	9	23	7	27	26	1	16	16
DIA	44	10	9	2585	748	838	0	0	0
DISA	225	407	567	25	55	188	0	0	0
DLA	20	9	19	47	35	23	0	0	0
DoDEA	3	1	10	3	71	104	0	0	0
DoDIG	0	0	0	32	43	117	0	0	0
DSS	0	0	0	1	20	20	0	0	0
DTIC	16	72	63	0	0	0	0	0	0
DTRA	0	0	0	22	16	38	0	0	0
EUCOM	10	118	132	24	334	358	0	0	0
JFCOM	0	0	0	62	370	396	0	0	0
NAVY	500	360	51	974	143	119	0	0	0
NGA	15	644	490	247	395	383	0	0	0
NGB	3	29	29	0	0	0	0	0	0
NORTHCOM	2	63	63	4	51	53	0	0	0
NRO	38	21	18	45	63	127	0	0	0
NSA	218	155	308	129	577	989	2	67	153

## D. Pending Requests -- All Pending Perfected Requests

Component	Simple			Complex			Expedited Processing		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
<b>OSD/JS</b>	60	139	194	1746	630	831	1	825	825
<b>PACOM</b>	0	0	0	37	62	940	0	0	0
<b>SOCOM</b>	11	401	579	167	456	618	2	1229	1229
<b>SOUTHCOM</b>	0	0	0	81	73	117	0	0	0
<b>STRATCOM</b>	0	0	0	7	26	353	0	0	0
<b>TRANSCOM</b>	4	11	9	14	140	132	0	0	0
<b>TRICARE</b>	3	10	10	8	40	51	0	0	0
<b>Agency Overall</b>	3,397	N/A	70	9,684	N/A	536	44	N/A	107

**Table 19 – Ten Oldest Perfected Requests**

E. Ten Oldest Pending Perfected Requests										
Component	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>AF</b>	01/03/02	08/01/01	12/11/00	01/21/00	01/04/00	11/09/99	06/27/97	05/16/97	04/27/97	04/09/97
Work days open	1945	2056	2223	2454	2467	2507	3124	3154	3168	3181
<b>AFRICOM</b>								09/21/09	09/15/09	08/19/09
Work days open	0	0	0	0	0	0	0	7	11	29
<b>ASBCA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>ARMY</b>	10/15/03	09/19/03	06/23/03	06/23/03	06/02/03	02/04/03	01/28/03	07/09/02	06/10/02	02/08/02
Work days open	1497	1514	1541	1576	1591	1673	1678	1816	1836	1920
<b>CENTCOM</b>	06/26/06	06/26/06	06/26/06	06/23/06	06/09/06	06/09/06	12/20/05	10/14/05	07/08/05	03/15/04
Work days open	816	816	816	817	827	827	945	990	1058	1388
<b>DCAA</b>	09/22/09	09/15/09	08/28/09	08/20/09	07/28/09	07/22/09	6/5/009	06/05/09	03/20/09	10/06/08
Work days open	6	11	22	28	45	49	81	81	135	245
<b>DCMA</b>	08/20/09	07/30/09	06/03/09	05/13/09	04/22/09	03/23/09	01/13/09	01/13/09	04/30/08	04/18/08
Work days open	28	43	83	91	112	134	180	180	355	363
<b>DeCA</b>			09/29/09	09/14/09	09/01/09	09/01/09	08/14/09	07/23/09	07/23/09	07/23/09
Work days open	0	0	1	12	20	20	32	48	48	48
<b>DFAS</b>	09/08/09	09/03/09	08/30/09	08/24/09	08/21/09	08/14/09	08/04/09	07/29/09	06/22/09	04/03/09
Work days open	16	18	21	26	27	32	40	44	70	106
<b>DIA</b>	10/07/97	10/03/97	07/10/97	09/17/97	09/17/97	08/17/97	06/06/97	05/06/97	09/25/96	08/12/96
Work days open	2997	2999	3059	3011	3011	3032	3082	3104	3256	3287
<b>DISA</b>	08/24/05	08/10/05	08/10/05	04/18/05	04/18/05	09/30/04	05/24/04	05/10/04	05/07/04	12/19/03
Work days open	1498	1512	1512	1626	1626	1826	1955	1969	1972	2112
<b>DLA</b>	06/09/09	05/28/09	05/04/09	04/07/09	12/15/08	11/25/08	11/24/08	10/03/08	09/24/08	09/24/08
Work days open	79	88	104	123	198	211	212	247	254	254

