



INSPECTOR GENERAL
DEPARTMENT OF DEFENSE
4800 MARK CENTER DRIVE
ALEXANDRIA, VIRGINIA 22350-1500

SEP 30 2016

Ref: FOIA-2015-00960

SENT VIA EMAIL TO: saftergood@fas.org

Mr. Steven Aftergood
Federation of American Scientists
1725 DeSales Street NW, Suite 600
Washington, DC 20036

Dear Mr. Aftergood:

This is in response to your September 25, 2015, Freedom of Information Act (FOIA) request for report DODIG-2015-171, Investigative Results of a Questionable Intelligence Activity. We received your request on September 28, 2015, and assigned it case number FOIA-2015-00960.

The Office of the Deputy Inspector General for Intelligence and Special Program Assessments conducted a search and found the enclosed document responsive to your request. I determined that the redacted portions are exempt from release pursuant to:

- 5 U.S.C. § 552 (b)(1), which pertains to information that is currently and properly classified pursuant to Executive Order 13526, section 1.4(c);
- (b)(6), information the release of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7)(C), information compiled for law enforcement purposes, the release of which could reasonably be expected to constitute an unwarranted invasion of personal privacy;
- (b)(7)(F), information compiled for law enforcement purposes, the release of which could reasonably be expected to endanger the life or physical safety of any individual.

Furthermore, the Central Intelligence Agency also reviewed the report and they determined some portions are exempt from release pursuant to (b)(1), section 1.4(c), and (b)(3), information exempted from release by statute, in this instance 50 U.S.C § 403g, and 50 U.S.C. § 403-1 (i)(1).

In view of the above, you may consider this to be an adverse determination that may be appealed to the Department of Defense, Office of Inspector General, ATTN: FOIA Appellate Authority, Suite 10B24, 4800 Mark Center Drive, Alexandria, VA 22350-1500. Your appeal, if any, must be postmarked within 90 days of the date of this letter and should reference the file number above. I recommend that your appeal and its envelope both bear the notation "Freedom of Information Act Appeal."

Ref: FOIA-2015-00960

You may seek dispute resolution services and assistance with your request from the DoD OIG FOIA Public Liaison Officer at (703) 604-9785, or the Office of Government Information Services (OGIS) at (877) 684-6448, ogis@nara.gov, or <https://ogis.archives.gov/>. Please note that OGIS mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. However, OGIS does not have the authority to mediate requests made under the Privacy Act of 1974 (request to access one's own records).

If you have any questions regarding this matter, please contact the Department of Defense, Office of Inspector General FOIA Requester Service Center at (703) 604-9775 or via email at foiarequests@dodig.mil.

Sincerely,



Catherine M. DelPrete
Supervisory Attorney
FOIA, Privacy and Civil Liberties Office

Enclosure(s):
As stated



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**INSPECTOR GENERAL
DEPARTMENT OF DEFENSE
4800 MARK CENTER DRIVE
ALEXANDRIA, VIRGINIA 22231**

SEP 08 2015

MEMORANDUM FOR UNDER SECRETARY OF DEFENSE FOR INTELLIGENCE

**SUBJECT: Investigative Results of a Questionable Intelligence Activity
(Report Number: DoDIG-2015-171) (U)**

~~(S//NF)~~ We announced the subject investigation on September 2, 2014. Our objective was to determine whether (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted], conducted unauthorized intelligence activities in Europe on behalf of DoD. This investigation was conducted in accordance with Council of the Inspectors General on Integrity and Efficiency Quality Standards for Investigations and was coordinated with the DoD Senior Intelligence Oversight Officer prior to our announcement. We were unable to substantiate the CIA allegation and could not find any evidence that (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted] traveled to Europe or paid any sources on behalf of the DoD.

~~(S//NF)~~ On July 25, 2014, CIA notified DoD elements (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted] CIA (b) (1), 1.4(c), (b) (6), 50 USC § 403g, 50 USC § 403-1(a)(1), DoD OIG (b) (6), (b) (7)(C), (b) (7)(F) [redacted]. In response to this notification, the Office of the Under Secretary of Defense for Intelligence requested that the Office of the Inspector General investigate an allegation of questionable intelligence activities by (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted].

(U) (b) (6), (b) (7)(C), (b) (7)(F) [redacted]
[redacted]
[redacted]
[redacted]
[redacted]

~~(S//NF)~~ We evaluated (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted] and found no evidence of taskings that required (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted] to contact any sources in Europe. (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted] informed us that (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted], but we could not find evidence of DoD intelligence tasking. In addition, we verified that (b) (1), 1.4(c), (b) (6), (b) (7)(C), (b) (7)(F) [redacted] did not travel to Europe in 2014.

(U) Throughout the investigation, we interviewed personnel from the CIA, the United States Special Operations Command (USSOCOM), the Under Secretary of Defense for Policy, the Under Secretary of Defense for Intelligence, as well as (b) (6), (b) (7)(C), (b) (7)(F) [redacted]. In addition to interviews, we issued two subpoenas and twenty-three data calls.

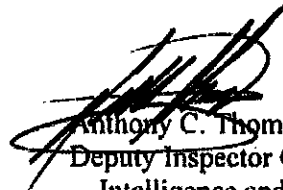
CLASSIFIED BY: ANTHONY C. THOMAS
Deputy Inspector General for Intelligence and Special Program Assessments
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(U) ^{(b) (6), (b) (7)(C), (b) (7)(F)} asserts that the CIA fabricated the allegation that ^{(b) (6)} had been conducting unauthorized intelligence operations in Europe in order to ensure that ^{(b) (6), (b) (7)(C), (b) (7)(F)} because ^{(b) (6)} claimed ^{(b) (6)} had previously identified and revealed analytical flaws within CIA analysis. ^{(b) (6), (b) (7)(C), (b) (7)(F)} allegation was outside the scope of our investigation and has been referred to the Intelligence Community Inspector General for review.

(U) We appreciate the courtesies extended to our staff. Comments to this memorandum report are not required. Should you choose to provide a formal response, please send your comments in electronic format (Adobe Acrobat file only) to ^{(b) (6), (b) (7)(C)} at (703) 699-^{(b) (6), (b) (7)(C)} JWICS ^{(b) (6), (b) (7)(C)}, or ^{(b) (6), (b) (7)(C)} at (703) 699-^{(b) (6), (b) (7)(C)} JWICS ^{(b) (6), (b) (7)(C)}. Please direct questions to me at (703) 882-^{(b) (6), (b) (7)(C)} DSN 381-^{(b) (6), (b) (7)(C)} If you desire, we will provide a formal briefing regarding this matter.


Anthony C. Thomas
Deputy Inspector General for
Intelligence and Special
Program Assessments

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