



**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION DIVISION  
1155 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1155**

Ref: 22-F-1235  
September 28, 2022

Mr. John Greenewald  
The Black Vault, Inc.  
27305 W. Live Oak Road.  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald:

This is a final response to your August 11, 2022 Freedom of Information Act (FOIA) request, a copy of which is enclosed for your convenience. We received your request on August 12, 2022, and assigned it FOIA case number 22-F-1235. We ask that you use this number when referring to your request.

The Assistant to the Secretary of Defense for Privacy, Civil Liberties, and Transparency, a component of the Office of the Secretary of Defense, conducted a search of their records systems and located 89 pages determined to be responsive to your request. Ms. Lyn M. Kirby, Director, PCLF, in her capacity as an Initial Denial Authority, has determined that portions of the 89 responsive pages are exempt from release pursuant to 5 U.S.C. § 552 (b)(6), as disclosure of the information would constitute a clearly unwarranted invasion of the personal privacy of individuals. Please note that we have considered the foreseeable harm standard when reviewing records and applying exemptions under the FOIA in the processing of this request.

In this instance, fees for processing your request were below the threshold for requiring payment. Please note that fees may be assessed on future requests.

If you have any questions or concerns about the foregoing or about the processing of your request, please do not hesitate to contact the Action Officer assigned to your request, Daniel Mullin, at 571-372-0465 or [daniel.r.mullin3.civ@mail.mil](mailto:daniel.r.mullin3.civ@mail.mil). Additionally, if you have concerns about service received by our office, please contact a member of our Leadership Team at 571-372-0498 or Toll Free at 866-574-4970.

Should you wish to inquire about mediation services, you may contact the OSD/JS FOIA Public Liaison, Toni Fuentes, at 571-372-0462, or by email at [OSD.FOIALiaison@mail.mil](mailto:OSD.FOIALiaison@mail.mil). You may also contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

You have the right to appeal to the appellate authority, Ms. Joo Chung, Assistant to the Secretary of Defense for Privacy Civil Liberties, and Transparency (PCLT), Office of the Secretary of Defense, at the following address: 4800 Mark Center Drive, ATTN: PCLFD, FOIA Appeals, Mailbox #24, Alexandria, VA 22350-1700.

Your appeal must be postmarked within 90 calendar days of the date of this response. Alternatively, you may email your appeal to [osd.foia-appeal@mail.mil](mailto:osd.foia-appeal@mail.mil). If you use email, please include the words "FOIA Appeal" in the subject of the email. Please also reference FOIA case number 22-F-1235 in any appeal correspondence.

We appreciate your patience in the processing of your request. As stated previously, please contact the Action Officer assigned to your request, Daniel Mullin, and reference FOIA case number 22-F-1235, if you have any questions or concerns.

Sincerely,


*Stephen L. Fisher*  
Stephanie L. Carr  
*For* Chief

Enclosures:  
As stated

This document is made available through the declassification efforts  
and research of John Greenewald, Jr., creator of:

# The Black Vault

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The Black Vault is the largest online Freedom of Information Act (FOIA)  
document clearinghouse in the world. The research efforts here are  
responsible for the declassification of hundreds of thousands of pages  
released by the U.S. Government & Military.

**Discover the Truth** at: **<http://www.theblackvault.com>**



OFFICE OF THE DIRECTOR OF ADMINISTRATION AND MANAGEMENT  
1950 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1950

Ref: 19-A-1903-A2  
19-A-1903-A1  
FOID: 19-F-1903

John Greenewald Jr.  
27305 West Live Oak Road  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald:

This responds to your Freedom of Information Act (FOIA) appeal, dated April 6, 2021. You appealed the decision of the Freedom of Information Division (FOID) in response to your FOIA request, dated September 21, 2019.

After carefully considering your appeal, I am affirming FOID's action on your request. FOID informed you that it could locate no responsive records subject to the FOIA in its files. I have determined that FOID's action was correct and that it conducted an adequate, reasonable search for such records.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

CHUNG.JOO. Digitally signed by  
CHUNG.JOO.Y.1512306507  
Y.1512306507 Date: 2021.06.28 09:32:29  
-04'00'

Joo Y. Chung  
Director  
Oversight and Compliance

cc:  
FOID

(b)(6)

## OSD OATSD (PCLT) (USA)

---

**From:** (b)(6) OSD ODAM (USA)  
**Sent:** Wednesday, June 30, 2021 9:19 AM  
**To:** WHS MC-ALEX ESD Mailbox OSD-JS FOIA Requester Service Center  
**Cc:** OSD MC-ALEX ODAM Mailbox DFOIPO FOIA-APPEALS; Carr, Stephanie L CIV WHS ESD (USA); Andrews, Pamela CIV WHS ESD (USA); Stanton, Willa M CIV OSD OSD (USA); Ernest-Johnson, Ann J CIV WHS ESD (USA)  
**Subject:** 19-A-1903-A2 Decision Affirmed  
**Attachments:** Tab A 19-A-1903-A2 Appellate Response - Affirm.pdf; Initial Request.pdf

Good morning,

All of your searches in 19-A-1903-A2 have been affirmed. Please refer to the attached decision letter and initial request.

V/r,


(b)(6)

FOIA Appeals Analyst  
Defense Privacy, Civil Liberties, and Transparency Division  
Directorate for Oversight and Compliance  
Office of the Chief Management Officer  
Office of the Secretary of Defense

(b)(6)

@mail.mil

**COMPONENT COVER SHEET  
UNCLASSIFIED**

<b>PRIORITY</b> <b>Normal</b>	<b>SUSPENSE DATE</b> <b>21-Oct-2019</b>	<b>DATE OF CORRESPONDENCE</b> <b>21-Sep-2019</b>	<b>Control Number</b>  <b>CATMS23092019SMHP4L</b>    <b>Action ID</b>  <b>CMO003993-19</b>
<b>REQUEST TYPE</b> <b>FOIA Request</b>		<b>RESPONSE TYPE</b> <b>FAA-For Appropriate Action</b>	
<b>FROM</b> <b>Angeline Hester</b>			
<b>TO</b> <b>OSD/JS USDI</b>			
<b>SUBJECT</b> <b>19-F-1903 OSD/JS FOID SEARCH Request</b>			

COMMENTS

Action needed: SEARCH. This request was received on September 23, 2019.

Search Criteria: Please conduct a search for records responsive to the requester. The requester is seeking: I respectfully request a copy of records, electronic or otherwise, of the following: a copy of all emails, sent to and/or from Luis Elizondo (luis.d.elizondo.civ@mail.smil.mil) though other email addresses could also exist - so I ask you search all addresses he managed), with the following phrase:

"UNIDENTIFIED"

Requestor fee status: Other

Suspense: October 21, 2019.

If this date cannot be met, please provide an estimated date of completion to this office, as directed by the Open Government Act of 2007.

Tasker completion guidance: Please ensure to read the entirety of the attached FOIA Request Description. If you find responsive records, conduct a review, bracket, and cite the FOIA exemption(s) invoked for any information that your office wants to withhold along with your rationale for denial. It is mandatory when using exemption (b)(1) that you also identify the subsections of Executive Order 13526 that apply to the information that continues to be classified. If citing exemption (b)(4) for withholdings, you must ensure the Submitter Notice is completed (per Executive Order 12600). If your search does not find responsive records, please list details of the offices and systems used to conduct the search as well as the search terms used during electronic searches on the SD Form 472. Please note that regardless of withholding, a "clean" copy of all responsive records must be provided to our office, along with completed and signed SD Form 472 and DD Form 2086 (attached). If withholdings are recommended, a "marked" copy of the records must also be returned to this office. Please see attached tasker supplement documents.

Blank 472 form can be obtained here: [www.dtic.mil/whs/directives/forms/eforms/sd0472.pdf](http://www.dtic.mil/whs/directives/forms/eforms/sd0472.pdf)

Blank 2086 form can be obtained here: [www.dtic.mil/whs/directives/forms/eforms/dd2086.pdf](http://www.dtic.mil/whs/directives/forms/eforms/dd2086.pdf)

Please contact me if there are any questions.

Angeline D. Hester  
Government Information Specialist  
Office of Freedom of Information  
OSD/JS FOIA Office  
(571) 372-0410  
NIPR: [angeline.d.hester.civ@mail.mil](mailto:angeline.d.hester.civ@mail.mil)  
~~XXXXXXXXXXXXXXXXXXXX~~

Let us know how we are doing: <https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>

~~THE ATTACHED DOCUMENTS MAY CONTAIN SENSITIVE INFORMATION TO  
INCLUDE PRIVACY ACT MATERIAL PLEASE HANDLE ACCORDINGLY~~

DATE PRINTED 9/23/2019 2:34:07 PM

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**To:** "john@greenewald.com"  
**Cc:** Fisher, Stephen L CIV WHS ESD (US)  
**Subject:** Freedom Of Information Act, 19-F-1903, Final Response  
**Date:** Friday, December 13, 2019 12:19:00 PM  
**Attachments:** 19-F-1903.Final Response Signed.pdf  
19-F-1903.Request.pdf

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Good morning,

Attached please find the Final Response to your FOIA request 19-F-1903.

Thank you.

Angeline D. Hester  
For Stephen L. Fisher, on behalf of  
Stephanie L. Carr  
Chief, Office of Freedom of Information  
OSD/JS FOIA Requester Service Center

(571) 372-0410  
[angeline.d.hester.civ@mail.mil](mailto:angeline.d.hester.civ@mail.mil)

Let us know how we are doing: <https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>



## Hester, Angeline D CIV WHS ESD (USA)

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**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Friday, December 13, 2019 2:10 PM  
**To:** 'john@greenewald.com'  
**Subject:** RE: [Non-DoD Source] RE: Freedom Of Information Act, 19-F-1903, Final Response

Mr. Greenwald,

I can confirm that we did do searches correctly, SIPR, NIPR, and JWICS accounts.

V/R,

Angeline

-----Original Message-----

**From:** john@greenewald.com <john@greenewald.com>  
**Sent:** Friday, December 13, 2019 1:12 PM  
**To:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Subject:** RE: [Non-DoD Source] RE: Freedom Of Information Act, 19-F-1903, Final Response

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

-----  
I appreciate that -- but I want to ensure that my request was translated correctly to search ALL of his emails that would include the SIPR, NIPR and JWICS accounts.

Can you confirm that for me that the request was processed in that way?

Sincerely,

John Greenewald, Jr.  
Owner/Founder  
The Black Vault  
Caution-<http://www.theblackvault.com>  
Toll Free: (800) 456-2228  
International: 1 (818) 655-0474  
Fax: (818) 659-7688  
Mailing Address:  
The Black Vault  
27305 W. Live Oak Rd., Suite 1203  
Castaic, CA 91384-4520

-----Original Message-----

From: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>

Sent: Friday, December 13, 2019 10:08 AM

To: john@greenewald.com

Subject: RE: [Non-DoD Source] RE: Freedom Of Information Act, 19-F-1903, Final Response

Mr. Greenwald,

I just sent you your original request you submitted with your letter. Please check it, you can always submit another new request if you feel you didn't word it right.

V/R,

Angeline

-----Original Message-----

From: john@greenewald.com <john@greenewald.com>

Sent: Friday, December 13, 2019 12:55 PM

To: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>

Cc: Fisher, Stephen L CIV WHS ESD (US) <stephen.l.fisher.civ@mail.mil>

Subject: [Non-DoD Source] RE: Freedom Of Information Act, 19-F-1903, Final Response

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

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Thank you for this... can you please confirm that if this FOIA was processed, seeking emails (as requested) under the SIPR, NIPR and JWICS emails operated by Mr. Luis Elizondo? I feel my request was worded for it, but wanted to confirm that is how the FOIA(s) I have submitted are processed.

Thank you for the confirmation!

Sincerely,

John Greenewald, Jr.

Owner/Founder

The Black Vault

Caution-Caution-<http://www.theblackvault.com>

Toll Free: (800) 456-2228

International: 1 (818) 655-0474

Fax: (818) 659-7688

Mailing Address:

The Black Vault

27305 W. Live Oak Rd., Suite 1203

Castaic, CA 91384-4520

-----Original Message-----

From: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
Sent: Friday, December 13, 2019 9:20 AM  
To: john@greenewald.com  
Cc: Fisher, Stephen L CIV WHS ESD (US) <stephen.l.fisher.civ@mail.mil>  
Subject: Freedom Of Information Act, 19-F-1903, Final Response

Good morning,

Attached please find the Final Response to your FOIA request 19-F-1903.

Thank you.

Angeline D. Hester  
For Stephen L. Fisher, on behalf of  
Stephanie L. Carr  
Chief, Office of Freedom of Information  
OSD/JS FOIA Requester Service Center

(571) 372-0410  
angeline.d.hester.civ@mail.mil

Let us know how we are doing:

Caution-Caution-<https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>

**Hester, Angeline D CIV WHS ESD (USA)**

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Friday, December 13, 2019 12:20 PM  
**To:** 'john@greenewald.com'  
**Cc:** Fisher, Stephen L CIV WHS ESD (US)  
**Subject:** Freedom Of Information Act, 19-F-1903, Final Response  
**Attachments:** 19-F-1903 Final Response Signed.pdf; 19-F-1903 Request.pdf

Good morning,

Attached please find the Final Response to your FOIA request 19-F-1903.

Thank you.

Angeline D. Hester  
For Stephen L. Fisher, on behalf of  
Stephanie L. Carr  
Chief, Office of Freedom of Information  
OSD/JS FOIA Requester Service Center

(571) 372-0410  
angeline.d.hester.civ@mail.mil

Let us know how we are doing: <https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>

## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Friday, December 13, 2019 8:38 AM  
**To:** Zadrovitz, Kristine L CIV WHS ESD (USA)  
**Subject:** RE: 19-F-1903 -- SD472

Thanks Kris!

-----Original Message-----

**From:** Zadrovitz, Kristine L CIV WHS ESD (USA) <kristine.l.zadrovitz.civ@mail.mil>  
**Sent:** Friday, December 13, 2019 8:36 AM  
**To:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Subject:** 19-F-1903 -- SD472

Angel -

USDI uploaded the SD472 and DD286 for 19-F-1903 under my request, 19-F-1902. See it in CATMS CATMS25092019VIYJWV/ CMO004014-19.

V/R,

Kris Zadrovitz | FOIA Analyst  
Freedom of Information Division  
OSD/JS FOIA Requester Service Center  
☎ (571) 372-0465  
NIPR: kristine.l.zadrovitz.civ@mail.mil  
[REDACTED]  
[REDACTED]

Comments: <https://ice.disa.mil/index.cfm?fa=card&sp=125562>

## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** Zdrovitz, Kristine L CIV WHS ESD (USA)  
**Sent:** Friday, December 13, 2019 8:36 AM  
**To:** Hester, Angeline D CIV WHS ESD (USA)  
**Subject:** 19-F-1903 -- SD472

Angel -

USDI uploaded the SD472 and DD286 for 19-F-1903 under my request, 19-F-1902. See it in CATMS CATMS25092019VIYJWV/ CMO004014-19.