### E. Ten Oldest Pending Perfected Requests

<b>Component</b>	<b>10th Oldest</b>	<b>9th</b>	<b>8th</b>	<b>7th</b>	<b>6th</b>	<b>5th</b>	<b>4th</b>	<b>3rd</b>	<b>2nd</b>	<b>Oldest</b>
<b>DoDEA</b>							08/31/09	08/18/09	05/21/09	02/03/09
Work days open	0	0	0	0	0	0	21	30	91	167
<b>DoDIG</b>	07/14/08	06/02/08	01/24/08	12/11/07	10/16/07	04/24/07	03/08/06	03/08/06	08/11/05	01/10/05
Work days open	304	333	423	451	489	610	893	893	1034	1182
<b>DSS</b>										09/01/09
Work days open	0	0	0	0	0	0	0	0	0	20
<b>DTIC</b>	06/19/09	06/18/09	06/18/09	06/18/09	06/18/09	06/18/09	06/18/09	06/18/09	06/18/09	04/30/09
Work days open	71	72	72	72	73	73	73	73	73	106
<b>DTRA</b>	08/21/09	08/18/09	08/18/09	08/12/09	08/06/09	08/03/09	07/27/09	06/22/09	11/10/08	10/08/08
Work days open	27	30	30	34	38	41	46	70	221	243
<b>EUCOM</b>	02/06/08	02/06/08	02/04/08	12/19/07	12/18/07	11/20/07	10/23/07	08/17/07	01/19/07	11/22/06
Work days open	414	414	416	445	446	465	484	529	676	713
<b>JFCOM</b>	05/30/07	04/30/07	04/30/07	04/20/07	10/25/06	8/015/06	06/20/06	05/15/06	03/11/06	08/17/05
Work days open	599	620	620	625	746	835	876	899	945	1051
<b>NAVY</b>	09/04/02	06/06/02	05/30/02	07/24/01	05/15/01	05/15/01	05/15/01	04/07/00	04/07/00	04/07/00
Work days open	1768	1830	1835	2047	2346	2346	2346	2372	2372	2372
<b>NGA</b>	06/14/06	06/14/06	06/08/06	04/26/06	03/29/06	03/29/06	03/09/06	02/23/06	02/15/06	01/27/06
Work days open	827	827	831	861	880	880	894	903	909	922
<b>NGB</b>								08/20/09	08/19/09	08/18/09
Work days open	0	0	0	0	0	0	0	28	29	30
<b>NORTHCOM</b>					09/25/09	09/21/09	08/21/09	06/15/09	05/04/09	04/07/09
Work days open	0	0	0	0	3	7	27	75	104	123
<b>NRO</b>	02/05/09	01/13/09	12/01/08	10/28/08	07/02/08	04/04/08	10/24/07	10/16/07	06/11/07	05/31/06
Work days open	165	181	209	230	311	373	483	489	577	833
<b>NSA</b>	09/19/96	05/16/96	05/02/96	04/22/96	03/29/96	03/28/96	07/13/95	03/15/94	03/15/94	02/24/94
Work days open	3260	3347	3357	3365	3381	33382	3559	3893	3893	3906
<b>OSD/JS</b>	02/16/94	01/27/94	12/27/93	12/03/93	11/23/93	11/23/93	08/17/93	07/19/93	03/16/93	12/01/92
Work days open	3912	3926	3947	3962	3969	3969	4036	4057	4144	4215

