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*JOURNALIST RUSSELL CAROLLO*

THRU:

Phone:

Fax: CALL FIRST

Email:

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Oct. 26, 2012

THRU: Susan Viscuso  
Central Intelligence Agency

This is an appeal under the Freedom of Information Act, 5 U.S.C. 552. On June 28, 2012, I filed the attached request.

Nothing in this appeal is intended to change the scope of my request.

The attached response was not correct for the following reasons:

- 1) Requester was denied records, yet no appeal authority was provided.
- 2) The initial response was that the request imposed "an excessive and unreasonable burden on the agency," and in correspondence dated Sept. 5, 2012, the agency suggested that the requester "refine" the scope of the request. By letter dated Sept. 17, 2012, requester did as agency suggested, significantly limiting scope of request from "all communication since October 1998" to "only communication between the CIA and NARA since January 2009."

This not only reduced the scope of the request from 14 years to only three, it also eliminated communication with all other agencies except NARA.

Nonetheless, the response to the significantly limited request states:

***"Our response remains the same."***

Given that requester followed instructions of agency and significantly limited the scope of request and given that the scope of the modified request was several times smaller than original request, requester is entitled to new response.

Is three years still too many? Is two years too many? One year? One month?

- 3) The response contained no evidence that any search whatsoever was conducted for responsive records or that any other effort was made to respond to request pursuant to 5 U.S.C. 552. Given the mission and capability of the agency, it clearly has the means and the platform for which to conduct such a search.

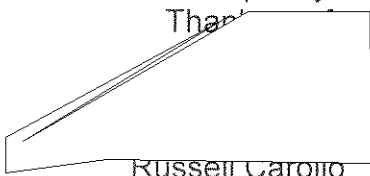
- 4) NARA responded to a nearly identical request by providing documents, significantly weakening agency's argument that responding to the request would impose "an excessive and unreasonable burden."

I request an index of all documents denied to me, as required under Vaughn v. Rosen, 484 F.2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1972).

I respectfully ask that you consider that this request and appeal are made by a journalist under a law intended by Congress to keep our citizens informed about the activities of government – a law our government and many others feel is vital to a free nation. I also respectfully ask that you consider that this response is not in keeping with the spirit or the letter of that law or with your own policies.

I expect your decision in 20 business days. See 5 U.S.C. § 552(a)(6)(A)(ii).

Thank you for your assistance.



Russell Carollo

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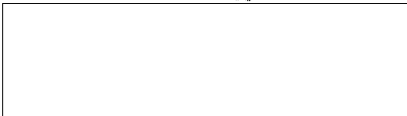
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Central Intelligence Agency



Washington, D.C. 20505

Mr. Russell Carollo



OCT 17 2012

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Reference: F-2012-01642

Dear Mr. Carollo:

This is a final response and acknowledges receipt of your 17 September 2012 letter, received in the office of the Information and Privacy Coordinator on 19 September 2012, seeking to modify your F-2012-01642 Freedom of Information Act (FOIA) request for **"All communication since October 1998 related in any way to the release of materials related to the JFK assassination."**

Your letter modifies the above request to **"only communication between the CIA and NARA since January 2009."** Our response remains the same. For your assistance, we have enclosed a copy of our initial response to you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Michele Meeks".

Michele Meeks  
Information and Privacy Coordinator

Enclosure

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# JOURNALIST RUSSELL CAROLLO

(b)(6)

Phone:

Fax: CALL FIRST

Email:

June 28, 2012

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Susan Viscuso  
Central Intelligence Agency

Pursuant to the federal Freedom of Information Act, 5 U.S.C. 552, I request access to and copies of:

All communication since October 1998 related in any way to the release of materials related to the JFK assassination. This request includes, but is not limited to, communication with the NARA, internal CIA communication, communication with other agencies and all records of all discussions related in any way to classifying records NBR (Not Believed Relevant).

This request also includes, but is not limited to, congressional correspondence and FOIA request and response letters related in any way to the same subject.

I have attached a letter to assist in your search; however, the scope of my request is in no way limited by this document.

Please justify each deletion separately by reference to specific exemptions of the Act, and release all reasonably segregable portions of otherwise exempt material.

Include information contained in the material that otherwise would be considered non-responsive to the specific request.

I will only modify this request in writing -- not via telephone.

Notify me prior to incurring more than \$200 of expenses.

I look forward to your reply within 20 business days, as the statute requires.

Thanks for your assistance.

Yours very truly,

Russell Carollo, journalist

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**EXPRESS** *US Airbill*  
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RECIPIENT: PEEL HERE

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Date: 10-26-12 Tracking Number: **800807905483**

Sender's Name

Company: **RUSSELL CARROLL**

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3 To Recipients Name

Name: SUSAN VESCO Phone: 703-613-1887

Company

Address: Enstrom Valley, Colorado

City

State: CO ZIP: 80505

0452161117

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6 Special Handling and Delivery Signature Options

SATURDAY Delivery

No Signature Required

Direct Signature

Indirect Signature

Signature Required

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7 Payment Bill to:

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Recipient

Third Party

Credit Card

Cash/Check

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Sender Account No.:

Recipient Account No.:

Third Party Account No.:

Credit Card Account No.:

Cash/Check Account No.:

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