V/R,

Kris Zdrovitz | FOIA Analyst  
Freedom of Information Division  
OSD/JS FOIA Requester Service Center  
☎ (571) 372-0465  
NIPR: kristine.l.zdrovitz.civ@mail.mil

~~USDI Requester Service Center~~

~~USDI Requester Service Center~~

Comments: <https://ice.disa.mil/index.cfm?fa=card&sp=125562>

## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Friday, November 1, 2019 11:57 AM  
**To:** (b)(6)  
**Cc:** (b)(6) Fisher, Stephen L CIV WHS ESD (US)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Good morning (b)(6)

Thanks for all your help. After speaking with my Lead Steve, who is on this email chain concerning this case would need to see the emails that you found. Can you send the documents you do have so we can check to see if it is responsive to the request? Also, We wouldn't be able to task JSP for a deeper search, the request mentioned a Mr. Elizondo, We wouldn't be able to do the search because he has never worked for our agency , however he has worked for your agency. You would need to task JSP for the records. Please let us know when you can send the emails and when you can task JSP.

v/r,

Angeline

**From:** (b)(6)  
**Sent:** Thursday, October 10, 2019 2:10 PM  
**To:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Cc:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Hi Angeline,

Please see attached. I was unaware this form needed to be completed if no results were found. Please let me know if you need anything else from us.

V/r,

(b)(6)

National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

(b)(6)

**From:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Sent:** Wednesday, October 9, 2019 12:00 PM  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Thanks (b)(6)

## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Wednesday, October 9, 2019 12:00 PM  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope  
**Attachments:** DD2086.pdf

Thanks (b)(6)

Did you fill out the DD2086 form? Everything else looks okay.

v/r,

Angeline

**From:** (b)(6)  
**Sent:** Wednesday, October 9, 2019 11:40 AM  
**To:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Cc:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Angeline,

Please see attached. If anything needs amending, please let us know.

V/r,

(b)(6)

National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

(b)(6)

**From:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Sent:** Friday, October 4, 2019 2:03 PM  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

(b)(6)

We just need a 472 filled out saying you have no responsive document for the request and thank you for all your help.

v/r,

Angeline



## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** (b)(6)  
**Sent:** Wednesday, October 9, 2019 11:40 AM  
**To:** Hester, Angeline D CIV WHS ESD (USA)  
**Cc:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope  
**Attachments:** 19-F-1903.pdf

Angeline,

Please see attached. If anything needs amending, please let us know.

V/r,

(b)(6)

National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

(b)(6)

**From:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Sent:** Friday, October 4, 2019 2:03 PM  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

(b)(6)

We just need a 472 filled out saying you have no responsive document for the request and thank you for all your help.

v/r,

Angeline

**From:** (b)(6)  
**Sent:** Friday, October 4, 2019 12:18 PM  
**To:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Subject:** Re: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Thank you, Angeline. We have nothing that is responsive to that request.

V/r,

(b)(6)

(b)(6)

----- Original message -----

From: "Hester, Angeline D CIV WHS ESD (USA)" <angeline.d.hester.civ@mail.mil>

## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** (b)(6)  
**Sent:** Friday, October 4, 2019 12:18 PM  
**To:** Hester, Angeline D CIV WHS ESD (USA)  
**Subject:** Re: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Thank you, Angeline. We have nothing that is responsive to that request.

V/r,

(b)(6)

(b)(6)

----- Original message -----

**From:** "Hester, Angeline D CIV WHS ESD (USA)" <angeline.d.hester.civ@mail.mil>  
**Date:** 10/4/19 11:45 AM (GMT-05:00)  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

(b)(6)

The requester came back, I hope this helps, and this is what he said:  
No problem. If you need it narrowed down, in the context of what I am seeking, it would be:  
UNIDENTIFIED aerial phenomena  
UNIDENTIFIED aerial phenomenon  
UNIDENTIFIED flying objects  
UNIDENTIFIED aircraft  
UNIDENTIFIED UAS / Unmanned Aerial/Aircraft Systems UNIDENTIFIED UAV / Unmanned Aerial Vehicles  
Etc.  
I ask that you please include anything related to the above as responsive.

-----  
Angel

**From:** (b)(6)  
**Sent:** Wednesday, October 2, 2019 12:55 PM  
**To:** Hester, Angeline D CIV WHS ESD (USA)  
**Subject:** Re: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope  
Hi Angeline, that's the same response he sent back the first time. I can take what we have and work on proposed redactions. They will need to go to interagency partners for review as well.

V/r,

(b)(6)

----- Original message -----

**From:** "Hester, Angeline D CIV WHS ESD (USA)"  
**Date:** 10/2/19 12:15 PM (GMT-05:00)  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Friday, October 4, 2019 11:46 AM  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Shayna,

The requester came back, I hope this helps, and this is what he said:

No problem. If you need it narrowed down, in the context of what I am seeking, it would be:

UNIDENTIFIED aerial phenomena  
UNIDENTIFIED aerial phenomenon  
UNIDENTIFIED flying objects  
UNIDENTIFIED aircraft  
UNIDENTIFIED UAS / Unmanned Aerial/Aircraft Systems UNIDENTIFIED UAV / Unmanned Aerial Vehicles

Etc.

I ask that you please include anything related to the above as responsive.

-----  
-----  
Angel

**From:** (b)(6)  
**Sent:** Wednesday, October 2, 2019 12:55 PM  
**To:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Subject:** Re: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Hi Angeline, that's the same response he sent back the first time. I can take what we have and work on proposed redactions. They will need to go to interagency partners for review as well.

V/r,

(b)(6)

(b)(6)

----- Original message -----

**From:** "Hester, Angeline D CIV WHS ESD (USA)" <angeline.d.hester.civ@mail.mil>  
**Date:** 10/2/19 12:15 PM (GMT-05:00)  
**To:** (b)(6)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Good afternoon (b)(6)

This is what the requester said. I did look up the other case he was referencing , these are totally different, the other case involved a name. Please let me know if this is enough for a search.

Thank you, & please see below what the requester sent back to me.

v/r,

Angeline

---

---

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Thank you again!

Sincerely,

John Greenewald, Jr.

---

---

-----Original Message-----

From: (b)(6)  
Sent: Friday, September 27, 2019 3:22 PM  
To: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
Subject: RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Thank you! Have a great weekend!

V/r,

(b)(6)

National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

(b)(6)



-----Original Message-----

From: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>

Sent: Friday, September 27, 2019 2:36 PM

To: (b)(6)

Subject: RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Thank you (b)(6)

I will get with my Lead and Supervisor on this one and will reach back out to you. We may send to JS as well for a search.

v/r,

Angel

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From: (b)(6)

Sent: Friday, September 27, 2019 2:33 PM

To: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>

Cc: Fisher, Stephen L CIV WHS ESD (US) <stephen.l.fisher.civ@mail.mil>

Subject: RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

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National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

(b)(6)

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Sent: Friday, September 27, 2019 9:29 AM

To: (b)(6)

Cc: Fisher, Stephen L CIV WHS ESD (US) <stephen.l.fisher.civ@mail.mil>

Subject: FW: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

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From: john@greenewald.com <john@greenewald.com>

Sent: Friday, September 27, 2019 9:02 AM

To: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>

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Owner/Founder

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Caution-<http://www.theblackvault.com>

Toll Free: (800) 456-2228

International: 1 (818) 655-0474

Fax: (818) 659-7688

Mailing Address:

The Black Vault

27305 W. Live Oak Rd., Suite 1203

Castaic, CA 91384-4520

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From: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>

Sent: Friday, September 27, 2019 5:21 AM

To: john@greenewald.com

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Subject: Freedom of Information Act, 19-F-1903 , Narrow the Scope

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Government Information Specialist  
for Stephen L. Fisher, on behalf of  
Stephanie L. Carr  
Chief, Office of Freedom of Information  
OSD/JS FOIA Requester Service Center

(571) 372-0410

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Let us know how we are doing: Caution-<https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>

## **Hester, Angeline D CIV WHS ESD (USA)**

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Friday, October 4, 2019 6:16 AM  
**To:** 'john@greenewald.com'  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Good morning Mr. Greenwald,

The word "Unidentified" is used in a variety of contexts, so we need additional information in order to conduct a search for the information/records you are seeking. What exactly does "Unidentified" i.e., mean? Unidentified serial killers, unidentified flying object, unidentified aerial phenomenon... This one word is too vague to conduct an adequate search. It is very clear in your previous request what "Trump" means, but it is not clear what you mean by "unidentified." Any additional information would be great to identify the specific records you are seeking.

v/r,

Angeline Hester

-----Original Message-----

From: john@greenewald.com <john@greenewald.com>  
Sent: Friday, September 27, 2019 9:02 AM  
To: Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
Cc: Fisher, Stephen L CIV WHS ESD (US) <stephen.l.fisher.civ@mail.mil>  
Subject: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

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## Hester, Angeline D CIV WHS ESD (USA)

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**From:** (b)(6)  
**Sent:** Friday, September 27, 2019 2:33 PM  
**To:** Hester, Angeline D CIV WHS ESD (USA)  
**Cc:** Fisher, Stephen L CIV WHS ESD (US)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

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National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

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## Hester, Angeline D CIV WHS ESD (USA)

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**Sent:** Friday, September 27, 2019 3:22 PM  
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**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

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National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

(b)(6)

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**From:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
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**Cc:** Fisher, Stephen L CIV WHS ESD (US)  
**Subject:** RE: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Thank you for getting back to me. To recap our conversation a few minutes ago, we have been able to find three emails that contain the word "unidentified" that include Mr. Elizondo. However, I am unsure these are responsive to the request as they are serialized reports and investigative information, not "unidentified aerial phenomena," about which Mr. Elizondo now has a TV show. "Unidentified" is used in a variety of contexts in the IC, so having nothing to inform the search request makes it difficult to know if we are providing what is being sought.

Separately, JSP may be able to do a deeper query than my office can because Mr. Elizondo has been out of OUSD(I) for approximately two years and we do not have his computers or digital files.

V/r,

(b)(6)

National Programs Special Management Staff  
Office of the Under Secretary of Defense for Intelligence

(b)(6)

-----Original Message-----

**From:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Sent:** Friday, September 27, 2019 9:29 AM  
**To:** (b)(6)  
**Cc:** Fisher, Stephen L CIV WHS ESD (US) <stephen.l.fisher.civ@mail.mil>  
**Subject:** FW: [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

-----Original Message-----

**From:** john@greenewald.com <john@greenewald.com>  
**Sent:** Friday, September 27, 2019 9:02 AM  
**To:** Hester, Angeline D CIV WHS ESD (USA) <angeline.d.hester.civ@mail.mil>  
**Cc:** Fisher, Stephen L CIV WHS ESD (US) <stephen.l.fisher.civ@mail.mil>  
**Subject:** [Non-DoD Source] RE: Freedom of Information Act, 19-F-1903 , Narrow the Scope

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

Hello and thank you for writing. Can I ask what makes this too broad? If you reference FOIA Case 16-F-0163, my request was processed with a single keyword search request on an email box. In this case, is the keyword (which I feel should be rather specific) too voluminous in regards to the responsive records? If so, can you estimate how many records were responsive based on my request as originally submitted?

If I truly can not keep the request as it stands, if I limit the scope by date, and ask only for 2009 through 2012, does that limit it enough to process and not be considered too broad?

I appreciate your help here, and look forward to hearing from you! For the record, I am ALWAYS interested in reducing work load on cases, but in this specific case, I really want to keep it as close to originally submitted (but not to the point that it takes a decade to process ☺ ).

Thank you again!

Sincerely,

John Greenewald, Jr.  
Owner/Founder  
The Black Vault  
Caution-<http://www.theblackvault.com>  
Toll Free: (800) 456-2228  
International: 1 (818) 655-0474  
Fax: (818) 659-7688  
Mailing Address:  
The Black Vault  
27305 W. Live Oak Rd., Suite 1203  
Castaic, CA 91384-4520

-----Original Message-----

From: Hester, Angeline D CIV WHS ESD (USA) <[angeline.d.hester.civ@mail.mil](mailto:angeline.d.hester.civ@mail.mil)>  
Sent: Friday, September 27, 2019 5:21 AM  
To: [john@greenewald.com](mailto:john@greenewald.com)  
Cc: Fisher, Stephen L CIV WHS ESD (US) <[stephen.l.fisher.civ@mail.mil](mailto:stephen.l.fisher.civ@mail.mil)>  
Subject: Freedom of Information Act, 19-F-1903 , Narrow the Scope

Good morning Mr. John Greenewald Jr,

Our component has reached out to us and advised that your request is too broad and not reasonably described. We ask again that you work with us as we need your cooperation to give us more specifics. Please help us to narrow your request by shedding more light on the records you are seeking. You have stated that you want the phrase "UNIDENTIFIED." As it stands this request is quite broad. If you are interested in receiving a faster response, we suggest that you narrow the scope and be more specific about what you are asking for, such as a subject, dates etc. We look forward to hearing from you soon.

V/r,

Angeline D. Hester  
Government Information Specialist  
for Stephen L. Fisher, on behalf of  
Stephanie L. Carr

Chief, Office of Freedom of Information  
OSD/JS FOIA Requester Service Center

(571) 372-0410

angeline.d.hester.civ@mail.mil

Let us know how we are doing: Caution-<https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>

## Hester, Angeline D CIV WHS ESD (USA)

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Friday, September 27, 2019 8:21 AM  
**To:** 'john@greenewald.com'  
**Cc:** Fisher, Stephen L CIV WHS ESD (US)  
**Subject:** Freedom of Information Act, 19-F-1903 , Narrow the Scope  
**Attachments:** 19-F-1903 Interim Response Signed.pdf; 19-F-1903 Request.pdf

Good morning Mr. John Greenewald Jr,

Our component has reached out to us and advised that your request is too broad and not reasonably described. We ask again that you work with us as we need your cooperation to give us more specifics. Please help us to narrow your request by shedding more light on the records you are seeking. You have stated that you want the phrase "UNIDENTIFIED." As it stands this request is quite broad. If you are interested in receiving a faster response, we suggest that you narrow the scope and be more specific about what you are asking for, such as a subject, dates etc. We look forward to hearing from you soon.

V/r,

Angeline D. Hester  
Government Information Specialist  
for Stephen L. Fisher, on behalf of  
Stephanie L. Carr  
Chief, Office of Freedom of Information  
OSD/JS FOIA Requester Service Center

(571) 372-0410

angeline.d.hester.civ@mail.mil

Let us know how we are doing: <https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>

(b)(6)

called 9/26/19 at 2:49pm  
to ask requester to narrow the scope

**Hester, Angeline D CIV WHS ESD (USA)**

---

**From:** Hester, Angeline D CIV WHS ESD (USA)  
**Sent:** Tuesday, September 24, 2019 10:06 AM  
**To:** 'john@greenewald.com'  
**Cc:** Fisher, Stephen L CIV WHS ESD (US)  
**Subject:** Freedom of Information Act, 19-F-1903 , Interim Response  
**Attachments:** 19-F-1903 Interim Response Signed.pdf; 19-F-1903 Request.pdf

Good morning,

Please see the attached for the Interim Response to your Freedom of Information Act (FOIA) 19-F-1903 request.

Thank you.

