



**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION ACT  
ANNUAL REPORT  
FOR  
FISCAL YEAR 2010**

**DIRECTOR OF ADMINISTRATION  
AND MANAGEMENT**

**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION ACT  
REPORT FOR  
FISCAL YEAR 2010**

**Report Period: October 1, 2009 through September 30, 2010**

**EXECUTIVE SUMMARY**

The Department of Defense Freedom of Information Act (FOIA) program processed 74,790 requests for records under the FOIA. Requests were granted in full for 29,491 requests; a partial release of documents was made in 16,133 requests; and 2,260 requests were denied on the basis of FOIA exemptions. The privacy exemptions, Exemptions 6 and 7(C), were the most common exemptions, combining for approximately 62% of all exemptions used. The number of pending FOIA requests for the Department of Defense at the end of fiscal year 2010 was 12,115 a 9% reduction from the 13,332 requests pending in the fiscal year 2009.

The number of backlogged requests (those still open past the statutory response time) for fiscal year 2010 is 7,657, a 31% reduction from the 11,025 pending requests at the end of fiscal year 2009. The backlog was reduced by 3,368 requests. A key component to the backlog reduction was the effort by the Department of the Army, which reduced its backlog by 68% of requests from 3,542 requests to 1,141 requests. Other components also significantly contributed to the reduction in the backlog. Defense Information Systems Agency, for example, reduced its backlog from 250 requests to 13 requests – a 95% percent reduction.

The total cost of processing FOIA requests for the Department of Defense, to include litigation costs, increased to \$91,986,264 in fiscal year 2010 compared to \$88,725,299 in fiscal year 2009. The average cost of processing a FOIA request in the Department of Defense during this period was approximately \$1,230.

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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. Paul Levitan  
Senior Freedom of Information Act Policy Analyst

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 2010 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 not to 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:**

<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

## 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**

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
1	5 USC §574(j)	Dispute Resolution Communications between a Neutral and a Party to the Dispute	No	AF	2	4
				ARMY	2	
2	5 USC App 4 § 105(b)(2)	Protecting Financial Disclosure Reports of Special Government Employees	No	AF	1	1
3	10 USC §128	Unclassified Special Nuclear Weapons Information	No	AF	5	11
				ARMY	4	
				OSD/JS	2	
4	10 USC §130	Unclassified Technical Data with Military or Space Application	Yes <sup>1</sup>	AF	22	69
				ARMY	25	
				DIA	3	
				DTRA	3	
				NAVY	8	
				NSA	3	
				OSD/JS	3	
				PACOM	2	
				AF	158	
5	10 USC §130b	Personally Identifying Information of Personnel in Overseas, Sensitive or Routinely Deployable Units	Yes <sup>2</sup>	AFRICOM	1	615
				ARMY	47	
				CENTCOM	54	
				DCMA	3	
				DIA	1	
				DoDEA	12	
				DoD IG	1	
				EUCOM	9	
				NAVY	196	

<sup>1</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>2</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
				OSD/JS 23 PACOM 3 SOCOM 14 SOUTHCOM 93	
6	10 USC §130c	Certain Sensitive Information of Foreign Governments and International Organizations	Yes <sup>3</sup>	AF 4 ARMY 4 CENTCOM 1 DIA 2 DoD IG 2 DTTRA 3 EUCOM 2 NAVY 2 NORTHCOM 1 OSD/JS 15 PACOM 3 SOUTHCOM 23 STRATCOM 1	63
7	10 USC §424	Organizational and Personnel Information for DIA, NRO, and NGA	Yes <sup>4</sup>	CENTCOM 3 DIA 323 DOD IG 2 JFCOM 1 NAVY 1 NGA 17 NRO 53 OSD/JS 9 PACOM 2	411
8	10 USC §455	Maps, Charts, and Geodetic Data	No	DIA 2	2
9	10 USC §457	Operational files of former National Photographic Interpretation Agency	No	DIA 1 NGA 4	5
10	10 USC §613a(a)	Proceedings of Promotion Selection	No	AF 2 ARMY 4	7

<sup>3</sup> Nat'l Inst. Of Military Justice v. DoD 404 F. Supp 2d 325, 335-337 (D.D.C. 2005), aff'd on other grounds, 512 f.3D 677 (D.C. Cir 208), cert. denied, 129 S. Ct.(U.S. 2008); ACLU v. Dep't of Defense, 389 F. Supp. 2d 547, 554 (S.D.N.Y. 2005).

<sup>4</sup> Miller v. DoJ, 562 D. Supp. 2d 82, 112 (D.D.C. 2008). Wickerwire Gavin, P.C. v. Def Intelligence Agency, 330 F. Supp. 2d 592, 602 (E.D. Va. 2004).

### 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
		Boards		OSD/JS	1	
11	10 USC §1102	Medical Quality Assurance Records	Yes <sup>5</sup>	AF	5	16
				ARMY	5	
				NAVY	5	
				OSD\JS	1	
12	10 USC §2305(g)	DoD Contractor Proposals	Yes <sup>6</sup>	AF	53	340
				ARMY	216	
				DIA	1	
				DISA	8	
				DLA	27	
				DoDEA	2	
				NAVY	23	
				NSA	1	
				OSD/JS	2	
				SOCOM	2	
13	10 USC §2485(h)	Food donation program	No	DeCA	2	2
14	10 USC §2640(h)	Charter air transportation for members of armed forces	No	DIA	1	1
15	12 USC §3403	Confidentiality of Financial Records	No	ARMY	1	7
				NAVY	1	
				NGA	5	
16	16 USC §470w-3	National Historic Preservation Information	Yes <sup>7</sup>	AF	1	43
				ARMY	42	
17	18 USC §798(a)	Communications Intelligence and Cytological Devices	Yes <sup>8</sup>	DIA	6	383
				NSA	377	

<sup>5</sup> Goodrich v. Dept of Air Force, 404 F. Supp. 2d 48, 50-51 (D.D.C. 2005); Dayton Newspapers, Inc. v Dep't of the Air Force, 107 F Supp. 2d 912, 917 (S.D. Ohio 1999).

<sup>6</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>7</sup> Hornbostel v. U.S. Dep't of the Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.D.Cir Aug. 25, 2004)

<sup>8</sup> Larson v. Dept of State, 565 F.3d 857, 868-869 (D.C. Cir. 2009); N.Y. Times Co. v. DoD 499 F. Supp. 2d 501, 512 (S.D.N.Y. 2007); Adejumobi v. NSA, No. 07-1237, 2007 WL 4247878, at \*3 (M.D. Fla Dec 3, 2007), aff'd per curiam, 287 F.3d 770 (11<sup>th</sup> Cir. 2008).

### 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
	18 USC §3509	Child Victims' and Child Witnesses' Rights	No	AF	1	1
18	22 USC §2778(e) Sec 38(e) of the Arms Export Control Act	Information Subject to Arms Exports Controls	Yes <sup>9</sup>	AF	3	14
				ARMY	4	
				NAVY	2	
				OSD/JS	5	
19	26 USC §6103	Confidentiality and Disclosure of Returns and Return Information	Yes <sup>10</sup>	NSA	1	1
20	35 USC §181-188	Secrecy of Certain Inventions and Withholding of Patents	No	OSD/JS	2	2
21	35 USC §205	Confidentiality of Inventions	No	OSD/JS	1	1
22	41 USC §253b(m)(1)	Certain Contractor Proposals not yet in a Contract	Yes <sup>11</sup>	AF	2	24
				ARMY	21	
				NAVY	1	
23	41 USC §423	Contract Source Selection	Yes <sup>12</sup>	AF	1	1
24	42 USC § 290dd-2	Confidentiality of Patent Records	No	NAVY	2	2
25	42 USC §2162(a) (Restricted Data) 42 USC §2168(a)(1)(C)	Information Regarding Atomic Energy: Restricted and Formerly Restricted Data (A.E. Act of 1954) (specific)	Yes <sup>13</sup>	AF	2	43
				DTRA	2	
				OSD/JS	39	

<sup>9</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), amended (D.D.C Nov. 23, 1998).

<sup>10</sup> Church of Scientology v. IRS, 484 U.S. 9, 15 (1987) (26 U.S.C. §6103); Tax Analysts v. IRS, 217 F. Supp. 2d 23, 27-29 (D.D.C. 2002) (26 U.S.C. 6105).

<sup>11</sup> Hornbostel v. U.S. Dept. of Interior, 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug 25, 2004).

<sup>12</sup> Legal & Safety Employer Research, Inc v. U.S. Dept of Army. No. Civ. S001748, 2001 WL 34098652 at \*3-4 (E.D. Cal. May 4, 2001) (dictum).

<sup>13</sup> Meeropol v. Smith, No. 75-1121, slip op. at 53-55 (D.D.C. Feb. 29 1984), aff'd in relevant part & remanded in part on other grounds sub nom, Meeropol v. Meese, 790 F.2d 942 (D.C. Cir. 1986).

### 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
	(Formerly Restricted Data)	applicable sections must be invoked)				
26	50 USC §402 Note Sec 6, P.L. 86-36	NSA Functions and Information	Yes <sup>14</sup>	NSA	577	583
				OSD/JS	5	
				CENTCOM	1	
27	50 USC 403g	CIA Functions & Information	Yes <sup>15</sup>	OSD/JS	4	4
28	50 USC §403-1(i)(1)	Intelligence Sources and Methods	Yes <sup>16</sup>	AF	1	433
				CENTCOM	1	
				DIA	14	
				JFCOM	1	
				NSA	382	
				NRO	16	
				OSD/JS	13	
				PACOM	3	
				TRANSCOM	2	
29	50 USC §421	Identities of US Undercover Intelligence Officers, Agents, Informants and Sources	No	OSD/JS	2	2
30	50 USC §435 Note Sec 1082, P.L. 102-190	Information Concerning US Personnel Classified as POW/MIA During	No	OSD/JS	5	5

<sup>14</sup> Larson v. Dept of State, 565 F. 3d 857, 868-869 (D.C. Cir. 2009); Founding Church of Scientology v. NSA, 610 F.2d 824, 827-28 (D.C. Cir. 1979); Roman v. NSA, No. 07-CV-4502, 2009 WL 303686, at \*5-6 (E.D.N.Y Feb. 9, 2009).

