



Washington, D.C. 20505

[Redacted]

FEB 04 2005

The National Security Archive
Gelman Library, Suite 701
2130 H Street, N.W.
Washington, D.C. 20037

Reference: F-2005-00136

Dear [Redacted]

This correspondence responds to your 9 December 2004 letter in which you appealed the 4 November 2004 determination of this agency regarding your 26 October 2004 Freedom of Information Act (FOIA) request for "the **June 2004 CIA Inspector General's Report discussing the events of September 11, 2001.**" Specifically, you appealed our determination to protect the requested information in its entirety on the basis of FOIA exemptions (b)(1), (b)(3), and (b)(5).

In considering your appeal, the Agency Release Panel has determined that Agency officials erroneously processed your FOIA request and mistakenly presumed the draft report was the final version. They applied the FOIA's exemptions to protect the information in the draft report as if it was final, and, thus, responsive to your FOIA request. Because the Agency's Office of Inspector General has not yet produced a final report, no documents responsive to your FOIA request exist. For these reasons, we are closing your 9 December 2004 appeal of our determinations regarding the application of FOIA exemptions (b)(1), (b)(3), and (b)(5). You may appeal the determination that no documents responsive to your FOIA request exist by submitting an appeal to the Agency Release Panel, in my care, within 45 days from the date of this letter.

Sincerely,

A handwritten signature in black ink that reads "Scott Koch".

Scott Koch

Executive Secretary
Agency Release Panel