E. Ten Oldest Pending Perfected Requests										
Component	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>PACOM</b>	10/24/06	10/17/06	08/15/06	08/02/06	03/09/06	06/27/05	08/09/04	04/08/03	10/24/02	08/20/02
Work days open	733	737	781	790	892	1066	1286	1621	1733	1778
<b>SOCOM</b>	08/12/03	04/07/03	03/10/03	12/13/02	07/09/02	09/05/01	03/27/01	04/12/00	03/23/00	05/09/96
Work days open	1533	1622	1642	1699	1808	2017	2130	2369	2383	3352
<b>SOUTHCOM</b>	04/24/07	01/04/07	01/04/07	10/25/06	08/02/06	03/27/06	03/27/06	03/27/06	02/24/06	11/21/05
Work days open	610	686	686	732	790	880	880	880	901	965
<b>STRATCOM</b>				09/29/09	08/24/09	08/24/09	08/24/09	08/24/09	08/14/09	06/05/00
Work days open	0	0	0	1	26	26	26	26	32	2332
<b>TRANSCOM</b>	03/13/09	03/13/09	02/18/09	12/09/08	11/13/08	10/31/08	08/26/08	06/18/05	06/12/08	04/22/08
Work days open	140	140	157	202	219	227	273	321	325	361
<b>TRICARE</b>	09/21/09	09/16/09	09/11/09	09/10/09	08/31/09	08/21/09	07/17/09	06/19/09	05/19/09	11/04/08
Work days open	7	10	13	14	21	27	52	71	93	225
<b>Agency Oldest</b>	02/16/94	01/27/94	12/27/93	12/03/93	11/23/93	11/23/93	08/17/93	07/19/93	03/16/93	12/01/92
Work days open	3,912	3,926	3,947	3,962	3,969	3,969	4,036	4,057	4,144	4,215

## VIII. Requests for Expedited Processing and Requests for Fee Waivers

**Table 20**

<b>A. Requests for Expedited Processing</b>					
<b>Component</b>	<b>Number Granted</b>	<b>Number Denied</b>	<b>Median Number of Days to Adjudicate</b>	<b>Average Number of Days to Adjudicate</b>	<b>Number Adjudicated within 10 Calendar Days</b>
AF	21	96	<1	5	107
AFRICOM	0	0	0	0	0
ASBCA	0	0	0	0	0
ARMY	425	227	N/A <sup>25</sup>	25	192
CENTCOM	1	0	5	5	0
DCAA	0	3	1	2	3
DCMA	0	1	2	2	1
DeCA	0	0	0	0	0
DFAS	0	3	1	7	2
DIA	0	15	8	13	10
DISA	0	0	0	0	0
DLA	2	4	1	1	6
DoDEA	0	0	0	0	0
DoDIG	0	0	0	0	0
DSS	0	0	0	0	0
DTIC	0	0	0	0	0
DTRA	0	0	0	0	0
EUCOM	0	0	0	0	0
JFCOM	0	0	0	0	0
NAVY	41	37	62	63	79
NGA	0	1	6	6	1
NGB	1	2	10	9	3
NORTHCOM	0	1	1	1	1
NRO	0	0	0	0	0
NSA	6	7	0	8	10

<sup>25</sup> Army has multiple reporting components and was not able to compute medians for its overall total.

A. Requests for Expedited Processing					
Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated within 10 Calendar Days
<b>OSD/JS</b>	3	81	3	15	80
<b>PACOM</b>	0	1	1	1	1
<b>SOCOM</b>	0	1	8	8	1
<b>SOUTHCOM</b>	0	0	0	0	0
<b>STRATCOM</b>	0	0	0	0	0
<b>TRANSCOM</b>	0	0	0	0	0
<b>TRICARE</b>	0	0	0	0	0
<b>Agency Overall</b>	500	480	N/A <sup>26</sup>	46	497

<sup>26</sup> Due to the decentralized processing and tracking of FOIA requests within the DoD and because the DoD does not have the means to centrally capture all the required data, it is not possible to calculate DoD medians and the medians for some components that have more than one FOIA requester service center. The DoD recently rolled out a centralized data collection tool and should be fully compliant for FY10. This footnote also applies to the following table.

