



DEPARTMENT OF THE ARMY
OFFICE OF THE GENERAL COUNSEL
104 ARMY PENTAGON
WASHINGTON DC 20310-0104

Exhibit 9

August 25, 2023

Mr. Jack Whitney
400mm Productions

Tucson, AZ 85732
Email: ontheline297@gmail.com

Dear Mr. Whitney:

This letter responds to your Freedom of Information Act (FOIA) appeal dated March 29, 2023, related to your initial request, dated June 21, 2021, to U.S. Army Special Operations Command (USASOC) requesting, "...the accident investigation for the parachute accident that killed SFC Ethan Carpenter. The accident occurred on 03/15/2019. The accident occurred at the Parachute Training and Testing Facility at Pinal Airpark, AZ." USASOC partially denied your request. You appealed asserting that there was additional material that was clearly missing from the documentation and there was no explanation for why it was withheld.

After reviewing the matters you submitted in your appeal, I am remanding your case to USASOC for further processing of the responsive documents.

If you believe USASOC's response to this remand violates the FOIA, you may once again appeal to this office.

This letter constitutes final action on behalf of the General Counsel, designated by the Secretary of the Army to consider appeals under the FOIA. You may, if you so desire, seek judicial review of this determination in the federal court system in accordance with the FOIA, 5 U.S.C. § 552(a)(4)(B).

Sincerely,

A handwritten signature in black ink, appearing to read "Richard Thomas".

Richard Thomas
Assistant to the General Counsel



DEPARTMENT OF THE ARMY
U.S. ARMY HUMAN RESOURCES COMMAND
1600 SPEARHEAD DIVISION AVENUE
Fort KNOX, KY 40122

8/28/2023

Freedom of Information Office

Mr. Jack Whitney
400mm Productions

Tucson, AZ 85732
ontheline297@gmail.com

Dear Mr. Whitney,

This acknowledges receipt and acceptance of your original request dated June 21, 2021, for “the accident investigations for the parachute accident that killed SFC Ethan Carpenter. The accident occurred on 3/15/2019. The accident occurred at the Parachute Training and Testing Facility at Pinal Airpark, AZ.” Your request was referred to our office from U.S. Army Special Operations Command (USASOC) on August 25, 2023, and is being processed under the provisions of the Freedom of Information and Privacy Acts. We have assigned control number FA-23-3640 to your request for our administrative and tracking purposes. Please refer to this number when inquiring about your request.

If you have any questions or concerns, please contact me at 502-613-4055 or via email at rebecca.a.morris8.civ@army.mil.

Sincerely,

Becky

Morris

Becky Morris
Government Information Specialist