Angeline D. Hester  
Government Information Specialist  
for Stephen L. Fisher, on behalf of  
Stephanie L. Carr  
Chief, Office of Freedom of Information  
OSD/JS FOIA Requester Service Center

(571) 372-0410

angeline.d.hester.civ@mail.mil

Let us know how we are doing: <https://ice.disa.mil/index.cfm?fa=card&sp=125562&s=110>

<b>REQUEST INFORMATION SHEET</b>		<b>SEE INSTRUCTIONS ON PAGE 3</b> This form is to be used for recording disclosure/ non-disclosure determination associated with processing a Freedom of Information or Privacy request and to document the record search.	
TO: Office of Freedom of Information (OFOI)			
1. CASE NUMBER 19-F-1903	2. TYPE OF REQUEST <input checked="" type="checkbox"/> INITIAL <input type="checkbox"/> APPEAL	3. RECORD PROVIDED TO COMPONENT FOR REVIEW? <input type="checkbox"/>	
4. I REASONABLY BELIEVE THAT MY OFFICE/ORGANIZATION WOULD NOT HAVE RECORDS IN OUR FILES OR AT THE NATIONAL RECORDS CENTER THAT ARE RESPONSIVE TO THIS REQUEST. THEREFORE, A SEARCH WAS NOT CONDUCTED (Skip to Item 20).		5. COMPONENT SEARCH RESULTS <input type="checkbox"/> RECORDS FOUND <input checked="" type="checkbox"/> NO RECORDS <i>(Complete items 7 - 9 to document the search process regardless of the results of the search.)</i>	
6. THIS REQUEST SHOULD BE REDIRECTED OR ADDITIONALLY SENT FOR SEARCH TO:			
7. SEARCH PROCESS (X all that apply)			
<input type="checkbox"/> NATIONAL RECORDS CENTER SEARCH CONDUCTED	<input checked="" type="checkbox"/> OFFICE FILES SEARCHED	<input type="checkbox"/> OTHER OFF-SITE STORAGE SEARCHED <input checked="" type="checkbox"/> EMAIL ACCOUNTS SEARCHED <input checked="" type="checkbox"/> ELECTRONIC RECORDS SEARCHED	
8. DESCRIBE EMAIL ACCOUNTS, OFFICE FILES OR ELECTRONIC RECORDS SEARCHED NIPRNet, SIPRNet, and JWICS email accounts of NPSMS personnel were searched. Additionally, all H: (personal), O: (shared) drives, and desktops were searched. The Joint Service Provider also conducted an investigative search.			
9. PROVIDE KEY WORDS, PHRASES USED FOR SEARCH Lue Elizondo; UNIDENTIFIED aerial phenomena; UNIDENTIFIED aerial phenomenon; UNIDENTIFIED flying objects; UNIDENTIFIED aircraft; UNIDENTIFIED UAS / Unmanned Aerial/Aircraft Systems; UNIDENTIFIED UAV / Unmanned Aerial Vehicles.			
10. - 14. RECORD DESCRIPTIONS			
10.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	
11.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	
12.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	



# REQUEST INFORMATION SHEET

## RECORD DESCRIPTIONS (Continued)

13.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	
14.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	

## 15. ACTION TAKEN BY COMPONENT (X those that apply)

☐ GRANT IN FULL
 ☐ GRANT IN PART
 ☐ DENY
 ☐ NO OBJECTION TO DISCLOSURE

## 16. EXEMPTIONS INVOKED FOR DENIALS (See 5 USC 552, 5 USC 552a, and DoD Regulation 5400.7-R)

## 17. RATIONALE FOR DENIAL (For a full denial or partial denial of information, provide a statement of specific harm that would result from release.)

## 18. REMARKS

## 19. COORDINATION

a. NAME (Last, First, Middle Initial)	b. OFFICE SYMBOL	c. TELEPHONE NO.	d. CONCUR	e. NON-CONCUR

## 20. ACTION OFFICER

a. NAME (Last, First, Middle Initial) (b)(6)	b. RANK (b)(6)	c. TITLE (b)(6) National Programs Special Mgmt. Staff	(b)(6)	e. OFFICE TELEPHONE NUMBER (b)(6)
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## 21. APPROVAL/DENIAL AUTHORITY

a. NAME (Last, First, Middle Initial) Heron, Shayna M.	b. RANK (b)(6)	c. TITLE Director, National Programs Special Management Staff	(b)(6)	e. DATE (YYYYMMDD) 20191211
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<b>RECORD OF FREEDOM OF INFORMATION (FOI) PROCESSING COST</b> <i>Please read instructions on back before completing form.</i>					<b>REPORT CONTROL</b> <b>SYMBOL: DD-CMO-1365</b> <b>EXPIRATION: 20220130</b>					
<b>1. REQUEST NUMBER</b> 19-F-1903		<b>2. TYPE OF REQUEST (X one)</b> <input checked="" type="checkbox"/> a. INITIAL <input type="checkbox"/> b. APPEAL		<b>3. DATE COMPLETED (YYYYMMDD)</b> 20191211		<b>4. ACTION OFFICE</b> NPSMS				
<b>5. CLERICAL HOURS (E-9/GS-8 and below)</b>				<b>FEE CODE</b>	<b>(1) TOTAL HOURS</b>	<b>(2) HOURLY RATE</b>				
a. SEARCH				1						
b. REVIEW/EXCISING				2		X \$24.00 =				
c. OTHER ADMINISTRATIVE COSTS				3						
<b>6. PROFESSIONAL HOURS (O-1 - O-6/GS-9-GS-15)/CONTRACTOR</b>					<b>(1) TOTAL HOURS</b>	<b>(2) HOURLY RATE</b>				
a. SEARCH				1	3.00					
b. REVIEW/EXCISING				2		X \$48.00 =				
c. OTHER/COORDINATION/DENIAL				3						
<b>7. EXECUTIVE HOURS (O-7 - ES 1 and above)</b>					<b>(1) TOTAL HOURS</b>	<b>(2) HOURLY RATE</b>				
a. SEARCH				1						
b. REVIEW/EXCISING				2		X \$110.00 =				
c. OTHER/COORDINATION/DENIAL				3						
<b>8. COMPUTER SEARCH</b>					<b>(1) TOTAL TIME</b>	<b>(2) RATE</b>				
a. MACHINE TIME (Not PC, desktop, laptop)				4						
b. PROGRAMMER/OPERATOR TIME (Human)						X				
(1) Clerical Hours				1		\$24.00/hr				
(2) Professional Hours				1		\$48.00/hr				
<b>9. OFFICE MACHINE COPY REPRODUCTION</b>					<b>(1) NUMBER</b>	<b>(2) RATE</b>				
a. PAGES REPRODUCED FOR FILE COPY				3		.15				
b. PAGES RELEASED				5		.15				
<b>10. PRE-PRINTED PUBLICATIONS</b>					<b>(1) TOTAL PAGES</b>	<b>(2) RATE</b>				
a. PAGES PRINTED				5		.02				
<b>11. COMPUTER PRODUCT OUTPUT/ACTUAL COST CHARGES</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>				
a. TAPE/DISC/CD				6						
b. PAPER PRINTOUT				3						
<b>12. OTHER ADMINISTRATIVE FEES</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>				
a. ALL POSTAGE/ADMINISTRATIVE (See instructions)				3						
<b>13. AUDIOVISUAL MATERIALS</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>				
a. MATERIALS REPRODUCED				4						
<b>14. SPECIAL SERVICES</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>				
a. ALL SPECIAL SERVICES (See instructions)				6						
<b>15. MICROFICHE REPRODUCED</b>				5		.25				
<b>FEE CODES</b>				<b>16. FOR FOI OFFICE USE ONLY</b>						
1 Chargeable to "commercial" requesters. Chargeable to "other" requesters after deducting 2 hours.				a. TOTAL COLLECTABLE FEES						
2 Chargeable to "commercial" requesters only.				b. TOTAL PROCESSING FEES \$144.00						
3 Not chargeable to any fee category.				c. TOTAL CHARGED						
4 Chargeable to "commercial". Chargeable to "other" after deduction of the equivalent of 2 hours. (Example: deduct \$88.00 professional rate.)				d. FEES WAIVED/REDUCED (X one)						
5 Chargeable to all fee categories after deduction of 100 pages (DOES NOT include "commercial").				e. FEES NOT APPLICABLE (X one)						
6 Chargeable to all fee categories. No deductions.				<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Yes</td> <td>No</td> </tr> <tr> <td>Yes</td> <td>No</td> </tr> </table>			Yes	No	Yes	No
Yes	No									
Yes	No									
See Chapter 6, Fee Schedule, DoD 5400.7-R, to determine appropriate assessment of fees.										

<b>REQUEST INFORMATION SHEET</b>		<b>SEE INSTRUCTIONS ON PAGE 3</b>	
TO: Office of Freedom of Information (OFOI)		This form is to be used for recording disclosure/non-disclosure determination associated with processing a Freedom of Information or Privacy request and to document the record search.	
1. CASE NUMBER 19-F-1903	2. TYPE OF REQUEST <input checked="" type="checkbox"/> INITIAL <input type="checkbox"/> APPEAL	3. RECORD PROVIDED TO COMPONENT FOR REVIEW?	
4. I REASONABLY BELIEVE THAT MY OFFICE/ORGANIZATION WOULD NOT HAVE RECORDS IN OUR FILES OR AT THE NATIONAL RECORDS CENTER THAT ARE RESPONSIVE TO THIS REQUEST. THEREFORE, A SEARCH WAS NOT CONDUCTED (Skip to Item 20).		5. COMPONENT SEARCH RESULTS RECORDS FOUND <input type="checkbox"/> NO RECORDS <input checked="" type="checkbox"/> <small>(Complete Items 7 - 9 to document the search process regardless of the results of the search.)</small>	
6. THIS REQUEST SHOULD BE REDIRECTED OR ADDITIONALLY SENT FOR SEARCH TO:			
7. SEARCH PROCESS (X all that apply)		OTHER OFF-SITE STORAGE SEARCHED	
<input type="checkbox"/> NATIONAL RECORDS CENTER SEARCH CONDUCTED		<input checked="" type="checkbox"/> EMAIL ACCOUNTS SEARCHED	
<input checked="" type="checkbox"/> OFFICE FILES SEARCHED		<input checked="" type="checkbox"/> ELECTRONIC RECORDS SEARCHED	
8. DESCRIBE EMAIL ACCOUNTS, OFFICE FILES OR ELECTRONIC RECORDS SEARCHED NIPRNet, SIPRNet, and JWICS email accounts of NPSMS personnel were searched. Additionally, all H: (personal), O: (shared) drives, and desktops were searched.			
9. PROVIDE KEY WORDS, PHRASES USED FOR SEARCH Lue Elizondo; UNIDENTIFIED; UNIDENTIFIED aerial phenomena; UNIDENTIFIED aerial phenomenon; UNIDENTIFIED flying objects; UNIDENTIFIED aircraft; UNIDENTIFIED UAS / Unmanned Aerial/Aircraft Systems; UNIDENTIFIED UAV / Unmanned Aerial Vehicles.			
<b>10. - 14. RECORD DESCRIPTIONS</b>			
10.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	
11.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	
12.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	

# REQUEST INFORMATION SHEET

## RECORD DESCRIPTIONS (Continued)

13.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	
14.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	

## 15. ACTION TAKEN BY COMPONENT (X those that apply)

☐ GRANT IN FULL ☐ GRANT IN PART ☐ DENY ☐ NO OBJECTION TO DISCLOSURE

## 16. EXEMPTIONS INVOKED FOR DENIALS (See 5 USC 552, 5 USC 552a, and DoD Regulation 5400.7-R)

## 17. RATIONALE FOR DENIAL (For a full denial or partial denial of information, provide a statement of specific harm that would result from release.)

## 18. REMARKS

## 19. COORDINATION

a. NAME (Last, First, Middle Initial)	b. OFFICE SYMBOL	c. TELEPHONE NO.	d. CONCUR	e. NON- CONCUR

## 20. ACTION OFFICER

a. NAME (Last, First, Middle Initial) (b)(6)	b. RANK (b)(6)	c. TITLE (b)(6) National Programs Special Mgmt. Staff	d. OFFICE TELEPHONE NUMBER (b)(6)
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## 21. APPROVAL/DENIAL AUTHORITY

a. NAME (Last, First, Middle Initial) Heron, Shayna M.	b. RANK (b)(6)	c. TITLE Director, National Programs Special Management Staff	d. DATE (YYYYMMDD) 20191009
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RECORD OF FREEDOM OF INFORMATION (FOI) PROCESSING COST					REPORT CONTROL SYMBOL: DD-CMO-1365 EXPIRATION: 20220130	
Please read instructions on back before completing form.						
<b>1. REQUEST NUMBER</b> 19-F-1903		<b>2. TYPE OF REQUEST (X one)</b> <input checked="" type="checkbox"/> a. INITIAL <input type="checkbox"/> b. APPEAL		<b>3. DATE COMPLETED (YYYYMMDD)</b> 20191008		<b>4. ACTION OFFICE</b> NPPS
<b>5. CLERICAL HOURS (E-9/GS-8 and below)</b>				<b>FEE CODE</b>	<b>(1) TOTAL HOURS</b>	<b>(2) HOURLY RATE</b>
a. SEARCH				1	0.00	X \$24.00 =
b. REVIEW/EXCISING				2	0.00	
c. OTHER ADMINISTRATIVE COSTS				3	0.00	
<b>6. PROFESSIONAL HOURS (O-1 - O-6/GS-9-GS-15)/CONTRACTOR</b>					<b>(1) TOTAL HOURS</b>	<b>(2) HOURLY RATE</b>
a. SEARCH				1	2.00	X \$48.00 =
b. REVIEW/EXCISING				2	0.50	
c. OTHER/COORDINATION/DENIAL				3	0.00	
<b>7. EXECUTIVE HOURS (O-7 - ES 1 and above)</b>					<b>(1) TOTAL HOURS</b>	<b>(2) HOURLY RATE</b>
a. SEARCH				1	0.50	X \$110.00 =
b. REVIEW/EXCISING				2	0.00	
c. OTHER/COORDINATION/DENIAL				3	0.00	
<b>8. COMPUTER SEARCH</b>					<b>(1) TOTAL TIME</b>	<b>(2) RATE</b>
a. MACHINE TIME (Not PC, desktop, laptop)				4	0.00	X
b. PROGRAMMER/OPERATOR TIME (Human)						
(1) Clerical Hours				1	0.00	
(2) Professional Hours				1	0.00	
<b>9. OFFICE MACHINE COPY REPRODUCTION</b>					<b>(1) NUMBER</b>	<b>(2) RATE</b>
a. PAGES REPRODUCED FOR FILE COPY				3	0	X .15 =
b. PAGES RELEASED				5	0	
<b>10. PRE-PRINTED PUBLICATIONS</b>					<b>(1) TOTAL PAGES</b>	<b>(2) RATE</b>
a. PAGES PRINTED				5	0	X .02 =
<b>11. COMPUTER PRODUCT OUTPUT/ACTUAL COST CHARGES</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>
a. TAPE/DISC/CD				6	0	X
b. PAPER PRINTOUT				3	0	
<b>12. OTHER ADMINISTRATIVE FEES</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>
a. ALL POSTAGE/ADMINISTRATIVE (See instructions)				3	0	X
<b>13. AUDIOVISUAL MATERIALS</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>
a. MATERIALS REPRODUCED				4	0	X
<b>14. SPECIAL SERVICES</b>					<b>(1) NUMBER</b>	<b>(2) ACTUAL COST</b>
a. ALL SPECIAL SERVICES (See instructions)				6	0	X
<b>15. MICROFICHE REPRODUCED</b>				5	0	X .25 =
<b>FEE CODES</b> 1 Chargeable to "commercial" requesters. Chargeable to "other" requesters after deducting 2 hours. 2 Chargeable to "commercial" requesters only. 3 Not chargeable to any fee category. 4 Chargeable to "commercial". Chargeable to "other" after deduction of the equivalent of 2 hours. (Example: deduct \$88.00 professional rate.) 5 Chargeable to all fee categories after deduction of 100 pages (DOES NOT include "commercial"). 6 Chargeable to all fee categories. No deductions.				<b>16. FOR FOI OFFICE USE ONLY</b> a. TOTAL COLLECTABLE FEES b. TOTAL PROCESSING FEES \$175.00 c. TOTAL CHARGED d. FEES WAIVED/REDUCED (X one) e. FEES NOT APPLICABLE (X one)		
				See Chapter 6, Fee Schedule, DoD 5400.7-R, to determine appropriate assessment of fees.		