**Table 21**

<b>B. Requests for Fee Waivers</b>				
<b>Component</b>	<b>Number Granted</b>	<b>Denied</b>	<b>Median days</b>	<b>Average days</b>
AF	87	202	<1	2
AFRICOM	1	0	1	1
ASBCA	0	0	0	0
ARMY	814	113	N/A <sup>27</sup>	11
CENTCOM	0	0	0	0
DCAA	0	7	7	16
DCMA	0	1	6	6
DeCA	0	2	9	10
DFAS	0	0	0	0
DIA	0	0	0	0
DISA	0	0	0	0
DLA	18	3	1	2
DoDEA	4	2	8	8
DoDIG	0	0	0	0
DSS	0	0	0	0
DTIC	0	0	0	0
DTRA	7	1	1	1
EUCOM	3	0	174	183
JFCOM	0	0	0	0
NAVY	858	88	6	6
NGA	0	0	0	0
NGB	0	0	0	0
NORTHCOM	0	0	0	0
NRO	0	0	0	0
NSA	6	26	13	35
OSD/JS	58	26	0	26
PACOM	0	1	1	1
SOCOM	2	0	0	0
SOUTHCOM	0	0	0	0
STRATCOM	0	0	0	0
TRANSCOM	0	0	0	0
TRICARE	3	2	33	92
<b>Agency Overall</b>	<b>1,861</b>	<b>474</b>	<b>N/A</b>	<b>198</b>

<sup>27</sup> Army has multiple reporting components and was not able to compute medians for its overall total.

## **IX. FOIA Personnel and Costs**

**Table 22**

<b>Personnel</b>			<b>Costs</b>			
<b>Component</b>	<b>Number Full-Time FOIA Employees</b>	<b>Number Equivalent Full-Time FOIA Employees</b>	<b>Total Number of Full Time FOIA Staff</b>	<b>Processing Costs</b>	<b>Litigation Related Costs</b>	<b>Total Costs</b>
AF	92	109.00	201	\$13,924,738	\$397,616	\$14,322,354
AFRICOM	1	0.00	1	\$81,601	\$0	\$81,601
ASBCA	0	0.10	0.10	\$1,500	\$0	\$1,500
ARMY	127	133.00	260	\$20,713,257	\$1,128,725	\$21,841,982
CENTCOM	15	19.30	34.3	\$2,651,245	\$2,675,000	\$5,326,245
DCAA	1	1.00	2	\$218,448	\$0	\$218,448
DCMA	0	3.50	3.5	\$724,935	\$9,949.00	\$734,884
DeCA	0	0.85	0.85	\$70,222	\$0	\$70,222
DFAS	0	4.00	4.	\$165,975	\$0	\$165,975
DIA	17	2.00	19	\$4,021,464	\$578,488	\$4,599,952
DISA	3	0.00	3	\$270,157	\$0	\$270,157
DLA	9	6.85	15.85	\$2,216,085	\$1,800	\$2,217,885
DoDEA	1	0.00	1	\$70,000	\$0	\$70,000
DoDIG	4	0.50	4.5	\$495,000	\$69,000	\$564,000
DSS	1	0.00	1	\$125,907	\$0	\$125,907
DTIC	0	0.85	0.85	\$131,412	\$0	\$131,412
DTRA	3	5.75	8.75	\$664,141	\$0	\$664,141
EUCOM	1	0.14	1.14	\$73,049	\$5,816	\$78,865
JFCOM	1	0.85	1.85	\$162,505	\$0	\$162,505
NAVY	45	114.78	159.78	\$13,879,136	\$64,362	\$13,943,498
NGA	2	0.50	2.50	\$161,000	\$0	\$161,000
NGB	0	0.07	0.07	\$6,077	\$0	\$6,077
NORTHCOM	1	1.00	2	\$85,000	\$0	\$85,000
NRO	4	0.50	4.5	\$500,000	\$3,000	\$503,000
NSA	10	19.58	29.58	\$6,291,363	\$209,039	\$6,500,402
OSD/JS	75	0.00	75	\$7,317,055	\$2,380,000	\$9,697,055
PACOM	5	3.00	8	\$268,280	\$0	\$268,280
SOCOM	15	4.00	19	\$1,206,505	\$0	\$1,206,505.0
SOUTHCOM	2	1.45	3.45	\$250,000	\$3,000,000	\$3,250,000
STRATCOM	1	0.00	1	\$40,280	\$0	\$40,280
TRANSCOM	1	2.00	3	\$800,474	\$0	\$800,474
TRICARE	1	0.20	1.2	\$615,693	\$0	\$615,693
<b>Agency Total</b>	<b>438</b>	<b>434.77</b>	<b>872.77</b>	<b>\$78,202,504</b>	<b>\$10,522,795</b>	<b>\$88,725,299</b>

