

Central Intelligence Agency



Washington, D.C. 20505

JUL 16 2002

Mr. Jeffrey T. Richelson
3201 Landover Street, #1404
Alexandria, Virginia 22305

Reference: F-1994-01561

Dear Mr. Richelson:

This is in response to your letter dated 23 May 2002 in which you appealed the 14 May 2002 determination of this Agency in response to your 12 August 1994 Freedom of Information Act request for a copy of "Elizabeth Fisher, History of the Office of ELINT to December 1966, (1968), DD/S&T Historical Series, HS Project 4.005."

Specifically, you appealed our determination to deny your request on the basis that under the provisions of the CIA Information Act, 50 U.S.C. §431, under which operational files of the CIA have been exempted from the Freedom of Information Act, 5 U.S.C. §552, as amended, are applicable in this instance.

Your appeal has been presented to the appropriate member of the Agency Release Panel, the Information Review Officer for the Directorate of Science and Technology. Pursuant to the authority delegated under paragraph 1900.43 of Chapter XIX, Title 32 of the Code of Federal Regulations (C.F.R.), the Information Review Officer has reaffirmed that your request is denied on the basis that under the provisions of the CIA Information Act, 50 U.S.C. §431, under which operational files of the CIA have been exempted from the Freedom of Information Act, 5 U.S.C. §552, as amended, are applicable in this instance. Any actual histories of the DS&T, including those to which you referred in your letter, are located in files that are protected from search and review.

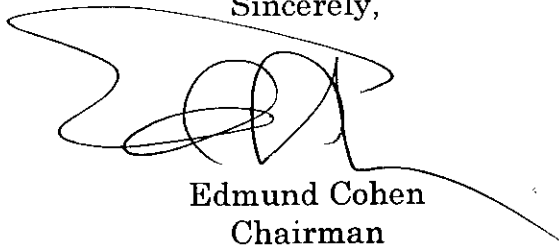
Mr. Jeffrey T. Richelson

Further, in regard to your appeal and in accordance with CIA regulations appearing at 32 C.F.R. paragraph 1900.41(c)(2), the Agency Release Panel has affirmed this determination.

In accordance with the provisions of the Freedom of Information Act, you have the right to seek judicial review of this determination in a United States district court.

We appreciate your patience while your appeal was being considered.

Sincerely,

A handwritten signature in black ink, appearing to be 'E. Cohen', written over a horizontal line.

Edmund Cohen
Chairman
Agency Release Panel