

# EXHIBIT

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

May 5, 2016

Ryan Mulvey  
1919 Pennsylvania Ave., NW  
Suite 650  
Washington, DC 20006

Dear Ryan Mulvey:

This letter acknowledges the Office of the Army General Counsel's receipt of your appeal under the Freedom of Information Act (FOIA) dated September 25, 2015. You appealed a decision rendered by OAA.

We apologize for our delay in responding to your appeal. The Army is required to address a large volume of FOIA demands and cannot always respond to appeals as quickly as we would like. We make it our practice to respond to appeals in the order received. The courts have sanctioned this method of handling FOIA cases. *Open America v. Watergate Special Prosecution Force*, 547 F.2d 605, 614-16 (D.C. Cir. 1976).

I assure you we process appeals as expeditiously as possible, and we will respond to your appeal in turn.

Sincerely,

S. Tennaile Timbrook  
Major, U.S. Army  
Office of the Army General Counsel  
(Operations & Personnel)