**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION DIVISION  
1155 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1155**

**SEP 24 2019**

Ref: 19-F-1903

Mr. John Greenewald Jr.  
27305 West Live Oak Road  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald Jr.:

This is an interim response to your September 21, 2019 Freedom of Information Act (FOIA) request, a copy of which is enclosed for your convenience. We received your request on September 23, 2019, and assigned it case number 19-F-1903. We ask that you use this number when referring to your request.

Although we have already begun processing your request, we will not be able to respond within the FOIA's 20-day statutory time period as there are unusual circumstances that impact our ability to quickly process your request. The FOIA defines unusual circumstances as (a) the need to search for and collect records from a facility geographically separated from this office; (b) the potential volume of records responsive to your request; and (c) the need for consultation with one or more other agencies or DoD components having a substantial interest in either the determination or the subject matter of the records. At least one, if not more, of these scenarios applies or would likely apply to your request. While this office handles FOIA requests for the Office of the Secretary of Defense (OSD), the Joint Staff (JS), and other component offices, we do not actually hold their records and our office is not geographically located with these organizations. As we do not hold the records, until the required records searches are complete, we are unable to estimate the potential volume of records or the number of consultations that will be required to make a release determination.

Your request has been placed in our complex processing queue and is being worked based on the order in which the request was received. Our current administrative workload is approximately 2,987 open requests.

In some instances, we have found that requesters who narrow the scope of their requests experience a reduction in the time needed to process their requests.

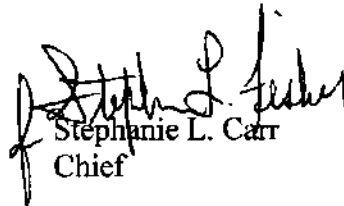
The OSD/JS FOIA Public Liaison, Darrell Williams, is available at 571-372-0462 or by email at [OSD.FOIALiaison@mail.mil](mailto:OSD.FOIALiaison@mail.mil) to answer any concerns about the foregoing.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

We regret the delay in responding to your request and appreciate your patience. If you have any questions or wish to discuss the reformulation of your request or an alternative time frame for the processing of your request, you may contact Angeline D. Hester, at 571-372-0410 or [angeline.d.hester.civ@mail.mil](mailto:angeline.d.hester.civ@mail.mil).

Sincerely,



Stephanie L. Carr  
Chief

Enclosure:  
As stated

19-F-1903

MEMO FOR RECORD

09/26/2019

09/26/2019, at approximately 2:4, Shanna 703-693-9733 called, from USDI to advise us that "UNIDENTIFIED" was too broad and if we could reach out to the requester to narrow the scope.

Angeline Hester



19-F-1903

To whom it may concern,

This is a non-commercial request made under the provisions of the Freedom of Information Act 5 U.S.C. S 552. My FOIA requester status as a "representative of the news media." I am a freelance television producer often working on documentaries related to my FOIA requests, my work is commonly featured throughout major news organizations, and I freelance writer for news sites as well. Examples can be given, if needed.

I prefer electronic delivery of the requested material either via email to [john@greenewald.com](mailto:john@greenewald.com), FAX 1-818-659-7688 or via CD-ROM or DVD via postal mail. Please contact me should this FOIA request should incur a charge.

I respectfully request a copy of records, electronic or otherwise, of the following: a copy of all emails, sent to and/or from Luis Elizondo ([luis.d.elizondo.civ@mail.smil.mil](mailto:luis.d.elizondo.civ@mail.smil.mil) though other email addresses could also exist – so I ask you search all addresses he managed), with the following keyword:

"UNIDENTIFIED"

I ask the timeframe searched is all years Mr. Elizondo was employed by the DOD.

Thank you so much for your time, and I am very much looking forward to your response.

Sincerely,

John Greenewald, Jr.  
27305 W. Live Oak Rd.  
Suite #1203  
Castaic, Ca. 91384  
FAX 1-818-659-7688

19-F-1903

# FOIA REQUEST

**John Greenewald, Jr.**

**Owner/Founder**

**The Black Vault**

<http://www.theblackvault.com>

[john@greenewald.com](mailto:john@greenewald.com)

**Toll Free: (800) 456-2228**

**International: 1 (818) 655-0474**

**Fax: (818) 659-7688**



**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION DIVISION  
1155 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1155**

DEC 13 2019

Ref: 19-F-1903

Mr. John Greenewald Jr.  
27305 West Live Oak Road  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald Jr.:

This is the final response to your September 21, 2019 Freedom of Information Act (FOIA) request, a copy of which is enclosed for your convenience. We received your request on September 23, 2019, and assigned it case number 19-F-1903. We ask that you use this number when referring to your request.

The Under Secretary of Defense for Intelligence (USDI), a component of the Office of the Secretary of Defense (OSD), conducted another search of their records systems based on the information provided in your request. After thorough searches of the electronic records and files of, no records of the kind you described could be identified. We believe that these search methods were appropriate and could reasonably be expected to produce the requested records if they existed.

In this instance, fees for processing your request were below the threshold for requiring payment. Please note that fees may be assessed on future requests.

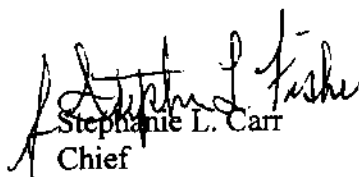
If you are not satisfied with this response, you may contact our OSD FOIA Public Liaison, Darrell Williams, at 571-372-0462 or by email at [OSD.FOIALiaison@mail.mil](mailto:OSD.FOIALiaison@mail.mil). Also, please note that the Office of Government Information Services (OGIS) offers services to requesters who have disputes with Federal agencies. You may contact OGIS if you have concerns about the processing of your request. Their contact information is provided below:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

You have the right to appeal to the appellate authority, Ms. Joo Chung, Director of Oversight and Compliance, Office of the Secretary of Defense, by writing directly to OCMO Office of the Chief Management Officer, 4800 Mark Center Drive, ATTN: DPCLTD, FOIA Appeals, Mailbox# 24, Alexandria, VA 22350-1700. Your appeal must be postmarked within 90 calendar days of the date of this response. Alternatively, you may email your appeal to [osd.foia-appeal@mail.mil](mailto:osd.foia-appeal@mail.mil). If you use email, please include the words "FOIA Appeal" in the subject of the email. Please also reference case number 19-F-1903 in any appeal correspondence.

If you have any questions or concerns about the foregoing or about the processing of your request, please do not hesitate to contact Ms. Angeline Hester at [angelne.d.hester.civ@mail.mil](mailto:angelne.d.hester.civ@mail.mil) or 571-372-0410.

Sincerely,



Stephanie L. Carr  
Chief

Enclosures:  
As stated

# FOIA CASE ASSIGNMENT WORKSHEET

Case No:

19-F-1903

SCI No:

ACTION ASSIGNED TO \_\_\_\_\_

TEAM: A B C D

TYPE OF REQUESTER: Commercial Educational News/Media NonCom/Scientific Other

EXPEDITED RESPONSE REQUESTED \_\_\_\_\_ FEE WAIVER REQUESTED \_\_\_\_\_ DATE RECEIVED:

SEP 2 2019

FINAL DETERMINATION \_\_\_\_\_

CLOSED DATE \_\_\_\_\_ BY (AO) \_\_\_\_\_

REMARKS:

Highlighted & (\*) = CATMS

<b>(A&amp;S) Acquisition &amp; Sustainment*</b>	
(DARS) Defense Acquisition Regulation System	
(DAU) Defense Acquisition University*	
(EI&E) Energy, Installations and Environments	
(NCB) Nuclear, Chemical, & Biological Defense Programs*	
(CAPE) Cost Assessment and Program Evaluation*	
(CIO) Chief Information Officer*	
(COMP) Comptroller*	
(CMO) Chief Management Officer*	
(DR&E) Defense Research & Engineering	
(DARPA) Defense Advanced Research Projects Agency	
(DIU) Defense Innovation Unit	
(MDA) Missile Defense Agency	
(DOT&E) Director, Office Test & Evaluation*	
<b>(I) USD - Intelligence*</b>	X
<b>(JS) Joint Staff</b>	
(JFSC) Joint Forces Staff College	
(NDU) National Defense University	

(LA) Legislative Affairs	
(ODNA) Office of the Director, Net Assessment	
<b>(OGC) Office of General Counsel*</b>	
(OMC) Office of Military Commissions	
(DOHA) Director, Office of Hearings and Appeals	
(PA) Public Affairs	
(DMA) Defense Media Activity	
<b>(P&amp;R) Personnel &amp; Readiness*</b>	
(DHRA) Defense Human Resource Activity*	
(DMDC) Defense Manpower Data Center*	
(HA) Health Affairs	
(MOS) Military One Source	
(USUHS) Uniformed Services University	
(PFPA) Pentagon Force Protection Agency*	
(PRS) Periodic Review Secretariat	
<b>(USDP) Policy*</b>	
(DPAA) Defense POW/MIA Accounting Agency*	

<b>(WHS) Wash HQ Services*</b>	
(ESD) Executive Services Directorate*	
(AD) Acquisitions Directorate	
(DIR) Directives Division	
(DoDCAF) Consolidated Adjudications Facility	
(DOPSR) Defense Office of Prepublication and Security Review	
(HRD) Human Resources Directorate	
(RPDD) Records Declassification Division	
EXECSEC (For Search)	
(SD) SECDEF Email Search	
(WHMO) White House Military Office	



(b)(6)

(USA)

**From:** (b)(6) (USA)  
**Sent:** Tuesday, April 6, 2021 12:34 PM  
**To:** WHS MC-ALEX ESD Mailbox OSD-JS FOIA Requester Service Center  
**Cc:** Ernest-Johnson, Ann J CIV WHS ESD (USA); Stanton, Willa M CIV OSD OSD (USA);  
Andrews, Pamela CIV WHS ESD (USA); OSD MC-ALEX ODAM Mailbox DFOIPO FOIA-  
APPEALS; Carr, Stephanie L CIV WHS ESD (USA)  
**Subject:** FOIA Appeal; 19-A-1903-A2; Request for Admin Records  
**Attachments:** 0406\_Greenwald\_Appeal letter.pdf

(b)(6)

We have received an appeal for FOID case # 19-F-1903. Please see below.

In order for the appellate authority to be able to make appellate determination for this case, request FOID provide the admin records NLT COB April 13th, 2021, to the FOIA Appeals inbox cc'd above. Additionally, if planning to send these documents via SIPR, please send them to: [osd.mc-alex.ocmo.mbx.dfoipo-foia-appelas@mail.smil.mil](mailto:osd.mc-alex.ocmo.mbx.dfoipo-foia-appelas@mail.smil.mil). Lastly, request confirmation as to whether or not this FOIA request is being processed as a DLI case, or was previously closed as a DLI case.

Thank you very much!

V/r

(b)(6)

FOIA Appeals Analyst  
Defense Privacy, Civil Liberties, and Transparency Division  
Office of the Secretary of Defense

(b)(6) (USA)

---

**From:** (b)(6) (USA)  
**Sent:** Tuesday, April 6, 2021 12:29 PM  
**To:** 'john@greenewald.com'  
**Cc:** OSD MC-ALEX ODAM Mailbox DFOIPO FOIA-APPEALS  
**Subject:** 19-A-1903-A2 FOIA Appeal Interim Response, for FOID case number #19-F-1903  
**Signed By:** (b)(6) @mail.mil

Mr. Greenwald,

This is in response to your Freedom of Information Act (FOIA) appeal. We received your appeal in this office on April 6th, 2021. The reference number for this appeal is 19-A-1903-A2.

Due to an extremely heavy FOIA workload, we are unable to complete your appeal within the statutory time requirement. In fairness to the general public, we make every effort to treat all requesters equally. Accordingly, responses are made on a first in, first-out, easy-hard basis, and controlled in response queues. When the appellate review of your case is complete, you will be notified by the appellate authority, the Director of Oversight and Compliance, Office of the Secretary of Defense, of the final decision. You may direct any questions concerning this appeal to our FOIA appeals team at [osd.mc-alex.ocmo.mbx.dfoipo-foia-appeals@mail.mil](mailto:osd.mc-alex.ocmo.mbx.dfoipo-foia-appeals@mail.mil).

V/r,

(b)(6)

FOIA Appeals Analyst  
Defense Privacy, Civil Liberties, and Transparency Division  
Office of the Secretary of Defense

**From:** john@greenewald.com <john@greenewald.com>  
**Sent:** Monday, April 5, 2021 6:49 PM  
**To:** OSD MC-ALEX ODAM Mailbox DFOIPO FOIA-APPEALS <osd.mc-alex.odam.mbx.dfoipo-foia-appeals@mail.mil>  
**Subject:** [Non-DoD Source] FOIA APPEAL 19-F-1903

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

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To whom it may concern,

This is an official appeal of the final determination for 19-F-1903. In this request, I was given a “no records” determination, and was told that former DOD employee emails are not saved if not historically significant. Thus, a “no records” determination was given.

I am appealing this decision, based on the fact that DOD contractors, and their email, are to be saved for at least three years, if not more, depending on how Mr. Luis Elizondo was categorized.

Please reference OSD Records Disposition Schedules, Series 100, at: Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100\\_Series\\_General\\_Office\\_Records.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100_Series_General_Office_Records.pdf) < Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100\\_Series\\_General\\_Office\\_Records.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100_Series_General_Office_Records.pdf) >

And OSD Records Disposition Schedules, Series 200, at: Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200\\_Series\\_Management\\_and\\_Operations.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200_Series_Management_and_Operations.pdf) < Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200\\_Series\\_Management\\_and\\_Operations.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200_Series_Management_and_Operations.pdf) >

Although I am not clear on EXACTLY which category Mr. Elizondo would fit, these records do show that his records would be saved for at LEAST three years after his retirement, which would make them saved through October 4, 2020. My FOIA request original FOIA request was filed in this case, and the original “no records” determination was given, within approximately 2 years of his retirement. That means, the records would exist a total of just under another year after my appeal was granted and remanded for another search.

