



Washington, D.C. 20505

*Rec'd
7/18/14*

14 July 2014

James H. Lesar, Esq.
930 Wayne Avenue
Unit 1111
Silver Spring, MD 20910

Reference: F-2013-01664

Dear Mr. Lesar:

This acknowledges receipt of your 10 October 2013 letter, received in the office of the Information and Privacy Coordinator on 22 October 2013, indicating your desire to appeal our denial for a fee waiver concerning your 6 May 2013 Freedom of Information Act (FOIA) request, submitted on behalf of your client, David Talbot, for records on:

1. **William King Harvey** (“Harvey”) and
2. **F. Mark Wyatt** (“Wyatt”).

With regard to Item 1, our records show that we received an earlier request for records on the same subject of your request. Accordingly, we located and released 277 documents, consisting of 419 pages, in connection with that request.

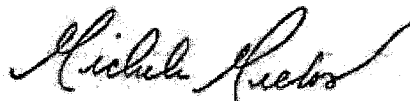
With respect to fees related to Item 1, we must decline your request to waive fees, since the material referred to above has been released and is already in the public domain, its re-release would not contribute significantly to the public understanding of the operations and activities of the United States Government. If you wish for us to provide you with these documents, please send us your check or money order in the amount of **\$31.90**. As a requester in the “News Media” category, you are responsible for the reproduction charges at a rate of ten cents per page beyond the first 100 pages. Please make your check or money order payable to the **Treasurer of the United States** citing reference number F-2013-01664 to ensure proper credit to your account.

With regard to Item 2, the CIA Information Act, 50 U.S.C. § 431, as amended, exempts CIA operational files from the search, review, publication, and disclosure requirements of the FOIA. To the extent your request seeks information that is subject to the FOIA, we accept your request, and we will process it in accordance with the FOIA, 5 U.S.C. § 552, as amended. Unless you object, we will limit our search to CIA-originated records up to and including the date the Agency starts its search.

With respect to fees related to Item 2, because we believe fees will be minimal, as a matter of administrative discretion, and in accordance with our regulations, the Agency will charge no fees associated with processing this portion of your request.

The large number of FOIA requests CIA receives has created unavoidable delays making it unlikely that we can respond within the 20 working days the FOIA requires. You have the right to consider our honest appraisal as a denial of your request and you may appeal to the Agency Release Panel. A more practical approach would permit us to continue processing your request and respond to you as soon as we can. You will retain your appeal rights and, once you receive the results of our search, can appeal at that time if you wish. We will proceed on that basis unless you object.

Sincerely,

A handwritten signature in black ink, appearing to read "Michele Meeks", written in a cursive style.

Michele Meeks
Information and Privacy Coordinator

Enclosures