## X. Fees Collected For Processing Requests

**Table 23**

<b>Fees Collected for Processing Requests</b>		
<b>Component</b>	<b>Total Amount of Fees collected in Dollars</b>	<b>Percent of Processing Costs</b>
AF	\$66,580.00	0.48%
AFRICOM	\$0.00	0.00%
ASBCA	\$522.35	34.82%
ARMY	\$180,771.00	0.87%
CENTCOM	\$352.00	0.02%
DCAA	\$1,199.00	0.55%
DCMA	\$29,444.00	4.06%
DeCA	\$2,081.00	2.96%
DFAS	\$1,883.00	1.13%
DIA	\$410.00	0.01%
DISA	\$5,296.00	1.96%
DLA	\$22,379.00	1.01%
DoDEA	\$389.00	0.56%
DoDIG	\$0.00	0.00%
DSS	\$0.00	0.00%
DTIC	\$40.00	0.03%
DTRA	\$3,383.00	0.51%
EUROPEAN COMMAND	\$0.00	0.00%
JFCOM	\$0.00	0.00%
NAVY	\$121,899.00	0.89%
NGA	\$0.00	0.00%
NGB	\$0.00	0.00%
NORTHCOM	\$331.00	0.39%
NRO	\$1,434.00	0.29%
NSA	\$12,103.00	0.19%
OSD/Joint Staff	\$16,613.93	0.23%
PACOM	\$83.00	0.03%
SOCOM	\$314.00	0.07%
SOUTHCOM	\$3,275.00	1.31%
STRATCOM	\$0.00	0.00%
TRANSCOM	\$4,068.00	0.51%
TRICARE	\$4,068.00	0.66%
<b>Agency Overall</b>	<b>\$478,918.28</b>	<b>0.61%</b>

## **XI. FOIA Regulations**

- A. The Department of Defense (DoD) Freedom of Information Act Program Regulation, DoD 5400.7-R, September 4, 1998, which provides guidance regarding administration of FOIA Program within the DoD, can be found at:

<http://www.dtic.mil/whs/directives/corres/pdf/540007r.pdf>

- B. The Fee Schedule is Chapter 6 of the above regulation and as modified at:

<http://www.defenselink.mil/pubs/foi/foiafees.pdf>

- C. Additional Department of Defense FOIA documents and hyperlinks can be found by accessing the following Universal Resource Locator:

<http://www.dod.mil/pubs/foi/dfoipo/>

## XII. Backlogs, Consultations, and Comparisons

**Table 24<sup>28</sup>**

<b>A. Backlogs of FOIA Requests and Administrative Appeals</b>		
<b>Component</b>	<b>Number of Backlogged Requests as of End of Fiscal Year</b>	<b>Number of Backlogged Appeals as of End of Fiscal Year</b>
AF	725	33
AFRICOM*	1	0
ASBCA	0	0
ARMY	3542	0
CENTCOM*	198	0
DCAA	6	0
DCMA	9	0
DeCA	3	0
DFAS	21	1
DIA	2561	200
DISA	250	2
DLA	65	6
DoDEA*	4	0
DoDIG	32	13
DSS	1	0
DTIC*	16	0
DTRA	15	0
EUCOM*	59	0
JFCOM*	67	0
NAVY	1139	7
NGA	291	11
NGB	0	0
NORTHCOM*	4	0
NRO	66	7
NSA	357	23

<sup>28</sup> \* Not all components process administrative appeals. OSD/JS FOIA Appeals Branch processes the following components' appeals: AFRICOM, CENTCOM, DoDEA, DTIC, EUCOM, JFCOM, NGB, NORTHCOM, PACOM, SOCOM, SOUTHCOM, TRANSCOM, and TRICARE.