Likely, Mr. Elizondo’s records per the schedules above, would rather be saved for seven years, but that fact becomes irrelevant, because no matter which category he fits, my request was sent and even my granted appeal, were all filed within the time period of the lowest time frame his records would be saved.

Therefore, I am appealing your actions on this case. I believe that responsive records should exist, given the mountain of interviews that Mr. Elizondo has given in the public domain, indicating that he worked on a program that would, on one or more occasions, make him send an e-mail with the word “unidentified” in it.

In addition, I believe Mr. Elizondo’s e-mails would be considered historically significant, given his acknowledged job title of the Director, National Programs Special Management Staff (NPSMS). I believe in this position, his work with classified programs, and giving out



access to Special Access Programs (SAPs), as indicated by this military court transcript that indicates what NPSMS does (Caution-  
[https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20\(TRANS4Dec2017-MERGED\).pdf](https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20(TRANS4Dec2017-MERGED).pdf) < Caution-[https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20\(TRANS4Dec2017-MERGED\).pdf](https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20(TRANS4Dec2017-MERGED).pdf) > ), his emails would be saved and archived as they would likely be considered “historically significant.”

I also believe that the Defense Information Systems Agency (DISA) also maintains backups of such data that I am seeking, and would like their systems checked for responsive records.

I hope, and trust, that since my request and appeals were in on time, that they would not be delayed until after the records sought were destroyed; whether properly or not.

I ask that you reopen this request, and search for the responsive records. If none are found based on the mailboxes of former DOD employee Luis Elizondo being destroyed, I would like this stated as such in the response letter to me.

Sincerely,

John Greenewald, Jr.  
27305 W. Live Oak Rd.  
Suite #1203  
Castaic, Ca. 91384  
FAX 1-818-659-7688

Sincerely,

**John Greenewald, Jr.**  
**CEO - The Black Vault, Inc.**

[Caution-http://www.theblackvault.com](http://www.theblackvault.com) < Caution-<http://www.theblackvault.com/> >

**Toll Free:** (800) 456-2228  
**International:** 1 (818) 655-0474

Fax: (818) 659-7688

**Mailing Address:**

The Black Vault  
27305 W. Live Oak Rd., Suite 1203  
Castaic, CA 91384-4520

## Brown, Madalyn J CIV (USA)

---

**From:** (b)(6) OSD OCMO (USA)  
**Sent:** Wednesday, January 13, 2021 12:56 PM  
**To:** Brown, Madalyn J CIV (USA)  
**Subject:** RE: OSD/JS FOIA 19-F-1903  
**Signed By:** (b)(6)@mail.mil

Hi Madalyn,

USDI should probably conduct another search, but the reason we included DOPSR is that the requester, in his appeal, included an email from Mr. Elizondo to DOPSR which indicated to us that at least that email (and possibly others) should have come up in the search. So I would probably search USDI and DOPSR to be safe.

Thanks,

(b)(6)

---

**From:** Brown, Madalyn J CIV (USA) <madalyn.j.brown.civ@mail.mil>  
**Sent:** Wednesday, January 13, 2021 12:25 PM  
**To:** (b)(6) OSD OCMO (USA) <(b)(6)@mail.mil>  
**Subject:** RE: OSD/JS FOIA 19-F-1903

Good afternoon (b)(6)

I have a question about this remand. Since Luis Elizondo worked for USDI, shouldn't USDI be conducting another search and not DOSPR?

Respectfully,

Madalyn J. Brown  
Government Information Specialist  
Freedom of Information Division  
OSD / JS FOIA Office  
571-372-0421

Comments: <https://ice.disa.mil/index.cfm?fa=card&sp=125562>

---

**From:** (b)(6) OSD OCMO (USA) <(b)(6)@mail.mil>  
**Sent:** Tuesday, January 12, 2021 2:47 PM  
**To:** Brown, Madalyn J CIV (USA) <madalyn.j.brown.civ@mail.mil>  
**Subject:** RE: OSD/JS FOIA 19-F-1903

Hi Madalyn,

Remand letter and email are attached. Please let me know if you need anything else for this.

Thanks,

(b)(6)

---

**From:** Brown, Madalyn J CIV (USA) <[madalyn.j.brown.civ@mail.mil](mailto:madalyn.j.brown.civ@mail.mil)>  
**Sent:** Tuesday, January 12, 2021 2:36 PM  
**To:** (b)(6) DCMO (USA) (b)(6) @mail.mil>  
**Subject:** OSD/JS FOIA 19-F-1903

Good afternoon (b)(6)

I have been assigned case 19-F-1903 and cannot find the remand/appeal information for this case. Can you please send me this information if you have it available?

Respectfully,

Madalyn J. Brown  
Government Information Specialist  
Freedom of Information Division  
OSD / JS FOIA Office  
571-372-0421

Comments: <https://ice.disa.mil/index.cfm?fa=card&sp=125562>

-----Original Message-----

From: Elizondo, Luis D CIV (US)

Sent: Wednesday, August 9, 2017 4:20 PM

To: WHS Pentagon ESD Mailbox DOPSR <whs.pentagon.esd.mbx.dopsrc@mail.mil>

Cc: (b)(6)

Subject: ATTN: Russo - DOPSR Request-Part 1

Greetings Michael and thank you once again for your assistance....One more e-mail to follow (three in total due to size limitations).

Per your guidance, please find the attached three .mpg files for your review. Please note, although the files are UNCLASSIFIED, they are being sent via SIPR in the spirit of extra precaution. No locational data is provided in any of the files and therefore there should be no classification issues.

STRATEGIC ISSUE: Unmanned aerial vehicles (balloons, commercial UAVs, private drones such as quadcopters, etc) continue to pose a potential threat to DoD facilities, equipment, and locations. Army, Navy, and Air Force have all acknowledged the potential threat by UAS' to DoD equities but no single UNCLASSIFIED repository exists to share this information across all stakeholders.

PURPOSE: Our collective purpose is to eventually establish an UNCLASSIFIED database or "Community of Interest" of related signature data to be accessible by stakeholders such as DIA, the Navy, Defense Industry partners, and perhaps even State, Local & Tribal authorities to catalog and identify specific UAS threats to national security and/or DoD equities. By creating a virtual library to catalog and analyze each event, our hope will be to better understand the capabilities, and ultimately vulnerabilities of these systems.

Please let me know if I can assist any further with this request.

Sincerest Regards,

Lue

# **FOIA APPEAL**

## **19-F-1903**

**John Greenewald, Jr.**

**Owner/Founder**

**The Black Vault**

<http://www.theblackvault.com>

[john@greenewald.com](mailto:john@greenewald.com)

**Toll Free: (800) 456-2228**

**International: 1 (818) 655-0474**

**Fax: (818) 659-7688**

**\*\* RESUBMISSION – PREVIOUS FAX ERRONEOUSLY SAID “1902” instead of “1903” referencing the FOIA Case Number on line 1. Thank you... \*\***

To whom it may concern,

This is an appeal to the final decision on FOIA Case 19-F-1903. I am appealing the adequacy of the search.

In this request, I asked for the following:

**I respectfully request a copy of records, electronic or otherwise, of the following: a copy of all emails, sent to and/or from Luis Elizondo (luis.d.elizondo.civ@mail.smil.mil though other email addresses could also exist – so I ask you search all addresses he managed), with the following phrase:**

**“UNIDENTIFIED”**

However, I was given a “no records” response.

Please reference FOIA Case 19-F-1902. In my appeal for that case, I offered conclusive evidence that the search was not conducted properly. With this evidence, and the large amount of public statements and interviews Mr. Luis Elizondo has given that he ran a program investigating “unidentified threats,” it is hard to believe that he, in his entire DOD career, would not use the word “unidentified” a single time during his tenure.

Based on this, and the evidence in 19-F-1902 that the search was not conducted properly, I appeal the adequacy of the search, and ask that the search be conducted again for responsive records.

Thank you so much for your time, and I am very much looking forward to your response.

Sincerely,

John Greenewald, Jr.  
27305 W. Live Oak Rd.  
Suite #1203  
Castaic, Ca. 91384  
FAX 1-818-659-7688



**From:** (b)(6) WHS ODCMO (USA)  
**To:** [Hester, Angeline D CIV WHS ESD \(USA\)](#)  
**Subject:** Email Provided By Requester  
**Date:** Friday, February 21, 2020 9:07:36 AM  
**Attachments:** [Appeal Email Requester.pdf](#)

---

Hi Angeline,

As we just discussed, attached is the email Mr. Greenwald sent as part of his appeal which shows that Mr. Elizondo communicated with DOPSR about the subjects discussed in 19-F-1903. Please let me know if you have any other questions.

Thanks,

(b)(6)

FOIA Appeals Analyst  
Defense Privacy, Civil Liberties, and Transparency Division  
Directorate for Oversight and Compliance  
Office of the Chief Management Officer  
Office of the Secretary of Defense  
Office: (b)(6)  
Fax: 571-372-5967



-----Original Message-----

From: Elizondo, Luis D CIV (US)

Sent: Wednesday, August 9, 2017 4:20 PM

To: WHS Pentagon ESD Mailbox DOPSR <whs.pentagon.esd.mbx.dopsr@mail.mil>

Cc: (b)(6)

Subject: ATTN: Russo - DOPSR Request-Part 1

Greetings Michael and thank you once again for your assistance....One more e-mail to follow (three in total due to size limitations).

Per your guidance, please find the attached three .mpg files for your review. Please note, although the files are UNCLASSIFIED, they are being sent via SIPR in the spirit of extra precaution. No locational data is provided in any of the files and therefore there should be no classification issues.

STRATEGIC ISSUE: Unmanned aerial vehicles (balloons, commercial UAVs, private drones such as quadcopters, etc) continue to pose a potential threat to DoD facilities, equipment, and locations. Army, Navy, and Air Force have all acknowledged the potential threat by UAS' to DoD equities but no single UNCLASSIFIED repository exists to share this information across all stakeholders.

PURPOSE: Our collective purpose is to eventually establish an UNCLASSIFIED database or "Community of Interest" of related signature data to be accessible by stakeholders such as DIA, the Navy, Defense Industry partners, and perhaps even State, Local & Tribal authorities to catalog and identify specific UAS threats to national security and/or DoD equities. By creating a virtual library to catalog and analyze each event, our hope will be to better understand the capabilities, and ultimately vulnerabilities of these systems.

Please let me know if I can assist any further with this request.

Sincerest Regards,

Lue



**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION DIVISION  
1155 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1155**

Ref: 19-F-1903  
April 1, 2021

Mr. John Greenewald Jr.  
27305 West Live Oak Road  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald:

This is a final response to your September 21, 2019 Freedom of Information Act (FOIA) request, a copy of which is enclosed for your convenience. We received your request on September 23, 2019, and assigned it FOIA case number 19-F-1903. We ask that you use this number when referring to your request.

The Office of the Under Secretary of Defense (Intelligence & Security), OUSD (I&S), a component of the Office of the Secretary of Defense, conducted a search of their records systems based on the information provided in your request. After thorough searches of the electronic records and files of OUSD (I&S), no records of the kind you described could be identified. Please note that e-mails of former Department of Defense (DoD) employees are not retained unless they are considered historical records and retained by the National Records Center. There are currently no existing e-mail accounts for Mr. Elizondo. We believe that search methods were appropriate and could reasonably be expected to produce the requested records if they existed.

In regards to the records you forwarded responsive to your FOIA case number 18-F-0644, the Defense Office of Prepublication and Security Review Office located those records from their records system. Those records, which we released to you, were responsive to your request for all records/correspondence relating to the DD Form 1910s sent to/from Mr. Elizondo and their office. There were no other records located responsive to emails to/from Mr. Elizondo in their records system.

In this instance, fees for processing your request were below the threshold for requiring payment. Please note that fees may be assessed on future requests.

If you have questions about the foregoing, please do not hesitate to contact your Action Officer assigned to your request, Madalyn Brown, at [madalyn.j.brown.civ@mail.mil](mailto:madalyn.j.brown.civ@mail.mil) or 571-372-0421. Additionally, if you have concerns about service provided by our office, please contact a member of our Leadership Team at 571-372-0498 or Toll Free at 866-574-4970.

Should you wish to inquire about mediation services, you may contact the OSD/JS FOIA Public Liaison, Tonya R. Fuentes, at 571-372-0462 or by email at [OSD.FOIALiaison@mail.mil](mailto:OSD.FOIALiaison@mail.mil) or the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

You have the right to appeal to the appellate authority, Ms. Joo Chung, Director of Oversight and Compliance, Office of the Secretary of Defense, by writing directly to the following address: 4800 Mark Center Drive, ATTN: DPCLTD, FOIA Appeals, Mailbox# 24, Alexandria, VA 22350-1700.

Your appeal must be postmarked within 90 calendar days of the date of this response. Alternatively, you may email your appeal to [osd.foia-appeal@mail.mil](mailto:osd.foia-appeal@mail.mil). If you use email, please include the words "Privacy/FOIA Appeal" in the subject of the email. Please also reference FOIA case number 19-F-1903 in any appeal correspondence.

We appreciate your patience in the processing of your request. As stated previously, please contact the Action Officer assigned to your request, Madalyn Brown, and reference FOIA case number 19-F-1903, if you have any questions or concerns.

Sincerely,

*for Pamela Andrews*  
Stephanie L. Carr  
Chief

Enclosure:  
As stated

REQUEST INFORMATION SHEET		SEE INSTRUCTIONS ON PAGE 3	
TO: Office of Freedom of Information (OFOI)			
1. CASE NUMBER 19-A-1903	2. TYPE OF REQUEST <input type="checkbox"/> INITIAL <input checked="" type="checkbox"/> APPEAL	3. RECORD PROVIDED TO COMPONENT FOR REVIEW?	
4. I REASONABLY BELIEVE THAT MY OFFICE/ORGANIZATION WOULD NOT HAVE RECORDS IN OUR FILES OR AT THE NATIONAL RECORDS CENTER THAT ARE RESPONSIVE TO THIS REQUEST. THEREFORE, A SEARCH WAS NOT CONDUCTED (Skip to Item 20).		5. COMPONENT SEARCH RESULTS <input checked="" type="checkbox"/> RECORDS FOUND <input type="checkbox"/> NO RECORDS <small>(Complete Items 7 - 9 to document the search process regardless of the results of the search.)</small>	
6. THIS REQUEST SHOULD BE REDIRECTED OR ADDITIONALLY SENT FOR SEARCH TO:			
7. SEARCH PROCESS (X all that apply)		OTHER OFF-SITE STORAGE SEARCHED	
<input type="checkbox"/> NATIONAL RECORDS CENTER SEARCH CONDUCTED		<input type="checkbox"/> EMAIL ACCOUNTS SEARCHED	
<input type="checkbox"/> OFFICE FILES SEARCHED		<input checked="" type="checkbox"/> ELECTRONIC RECORDS SEARCHED	
8. DESCRIBE EMAIL ACCOUNTS, OFFICE FILES OR ELECTRONIC RECORDS SEARCHED			
The OSD Records, Privacy and Declassification Division's Records Research Team conducted searches within the OSD Executive Archive (EA) as of May 27, 2021. The OSD EA is comprised of over 50 million pages of Official OSD Record Material, including pre-accessioned material from the immediate Office of the Secretary of Defense and the Office of the Under Secretary of Defense (Policy); as well as accessioned material from the Washington National Records Center.			
9. PROVIDE KEY WORDS, PHRASES USED FOR SEARCH			
"Elizondo"			
"AATIP"			
"Advanced Aerospace Threat Identification Program"			
10. - 14. RECORD DESCRIPTIONS			
10.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	See attached supplement page.
11.a. DATE (YYYYMMDD)		d. ADDRESSEE	
b. SECURITY CLASSIFICATION		e. ORIGINATOR	f. SUBJECT/TITLE
c. TYPE		d. ADDRESSEE	
12.a. DATE (YYYYMMDD)		b. SECURITY CLASSIFICATION	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	

# REQUEST INFORMATION SHEET

## RECORD DESCRIPTIONS (Continued)

13.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	
14.a. DATE (YYYYMMDD)	b. SECURITY CLASSIFICATION	d. ADDRESSEE	f. SUBJECT/TITLE
c. TYPE		e. ORIGINATOR	

## 15. ACTION TAKEN BY COMPONENT (X those that apply)

☐ GRANT IN FULL ☐ GRANT IN PART ☐ DENY ☐ NO OBJECTION TO DISCLOSURE

## 16. EXEMPTIONS INVOKED FOR DENIALS (See 5 USC 552, 5 USC 552a, and DoD Regulation 5400.7-R)

## 17. RATIONALE FOR DENIAL (For a full denial or partial denial of information, provide a statement of specific harm that would result from release.)