<sup>15</sup> Larson v. Dept of State, 565 F. 3d 857, 868-869 (D.C. Cir. 2009); Berman v. CIA, 501 F.3d 1136, 1137-38, 1140 (9<sup>th</sup> Cir., 2007); Makky v Chertoff, 489 F.Supp. 2d 421, 442 (D.N.J. 2007), aff'd on other grounds, 541 F. 3d 205 (3d Cir 2008).

<sup>16</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 the responsibility of the 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).

### 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
		the Vietnam and Korean Conflicts (“McCain Bill”)				
31	50 USC Appx §2170(c)	Authority to Review Certain Mergers, Acquisitions, and Takeovers	No	OSD/JS	2	2
32	P.L. 100-180, Sec 276(a)	Protection of Sematech Information	No	ARMY	1	1
33	IG Act of 1978, Sec 7(b). P.L. 95-452	Confidentiality of Employee Complaints to the IG	No	DoD IG	8	8

## V. FOIA Requests

**Table 2**

<b>A. Received, Processed and Pending FOIA Requests</b>				
<b>Component</b>	<b>Number of Requests Pending as of the Start of the FY10<sup>17</sup></b>	<b>Number of Requests Received in FY10</b>	<b>Number of Requests Processed in FY10</b>	<b>Number of Requests Pending as of the End of FY10</b>
AF	1168	7812	7899	1081
AFRICOM	3	5	1	7
ASBCA	0	2	2	0
ARMY	4437	37,081	37,681	3837
CENTCOM	217	337	309	245
DCAA	10	103	111	2
DCMA	18	234	200	52
DeCA	8	258	260	6
DFAS	21	203	215	9
DIA	2629	610	938	2301
DISA	142	558	639	61
DLA	102	6858	6769	191
DoDEA	6	59	58	7
DoD IG	37	416	352	101
DSS	1	39	40	0
DTIC	16	90	96	10
DTRA	26	176	169	33
EUCOM	59	79	75	63
JFCOM	65	50	107	8
NAVY	1694	14303	14,410	1587

<sup>17</sup> Column one should be the same number as the number of pending FOIA requests reported by each component at the end of FY09. The differences in numbers for AF, DISA, DoD IG, JFCOM, NAVY, NORTHCOM, NSA, OSD/JS, PACOM, SOCOM, and STRATCOM are due to better accounting methods which caused some minor discrepancy in starting numbers. The numbers for OSD/JS are also different because some cases reported as “pending FOIA requests” at the end of FY09 were re-classified as consultations.

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

Component	Number of Requests Pending as of the Start of the FY10 <sup>17</sup>	Number of Requests Received in FY10	Number of Requests Processed in FY10	Number of Requests Pending as of the End of FY10
<b>NGA</b>	291	244	318	217
<b>NGB</b>	3	46	47	2
<b>NORTHCOM</b>	4	55	55	4
<b>NRO</b>	91	262	302	51
<b>NSA</b>	365	1243	1065	543
<b>OSD/JS</b>	1561	1695	1899	1357
<b>PACOM</b>	34	85	91	28
<b>SOCOM</b>	172	155	168	159
<b>SOUTHCOM</b>	81	175	189	67
<b>STRATCOM</b>	2	101	86	17
<b>TRANSCOM</b>	58	123	164	17
<b>TRICARE</b>	11	115	75	51
<b>Agency Total</b>	13,332	73,572	74,790	12,115

**Table 3**

B(1). DISPOSITION OF FOIA REQUESTS -- All Processed Requests.													
Component	Number of Full Denials Based on Reasons Other Than Exemptions												Total
	Number of Grant in Full	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	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, see Table 4	
AF	2377	1777	285	1023	279	587	212	121	139	72	423	604	7899
AFRICOM	0	1	0	0	0	0	0	0	0	0	0	0	1
ASBCA	1	0	0	1	0	0	0	0	0	0	0	0	2
ARMY	15,542	8347	813	4310	4027	987	459	282	1564	383	608	359	37,681
CENTCOM	19	102	10	59	51	8	0	0	4	9	10	37	309
DCAA	16	18	8	28	18	4	0	4	1	12	2	0	111
DCMA	43	32	4	18	3	7	8	1	28	8	2	46	200
DeCA	207	6	2	12	0	31	0	0	0	2	0	0	260
DFAS	110	52	7	6	14	8	1	2	4	3	2	6	215
DIA	37	319	51	307	16	32	0	1	11	43	13	108	938
DISA	173	106	20	67	130	40	70	1	1	0	4	27	639
DLA	6028	229	26	69	113	87	63	10	16	7	33	88	6769
DoDEA	17	25	3	3	1	4	1	0	0	3	0	1	58
DoD IG	24	132	58	47	14	11	1	15	14	27	8	1	352
DSS	12	10	1	15	1	0	0	0	0	1	0	0	40

S1

## B(1). DISPOSITION OF FOIA REQUESTS -- All Processed Requests.

Component	Number of Full Denials Based on Reasons Other Than Exemptions											Total	
	Number of Grant in Full	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	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, see Table 4	
DTIC	52	1	1	16	10	1	0	0	0	0	0	15	96
DTRA	22	82	6	23	6	6	1	5	1	5	4	8	169
EUCOM	9	18	9	25	7	4	0	0	0	3	0	0	75
JFCOM	9	16	0	18	29	16	0	2	2	4	0	11	107
NAVY	4231	3896	413	1067	1773	376	244	408	229	484	317	972	14,410
NGA	43	28	25	22	2	52	2	25	0	4	4	111	318
NGB	7	6	1	13	3	3	2	5	0	1	6	0	47
NORTHCOM	13	20	5	6	2	0	0	0	0	9	0	0	55
NRO	68	68	6	49	10	2	16	1	32	41	2	7	302
NSA	49	251	353	126	1	67	32	6	36	18	47	79	1065
OSD/JS	246	366	78	214	73	155	31	71	56	15	50	544	1899
PACOM	14	22	12	12	15	5	1	1	0	4	0	5	91
SOCOM	21	24	10	21	34	14	3	1	0	8	6	26	168
SOUTHCOM	27	75	32	31	9	3	0	2	0	3	2	5	189
STRATCOM	16	22	4	20	0	3	0	2	1	0	1	17	86
TRANSCOM	40	61	10	16	6	2	1	0	0	10	0	18	164
TRICARE	18	21	7	13	0	1	8	0	0	5	2	0	75
<b>Agency Total</b>	<b>29,491</b>	<b>16,133</b>	<b>2260</b>	<b>7657</b>	<b>6647</b>	<b>2516</b>	<b>1156</b>	<b>966</b>	<b>2139</b>	<b>1184</b>	<b>1546</b>	<b>3095</b>	<b>74,790</b>

**Table 4**

<b>B (2). Disposition of FOIA Requests – “Other Reasons”</b>			
<b>Component</b>	<b>Description of “Other” Reasons for Denial from Table 3</b>	<b>Number of Times Relied on</b>	<b>Total</b>
AF	Administratively Closed	357	604
	Litigation	5	
	Misdirected Request	126	
	Publicly Available	57	
	Unable to Contact Requester	59	
AFRICOM	N/A	0	0
ASBCA	N/A	0	0
ARMY	Administratively Closed	59	359
	Misdirected Request	296	
	Litigation	1	
	Publicly Available	3	
CENTCOM	Administratively Closed	23	37
	Litigation	13	
	Publicly Available	1	
DCAA	N/A	0	0
DCMA	Administratively Closed	38	46
	Misdirected Request	8	
DeCA	N/A	0	0
DFAS	Administratively Closed	6	6
DIA	Administratively Closed	33	108
	Unable to Contact Requester	75	
DISA	Administratively Closed	27	27
DLA	Administratively Closed	7	88
	Litigation	1	
	Misdirected Request	76	
	Publicly Available	4	
DoDEA	Misdirected Request	1	1
DoD IG	Litigation	1	1
DSS	N/A	0	0
DTIC	Administratively Closed	10	15
	Misdirected Request	4	
	Publicly Available	1	
DTRA	Administratively Closed	4	8
	Misdirected Request	3	
	Publicly Available	1	

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

Component	Description of “Other” Reasons for Denial from Table 3	Number of Times Relied on	Total
<b>EUCOM</b>	N/A	0	0
<b>JFCOM</b>	Administratively Closed	1	11
	Misdirected Request	1	
	Publicly Available	9	
<b>NAVY</b>	Administratively Closed	410	972
	Litigation	2	
	Misdirected Request	465	
	Publicly Available	95	
<b>NGA</b>	Administratively Closed	111	111
<b>NGB</b>	N/A	0	0
<b>NORTHCOM</b>	N/A	0	0
<b>NRO</b>	Misdirected Request	3	7
	Publicly Available	4	
<b>NSA</b>	Administratively Closed	59	79
	Misdirected Request	9	
	Publicly Available	11	
<b>OSD/JS</b>	Administratively Closed	50	544
	Litigation	21	
	Misdirected Request	438	
	Publicly Available	30	
	Unable to Contact Requester	5	
<b>PACOM</b>	Administratively Closed	5	5
<b>SOCOM</b>	Administratively Closed	25	26
	Publicly Available	1	
<b>SOUTHCOM</b>	Administratively Closed	1	5
	Litigation	4	
<b>STRATCOM</b>	Administratively Closed	6	17
	Misdirected Request	11	
<b>TRANSCOM</b>	Administratively Closed	5	18
	Publicly Available	13	
<b>TRICARE</b>	N/A	0	0
<b>Agency Overall</b>	Administratively Closed	1237	3095
	Litigation	48	
	Misdirected Request	1441	
	Publicly Available	230	
	Unable to Contact Requester	139	