### **A. Backlogs of FOIA Requests and Administrative Appeals**

<b>Component</b>	<b>Number of Backlogged Requests as of End of Fiscal Year</b>	<b>Number of Backlogged Appeals as of End of Fiscal Year</b>
<b>OSD/JS</b>	1708	272
<b>PACOM*</b>	35	0
<b>SOCOM*</b>	179	0
<b>SOUTHCOM*</b>	81	0
<b>STRATCOM*</b>	1	0
<b>TRANSCOM*</b>	58	0
<b>TRICARE*</b>	11	0
<b>Agency Overall</b>	11,505	575

**Table 25 - Consultations on FOIA Requests**

<b>B. Consultations on FOIA Requests</b>				
<b>Component</b>	<b>Number of Consultations Received from Other Agencies that Were Pending as of Start of the Fiscal Year</b>	<b>Number of Consultations Received from Other Agencies During the Fiscal Year</b>	<b>Number of Consultations Received from Other Agencies that Were Processed During the Fiscal Year</b>	<b>Number of Consultations Received from Other Agencies that Were Pending as of the End of the Fiscal Year</b>
AF*	5	68	48	25
AFRICOM	0	0	0	0
ASBCA	0	0	0	0
ARMY* <sup>29</sup>	25	244	229	40
CENTCOM	5	63	18	50
DCAA	0	1	1	0
DCMA	0	2	2	0
DeCA	0	0	0	0
DFAS	0	0	0	0
DIA*	265	149	117	297
DISA	1	6	1	6
DLA	0	9	9	0
DoDEA	0	0	0	0
DoDIG*	1	2	1	2
DSS	0	0	0	0
DTIC	0	0	0	0
DTRA	0	4	2	2
EUCOM*	3	13	1	15
JFCOM*	5	18	6	17
NAVY <sup>30</sup>	99	209	208	100
NGA <sup>31</sup>	5	5	6	4
NGB	0	0	0	0
NORTHCOM	0	0	0	0
NRO	2	8	7	3
NSA	41	150	160	31

<sup>29</sup> ARMY accounting error in FY08, corrected in FY09's opening number.

<sup>30</sup> NAVY accounting error in FY08, corrected in FY09's opening number.

<sup>31</sup> NGA accounting error in FY08, corrected in FY09's opening number.

B. Consultations on FOIA Requests				
Component	Number of Consultations Received from Other Agencies that Were Pending as of Start of the Fiscal Year	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Processed During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Pending as of the End of the Fiscal Year
OSD/JS	28	147	93	82
PACOM*	5	37	31	11
SOCOM*	22	48	43	27
SOUTHCOM*	3	5	7	1
STRATCOM	0	0	0	0
TRANSCOM*	35	11	22	24
TRICARE	0	4	4	0
<b>Agency Total<sup>32</sup></b>	<b>550</b>	<b>1,203</b>	<b>1,016</b>	<b>737</b>

<sup>32</sup> \* These Components which re-characterized older FOIA requests to Consultations.

**Table 26**

<b>C. Ten Oldest Consultations Pending</b>										
<b>Component</b>	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>AF</b>	08/21/07	07/18/07	06/11/07	06/11/07	04/11/07	04/02/07	02/15/07	11/21/06	07/27/06	06/22/05
Work days open	530	554	580	580	622	629	660	718	798	1073
<b>AFRICOM</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>ASBCA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>ARMY</b>	05/12/08	01/16/08	01/16/08	11/24/07	10/19/07	08/16/04	01/29/04	09/19/03	06/23/03	02/08/02
Work days open	350	430	430	466	489	1287	1426	1514	1576	1920
<b>CENTCOM</b>	12/16/08	12/11/08	12/02/08	11/25/08	11/20/08	11/18/08	10/27/08	08/07/08	07/30/08	07/30/08
Work days open	200	203	210	214	217	219	234	289	295	295
<b>DCAA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DCMA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DeCA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DFAS</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DIA</b>	05/14/04	04/01/04	03/15/04	09/25/03	12/10/02	09/27/02	04/13/02	03/12/02	01/24/02	12/17/01
Work days open	1344	1375	1388	1502	1702	1751	1867	1891	1923	1947
<b>DISA</b>						09/30/09	09/30/09	05/05/09	04/13/09	02/19/09
Work days open	0	0	0	0	0	39	39	148	170	223
<b>DLA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0