## 18. REMARKS

## 19. COORDINATION

a. NAME (Last, First, Middle Initial)	b. OFFICE SYMBOL	c. TELEPHONE NO.	d. CONCUR	e. NON- CONCUR

## 20. ACTION OFFICER

a. NAME (Last, First, Middle Initial) (b)(6)	b. RANK N/A	c. TITLE (b)(6)	d. SIGNATURE (b)(6)	e. OFFICE TELEPHONE NUMBER (b)(6)
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## 21. APPROVAL/DENIAL AUTHORITY

a. NAME (Last, First, Middle Initial)	b. RANK	c. TITLE	d. SIGNATURE	e. DATE (YYYYMMDD)
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## INSTRUCTIONS FOR COMPLETING SD FORM 472

1. CASE NO. - OFOI will assign request case number using F = Freedom of Information, and P = Privacy. A consecutive numbering system is employed for tracking purposes; e.g., 04-F-0000. This notation shall be used on all forms and/or correspondence associated with request.

2. TYPE OF REQUEST - OFOI will notate whether request is an initial or appeal action by placing an "X" in the appropriate block.

3. RECORD PROVIDED TO COMPONENT TO REVIEW - In instances where a record is provided to a Component by OFOI for review, OFOI will place an "X" in this block.

4. SEARCH NOT CONDUCTED. Place an "X" in the block if applicable and complete Item 20.

5. COMPONENT SEARCH RESULTS - Upon receiving a request, Component Action Officer(s) will conduct a search for requested records. "X" to indicate whether or not records were found.

6. REDIRECTED OR ADDITIONAL SEARCH. "X" and complete if this request should be directed to another component or agency for search or if there are additional components that might also hold responsive records.

7. SEARCH PROCESS. Mark "X" in all applicable blocks and complete Items 8 and 9 regardless of search results.

8. Describe EMAIL ACCOUNTS, OFFICE FILES, ELECTRONIC RECORDS, or other storage searched.

9. List KEY WORDS or phrases used for search.

10. - 14. RECORD DESCRIPTION - When records are found responsive to the request, the Component Action Officer shall complete blocks a through f. In instances where voluminous records are involved, a separate sheet may be attached detailing required information.

a. DATE - Enter date of located record.

b. TYPE - Identify record type; e.g., memorandum, letter, study, message, etc.

c. SECURITY CLASSIFICATION - Enter record classification using T = Top Secret, S = Secret, and C = Confidential. Records bearing a "FOR OFFICIAL USE ONLY" marking = FOUO.

d. ADDRESSEE - Enter information such as individual's name, title or organization which reflects to or for whom record was intended.

e. ORIGINATOR - Enter information such as individual's name, title or organization which reflects record's origin.

f. SUBJECT/TITLE - Record identification should be as complete as possible. Where a record is commonly known by a name other than its official subject/title, both references should be notated, e.g., 1968 Department of Defense Study, "United States Vietnam Relations, 1945 - 1967," popularly known as the Pentagon Papers.

15. ACTION TAKEN BY COMPONENT. Upon acceptance of a request for action and when content of local record has been reviewed, mark "X" in appropriate block to indicate decision made.

Mark GRANT IN FULL when all records reviewed may be disclosed; mark GRANT IN PART when any record or portion of any record is denied; mark DENY when all records may not be disclosed; or mark NO OBJECTION TO DISCLOSURE when entire record is not under your jurisdiction, but there is no objection by your Component to disclose.

16. EXEMPTIONS INVOKED FOR DENIALS - Identify one or more of the exemptions to disclosure invoked when denying a record or a portion of a record.

17. RATIONALE FOR DENIALS - Component's rationale for denying a record or a portion of a record shall be entered to include the specific harm that would result from disclosure. Classified comments, if required, will be placed in a separate memorandum to OFOI.

18. REMARKS - Any additional pertinent information associated with the request may be entered. If applicable, a statement that reasonably segregable portions of a denied record cannot be provided will be entered.

19. COORDINATION - Reflect all parties which reviewed records in the course of arriving at or passing on the determinations. When either GRANT IN PART or DENY is marked, you may wish to coordinate with Component's General Counsel.

a. NAME - Self explanatory.

b. OFFICE SYMBOL - Self explanatory.

c. TELEPHONE NO. - Self explanatory.

d. CONCUR - Place an "X" in this box to indicate concurrence.

e. NON-CONCUR - Place an "X" in this box to indicate non-concurrence.

20. ACTION OFFICER - Identification of Component action officer allows direct contact on any subsequent matters.

a. NAME - Self explanatory.

b. RANK - Self Explanatory.

c. TITLE - Self explanatory.

d. SIGNATURE - Self explanatory.

e. OFFICE PHONE NO. - Include area code.

21. APPROVAL/DENIAL AUTHORITY - The specifically appointed authority is encouraged to review action on all requests. The authority's signature denotes personal review. Signature is mandatory when GRANT IN PART, DENY or NO RECORD is marked.

a. NAME - Self explanatory.

b. RANK - Self explanatory.

c. TITLE - Self explanatory.

d. SIGNATURE - Self explanatory.

e. DATE - Self explanatory.



RECORD OF FREEDOM OF INFORMATION (FOI) PROCESSING COST						REPORT CONTROL SYMBOL: DD-CMO-1365 EXPIRATION: 20220130					
Please read instructions on back before completing form.											
1. REQUEST NUMBER 19-A-1903		2. TYPE OF REQUEST (X one) <input type="checkbox"/> a. INITIAL <input checked="" type="checkbox"/> b. APPEAL		3. DATE COMPLETED (YYYYMMDD) 20210527		4. ACTION OFFICE OSD RPDD					
5. CLERICAL HOURS (E-9/GS-9 and below)				FEE CODE	(1) TOTAL HOURS	(2) HOURLY RATE	(3) COST				
a. SEARCH				1		X      \$24.00      =	0.00				
b. REVIEW/EXCISING				2			0.00				
c. OTHER ADMINISTRATIVE COSTS				3			0.00				
6. PROFESSIONAL HOURS (O-1 - O-6/GS-9-GS-15)/CONTRACTOR					(1) TOTAL HOURS	(2) HOURLY RATE	(3) COST				
a. SEARCH				1	8.00	X      \$48.00      =	384.00				
b. REVIEW/EXCISING				2			0.00				
c. OTHER/COORDINATION/DENIAL				3			0.00				
7. EXECUTIVE HOURS (O-7 - ES 1 and above)					(1) TOTAL HOURS	(2) HOURLY RATE	(3) COST				
a. SEARCH				1		X      \$110.00      =	0.00				
b. REVIEW/EXCISING				2			0.00				
c. OTHER/COORDINATION/DENIAL				3			0.00				
8. COMPUTER SEARCH					(1) TOTAL TIME	(2) RATE	(3) COST				
a. MACHINE TIME (Not PC, desktop, laptop)				4		X      \$24.00/hr      =	0.00				
b. PROGRAMMER/OPERATOR TIME (Human)											
(1) Clerical Hours				1			0.00				
(2) Professional Hours				1			0.00				
9. OFFICE MACHINE COPY REPRODUCTION					(1) NUMBER	(2) RATE	(3) COST				
a. PAGES REPRODUCED FOR FILE COPY				3		X      .15      =	0.00				
b. PAGES RELEASED				5			0.00				
10. PRE-PRINTED PUBLICATIONS					(1) TOTAL PAGES	(2) RATE	(3) COST				
a. PAGES PRINTED				5		X      .02      =	0.00				
11. COMPUTER PRODUCT OUTPUT/ACTUAL COST CHARGES					(1) NUMBER	(2) ACTUAL COST	(3) COST				
a. TAPE/DISC/CD				6		X      =	0.00				
b. PAPER PRINTOUT				3			0.00				
12. OTHER ADMINISTRATIVE FEES					(1) NUMBER	(2) ACTUAL COST	(3) COST				
a. ALL POSTAGE/ADMINISTRATIVE (See instructions)				3		X      =	0.00				
13. AUDIOVISUAL MATERIALS					(1) NUMBER	(2) ACTUAL COST	(3) COST				
a. MATERIALS REPRODUCED				4		X      =	0.00				
14. SPECIAL SERVICES					(1) NUMBER	(2) ACTUAL COST	(3) COST				
a. ALL SPECIAL SERVICES (See instructions)				6		X      =	0.00				
15. MICROFICHE REPRODUCED				5		X      .25      =	0.00				
<b>FEE CODES</b> 1 Chargeable to "commercial" requesters. Chargeable to "other" requesters after deducting 2 hours. 2 Chargeable to "commercial" requesters only. 3 Not chargeable to any fee category. 4 Chargeable to "commercial". Chargeable to "other" after deduction of the equivalent of 2 hours. (Example: deduct \$88.00 professional rate.) 5 Chargeable to all fee categories after deduction of 100 pages (DOES NOT include "commercial"). 6 Chargeable to all fee categories. No deductions.				<b>16. FOR FOI OFFICE USE ONLY</b> a. TOTAL COLLECTABLE FEES b. TOTAL PROCESSING FEES c. TOTAL CHARGED d. FEES WAIVED/REDUCED (X one) e. FEES NOT APPLICABLE (X one)							
						\$384.00					
						<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;">Yes</td> <td style="width: 50%; text-align: center;">No</td> </tr> <tr> <td style="text-align: center;">Yes</td> <td style="text-align: center;">No</td> </tr> </table>		Yes	No	Yes	No
Yes	No										
Yes	No										
See Chapter 6, Fee Schedule, DoD 5400.7-R, to determine appropriate assessment of fees.											

## INSTRUCTIONS FOR COMPLETING DD FORM 2086

*This form is used to record costs associated with the processing of a Freedom of Information request.*

**1. REQUEST NUMBER** - First two digits will express Calendar Year followed by dash (-) and Component's request number, i.e., 03-001.

**2. TYPE OF REQUEST** - Mark the appropriate block to indicate initial request or appeal of a denial.

**3. DATE COMPLETED** - Enter year, month and day, i.e., 20031001.

**4. ACTION OFFICE** - Enter the office processing this request.

**5. CLERICAL HOURS** - For each applicable activity category, enter time expended to the nearest 15 minutes in the total hours column. The activity categories are:

Search - Time spent in locating from the files the requested information.

Review/Excising - Time spent in reviewing the document content and determining if the entire document must retain its classification or segments could be excised thereby permitting the remainder of the document to be declassified. In reviews for other than classification, FOI exemptions 2 through 9 should be considered.

Other Administrative - Time spent in activity other than above, such as hand carrying documents to other locations, restoring files, etc.

- Multiply the time in the total hours column of each category by the hourly rate and enter the cost figures for each category.

**6. PROFESSIONAL HOURS** - For each applicable activity category, enter time expended to the nearest 15 minutes in the total hours column. The activity categories are:

Search/Review/Excising/Other - See explanation above.

- Multiply the time in the total hours column of each category by the hourly rate and enter the cost figures for each category.

**7. EXECUTIVE HOURS** - For each applicable activity category, enter the time expended to the nearest 15 minutes in the total hours column. The activity categories are:

Search/Review/Excising/Other - See explanation above.

- Multiply the time in the total hours column of each category by the hourly rate and enter the cost figures for each category.

**8. COMPUTER SEARCH** - When the amount of government-owned (not leased) computer processing machine time required to complete a search is known, and accurate cost information for operation is available, enter the time used and the rate. Then, calculate the total cost which is fully chargeable to the requester.

- Programmer and operator costs are calculated using the same method as in Items 5 and 6. This cost is also fully chargeable to requesters as computer search time.

**9. OFFICE COPY REPRODUCTION** - Enter the number of pages reproduced and/or released.

- Multiply by the rate per copy and enter cost figures.

**10. PRE-PRINTED PUBLICATIONS** - Enter total pages.

- Multiply the total number of pages by the rate per page and enter cost figures.

**11. COMPUTER COPY** - Enter the total number of tapes and/or printouts.

- Multiply by the actual cost per tape or printout and enter cost figures.

**12. OTHER ADMINISTRATIVE FEES** - Covers postage (when known), correspondence preparation, other non-billable charges not covered under Items 5 - 7, etc.

**13. AUDIOVISUAL MATERIALS** - Duplication cost is the actual cost of reproducing the material, including the wages of the person doing the work.

**14. SPECIAL SERVICES** - Covers items outside of the FOIA such as authenticating records at \$5.20 per seal, overnight mail at cost, and other services for which the requester agrees to reimburse the agency.

**15. MICROFICHE REPRODUCED** - Enter the number of copies and multiply by the rate per copy.

### 16. FOR FOI OFFICE USE ONLY -

**Total Collectable Fees** - Add the blocks in the cost column and enter total in the total collectable fees block. Apply the appropriate waiver for the category of requester prior to inserting the final figure. Further discussion of chargeable fees is contained in Chapter VI of DoDM 5400.7.

**Total Processing Fees** - Add all blocks in the cost column and enter total in the total processing fees block. The total processing fees in most cases will exceed the total collectable fees.

**Total Charged** - Enter the total amount that the requester was charged, taking into account the fee waiver threshold and fee waiver policy.

**Fees Waived/Reduced** - Indicate if the cost of processing the request was waived or reduced by placing an "X" in the "Yes" block or the "No" block.

**Fees Not Applicable** - Indicate if the cost of processing the request was not applicable by placing an "X" in the "Yes" block or the "No" block.



(b)(6) OSD OATSD (PCLT) (USA)

---

**From:** (b)(6)  
**Sent:** Thursday, April 22, 2021 3:43 PM  
**To:** (b)(6);  
**Cc:** (b)(6) (USA); (b)(6) WHS ESD (USA); Fuentes, Tonya R (Toni) CIV OSD OCMO (USA)  
**Subject:** RE: FOIA APPEAL (Records Retention question)

Don,

The last records RDD received from I&S were 29 boxes, circa 2004-2013. We also do not have access to Mr. Elizondo's email account and given that he left the Department in 2017 we may not have records related to his tenure—unless they are in the records we received from I&S which cover circa 2004-2013—which we can search if tasked (and if the records collection we have are records germane to the FOIAs that are out there related to him, the office he worked for, or whatever is responsive to the FOIAs that are out there).