**Table 5**

**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
AF	58	150	266	430	320	1417	109	20	807	107	13	8	0	0	3705
AFRICOM	0	0	1	0	1	1	0	0	0	0	0	0	0	0	3
ASBCA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ARMY	80	2154	356	857	869	6933	493	5	4093	126	14	10	0	0	15,990
CENTCOM	58	68	60	0	22	78	3	0	1	0	0	0	0	0	290
DCAA	0	3	0	2	5	16	4	0	0	0	0	0	0	0	30
DCMA	0	2	3	16	3	31	0	0	0	0	0	0	0	0	55
DeCA	0	0	2	4	1	1	0	0	0	0	0	0	0	0	8
DFAS	0	1	0	14	2	42	0	0	0	0	0	0	0	0	59
DIA	191	294	387	26	50	89	2	0	12	11	8	2	0	0	1072
DISA	1	51	8	33	8	29	0	0	0	0	0	0	0	0	130
DLA	0	2	27	89	112	48	2	0	13	0	0	0	0	0	293
DoDEA	0	2	14	7	9	21	0	1	5	0	1	0	0	0	60
DoD IG	9	80	13	2	49	188	49	4	167	3	50	0	0	0	614
DSS	0	3	0	0	0	6	0	0	0	1	0	0	0	0	10
DTIC	0	1	0	1	1	1	0	0	0	0	0	0	0	0	4
DTRA	1	58	8	51	0	75	0	0	0	0	0	0	0	0	188

**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>EUCOM</b>	19	1	9	1	9	0	0	0	0	0	1	0	0	0	40
<b>JFCOM</b>	7	4	1	0	2	11	0	0	1	0	0	0	0	0	26
<b>NAVY</b>	44	164	498	294	264	3424	192	10	1974	27	22	2	0	0	6915
<b>NGA</b>	42	2	21	10	0	15	1	0	0	0	0	0	0	0	91
<b>NGB</b>	0	1	0	0	3	7	0	0	0	0	0	0	0	0	11
<b>NORTHCOM</b>	8	10	2	2	5	14	0	0	1	0	0	0	0	0	42
<b>NRO</b>	56	4	69	5	2	27	2	1	6	2	2	1	0	0	177
<b>NSA</b>	415	61	580	12	15	101	2	1	6	6	5	1	0	0	1205
<b>OSD/JS</b>	135	161	75	76	99	239	12	3	25	2	4	6	0	0	837
<b>PACOM</b>	21	9	13	0	3	6	0	0	0	0	0	0	0	0	52
<b>SOCOM</b>	5	16	20	8	4	19	2	0	1	0	0	0	0	0	75
<b>SOUTHCOM</b>	103	40	59	0	20	127	0	0	0	0	0	0	0	0	349
<b>STRATCOM</b>	8	16	1	0	7	17	0	0	0	0	0	0	0	0	49
<b>TRANSCOM</b>	18	2	10	63	2	91	0	0	0	0	0	0	0	0	186
<b>TRICARE</b>	0	4	9	17	8	9	2	0	1	1	1	0	0	0	52
<b>Agency Total</b>	1279	3364	2512	2020	1895	13083	875	45	7113	286	121	30	0	0	32,618
<b>% of Total Times Used</b>	3.9	10.3	7.7	6.2	5.8	40.1	2.7	0.1	21.8	0.9	0.4	0.1	0.0	0.0	100.0

## **VI. Administrative Appeals of Initial Determinations of FOIA Requests<sup>18</sup>**

**Table 6**

<b>A. Received, Processed and Pending Administrative Appeals</b>				
<b>Component</b>	<b>Number of Appeals Pending as of the Start of the FY10<sup>19</sup></b>	<b>Number of Appeals Received in FY10</b>	<b>Number of Appeals Processed in FY10</b>	<b>Number of Appeals Pending as of the End of FY10</b>
AF	51	256	210	97
ASBCA	0	0	0	0
ARMY	17	164	154	27
DCAA	0	4	4	0
DCMA	0	5	2	3
DeCA	0	0	0	0
DFAS	1	2	3	0
DIA	217	50	57	210
DISA	2	2	0	4
DLA	8	11	17	2
DoD IG	17	29	26	20
DSS	0	0	0	0
DTRA	0	2	2	0
NAVY	20	327	327	20
NGA	11	6	11	6
NRO	7	3	6	4
NSA	23	77	56	44

<sup>18</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.

<sup>19</sup> Column one should be the same number as the number of pending FOIA requests reported by each component at the end of FY09. The differences in numbers for AF, DIA DoD IG and OSD/JS are due to better accounting methods which caused some minor discrepancy in starting numbers.

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

<b>Component</b>	<b>Number of Appeals Pending as of the Start of the FY10<sup>19</sup></b>	<b>Number of Appeals Received in FY10</b>	<b>Number of Appeals Processed in FY10</b>	<b>Number of Appeals Pending as of the End of FY10</b>
<b>OSD/JS</b>	273	169	148	294
<b>Agency Total</b>	647	1107	1023	731

**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	19	27	19	145	210
ASBCA <sup>20</sup>	0	0	0	0	0
ARMY	76	12	11	55	154
DCAA	2	2	0	0	4
DCMA	0	0	1	1	2
DeCA	0	0	0	0	0
DFAS	2	1	0	0	3
DIA	1	13	10	33	57
DISA	0	0	0	0	0
DLA	2	8	1	6	17
DoD IG	3	11	0	12	26
DSS	0	0	0	0	0
DTRA	0	0	0	2	2
NAVY	84	26	26	191	327
NGA	4	4	1	2	11
NRO	3	0	1	2	6
NSA	37	3	1	15	56
OSD/JS	13	32	25	78	148
<b>Agency Total</b>	<b>246</b>	<b>139</b>	<b>96</b>	<b>542</b>	<b>1023</b>

<sup>20</sup> ABSCA, DeCA and DSS did not process any appeals in FY10.

**Table 8**

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	4	5	6	8	12	19	0	0	5	1	0	0	0	0	60
ASBCA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ARMY	4	19	3	6	13	51	9	1	27	1	0	0	0	0	134
DCAA	0	0	0	0	1	1	0	0	0	0	0	0	0	0	2
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	1	0	2	0	0	0	0	0	0	0	0	3
DIA	9	10	10	1	1	4	0	0	0	0	0	0	0	0	35
DISA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DLA	0	0	1	0	6	4	0	0	0	0	0	0	0	0	11
DoD IG	0	4	0	0	1	14	0	0	13	0	0	0	0	0	32
DSS	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

**C(1). Reasons for Denials on Appeal -- Number of Times Exemptions Applied.**

<b>Component</b>	<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>NAVY</b>	14	10	10	1	17	46	7	0	27	0	0	0	0	0	132
<b>NGA</b>	4	0	2	0	0	1	1	0	0	0	0	0	0	0	8
<b>NRO</b>	1	0	1	0	0	1	1	1	1	1	1	1	0	0	9
<b>NSA</b>	32	1	30	0	1	2	1	0	1	0	1	0	0	0	69
<b>OSD/JS</b>	24	9	18	3	8	9	0	0	2	0	0	0	0	0	73
<b>Agency Total</b>	92	58	81	20	60	154	19	2	76	3	2	1	0	0	568
<b>% of Total Times Used</b>	16.2	10.2	14.3	3.5	10.6	27.1	3.3	0.4	13.4	0.5	0.4	0.2	0.0	0.0	100.0

**Table 9**

C(2). Reasons for Denials on Appeal -- Other Than Exemptions												
Component	No Records	Referred at Initial Request	Request Withdrawn	Fee Related Reasons	Records not Reasonably Described	Improper Request Other Reasons	Not Agency Record	Duplicate Request on Appeal	Request in Litigation	Expedited Request Appeal	Other, see chart below	Total
AF	24	6	20	1	1	5	1	15	2	1	69	145
ASBCA	0	0	0	0	0	0	0	0	0	0	0	0
ARMY	30	7	0	1	0	2	0	8	2	0	5	55
DCAA	0	0	0	0	0	0	0	0	0	0	0	0
DCMA	0	0	1	0	0	0	0	0	0	0	0	1
DeCA	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
DIA	25	0	1	0	0	3	0	0	0	1	3	33
DISA	0	0	0	0	0	0	0	0	0	0	0	0
DLA	0	0	4	0	0	1	0	0	0	1	0	6
DoD IG	4	0	0	0	4	0	0	0	3	1	0	12
DSS	0	0	0	0	0	0	0	0	0	0	0	0
DTRA	1	0	0	0	0	0	0	0	0	0	1	2

## C(2). Reasons for Denials on Appeal -- Other Than Exemptions

Component	No Records	Referred at Initial Request	Request Withdrawn	Fee Related Reasons	Records not Reasonably Described	Improper Request Other Reasons	Not Agency Record	Duplicate Request on Appeal	Request in Litigation	Expedited Request Appeal	Other, see chart below	Total
NAVY	7	0	19	10	0	38	0	7	0	0	120	201
NGA	1	0	1	0	0	0	0	0	0	0	0	2
NRO	2	0	2	0	0	0	0	0	0	0	0	4
NSA	0	0	4	0	0	0	0	1	4	0	6	15
OSD/JS	12	2	5	8	0	7	0	0	0	3	41	78
<b>Agency Total</b>	<b>106</b>	<b>15</b>	<b>57</b>	<b>20</b>	<b>5</b>	<b>56</b>	<b>1</b>	<b>31</b>	<b>11</b>	<b>7</b>	<b>245</b>	<b>554</b>

