



DEPARTMENT OF THE AIR FORCE
WASHINGTON DC

RECEIVED

MAY 18 2015

HOYT & BLEWETT

OFFICE OF THE GENERAL COUNSEL

MAY 11 2015

SAF/GCA
1740 Air Force Pentagon
Washington DC 20330-1740

Mr. Drew Blewett
Hoyt and Blewett PLLC
PO Box 2807
Great Falls, MT 59403

Dear Mr. Blewett:

I have been delegated the responsibility to conduct the Office of the Secretary of the Air Force review of your appeal under the Freedom of Information Act (FOIA), which is codified at 5 U.S.C. § 552, for your client, Mr. Kenneth Davis, Jr. This letter addresses appeal 2015-00026-A filed on 18 December 2014. I have reviewed the responsive records and determined that your appeal should be denied.

Exemption b(1) protects from disclosure national security information concerning the national defense or foreign policy, provided that it has been properly classified in accordance with the substantive and procedural requirements of an executive order. Courts generally defer to agency expertise in national security cases. *See e.g., Students Against Genocide v. Dep't of State*, 257 F.3d 828, 837 (D.C. Cir. 2001). The information exempted was properly classified and it remains properly classified in the interest of national security to this day.

Continuing, I do not find that Exemption (b)(3) and Exemption (b)(6) were properly applied when reviewing the responsive records. However, as I have found that Exemption b(1) was properly applied to all redacted portions, no new information will be released.

This constitutes the final Air Force action on your appeal. The FOIA, 5 U.S.C. § 552, provides for judicial review of this determination.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. ANDREW TURLEY
Deputy General Counsel
Fiscal, Ethics & Administrative Law

EXHIBIT

4