To be sure all avenues have been searched—we leave the decision to you all to task RDD to search what we have. As Ron pointed out to me---If you do task RDD, it will show you searched all available avenues for offices that may have records for these request(s?)—downrange for potential litigation—assuming you tasked I&S and other offices that may have responsive records to find this information as well.

Regards,

(b)(6)

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**From:** (b)(6)  
**Sent:** Wednesday, April 21, 2021 1:05 PM  
**To:** (b)(6);  
(b)(6)  
**Cc:** (b)(6) (USA); (b)(6) @mail.mil>; (b)(6) WHS ESD (USA) (b)(6) @mail.mil>; Fuentes, Tonya R (Toni) CIV OSD OCMO (USA) <tonya.r.fuentes.civ@mail.mil>  
**Subject:** RE: FOIA APPEAL (Records Retention question)

Hi All,

A few questions that may help think this one through:

(b)(6) when was the last time we received retired records from I&S? If we received recently, would we get e-mail contents from I&S in a "searchable" (if that's a word) way? If we have not received recently we would not have potential responsive records, no? From what I know of (which admittedly isn't the complete picture), I don't think we necessarily receive e-mail accounts—so RDD may not be able to assist here, would that be correct? (b)(6)

Regards,

(b)(6)  
Washington Headquarters Services  
Executive Services Directorate

(b)(6)

Records and Declassification Division

(b)(6)

(b)(6)

How am I doing? <https://ice.disa.mil/index.cfm?fa=card&sp=139807>

**From:** (b)(6)

**Sent:** Wednesday, April 21, 2021 12:43 PM

**To:** (b)(6)

**Cc:** (b)(6) (USA) (b)(6) @mail.mil>; Smith, John D CIV WHS ESD (USA)

<[john.d.smith887.civ@mail.mil](mailto:john.d.smith887.civ@mail.mil)>; (b)(6) WHS ESD (USA) (b)(6) @mail.mil>; Fuentes, Tonya R (Toni) CIV OSD OCMO (USA) <(b)(6) @mail.mil>

**Subject:** RE: FOIA APPEAL (Records Retention question)

Excellent, thanks (b)(6)

Adding Toni Fuentes, DPCLTD FOIA Policy Chief, for situational awareness.

Best,

r/

(b)(6)

Defense Privacy, Civil Liberties, and Transparency Division  
Directorate for Oversight and Compliance

(b)(6)

**From:** (b)(6)

**Sent:** Wednesday, April 21, 2021 12:36 PM

**To:** (b)(6)

**Cc:** (b)(6) (USA) (b)(6) @mail.mil>; Smith, John D CIV WHS ESD (USA)

(b)(6) >; (b)(6) WHS ESD (USA) (b)(6) @mail.mil>

**Subject:** RE: FOIA APPEAL (Records Retention question)

(b)(6)

We will provide the search criteria to our record search team and let you if we have any results.



Bottom line: Yes: Using our retention schedule, should USDI have retired such records

In addition with taking this issue up with USD I&S, recommend Ms. Chung address with DISA/JSP this is the 6<sup>th</sup> time this year that we've contacted about DISA/JSP not retaining the email accounts of OSD personnel, for both senior officials and non-senior officials.

(b)(6)

(b)(6)

Records and Declassification Division (RDD)  
Washington Headquarters Services,  
Office of the Secretary of Defense,

(b)(6)

We are not here to mark time, but to make progress, to achieve results and to leave a record of excellence.

President G.W. Bush

<https://quotesgram.com/img/records-management-quotes/7332137/>

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**From:** (b)(6)  
**Sent:** Wednesday, April 21, 2021 12:29 PM  
**To:** (b)(6)  
**Cc:** (b)(6) (USA) <(b)(6)@mail.mil>; Smith, John D CIV WHS ESD (USA)  
(b)(6) (b)(6) WHS ESD (USA) <(b)(6)@mail.mil>  
**Subject:** RE: FOIA APPEAL (Records Retention question)

Thanks for your response (b)(6)

Your correct. The 472 which USDI provides, and the response from the JSP search appear correct. My question was about retention protocols. In FOIA Xpress, there are FOIA requests dating back a few years requesting emails about Mr. Elizondo. The appeal cites eh DoD retention schedule that suggest even though there be no records now, there should have been records located years back by USDI for this topic. Using our retention schedule, should USDI have retired such records. Our contention, It just does not add up that there could be no records responses for emails of an high level official in DoD who resigned in 2017, but, there have been FOIA requests for his emails every year since, and USDI says no records. We intend to address this with USDI, but, sense the retention schedule was cited in the appeal, thought I'd ask. We wanted to provide Ms. Chung the correct response regarding the retention portion of the appeal. Perhaps an RDD search would address the appeal as well.

As always, thanks (b)(6)

r/

(b)(6)

Defense Privacy, Civil Liberties, and Transparency Division  
Directorate for Oversight and Compliance

(b)(6)

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**From:** (b)(6)  
**Sent:** Wednesday, April 21, 2021 12:01 PM  
**To:** (b)(6)  
**Cc:** (b)(6) (USA) <(b)(6)@mail.mil>; Smith, John D CIV WHS ESD (USA)  
(b)(6) (b)(6) WHS ESD (USA) (b)(6)@mail.mil>  
**Subject:** RE: FOIA APPEAL (Records Retention question)

(b)(6)

Please let me know if I'm reading this FOIA request correct.

If JSP searched Mr. Elizondo email account in accordance with the request. Which by my read says the requester seeks emails containing the keyword "Unidentified" in the either the text or body of the messages.

A "no record" could be a valid answer. As Mr. Elizondo email account may not have any records that meet the search criteria.

A "No Record" response does not mean JSP has not have the account retained. In this context it probably means there are no records that meet the search criteria the requester submitted.

Advise contacting (b)(6) and ask him does this account still exist and what was the search criteria used.

(b)(6)

(b)(6)

Records and Declassification Division (RDD)  
Washington Headquarters Services,  
Office of the Secretary of Defense,

(b)(6)

We are not here to mark time, but to make progress, to achieve results and to leave a record of excellence.



---

**From:** (b)(6)  
**Sent:** Wednesday, April 21, 2021 11:44 AM  
**To:** (b)(6)  
**Cc:** (b)(6) (USA) (b)(6) @mail.mil>  
**Subject:** FOIA APPEAL (Records Retention question)

Good morning (b)(6)

I have a question about an appeal which in is also the subject of Departmental Level Interest (DLI), we wanted to confirm with RDD before continuing to process. The requester has appealed FOID's initial response, and subsequent remand response regarding a no records response from USDI.

A search in FX resulted dozens of requests concerning this topic, with no records responses being reported for this named individual dating back a few years. Our question. Understanding that a JSR search for emails for this individual would result in no records now, it does not explain how USDI could get no records responses for email searches for a person who was a senior officer at USDI in 2017 before resigning his position. FOIA requests for emails concerning this individual go back a few years, but, the responses were also no records. Do you think it possible that RRD would have received records from USDI as part of their records retention schedule, and if so perhaps RDD may even have responsive records if a search were to be corrected. USDI has previously located records regarding the topic concerning this individual, (UAB's, UFO's), but, maybe not the emails of the individual.

(b)(6) in March 2021 said a JSP search resulted no records for email search for this individual. Doesn't mean there were not records before.

See appeal excerpt below for context.

Thanks (b)(6)

I am appealing this decision, based on the fact that DOD contractors, and their email, are to be saved for at least three years, if not more, depending on how Mr. Luis Elizondo

was categorized.

Please reference OSD Records Disposition Schedules, Series 100, at: Caution[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100\\_Series\\_General\\_Office\\_Records.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100_Series_General_Office_Records.pdf) < Caution[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100\\_Series\\_General\\_Office\\_Records.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100_Series_General_Office_Records.pdf) >

And OSD Records Disposition Schedules, Series 200, at: Caution[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200\\_Series\\_Management\\_and\\_Operations.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200_Series_Management_and_Operations.pdf) < Caution[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200\\_Series\\_Management\\_and\\_Operations.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200_Series_Management_and_Operations.pdf) >

2

Although I am not clear on EXACTLY which category Mr. Elizondo would fit, these records do show that his records would be saved for at LEAST three years after his retirement, which would make them saved through October 4, 2020. My FOIA request original FOIA request was filed in this case, and the original “no records” determination was given, within approximately 2 years of his retirement. That means, the records would exist a total of just under another year after my appeal was granted and remanded for another search.

Likely, Mr. Elizondo’s records per the schedules above, would rather be saved for seven years, but that fact becomes irrelevant, because no matter which category he fits, my request was sent and even my granted appeal, were all filed within the time period of the lowest time frame his records would be saved.

Reference for 19-A-1903

**From:** [OSD MC-ALEX OCMO Mailbox DFOIPO FOIA-APPEALS](#)  
**To:** [WHS MC-ALEX ESD Mailbox OSD-JS FOIA Requester Service Center](#)  
**Cc:** [Stanton, Willa M CIV OSD OSD \(USA\); Ernest-Johnson, Ann J CIV WHS ESD \(USA\); Carr, Stephanie L CIV WHS ESD \(USA\)](#)  
**Subject:** Remand for FOID FOIA # 19-F-1902  
**Date:** Tuesday, December 31, 2019 9:20:00 AM  
**Attachments:** [Remand to FOID.pdf](#)  
[Appeal Email Requester.pdf](#)

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Good morning,

After conducting an appellate review on FOID FOIA Case # 19-F-1902, we are remanding this case to FOID to conduct a new search. In his appeal letter packet, the appellant included an email from a previous request that appears to be responsive to his current request (see attached), indicating that this particular email should have been recovered during the record search for 19-F-1902. This email was sent to DOPSR. In this remand we are asking FOID to a.) conduct a search of DOPSR's email records using the search criteria from this request and b.) indicate whether Mr. Luis D. Elizondo is or is not a current DOD employee, and if not on what date he left the Department (this will be supplemental information for the requester in the event of another no records response to indicate records concerning him would no longer exist).

Please let me know if you have any questions on this. I have attached our letter to the appellant.

Thanks,

(b)(6)  
FOIA Appeals Analyst  
Defense Privacy, Civil Liberties, and Transparency Division  
Directorate for Oversight and Compliance  
Office of the Chief Management Officer  
Office of the Secretary of Defense  
Office: (b)(6)  
Fax: 571-372-5967

Reference for 19-A-1903

To whom it may concern,

This is an appeal to the final decision on FOIA Case 19-F-1902. I am appealing the adequacy of the search.

In this request, I asked for the following:

**I respectfully request a copy of records, electronic or otherwise, of the following: a copy of all emails, sent to and/or from Luis Elizondo (luis.d.elizondo.civ@mail.smil.mil though other email addresses could also exist – so I ask you search all addresses he managed), with the following phrase:**

**"COMMUNITY OF INTEREST"**

However, I was given a "no records" response.

Please reference FOIA Case 18-F-0644. In this request, the responsive records included multiple e-mails from Mr. Luis Elizondo's e-mail address, as referenced, to be searched. This request revealed that on August 9, 2017, at 4:00pm, Mr. Luis Elizondo sent an e-mail to DOPSR that included the phrase, "Community of Interest."

I included the email as an attachment for reference.

Based on this evidence, this e-mail should have come up as responsive, therefore, I appeal the adequacy of the search, and ask that the search be conducted again for responsive records.

Thank you so much for your time, and I am very much looking forward to your response.

Sincerely,

John Greenewald, Jr.  
27305 W. Live Oak Rd.  
Suite #1203  
Castaic, Ca. 91384  
FAX 1-818-659-7688



Reference for 19-A-1903

## -----Original Message-----

From: Elizondo, Luis D CIV (US)

Sent: Wednesday, August 9, 2017 4:20 PM

To: WHS Pentagon ESD Mailbox DOPSR &lt;whs.pentagon.esd.mbx.dopsr@mail.mil&gt;

Cc: (b)(6)

Subject: ATTR: Russo - DOPSR Request-Part 1

Greetings Michael and thank you once again for your assistance....One more e-mail to follow (three in total due to size limitations).

Per your guidance, please find the attached three .mpg files for your review. Please note, although the files are UNCLASSIFIED, they are being sent via SIPR in the spirit of extra precaution. No locational data is provided in any of the files and therefore there should be no classification issues.

STRATEGIC ISSUE: Unmanned aerial vehicles (balloons, commercial UAVs, private drones such as quadcopters, etc) continue to pose a potential threat to DoD facilities, equipment, and location. Army, Navy, and Air Force have all acknowledged the potential threat by UAS' to DoD equities but no single UNCLASSIFIED repository exists to share this information across all stakeholders.

PURPOSE: Our collective purpose is to eventually establish an UNCLASSIFIED database or "Community of Interest" of related signature data to be accessible by stakeholders such as DIA, the Navy, Defense Industry partners, and perhaps even State, Local & Tribal authorities to catalog and identify specific UAS threats to national security and/or DoD equities. By creating a virtual library to catalog and analyze each event, our hope will be to better understand the capabilities, and ultimately vulnerabilities of these systems.

Please let me know if I can assist any further with this request.

Sincerest Regards,

Luis

**From:** [OSD MC-ALEX OCMO Mailbox DFOIPO FOIA-APPEALS](#)  
**To:** [WHS MC-ALEX ESD Mailbox OSD-JS FOIA Requester Service Center](#)  
**Cc:** [Stanton, Willa M CIV OSD OSD \(USA\)](#); [Ernest-Johnson, Ann J CIV WHS ESD \(USA\)](#); [Carr, Stephanie L CIV WHS ESD \(USA\)](#)  
**Subject:** Remand for FOID FOIA # 19-F-1903  
**Date:** Wednesday, February 12, 2020 2:35:00 PM  
**Attachments:** [Remand to FOID.pdf](#)

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Good afternoon,

After conducting an appellate review on FOID FOIA Case # 19-F-1902, we are remanding this case to FOID to conduct a new search. This request/appeal is from the same requester as below and fundamentally concerns the same subject, so please refer to the instructions below, which should be the same for this one. Please let me know if you have any questions on this.