**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>
<b>AF</b>	Administratively Closed Misdirected	68 1	69
<b>ASBCA</b>	N/A		
<b>ARMY</b>	Administratively Closed	5	5
<b>DCAA</b>	N/A		
<b>DCMA</b>	N/A		
<b>DeCA</b>	N/A		
<b>DFAS</b>	N/A		
<b>DIA</b>	Administratively Closed	3	3
<b>DISA</b>	N/A		
<b>DLA</b>	N/A		
<b>DoD IG</b>	N/A		
<b>DSS</b>	N/A		
<b>DTRA</b>	Administratively Closed	1	1
<b>NAVY</b>	Administratively Closed	120	120
<b>NGA</b>	N/A		
<b>NRO</b>	N/A		
<b>NSA</b>	Time Limit	6	6
<b>OSD/JS</b>	Administratively Closed Litigation Misdirected Expedited Processing Fee Waiver	22 1 7 8 3	41
<b>Agency Overall</b>	Administratively Closed	214	245
	Expedited Processing	8	
	Fee Waiver	3	
	Litigation	1	
	Misdirected	8	
	Time Limit	11	

**Table 11**

<b>C(4). Response Times for Administrative Appeals<sup>21</sup></b>				
<b>Component</b>	<b>Median Number of Days</b>	<b>Average Number of Days</b>	<b>Lowest Number of Days</b>	<b>Highest Number of Days</b>
AF	39	62	1	388
ASBCA* <sup>22</sup>	N/A	N/A	N/A	N/A
ARMY	45	95	1	580
DCAA	6	7	4	10
DCMA	16	52	4	137
DeCA*	N/A	N/A	N/A	N/A
DFAS	30	27	19	32
DIA	779	900	2	2896
DISA	234	233	142	322
DLA	56	120	8	440
DoD IG	76	109	10	533
DSS*	N/A	N/A	N/A	N/A
DTRA	12	12	12	18
NAVY	39	62	1	388
NGA	181	369	6	1022
NRO	58	152	12	679
NSA	97	107	2	322
OSD/JS	92	333	1	3359
<b>Agency Overall</b>	<b>N/A</b>	<b>215</b>	<b>1</b>	<b>3359</b>

<sup>21</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 (Agency) medians. Furthermore, Army has multiple reporting components and is not able to compute medians for its overall totals.

<sup>22</sup> As denoted by a \*: ASBCA, DeCA and DSS did not process any appeals in FY10.

**Table 12**

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

<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>
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DIA</b>	12/20/02	12/20/02	12/16/02	11/08/02	05/21/02	05/25/01	02/22/01	11/09/00	07/08/98	09/15/97
Work days open	1947	1947	1951	1975	2094	2340	2406	2475	3064	3266
<b>DISA</b>							03/15/10	03/03/10	06/23/09	06/23/09
Work days open	0	0	0	0	0	0	140	148	320	320
<b>DLA</b>									07/29/10	07/26/07
Work days open	0	0	0	0	0	0	0	0	44	797
<b>DoD IG</b>	10/19/09	09/21/09	08/20/09	04/23/09	04/14/09	09/26/08	07/08/08	06/25/08	11/05/07	08/21/06
Work days open	239	258	279	362	369	503	560	568	727	1029
<b>DSS</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>NAVY</b>	08/27/10	08/19/10	08/19/10	08/10/10	08/02/10	07/13/10	07/09/10	07/07/10	06/14/10	03/03/10
Work days open	23	29	29	36	42	56	58	60	76	148
<b>NGA</b>					04/21/10	02/24/10	12/19/08	06/14/06	06/14/06	06/08/06

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

<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>
Work days open	0	0	0	0	113	153	446	1076	1076	1080
<b>NRO</b>							08/13/09	03/19/08	07/14/03	06/17/03
Work days open	0	0	0	0	0	0	284	637	1807	1825
<b>NSA</b>	10/09/09	08/27/09	08/20/09	08/14/09	07/16/09	06/25/09	06/11/09	05/28/09	03/13/09	10/24/08
Work days open	244	274	279	283	304	318	328	338	391	484
<b>OSD/JS</b>	08/23/99	03/01/99	02/16/99	10/28/98	10/27/98	10/27/98	09/02/98	06/09/98	10/15/97	03/07/97
Work days open	2781	2904	2913	2986	2987	2987	3024	3084	3245	3399
<b>Agency Overall</b>	02/16/99	10/28/98	10/27/98	10/27/98	09/02/98	07/08/98	06/09/98	10/15/97	09/15/97	03/07/97
Work days open	2913	2986	2987	2987	3024	3064	3084	3245	3266	3399

## VII. FOIA Requests: Response Time for Processed and Pending FOIA Requests<sup>23</sup>

**Table 13**

A. Processed Requests -- Response Time for All Processed Perfected Requests.												
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	11	23	10	1044	36	87	1	1022	11	17	1	88
AFRICOM					34	34	34	34				
ASBCA	1	1	1	1								
ARMY	N/A	28	<1	1984	N/A	54	<1	1633	N/A	7	<1	273
CENTCOM	43	60	1	442	300	365	1	828	185	185	1	364
DCAA	6	23	1	365	77	81	20	225				
DCMA	21	30	<1	193	91	125	32	408				
DeCA	9	11	1	88								
DFAS	4	11	1	59	18	23	1	133	7	6	4	9
DIA	11	11	1	20	938	1060	21	3418				
DISA	47	295	1	2306	96	84	1	226				

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

A. Processed Requests -- Response Time for All Processed Perfected Requests.												
	Simple				Complex				Expedited			
Component	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>DLA</b>	1	12	<1	257	1	30	<1	314		10		46
<b>DoDEA</b>	17	20	1	54	69	53	47	310				
<b>DoD IG</b>	2	6	1	76	12	32	1	698				
<b>DSS</b>	7	12	2	17								
<b>DTIC</b>	16	35	1	233								
<b>DTRA</b>	2	4	<1	18	20	35	<1	266				
<b>EUCOM</b>	56	106	1	511	555	442	28	839	1	109	<1	109
<b>JFCOM</b>	87	181	1	607	437	444	10	1119				
<b>NAVY</b>	10	11	<1	70	322	137	67	560				
<b>NGA</b>	26	221	<1	845	608	417	5	1074				
<b>NGB</b>	5	15	1	124	34	48	1	147				
<b>NORTHCOM</b>	17	12	1	39								
<b>NRO</b>	7	10	<1	39	133	177	41	1364	5	5	5	5
<b>NSA</b>	12	48	1	1457	822	1398	182	4189	78	78	78	78
<b>OSD/JS</b>	4	15	<1	836	118	467	<1	4314	921	921	921	921
<b>PACOM</b>	2	3	<1	7	88	422	1	3757	81	184	16	346
<b>SOCOM</b>	2	60	1	1054	82	438	1	2423	970	970	970	970
<b>SOUTHCOM</b>	9	13	4	17								

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

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>STRATCOM</b>	9	14	1	63	54	71	38	147				
<b>TRANSCOM</b>	12	8	1	118	132	258	121	398	1	1	1	4
<b>TRICARE</b>	2	2	<1	3	30	65	<1	432				
<b>Agency Total</b>	N/A	24	<1	2306	N/A	127	<1	4314	N/A	8	<1	970

**Table 14**

B. Processed Requests -- Response Time for Perfected Requests for 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
AF	15	24	1	924	43	106	1	1022	11	17	2	58
AFRICOM					34	34	34	34				
ASBCA	1	1	1	1								
ARMY	N/A	33	<1	1618	N/A	51	<1	932	N/A	3	<1	89
CENTCOM	34	49	1	194	296	348	1	828	185	185	1	364
DCAA	8	33	1	365	105	117	23	225				
DCMA	26	39	<1	193	91	132	32	408				
DeCA	10	11	1	88								
DFAS	15	13	1	29	17	19	1	88	4	5	4	7
DIA	17	14	6	20	857	1048	21	3418				
DISA	24	179	1	498	35	66	2	226				
DLA	1	14	<1	257	1	25	<1	314	0	12	<1	46
DoDEA	15	20	5	40	60	53	47	310				
DoD IG	6	10	1	32	21	48	1	698				
DSS	7	12	2	17								
DTIC	20	51	1	233								

**B. Processed Requests -- Response Time for Perfected Requests for 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
DTRA	12	12	5	18	30	45	<1	266				
EUCOM	57	138	2	511								
JFCOM	33	72	5	234	676	542	10	975				
NAVY	20	19	1	70	137	168	67	533				
NGA	8	169	2	725	192	317	5	1074				
NGB	124	43	1	124	74	83	3	147				
NORTHCOM	13	13	1	23								
NRO	6	11	<1	39	146	209	44	1364	5	5	5	5
NSA	37	121	2	1457	750	1108	182	4189	78	78	78	78
OSD/JS	7	40	1	836	106	530	2	4314				
PACOM	1	2	1	3	87	292	3	2320	346	346	346	346
SOCOM	9	37	1	240	643	600	9	1830				
SOUTHCOM					63	85	55	123				
STRATCOM	12	18	4	63	56	73	38	147				
TRANSCOM	12	8	1	118	132	258	121	398	1	1	1	4
TRICARE	3	3	3	3	45	80	1	432				
<b>Agency Total</b>	N/A	24	<1	1618	N/A	127	<1	4314	N/A	8	<1	364