C. Ten Oldest Consultations Pending										
Component	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>DoDEA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DoDIG</b>									03/09/09	08/20/08
Work days open	0	0	0	0	0	0	0	0	144	277
<b>DSS</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DTIC</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DTRA</b>									08/20/09	07/07/09
Work days open	0	0	0	0	0	0	0	0	28	60
<b>EUCOM</b>	06/12/09	06/12/09	03/13/09	01/15/09	01/15/09	08/19/08	08/19/08	06/10/08	02/06/08	12/13/07
Work days open	76	76	140	178	178	278	278	327	414	449
<b>JFCOM</b>	11/18/08	10/27/08	10/03/08	10/03/08	10/01/08	07/16/08	11/07/07	10/09/07	07/17/07	10/04/06
Work days open	237	252	267	267	269	323	494	515	570	800
<b>NAVY</b>	09/04/02	06/06/02	530/02	07/24/01	05/15/01	05/15/01	05/15/01	04/07/00	4/7/00	04/07/00
Work days open	1768	1830	1835	2047	2095	2095	2095	2372	2372	2372
<b>NGA</b>							07/15/09	03/24/09	03/10/09	03/03/09
Work days open	0	0	0	0	0	0	53	131	140	145
<b>NGB</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>NORTHCOM</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>NRO</b>								09/23/09	09/22/09	07/31/09
Work days open	0	0	0	0	0	0	0	5	6	42
<b>NSA</b>	03/17/09	03/11/09	02/26/09	12/11/08	09/12/08	08/22/08	08/12/08	02/04/08	04/02/07	12/15/05
Work days open	139	143	152	203	264	278	286	419	630	953
<b>OSD/JS</b>	12/02/08	11/26/08	11/21/08	11/14/08	11/07/08	11/06/08	11/06/08	10/29/08	10/16/08	10/10/08
Work days open	231	234	237	242	246	247	247	253	262	265

### C. Ten Oldest Consultations Pending

<b>Component</b>	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>PACOM</b>	08/10/09	08/04/09	08/03/09	08/03/09	06/29/09	04/15/09	04/14/09	04/01/09	01/20/09	07/18/08
Work days open	36	40	41	41	65	117	118	127	176	300
<b>SOCOM</b>	06/22/07	06/20/07	02/12/07	02/09/07	01/23/06	01/03/06	11/21/05	03/08/05	11/17/04	03/23/04
Work days open	568	570	660	661	924	937	965	1144	1217	1382
<b>SOUTHCOM</b>										06/11/07
Work days open	0	0	0	0	0	0	0	0	0	577
<b>STRATCOM</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>TRANSCOM</b>	12/09/01	12/01/01	10/12/00	06/30/00	04/27/00	02/14/00	02/09/00	01/31/97	07/22/96	06/29/95
Work days open	1952	1957	2242	2313	2358	2410	2413	3170	3302	3563
<b>TRICARE</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>Agency Oldest</b>	06/30/00	04/27/00	4/7/00	4/7/00	4/7/00	02/14/00	02/09/00	01/31/97	07/22/96	06/29/95
Work days open	2,313	2,358	2372	2372	2372	2,410	2,413	3,170	3,302	3,563

**Table 27**

<b>D. Comparisons of Number of Requests from Previous and Current Annual Report</b>				
	Number of Requests Received		Number of Requests Processed	
Component	Number Received During FY08	Number Received During FY09	Number Processed During FY08	Number Processed During FY09
AF	8287	7956	8351	7868
AFRICOM	0	25	0	22
ASBCA	20	15	20	15
ARMY	35688	32224	35370	32570
CENTCOM	220	171	178	140
DCAA	114	90	117	83
DCMA	180	255	172	275
DeCA	64	126	64	118
DFAS	238	256	236	246
DIA	1089	688	943	727
DISA	339	324	357	317
DLA	5516	5866	5541	5873
DoDEA	47	67	47	67
DoDIG	386	313	377	333
DSS	81	62	79	61
DTIC	54	172	51	161
DTRA	159	229	153	221
EUCOM	37	41	25	35
JFCOM	28	36	12	13
NAVY	14405	14476	14928	14528
NGA	132	154	59	119
NGB	0	21	0	18
NORTHCOM	38	35	38	30
NRO	188	269	175	227
NSA	1305	987	1358	963
OSD/JS	2002	1969	2322	2424
PACOM	93	92	145	109
SOCOM	158	139	198	186
SOUTHCOM	138	136	168	152
STRATCOM	42	44	42	40
TRANSCOM	88	112	85	108
TRICARE	92	84	88	84
<b>Agency Overall</b>	<b>71,228</b>	<b>67,434</b>	<b>71,699</b>	<b>68,133</b>