Thanks,

(b)(6)

FOIA Appeals Analyst  
Defense Privacy, Civil Liberties, and Transparency Division  
Directorate for Oversight and Compliance  
Office of the Chief Management Officer  
Office of the Secretary of Defense  
Office: (b)(6)  
Fax: 571-372-5967

-----Original Message-----

**From:** OSD MC-ALEX OCMO Mailbox DFOIPO FOIA-APPEALS  
**Sent:** Tuesday, December 31, 2019 9:21 AM  
**To:** WHS MC-ALEX ESD Mailbox OSD-JS FOIA Requester Service Center <whs.mc-alex.esd.mbx.osd-js-foia-requester-service-center@mail.mil>  
**Cc:** Stanton, Willa M CIV OSD OSD (USA) <willa.m.stanton.civ@mail.mil>; Ernest-Johnson, Ann J CIV WHS ESD (USA) <ann.j.ernest-johnson.civ@mail.mil>; Carr, Stephanie L CIV WHS ESD (USA) <stephanie.l.carr.civ@mail.mil>  
**Subject:** Remand for FOID FOIA # 19-F-1902

Good morning,

After conducting an appellate review on FOID FOIA Case # 19-F-1902, we are remanding this case to FOID to conduct a new search. In his appeal letter packet, the appellant included an email from a previous request that appears to be responsive to his current request (see attached), indicating that this particular email should have been recovered during the record search for 19-F-1902. This email was sent to DOPSR. In this remand we are asking FOID to a.) conduct a search of DOPSR's email records using the search criteria from this request and b.) indicate whether Mr. Luis D. Elizondo is or is not a current DOD employee, and if not on what date he left the Department (this will be supplemental information for the requester in the event of another no records response to indicate records concerning him would no longer exist).

Please let me know if you have any questions on this. I have attached our letter to the appellant.

Thanks,

(b)(6)

FOIA Appeals Analyst  
Defense Privacy, Civil Liberties, and Transparency Division



OVERSIGHT AND  
COMPLIANCE

OFFICE OF THE CHIEF MANAGEMENT OFFICER  
9010 DEFENSE PENTAGON  
WASHINGTON, DC 20301-9010

FEB 11 2020

Ref: 19-A-1903-A1  
19-F-1903

Mr. John Greenewald, Jr.  
27305 W. Live Oak Rd.  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald:

This responds to your December 16, 2019 Freedom of Information Act (FOIA) appeal. You appealed the no records determination of the Freedom of Information Division (FOID) in response to your September 21, 2019 FOIA request.

After carefully considering your appeal, I am remanding your request to FOID to conduct a new search for responsive records. Please be advised that FOID will give you new appeal rights if it is determined that any information is exempt from disclosure. This action closes your appeal in this office.

You have the right to judicial review of this decision in a United States District Court, in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

Melissa S. Walker  
Chief, DoD FOIA Policy

cc:  
FOID

Directorate for Oversight and Compliance  
Office of the Chief Management Officer  
Office of the Secretary of Defense  
Office (b)(6)  
Fax: 571-372-5967



OVERSIGHT AND  
COMPLIANCE

OFFICE OF THE CHIEF MANAGEMENT OFFICER  
9010 DEFENSE PENTAGON  
WASHINGTON, DC 20301-9010

FEB 11 2020

Ref: 19-A-1903-A1  
19-F-1903

Mr. John Greenewald, Jr.  
27305 W. Live Oak Rd.  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald:

This responds to your December 16, 2019 Freedom of Information Act (FOIA) appeal. You appealed the no records determination of the Freedom of Information Division (FOID) in response to your September 21, 2019 FOIA request.

After carefully considering your appeal, I am remanding your request to FOID to conduct a new search for responsive records. Please be advised that FOID will give you new appeal rights if it is determined that any information is exempt from disclosure. This action closes your appeal in this office.

You have the right to judicial review of this decision in a United States District Court, in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

Melissa S. Walker  
Chief, DoD FOIA Policy

cc:  
FOID





**DEPARTMENT OF DEFENSE  
FREEDOM OF INFORMATION DIVISION  
1155 DEFENSE PENTAGON  
WASHINGTON, DC 20301-1155**

DEC 13 2019

Ref: 19-F-1903

Mr. John Greenewald Jr.  
27305 West Live Oak Road  
Suite #1203  
Castaic, CA 91384

Dear Mr. Greenewald Jr.:

This is the final response to your September 21, 2019 Freedom of Information Act (FOIA) request, a copy of which is enclosed for your convenience. We received your request on September 23, 2019, and assigned it case number 19-F-1903. We ask that you use this number when referring to your request.

The Under Secretary of Defense for Intelligence (USDI), a component of the Office of the Secretary of Defense (OSD), conducted another search of their records systems based on the information provided in your request. After thorough searches of the electronic records and files of, no records of the kind you described could be identified. We believe that these search methods were appropriate and could reasonably be expected to produce the requested records if they existed.

In this instance, fees for processing your request were below the threshold for requiring payment. Please note that fees may be assessed on future requests.

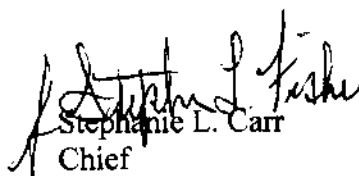
If you are not satisfied with this response, you may contact our OSD FOIA Public Liaison, Darrell Williams, at 571-372-0462 or by email at [OSD.FOIALiaison@mail.mil](mailto:OSD.FOIALiaison@mail.mil). Also, please note that the Office of Government Information Services (OGIS) offers services to requesters who have disputes with Federal agencies. You may contact OGIS if you have concerns about the processing of your request. Their contact information is provided below:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

You have the right to appeal to the appellate authority, Ms. Joo Chung, Director of Oversight and Compliance, Office of the Secretary of Defense, by writing directly to OCMO Office of the Chief Management Officer, 4800 Mark Center Drive, ATTN: DPCLTD, FOIA Appeals, Mailbox# 24, Alexandria, VA 22350-1700. Your appeal must be postmarked within 90 calendar days of the date of this response. Alternatively, you may email your appeal to [osd.foia-appeal@mail.mil](mailto:osd.foia-appeal@mail.mil). If you use email, please include the words "FOIA Appeal" in the subject of the email. Please also reference case number 19-F-1903 in any appeal correspondence.

If you have any questions or concerns about the foregoing or about the processing of your request, please do not hesitate to contact Ms. Angeline Hester at [angelne.d.hester.civ@mail.mil](mailto:angelne.d.hester.civ@mail.mil) or 571-372-0410.

Sincerely,



Stephanie L. Carr  
Chief

Enclosures:  
As stated

(b)(6) (USA)

---

**From:** (b)(6) (USA)  
**Sent:** Tuesday, April 6, 2021 7:46 AM  
**To:** (b)(6) (USA)  
**Subject:** FW: [Non-DoD Source] FOIA APPEAL 19-F-1903  
**Signed By:** (b)(6)@mail.mil

**From:** john@greenewald.com <john@greenewald.com>  
**Sent:** Monday, April 5, 2021 6:49 PM  
**To:** OSD MC-ALEX ODAM Mailbox DFOIPO FOIA-APPEALS <osd.mc-alex.odam.mbx.dfoipo-foia-appeals@mail.mil>  
**Subject:** [Non-DoD Source] FOIA APPEAL 19-F-1903

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

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To whom it may concern,

This is an official appeal of the final determination for 19-F-1903. In this request, I was given a "no records" determination, and was told that former DOD employee emails are not saved if not historically significant. Thus, a "no records" determination was given.

I am appealing this decision, based on the fact that DOD contractors, and their email, are to be saved for at least three years, if not more, depending on how Mr. Luis Elizondo was categorized.

Please reference OSD Records Disposition Schedules, Series 100, at: Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100\\_Series\\_General\\_Office\\_Records.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100_Series_General_Office_Records.pdf) < Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100\\_Series\\_General\\_Office\\_Records.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/100_Series_General_Office_Records.pdf) >

And OSD Records Disposition Schedules, Series 200, at: Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200\\_Series\\_Management\\_and\\_Operations.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200_Series_Management_and_Operations.pdf) < Caution-  
[https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200\\_Series\\_Management\\_and\\_Operations.pdf](https://www.esd.whs.mil/Portals/54/Documents/RPDD/RDS/200_Series_Management_and_Operations.pdf) >



Although I am not clear on EXACTLY which category Mr. Elizondo would fit, these records do show that his records would be saved for at LEAST three years after his retirement, which would make them saved through October 4, 2020. My FOIA request original FOIA request was filed in this case, and the original “no records” determination was given, within approximately 2 years of his retirement. That means, the records would exist a total of just under another year after my appeal was granted and remanded for another search.

Likely, Mr. Elizondo’s records per the schedules above, would rather be saved for seven years, but that fact becomes irrelevant, because no matter which category he fits, my request was sent and even my granted appeal, were all filed within the time period of the lowest time frame his records would be saved.

Therefore, I am appealing your actions on this case. I believe that responsive records should exist, given the mountain of interviews that Mr. Elizondo has given in the public domain, indicating that he worked on a program that would, on one or more occasions, make him send an e-mail with the word “unidentified” in it.

In addition, I believe Mr. Elizondo’s e-mails would be considered historically significant, given his acknowledged job title of the Director, National Programs Special Management Staff (NPSMS). I believe in this position, his work with classified programs, and giving out access to Special Access Programs (SAPs), as indicated by this military court transcript that indicates what NPSMS does (Caution-  
[https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20\(TRANS4Dec2017-MERGED\).pdf](https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20(TRANS4Dec2017-MERGED).pdf) < Caution-[https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20\(TRANS4Dec2017-MERGED\).pdf](https://www.mc.mil/Portals/0/pdfs/KSM2/KSM%20II%20(TRANS4Dec2017-MERGED).pdf) > ), his emails would be saved and archived as they would likely be considered “historically significant.”

I also believe that the Defense Information Systems Agency (DISA) also maintains backups of such data that I am seeking, and would like their systems checked for responsive records.

I hope, and trust, that since my request and appeals were in on time, that they would not be delayed until after the records sought were destroyed; whether properly or not.

I ask that you reopen this request, and search for the responsive records. If none are found based on the mailboxes of former DOD employee Luis Elizondo being destroyed, I would like this stated as such in the response letter to me.

Sincerely,

John Greenewald, Jr.  
27305 W. Live Oak Rd.  
Suite #1203  
Castaic, Ca. 91384  
FAX 1-818-659-7688

Sincerely,

**John Greenewald, Jr.**  
**CEO - The Black Vault, Inc.**

Caution-<http://www.theblackvault.com> < Caution-<http://www.theblackvault.com/> >

**Toll Free:** (800) 456-2228  
**International:** 1 (818) 655-0474  
**Fax:** (818) 659-7688

**Mailing Address:**

The Black Vault  
27305 W. Live Oak Rd., Suite 1203  
Castaic, CA 91384-4520

Analyst Notes 19-A-1903-A2

4/20/2021 modified on 6/22/2021

BLUF: I believe that we have exhausted all possible locations for search, and therefore we should uphold FOID's no records located decision.

On September 21, 2019, John Greenwald filed a FOIA request with FOID asking for emails sent to or from Luis Elizondo, a former DoD employee, with the keyword "Unidentified." On September 27, 2019 the requester *agreed to a narrowing of the scope with a date range of 2009-2012*. On October 4, 2019 the requester further agreed to a narrowing of the scope to "unidentified aerial phenomena, unidentified aerial phenomenon, unidentified flying objects, unidentified aircraft, unidentified UAS/ Unmanned Aerial/Aircraft Systems Unidentified UAV / Unmanned Aerial Vehicles." FOID conducted a search by tasking the National Programs Special Management Staff (NPSMS) and returned a no records response on December 13, 2019. The requester exercised their first set of appeal rights on December 16, 2019 and challenged FOID's search, citing the Luis Elizondo's TV show and his prolific interest in UFOs.

DPCLTD remanded the case back to FOID for a search of DOPSR, to ensure that no records were missed on February 11, 2020. FOID subsequently reopened the case and tasked USD(I), and DOPSR, who located no records. On April 1, 2021, FOID again returned a no records response. On April 6, 2021, the requester exercised their appeal rights, challenging the adequacy of search. In his appeal letter the requester argues that DoD should still have records of emails for three years based on the records disposition schedules found at Tab H.

According to the DOJ FOIA manual, Procedural Requirements, the courts require agencies to take a search that is "reasonably calculated to uncover all relevant documents (page 43)." Courts have also disfavored searches that "exclude files where records might be located" or are "based on *unreasonable interpretations of the scope of the request*." Furthermore, courts can disfavor searches if the agency "properly determined where records were likely to be found, *or whether the agency improperly limited its search to certain record systems*." Finally, agencies "need to pursue a lead it cannot in good faith ignore, i.e., a lead that is both clear and certain." We are also not required to go to the ends of the earth, or disrupt agency operations to find documents.

In order to understand this request, and in compliance with my NARA training, we first need to understand who Luis Elizondo claims to be. He claims, in his History Channel Biography, to have been the director of the Advanced Aerospace Threat Identification Program. According to the *New York Times*, the program was created in 2007 and shut down in 2012. The program began as part of the Defense Intelligence Agency. Furthermore, we know that Steven Aftergood, of the Federation of American Scientists, located a list of material produced by the project from a DIA FOIA request. Mr. Elizondo resigned in October 2017 from USD(I), five years after the alleged shutdown of the AATIP program.

In reviewing the search taskers, both original and second, along with open source media on the background of the request I believe that, if the accounts still existed, they no longer exist. Because the subject, Luis Elizondo, left DoD in October 2017, even if his records were still available they have likely been destroyed due the age of the request. If we knew his position level at USD(I) we could provide a more accurate answer based on the records retirement schedules. Email of former, non-capstone employees, are kept for at least 3 years according to OSD's records retirement schedule. So at a minimum, even if we were to look again, we are not likely to find any kind of emails. In the first search,

conducted in 2019, National Programs Special Management Staff, conducted a search of their NIPR, SIPR, JWICS, Shared drive, and JSP using the keywords provided by Greenewald, with no records located. This was the best opportunity for finding records since the accounts should still have been preserved according to the records schedule.

In the second instance, FOID tasked USD(I), the last known location where Mr. Elizondo worked, and DOPSR, since the Appellate authority believed that DOPSR would have material. In the second instance of searches conducted in 2021, DOPSR had stated that they had provided all of their records in prior cases and recommended USD(I). USD(I) in their search tasker claimed that "e-mails of former DoD employees are not retained unless they are considered historical record and retained by the NRC. Mr. Elizondo's e-mail accounts have likely been deleted and no longer exist." But, given OUSD(I) and DOPSR records not likely to be found, I am not sure what, if any, records would remain, given the requester's date range of 2009-2012.

Given the timeframe, I believe the best course of action would be to search the retired files due to the age of the narrowed request. There is a small possibility that the record requested may exist in RDD's retired files. It would also satisfy a correct scoping of the request, as we are obligated to check systems that may contain the records, and RDD is the only entity I am aware of that would maintain files in the requested date range.

Recommend: Search RDD

6/22/2021: After a search conducted by RDD, I believe that we have exhausted all possible areas to find responsive material. On analysis of the search tasker and possible relevant records provided by RDD, the only hits were those with Mr. Elizondo's last name, and all of them were not relevant to the request. We again saw that the only e-mails preserved were from other OSD accounts. Mr. Greenewald may want more of Mr. Elizondo's emails to exist, but I cannot fathom where else they could be in OSD. Having exhausted all possible search areas, I believe that this case should be upheld.

Recommend: Uphold FOID

Author: (b)(6)

**Division Chief Review (6/25/2021):** After discussion with (b)(6) it appears that the JSP was tasked during the first search based on the 472 by NPSMS, which says "the Joint Service Provider also conducted an investigative search." That was the only idea I had for any additional search, i.e., to ensure JSP also did a search as they have responsibility for OSD email and maintain a central archive of email. After three separate search events of offices likely to maintain these records, I believe DoD has done a more than reasonable search. Concur with the recommendation.