L<sub>E</sub>

**Table 15**

<b>C(1). Processed Simple Requests -- Response Times in Day Increments</b>															
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>AF</b>	404	4217	728	194	112	45	32	20	16	10	10	49	25	37	5899
<b>AFRICOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>ASBCA</b>	0	2	0	0	0	0	0	0	0	0	0	0	0	0	2
<b>ARMY</b>	1266	12,738	1731	763	557	179	0	113	77	63	46	227	100	110	17,970
<b>CENTCOM</b>	0	32	10	4	13	2	9	12	2	10	6	11	16	11	138
<b>DCAA</b>	35	56	6	1	0	0	0	0	0	0	0	1	2	0	101
<b>DCMA</b>	10	37	22	12	7	3	2	1	0	0	1	0	0	0	95
<b>DeCA</b>	47	182	26	4	0	1	0	0	0	0	0	0	0	0	260
<b>DFAS</b>	21	110	34	5	0	0	0	0	0	0	0	0	0	0	170
<b>DIA</b>	0	118	0	0	0	0	0	0	0	0	0	0	0	0	118
<b>DISA</b>	0	146	28	21	4	5	3	1	6	5	4	29	19	84	355
<b>DLA</b>	5610	406	114	52	23	14	14	4	3	1	0	2	0	0	6243
<b>DoDEA</b>	0	27	15	2	1	0	0	0	0	0	0	0	0	0	45
<b>DoD IG</b>	13	33	3	0	1	0	0	0	0	0	0	0	0	0	50
<b>DSS</b>	0	33	4	2	0	1	0	0	0	0	0	0	0	0	40
<b>DTIC</b>	0	65	14	1	3	0	0	3	9	0	0	1	0	0	96
<b>DTRA</b>	4	6	0	0	0	0	0	0	0	0	0	0	0	0	10
<b>EUCOM</b>	0	27	3	6	5	5	1	1	1	0	0	5	5	4	63
<b>JFCOM</b>	0	16	3	1	2	0	4	0	1	1	0	3	5	8	44
<b>NAVY</b>	1478	4947	1137	357	172	78	59	35	23	19	10	57	50	59	8481
<b>NGA</b>	5	7	0	2	0	0	0	0	0	0	0	0	0	1	15

## C(1). Processed Simple 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>NGB</b>	0	15	0	1	0	0	0	1	0	0	0	0	0	0	17
<b>NORTHCOM</b>	0	51	4	0	0	0	0	0	0	0	0	0	0	0	55
<b>NRO</b>	0	170	39	0	0	0	0	0	0	0	0	0	0	0	209
<b>NSA</b>	16	667	125	43	49	21	11	10	7	4	4	10	10	30	1007
<b>OSD/JS</b>	41	749	41	5	3	1	2	2	0	0	2	5	0	9	860
<b>PACOM</b>	1	4	0	0	0	0	0	0	0	0	0	0	0	0	5
<b>SOCOM</b>	12	17	2	0	2	0	0	0	0	0	0	1	0	2	36
<b>SOUTHCOM</b>	16	0	0	0	0	0	0	0	0	0	0	0	0	0	16
<b>STRATCOM</b>	0	47	11	3	1	0	0	0	0	0	0	0	0	0	62
<b>TRANSCOM</b>	13	4	5	8	3	5	2	0	0	0	0	0	0	0	40
<b>TRICARE</b>	1	1	0	0	0	0	0	0	0	0	0	0	0	0	2
<b>Agency Total</b>	8993	24,930	4105	1487	958	360	139	203	145	113	83	400	231	357	42,504

**Table 16 – Processed Perfected Complex Requests**

<b>C(2). Processed Complex Requests -- Response Times in Day Increments</b>															
<b>Component</b>	< 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>AF</b>	42	508	515	220	144	95	70	63	28	36	24	93	55	83	1976
<b>AFRICOM</b>	0	0	1	0	0	0	0	0	0	0	0	0	0	0	1
<b>ASBCA</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>ARMY</b>	130	9410	1490	717	521	445	533	245	238	203	119	358	139	265	14,813
<b>CENTCOM</b>	0	5	2	2	8	2	14	25	15	12	38	15	30	1	169
<b>DCAA</b>	0	1	3	0	2	1	1	1	0	0	0	1	0	0	10
<b>DCMA</b>	0	0	1	4	3	6	1	1	0	0	2	4	0	1	23
<b>DeCA</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>DFAS</b>	0	24	11	1	0	1	0	1	0	0	0	0	0	0	38
<b>DIA</b>	0	0	46	15	12	11	12	10	11	6	8	50	36	577	794
<b>DISA</b>	0	90	15	19	14	57	30	12	8	14	19	6	0	0	284
<b>DLA</b>	104	200	90	45	42	19	5	2	4	4	2	3	1	0	521
<b>DoDEA</b>	0	0	0	3	5	1	1	1	0	0	0	0	1	0	12
<b>DoD IG</b>	34	166	50	17	11	2	3	3	4	2	1	5	2	2	302
<b>DSS</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>DTIC</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>DTRA</b>	3	78	29	20	10	8	3	4	1	0	0	3	0	0	159
<b>EUCOM</b>	0	0	1	1	0	0	1	0	0	0	0	0	0	7	10
<b>JFCOM</b>	0	2	5	4	0	0	0	1	1	0	0	5	3	23	44
<b>NAVY</b>	321	893	915	293	170	140	98	70	50	26	32	133	94	247	3482
<b>NGA</b>	0	1	10	5	8	2	4	6	5	0	6	24	47	185	303

## 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>NGB</b>	0	9	5	2	5	0	1	1	2	0	0	0	0	0	25
<b>NORTHCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>NRO</b>	0	0	0	20	14	36	10	9	0	0	0	0	0	0	89
<b>NSA</b>	0	0	0	0	0	0	0	0	0	0	1	3	1	14	19
<b>OSD/JS</b>	3	148	146	69	57	47	27	21	23	15	14	37	30	351	988
<b>PACOM</b>	0	15	6	8	4	10	2	6	1	2	3	5	2	18	82
<b>SOCOM</b>	4	33	14	9	3	4	1	0	2	0	1	4	6	46	127
<b>SOUTHCOM</b>	0	0	23	28	17	12	5	2	0	1	3	5	36	41	173
<b>STRATCOM</b>	0	0	2	11	2	1	2	1	2	0	0	0	0	0	21
<b>TRANSCOM</b>	0	0	0	0	0	0	12	47	3	10	14	0	0	34	120
<b>TRICARE</b>	1	25	13	9	3	9	2	0	0	2	6	2	0	1	73
<b>Agency Total</b>	642	11,608	3393	1522	1055	909	838	532	398	333	293	756	483	1896	24,658

**Table 17 – Processed Expedited Requests**

<b>C(3). Processed Expedited Requests -- Response Times in Day Increments</b>															
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	1	18	3	1	0	1	0	0	0	0	0	0	0	0	24
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	372	3755	32	4	1	1	0	0	0	0	0	0	0	0	4165
CENTCOM	0	1	0	0	0	0	0	0	0	0	0	0	1	0	2
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	3	0	0	0	0	0	0	0	0	0	0	0	0	0	3
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	3	1	0	1	0	0	0	0	0	0	0	0	0	0	5
DoDEA	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
DoD IG	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	8	20	6	0	0	0	0	0	0	0	0	0	0	0	34
NGA	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>NGB</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>NORTHCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>NRO</b>	0	2	0	0	0	0	0	0	0	0	0	0	0	0	2
<b>NSA</b>	0	0	0	0	1	0	0	0	0	0	0	0	0	0	1
<b>OSD/JS</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	1	1
<b>PACOM</b>	0	2	0	0	0	0	0	0	1	0	0	0	1	0	4
<b>SOCOM</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	1	1
<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	4	0	0	0	0	0	0	0	0	0	0	0	0	4
<b>TRICARE</b>	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
<b>Agency Total</b>	387	3803	41	6	2	2	0	0	1	0	0	0	2	2	4246

**Table 18**

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	578	28	142	499	40	93	3	9	8
AFRICOM	3	262	194	1	16	16	0	0	0
ASBCA	0			0			0		
ARMY	1527	N/A	68	1265	N/A	71	255	N/A	1
CENTCOM	93	184	230	152	58	171	0		
DCAA	1	8	8	1	19	19	0		
DCMA	10	29	27	35	121	150	0		
DeCA	6	24	49	0			0		
DFAS	8	16	19	1	1	1	0		
DIA	45	13	13	2255	800	904	1	149	149
DISA	6	502	415	55	66	61	0		
DLA	29	0	47	82	16	27	0		
DoDEA	5	47	35	3	89	100	0		
DoD IG	0			94	159	216	0		
DSS	0			0			0		
DTIC	10	9	9	0			0		
DTRA	0			24	32	66	0		
EUCOM	10	334	391	22	368	867	1	109	109
JFCOM	1	18	18	6	500	434	0		
NAVY	253	951	1000	712	1000	2000	0		
NGA	0			182	114	233	0		
NGB	0			2	50	50	0		
NORTHCOM	3	16	17	0			0		
NRO	13	46	88	38	266	276	0		

## 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>NSA</b>	395	123	265	144	618	954	4	54	215
<b>OSD/JS</b>	40	191	321	1307	728	863	1	122	122
<b>PACOM</b>	0			28	711	936	0		
<b>SOCOM</b>	12	340	504	147	379	538	0		
<b>SOUTHCOM</b>	12	9	16	55	102	534	0		
<b>STRATCOM</b>	4	6	14	13	114	162	0		
<b>TRANSCOM</b>	0			17	448	240	0		
<b>TRICARE</b>	0			37	87	108	0		
<b>Agency Total</b>	3052	N/A	168	7122	N/A	711	265	N/A	6

