



Washington, D.C. 20505

NOV 14 2005

Mr. Timothy Snyder  
Department of History  
Yale University  
Box 208324  
New Haven, CT 06520-8324

Reference: F-2005-01185

Dear Mr. Snyder:

We are responding to your 4 July 2005 letter in which you appeal our 1 June 2005 response to your Freedom of Information Act request for records on Jozef Swiatlo, who was one of the most important functionaries of the Polish Ministry of Public Security. Specifically, you are appealing our determination to neither confirm nor deny the existence or nonexistence of records pertaining to Mr. Swiatlo, beyond the material provided in our 1 June 2005 response.

The Agency Release Panel, having considered your appeal, has sustained the determination that the Agency can neither confirm nor deny the existence or nonexistence of records responsive to your request on the basis of Freedom of Information Act exemptions (b)(1) and (b)(3). Therefore, in accordance with Agency regulations, the Agency Release Panel has denied your appeal. These Agency regulations are set forth in part 1900 of title 32 of the Code of Federal Regulations.

In accordance with the provisions of the Freedom of Information Act, you have the right to seek judicial review of this determination in a United States district court.

Sincerely,

**ORIGINAL SIGNED**

Scott Koch  
Executive Secretary  
Agency Release Panel



(b)(3)  
(b)(6)

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(b)(3)  
(b)(6)