**Table 28**

<b>D. Comparisons of Number of Backlogged Requests from Previous and Current Annual Report</b>		
<b>Component</b>	<b>Number of Backlogged Requests for FY08<sup>33</sup></b>	<b>Number of Backlogged Requests for FY09</b>
AF	789	725
AFRICOM	0	1
ASBCA	0	0
ARMY	2950	3542
CENTCOM	182	198
DCAA	0	6
DCMA	25	9
DeCA	0	3
DFAS*	11	21
DIA*	2569	2561
DISA	157	250
DLA*	107	65
DoDEA	3	4
DoDIG*	36	32
DSS	2	1
DTIC	0	16
DTRA	10	15
EUCOM	53	59
JFCOM	48	67
NAVY*	1402	1139
NGA*	158	291
NGB	0	0
NORTHCOM	0	4
NRO*	49	66
NSA	282	357
OSD/JS*	2293	1708
PACOM	37	35
SOCOM	240	179
SOUTHCOM*	97	81
STRATCOM	1	1
TRANSCOM*	54	58
TRICARE	11	11
<b>Agency Overall</b>	<b>11,571</b>	<b>11,505</b>

<sup>33</sup> The numbers in this column should equal the numbers reported in the previous year's report. The numbers for the \* components are different because more accurate accounting systems recalculated the previous year's ending numbers and some re-characterized their backlogged FOIA requests as consultations (see footnote 32)

**Table 29<sup>34</sup>**

<b>E. Comparisons of Number of Backlogged Administrative Appeals from Previous and Current Annual Report</b>		
<b>Component</b>	<b>Number of Backlogged Appeals for FY08<sup>35</sup></b>	<b>Number of Backlogged Appeals for FY09</b>
AF	25	33
AFRICOM*	0	0
ASBCA	0	0
ARMY	55	0
CENTCOM*	0	0
DCAA	0	0
DCMA	0	0
DeCA	0	1
DFAS	0	0
DIA	191	200
DISA	0	2
DLA	6	6
DoDEA*	0	0
DoDIG	7	13
DSS	0	0
DTIC	0	0
DTRA	0	0
EUCOM*	0	0
JFCOM	0	0
NAVY	45	7
NGA	7	11
NGB	0	0
NORTHCOM*	0	0
NRO	4	7
NSA	7	23

<sup>34</sup> \* Not all components process administrative appeals. OSD/JS FOIA Appeals Branch processes the following components' appeals: AFRICOM, CENTCOM, DoDEA, DTIC, EUCOM, JFCOM, NGB, NORTHCOM, PACOM, SOCOM, SOUTHCOM, TRANSCOM, and TRICARE.

<sup>35</sup> The numbers in this column should equal the numbers reported in the previous year's report. The numbers for AF and NRO components are different because of more accurate accounting systems. EUCOM, SOCOM, and TRANSCOM mistakenly reported backlogged appeals for FY08. They do not process appeals; FY08 backlog number corrected on this year's report.

**E. Comparisons of Number of Backlogged Administrative Appeals from Previous and Current Annual Report**

Component	Number of Backlogged Appeals for FY08 <sup>35</sup>	Number of Backlogged Appeals for FY09
OSD/JS	339	272
PACOM*	0	0
SOCOM*	0	0
SOUTHCOM*	0	0
STRATCOM*	0	0
TRANSCOM*	0	0
TRICARE*	0	0
<b>Agency Overall</b>	<b>686</b>	<b>575</b>