**Table 19 – Ten Oldest Perfected Requests**

<b>E. Ten Oldest Pending Perfected Requests.</b>										
Component	10th Oldest	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest
<b>AF</b>	10/17/03	1/3/02	8/1/01	12/11/00	1/21/00	1/4/00	11/9/99	6/27/97	4/28/97	4/9/97
Work days open	1740	2190	2294	2455	2679	2691	2727	3320	3363	3376
<b>AFRICOM</b>							8/9/10	7/21/10	9/21/09	8/19/09
Work days open	0	0	0	0	0	0	37	50	258	280
<b>ASBCA</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>ARMY</b>	1/4/06	1/4/06	12/2/04	3/24/04	12/9/03	10/23/03	1/7/02	12/17/01	7/13/01	1/30/01
Work days open	1188	1188	1460	1634	1705	1736	2188	2200	2307	2422
<b>CENTCOM</b>	6/26/06	6/26/06	6/26/06	6/23/06	6/23/06	6/9/06	6/9/06	3/14/06	12/20/05	3/15/04
Work days open	1068	1068	1068	1069	1069	1079	1079	1141	1197	1641
<b>DCAA</b>									9/20/10	8/26/10
Work days open	0	0	0	0	0	0	0	0	8	19
<b>DCMA</b>	12/14/09	12/8/09	12/8/09	11/9/09	10/20/09	9/14/09	8/20/09	4/22/09	3/23/09	4/30/08
Work days open	201	205	205	224	238	263	279	363	385	607
<b>DeCA</b>					9/20/10	9/20/10	9/20/10	9/20/10	4/29/10	4/29/10
Work days open	0	0	0	0	8	8	8	8	107	107
<b>DFAS</b>		9/29/10	9/15/10	9/10/10	9/9/10	9/8/10	9/8/10	9/8/10	8/3/10	7/8/10
Work days open	0	1	11	14	15	16	16	16	41	59

## 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>DIA</b>	9/14/98	9/11/98	8/26/98	7/16/98	6/11/98	6/3/98	5/26/98	12/8/97	11/13/97	10/30/97
Work days open	3017	3018	3029	3058	3082	3088	3094	3209	3225	3234
<b>DISA</b>	7/30/10	7/28/10	7/27/10	6/9/10	6/9/10	4/26/10	6/17/09	4/13/09	3/24/09	4/22/08
Work days open	43	45	46	79	79	110	324	370	384	613
<b>DLA</b>	5/13/10	5/6/10	5/5/10	5/4/10	4/22/10	4/22/10	4/14/10	4/1/10	3/16/10	10/5/09
Work days open	97	102	103	104	112	112	118	127	139	248
<b>DoDEA</b>			9/21/10	9/20/10	9/15/10	9/10/10	9/9/10	6/29/10	5/28/10	5/24/10
Work days open	0	0	7	8	11	14	15	65	86	90
<b>DoD IG</b>	1/29/09	9/22/08	7/14/08	6/2/08	10/16/07	4/24/07	3/8/06	3/8/06	8/11/05	1/10/05
Work days open	421	507	556	585	741	862	1145	1145	1286	1435
<b>DSS</b>										
Work days open	0	0	0	0	0	0	0	0	0	0
<b>DTIC</b>	9/30/10	9/30/10	9/30/10	9/28/10	9/23/10	9/20/10	9/13/10	9/13/10	9/1/10	8/19/10
Work days open	0.5	0.5	0.5	2	5	8	13	13	20	29
<b>DTRA</b>	7/1/10	7/1/10	7/1/10	3/15/10	3/15/10	3/15/10	12/10/09	12/10/09	12/2/09	3/9/09
Work days open	63	63	63	140	140	140	203	203	209	395
<b>EUROPE</b>	10/23/08	7/31/08	6/16/08	6/4/08	6/4/08	5/15/08	2/4/08	8/20/07	4/27/07	4/6/07
Work days open	485	543	575	583	583	596	668	780	859	874
<b>JFCOM</b>				9/7/10	9/2/10	8/28/09	10/3/08	10/3/08	5/7/08	7/2/07
Work days open	0	0	0	17	19	273	498	498	602	814

## 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>NAVY</b>	04/08/09	12/30/08	12/03/08	11/21/08	10/07/08	08/10/08	05/15/08	08/04/04	05/26/04	12/30/03
Work days open	373	441	458	465	496	536	596	1542	1589	1692
<b>NGA</b>	3/26/09	3/17/09	1/4/09	11/13/08	8/5/08	4/24/08	3/3/08	6/12/07	11/7/06	8/2/06
Work days open	382	389	438	471	540	611	649	828	975	1042
<b>NGB</b>									7/30/10	7/12/10
Work days open	0	0	0	0	0	0	0	0	43	57
<b>NORTHCOM</b>								9/13/10	6/30/10	3/3/10
Work days open	0	0	0	0	0	0	0	13	64	148
<b>NRO</b>	6/17/09	6/3/09	6/2/09	5/13/09	2/5/09	1/13/09	1/6/09	12/1/08	8/24/07	6/11/07
Work days open	324	334	335	348	416	432	437	460	776	829
<b>NSA</b>	9/19/97	7/11/97	11/15/96	9/19/96	5/16/96	5/2/96	3/29/96	3/28/96	7/13/95	3/15/94
Work days open	3262	3311	3474	3513	3600	3610	3634	3635	3812	4146
<b>OSD/JS</b>	11/28/94	10/20/94	8/25/94	7/6/94	3/23/94	2/22/94	11/23/93	11/23/93	8/17/93	3/16/93
Work days open	3969	3994	4032	4068	4140	4161	4221	4221	4288	4396
<b>PACOM</b>	10/24/06	10/24/06	10/24/06	10/24/06	10/24/06	8/2/06	3/9/06	8/9/04	4/8/03	10/24/02
Work days open	985	985	985	985	985	1042	1144	1539	1874	1986
<b>SOCOM</b>	5/13/04	5/13/04	3/29/04	8/14/03	8/14/03	6/17/03	3/31/03	3/10/03	12/13/02	5/9/96
Work days open	1598	1598	1631	1784	1784	1825	1880	1895	1952	3605
<b>SOUTHCOM</b>	6/11/07	4/24/07	4/24/07	1/4/07	1/4/07	10/25/06	8/2/06	5/10/06	2/27/06	2/24/06
Work days open	829	862	862	938	938	984	1042	1100	1152	1153

## 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>STRATCOM*</b>	6/7/10	6/7/10	4/26/10	4/20/10	3/29/10	2/1/10	12/15/09	10/9/09	6/19/09	10/14/08
Work days open	81	81	110	114	130	169	200	244	322	492
<b>TRANSCOM*</b>	7/9/10	5/11/10	12/29/09	11/20/09	3/27/09	12/9/08	11/13/08	9/14/08	6/12/08	4/22/08
Work days open	58	99	191	216	381	454	471	512	577	613
<b>TRICARE</b>	2/17/10	1/14/10	1/5/10	12/28/09	12/14/09	12/4/09	12/1/09	11/3/09	10/23/09	10/13/09
Work days open	158	180	187	192	201	207	210	228	235	243
<b>Agency Overall</b>	10/20/94	8/25/94	7/6/94	3/23/94	3/15/94	2/22/94	11/23/93	11/23/93	8/17/93	3/16/93
Work days open	3994	4032	4068	4140	4146	4161	4221	4221	4288	4396

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

**Table 20**

<b>A. Requests for Expedited Processing.<sup>24</sup></b>					
Component	Number Granted	Number Denied	Median Days to Adjudicate	Average Days to Adjudicate	Number Adjudicated within 10 Calendar Days
AF	25	224	1	3	217
AFRICOM	0	0			
ASBCA	0	0			
ARMY	219	25	N/A	2	171
CENTCOM	2	15	5	4	17
DCAA	0	2	2	2	2
DCMA	0	5	1	4	4
DeCA	0	0			
DFAS	3	0	7	6	3
DIA	1	31	13	13	0
DISA	0	0			
DLA	6	4	3	12	7
DoDEA	0	0			
DoD IG	0	19	3	3	19
DSS	0	0			
DTIC	0	0			
DTRA	0	0			
EUCOM	1	0	7	7	1
JFCOM	0	2	1	1	2
NAVY	18	33	60	78	55
NGA	1	1	5	5	1
NGB	0	0			
NORTHCOM	0	0			
NRO	2	0	5	5	2
NSA	1	9	8	9	15

<sup>24</sup> If the component has neither granted nor denied expedited processing then the third, fourth and fifth columns are blank.

## A. Requests for Expedited Processing.<sup>24</sup>

Component	Number Granted	Number Denied	Median Days to Adjudicate	Average Days to Adjudicate	Number Adjudicated within 10 Calendar Days
<b>OSD/JS</b>	1	65	6	11	56
<b>PACOM</b>	1	3	81	184	0
<b>SOCOM</b>	0	0			
<b>SOUTHCOM</b>	0	0			
<b>STRATCOM</b>	0	0			
<b>TRANSCOM</b>	4	0	1	1	4
<b>TRICARE</b>	0	0			
<b>Agency Total</b>	285	438	N/A	9	575

**Table 21**

<b>B. Requests for Fee Waivers.<sup>25</sup></b>				
<b>Component</b>	<b>Number Granted</b>	<b>Number Denied</b>	<b>Median Days to Adjudicate</b>	<b>Average Days to Adjudicate</b>
<b>AF</b>	79	246	1	4
<b>AFRICOM</b>	0	0		
<b>ASBCA</b>	0	0		
<b>ARMY</b>	479	182	N/A	2
<b>CENTCOM</b>	0	15	5	4
<b>DCAA</b>	0	0		
<b>DCMA</b>	0	2	17	17
<b>DeCA</b>	0	1	1	1
<b>DFAS</b>	0	0		
<b>DIA</b>	0	0		
<b>DISA</b>	0	0		
<b>DLA</b>	15	2	1	2
<b>DoDEA</b>	3	5	7	7
<b>DoD IG</b>	1	3	1	1
<b>DSS</b>	0	0		
<b>DTIC</b>	0	0		
<b>DTRA</b>	0	0		
<b>EUCOM</b>	20	0	3	5
<b>JFCOM</b>	6	0	1	1
<b>NAVY</b>	1032	124	217	307
<b>NGA</b>	0	0		
<b>NGB</b>	0	2	8	8
<b>NORTHCOM</b>	0	0		
<b>NRO</b>	0	0		
<b>NSA</b>	4	15	12	174
<b>OSD/JS</b>	5	13	2	20
<b>PACOM</b>	84	1	1	1

<sup>25</sup> If the component has neither granted nor denied fee waivers the third and fourth column is blank.

<b>B. Requests for Fee Waivers.<sup>25</sup></b>				
<b>Component</b>	<b>Number Granted</b>	<b>Number Denied</b>	<b>Median Days to Adjudicate</b>	<b>Average Days to Adjudicate</b>
<b>SOCOM</b>	1	0	0	0
<b>SOUTHCOM</b>	0	0		
<b>STRATCOM</b>	0	0		
<b>TRANSCOM</b>	4	1	1	1
<b>TRICARE</b>	3	1	69	84
<b>Agency Total</b>	1736	613	N/A <sup>26</sup>	154

<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.

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

**Table 22**

Component	Personnel			Costs		
	Number of Full-Time FOIA Employees	Number of Equivalent Full-Time FOIA Employees	Total Number of Full Time FOIA Staff (add column 1 and 2)	Processing Costs (At initial request and appeal level)	Litigation Related Costs	Total Costs
<b>AF</b>	73	106.50	179.50	\$11,748,222	\$426,636	\$12,174,858
<b>AFRICOM</b>	1		1.00	\$72,394	\$0	\$72,394
<b>ASBCA</b>	0		0.00	\$10	\$0	\$10
<b>ARMY</b>	142	113.00	255.00	\$32,514,533	\$1,227,646	\$33,742,179
<b>CENTCOM</b>	16	6.63	22.63	\$2,924,456	\$202,000	\$3,126,456
<b>DCAA</b>	1	1.23	2.23	\$312,892	\$52,768	\$365,660
<b>DCMA</b>	0	3.50	3.50	\$860,913	\$28,508	\$889,421
<b>DeCA</b>	0	0.85	0.85	\$69,000	\$0	\$69,000
<b>DFAS</b>	3	1.00	4.00	\$246,741	\$0	\$246,741
<b>DIA</b>	24	2.50	26.50	\$4,074,765	\$517,614	\$4,592,379
<b>DISA</b>	3		3.00	\$329,213	\$0	\$329,213
<b>DLA</b>	10	7.30	17.30	\$2,291,100	\$3,780	\$2,294,880
<b>DoDEA</b>	1		1.00	\$70,000	\$0	\$70,000
<b>DoD IG</b>	3	0.50	3.50	\$389,932	\$10,000	\$399,932
<b>DSS</b>	1		1.00	\$132,508	\$0	\$132,508
<b>DTIC</b>	0	0.85	0.85	\$162,558	\$0	\$162,558
<b>DTRA</b>	2	2.25	4.25	\$495,000	\$0	\$495,000
<b>EUCOM</b>	1		1.00	\$86,033	\$9,632	\$95,665
<b>JFCOM</b>	2	2.00	4.00	\$268,000	\$0	\$268,000
<b>NAVY</b>	44	105.87	149.87	\$13,282,260	\$179,449	\$13,461,709
<b>NGA</b>	1	1.30	2.30	\$291,012	\$2,070	\$293,082
<b>NGB</b>	0	0.15	0.15	\$26,668	\$0	\$26,668
<b>NORTHCOM</b>	1		1.00	\$87,000	\$0	\$87,000

Component	Personnel			Costs		
	Number of Full-Time FOIA Employees	Number of Equivalent Full-Time FOIA Employees	Total Number of Full Time FOIA Staff (add column 1 and 2)	Processing Costs (At initial request and appeal level)	Litigation Related Costs	Total Costs
<b>NRO</b>	2	2.00	4.00	\$550,000	\$5,000	\$555,000
<b>NSA</b>	9	8.08	17.08	\$5,386,316	\$85,252	\$5,471,568
<b>OSD/JS</b>	66	0.00	66.00	\$7,566,201	\$893,261	\$8,459,462
<b>PACOM</b>	2		2.00	\$200,962	\$0	\$200,962
<b>SOCOM</b>	11	4.63	15.63	\$1,374,822	\$0	\$1,374,822
<b>SOUTHCOM</b>	2	1.45	3.45	\$275,000	\$600,000	\$875,000
<b>STRATCOM</b>	1		1.00	\$153,657	\$0	\$153,657
<b>TRANSCOM</b>	1	2.00	3.00	\$850,000	\$0	\$850,000
<b>TRICARE</b>	1	0.50	1.50	\$650,480	\$0	\$650,480
<b>Agency Total</b>	424	374.09	798.09	\$87,742,648	\$4,243,616	\$91,986,264

## **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	\$32,791	0.28%
AFRICOM	\$0	0.00%
ASBCA	\$0	0.00%
ARMY	\$213,105	0.66%
CENTCOM	\$0	0.00%
DCAA	\$176	0.06%
DCMA	\$21,642	2.51%
DeCA	\$0	0.00%
DFAS	\$791	0.32%
DIA	\$498	0.01%
DISA	\$4,694	1.43%
DLA	\$24,591	1.07%
DoDEA	\$37	0.05%
DoD IG	\$1	0.00%
DSS	\$0	0.00%
DTIC	\$0	0.00%
DTRA	\$994	0.20%
EUROCOM	\$0	0.00%
JFCOM	\$0	0.00%
NAVY	\$83,570	0.63%
NGA	\$0	0.00%
NGB	\$0	0.00%
NORTHCOM	\$0	0.00%
NRO	\$1,186	0.22%
NSA	\$2,916	0.05%
OSD/JS	\$10,566	0.19%
PACOM	\$71	0.04%
SOCOM	\$468	0.03%
SOUTHCOM	\$5,273	1.92%

Fees Collected for Processing Requests		
Component	Total Amount of Fees Collected in Dollars	Percent of Processing Costs
STRATCOM	\$0	0.00%
TRANSCOM	\$3,720	0.44%
TRICARE	\$649	0.10%
<b>Agency Total</b>	<b>\$407,739</b>	<b>0.46%</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>27</sup>**

<b>A. Backlog of FOIA Requests and Administrative Appeals.</b>		
<b>Component</b>	<b>Number of Backlogged Requests as of End of FY10</b>	<b>Number of Backlogged Appeals as of End of FY10</b>
AF	626	86
AFRICOM*	7	N/A
ASBCA	0	0
ARMY	1141	21
CENTCOM*	223	N/A
DCAA	0	0
DCMA	42	3
DeCA	6	0
DFAS	8	0
DIA	2259	206
DISA	13	4
DLA	62	2
DoDEA*	8	N/A
DoD IG	82	17
DSS	0	0
DTIC*	10	N/A
DTRA	15	0
EUCOM*	63	N/A
JFCOM*	7	N/A
NAVY	975	20
NGA	217	6
NGB*	2	N/A
NORTHCOM*	4	N/A
NRO	46	4
NSA	474	44
OSD/JS	1061	244

<sup>27</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. Backlog of FOIA Requests and Administrative Appeals.**

<b>Component</b>	<b>Number of Backlogged Requests as of End of FY10</b>	<b>Number of Backlogged Appeals as of End of FY10</b>
PACOM*	28	N/A
SOCOM*	148	N/A
SOUTHCOM*	67	N/A
STRATCOM*	17	N/A
TRANSCOM*	10	N/A
TRICARE*	36	N/A
<b>Agency Total</b>	<b>7657</b>	<b>657</b>

**Table 25 - Consultations on FOIA Requests**

<b>B. Consultations on FOIA Requests.</b>				
Component	Number of Consultations Received from Other Agencies that Were Pending as of Start of the FY10 <sup>28</sup>	Number of Consultations Received from Other Agencies During the FY10	Number of Consultations Received from Other Agencies that Were Processed During the FY10	Number of Consultations Received from Other Agencies that Were Pending as of the End of the FY10
AF	25	113	106	32
AFRICOM	0	0	0	0
ASBCA	0	0	0	0
ARMY	40	201	225	16
CENTCOM	50	71	87	34
DCAA	0	1	1	0
DCMA	0	0	0	0
DeCA	0	0	0	0
DFAS	0	1	0	1
DIA	297	140	106	331
DISA	6	3	8	1
DLA	0	10	10	0
DoDEA	0	0	0	0
DoD IG	2	14	15	1
DSS	0	0	0	0
DTIC	0	0	0	0
DTRA	2	8	10	0
EUCOM	9	1	8	2
JFCOM	20	18	34	4
NAVY	100	387	400	87
NGA	4	35	0	39
NGB	0	0	0	0
NORTHCOM	0	0	0	0
NRO	3	31	26	8

<sup>28</sup> The numbers in this column should equal the numbers reported in the previous year's report. The numbers for EUCOM, JFCOM, OSD/JS and SOCOM are different because more accurate accounting systems recalculated the previous year's ending numbers and because some cases reported as "pending FOIA requests" at the end of FY09 were re-classified as consultations.

## B. Consultations on FOIA Requests.

Component	Number of Consultations Received from Other Agencies that Were Pending as of Start of the FY10 <sup>28</sup>	Number of Consultations Received from Other Agencies During the FY10	Number of Consultations Received from Other Agencies that Were Processed During the FY10	Number of Consultations Received from Other Agencies that Were Pending as of the End of the FY10
NSA	31	184	161	53
OSD/JS	309	191	132	368
PACOM	11	15	22	4
SOCOM	35	48	63	20
SOUTHCOM	1	39	24	16
STRATCOM	0	7	6	2
TRANSCOM	24	8	20	12
TRICARE	0	6	5	1
<b>Agency Total</b>	<b>969</b>	<b>1528</b>	<b>1469</b>	<b>1028</b>

**Table 26**

<b>C. Ten Oldest Consultations Pending</b>										
<b>Component</b>	<b>10th Oldest and Number of Days Pending</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 and Number of Days Pending</b>
<b>AF</b>	4/25/08	4/23/08	3/13/08	12/18/07	10/17/07	10/5/07	9/7/07	4/11/07	2/15/07	7/26/06
Work days open	610	612	641	698	740	747	767	871	909	1047
<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>	6/17/08	6/17/08	6/17/08	6/17/08	6/17/08	6/16/08	6/16/08	5/6/08	4/21/08	4/10/07
Work days open	574	574	574	574	574	575	575	603	614	872
<b>CENTCOM</b>	10/8/09	9/29/09	9/23/09	8/31/09	7/9/09	6/8/09	4/15/09	4/1/09	3/12/09	11/20/08
Work days open	245	252	256	272	309	331	368	378	392	466
<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

### **C. Ten Oldest Consultations Pending**

C. Ten Oldest Consultations Pending										
Component	10th Oldest and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest and Number of Days Pending
<b>JFCOM</b>							9/30/10	9/13/10	9/13/10	7/19/10
Work days open	0	0	0	0	0	0	0.5	13	13	52
<b>NAVY</b>	9/10/10	7/14/10	6/04/10	4/08/10	2/8/10	6/9/09	4/3/09	4/3/09	3/20/09	11/13/08
Work days open	14	55	82	122	164	330	376	376	386	471
<b>NGA</b>	9/28/09	8/25/09	8/10/09	7/15/09	7/7/09	6/15/09	5/24/09	5/21/09	1/22/09	7/3/08
Work days open	253	276	287	805	311	326	340	342	426	562
<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>		9/29/10	9/17/10	8/12/10	6/29/10	4/30/10	11/9/09	10/28/09	7/31/09	
Work days open	0	0	1	9	34	65	106	224	232	293
<b>NSA</b>	7/30/09	7/28/09	7/28/09	7/28/09	7/10/09	3/24/09	3/11/09	9/12/08	8/22/08	12/15/05
Work days open	294	296	296	296	308	384	393	513	527	1200
<b>OSD/JS</b>	1/28/00	1/11/00	11/19/99	11/5/99	10/26/99	7/29/99	7/15/99	8/14/98	7/1/98	1/27/94
Work days open	2674	2686	2720	2729	2737	2798	2808	3037	3068	4178
<b>PACOM</b>							3/23/10	8/27/09	8/3/09	1/20/09
Work days open	0	0	0	0	0	0	134	274	292	427
<b>SOCOM</b>	3/2/09	1/22/09	10/20/08	12/6/07	8/27/07	6/22/07	6/22/07	2/12/07	2/9/07	1/23/06
Work days open	400	426	488	706	775	820	820	912	913	1176

C. Ten Oldest Consultations Pending										
Component	10th Oldest and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest and Number of Days Pending
<b>SOUTHCOM</b>	1/25/10	1/25/10	1/25/10	7/30/09	7/30/09	11/21/08	10/30/08	10/30/08	6/11/08	6/11/07
Work days open	174	174	174	294	294	465	480	480	578	829
<b>STRATCOM</b>									9/27/10	8/4/10
Work days open	0	0	0	0	0	0	0	0	3	40
<b>TRANSCOM</b>	11/13/08	8/26/08	6/16/06	6/12/06	11/3/04	6/9/04	5/19/04	4/7/04	12/11/02	11/21/02
Work days open	471	525	1074	1078	1479	1580	1594	1624	1954	1967
<b>TRICARE</b>										6/16/10
Work days open	0	0	0	0	0	0	0	0	0	74
<b>Agency Overall</b>	3/15/04	3/12/04	12/11/02	12/10/02	11/21/02	5/13/02	3/12/02	12/17/01	12/18/00	3/4/99
Work days open	1641	1642	1954	1955	1967	2100	2144	2200	2450	2901

**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 FY09 from Last Year's Annual Report	Number Received During FY10 from current Annual Report	Number Processed During FY09 from Last Year's Annual Report	Number Processed During FY10 from current Annual Report
AF	7956	7812	7868	7899
AFRICOM	25	5	22	1
ASBCA	15	2	15	2
ARMY	32,224	37,081	32,570	37,681
CENTCOM	171	337	140	309
DCAA	90	103	83	111
DCMA	255	234	275	200
DeCA	126	258	118	260
DFAS	256	203	246	215
DIA	688	610	727	938
DISA	324	558	317	639
DLA	5866	6858	5873	6769
DoDEA	67	59	67	58
DoD IG	313	416	333	352
DSS	62	39	61	40
DTIC	172	90	161	96
DTRA	229	177	221	169
EUCOM	41	79	35	75
JFCOM	36	50	13	107
NAVY	14,476	14,303	14,528	14,410
NGA	154	244	119	318
NGB	21	46	18	47
NORTHCOM	35	55	30	55
NRO	269	262	227	302
NSA	987	1243	963	1065
OSD/JS	1969	1695	2424	1899

## **D. Comparisons of Number of Requests from Previous and Current Annual Report.**

	NUMBER OF REQUESTS RECEIVED	NUMBER OF REQUESTS PROCESSED		
Component	Number Received During FY09 from Last Year's Annual Report	Number Received During FY10 from current Annual Report	Number Processed During FY09 from Last Year's Annual Report	Number Processed During FY10 from current Annual Report
<b>PACOM</b>	92	85	109	91
<b>SOCOM</b>	139	155	186	168
<b>SOUTHCOM</b>	136	175	152	189
<b>STRATCOM</b>	44	101	40	86
<b>TRANSCOM</b>	112	123	108	164
<b>TRICARE</b>	84	115	84	75
<b>Agency Total</b>	<b>67,434</b>	<b>73,573</b>	<b>68,133</b>	<b>74,790</b>

**Table 28**

<b>D. Comparison of Number of Backlogged Requests from Previous and Current Annual Report</b>		
	NUMBER OF BACKLOGGED REQUESTS PENDING	
Component	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
AF	725	626
AFRICOM	1	7
ASBCA	0	0
ARMY	3542	1141
CENTCOM	198	223
DCAA	6	0
DCMA	9	42
DeCA	3	6
DFAS	21	8
DIA	2561	2259
DISA	250	13
DLA	65	62
DoDEA	4	8
DoD IG	32	82
DSS	1	0
DTIC	16	10
DTRA	15	15
EUCOM	59	63
JFCOM	67	7
NAVY	1139	975
NGA	291	217
NGB	3	2
NORTHCOM	4	4
NRO	66	46
NSA	357	474

## **D. Comparison of Number of Backlogged Requests from Previous and Current Annual Report**

Component	NUMBER OF BACKLOGGED REQUESTS PENDING	
	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
<b>OSD/JS</b>	1225 <sup>29</sup>	1061
<b>PACOM</b>	35	28
<b>SOCOM</b>	179	148
<b>SOUTHCOM</b>	81	67
<b>STRATCOM</b>	1	17
<b>TRANSCOM</b>	58	10
<b>TRICARE</b>	11	36
<b>Agency Total</b>	11,025	7657

<sup>29</sup> The number for OSD/JS is also different from last year's annual report because some cases reported as "backlogged requests" at the end of FY09 were re-classified as consultations.

**Table 29<sup>30</sup>**

<b>E. Comparisons of Number of Administrative Appeals from Previous and Current Annual Report</b>				
	<b>Number of Appeals Received</b>		<b>Number of Appeals Processed</b>	
<b>Component</b>	<b>Number Received During Fiscal Year from Last Year's Annual Report.</b>	<b>Number Received During Fiscal Year from Current Annual Report.</b>	<b>Number Processed During Fiscal Year from Last Year's Annual Report.</b>	<b>Number Processed During Fiscal Year from Current Annual Report.</b>
AF	200	256	184	210
ASBCA	0	0	0	0
ARMY	147	164	195	154
DCAA	5	4	5	4
DCMA	3	5	3	2
DeCA	2	0	2	0
DFAS	3	2	2	3
DIA	42	50	14	57
DISA	3	2	1	0
DLA	16	11	14	17
DoD IG	16	29	10	26
DSS	2	0	2	0
DTRA	3	2	3	2
NAVY	282	327	307	327
NGA	4	6	0	11
NRO	5	3	2	6
NSA	74	77	59	56
OSD/JS	154	169	222	148
<b>Agency Total</b>	<b>961</b>	<b>1107</b>	<b>1025</b>	<b>1023</b>

<sup>30</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.

**Table 30<sup>31</sup>**

<b>E. Comparisons of Number of Backlogged Administrative Appeals from Previous and Current Annual Report.</b>		
	Number of Appeals Backlogged	
Component	Number of Backlogged Appeals as of End of the FY09	Number of Backlogged Appeals as of End of the FY10
AF	33	86
ASBCA	0	0
ARMY	0	21
DCAA	0	0
DCMA	0	3
DeCA	1	0
DFAS	0	0
DIA	200	206
DISA	2	4
DLA	6	2
DoD IG	13	17
DSS	0	0
DTRA	0	0
NAVY	7	20
NGA	11	6
NRO	7	4
NSA	23	44
OSD/JS	272	244
<b>Agency Total</b>	<b>575</b>	<b>657</b>

<sup>31</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.