

Central Intelligence Agency



Washington, D.C. 20505

27 September 2013

Ms. Cathy Higgins-Mora  
70 West Madison Street  
Suite 4000  
Chicago, IL 60602

Reference: F-2013-01911

Dear Ms. Higgins-Mora:

This responds to your 16 July 2013 letter appealing our 1 July 2013 final response to your Freedom of Information Act (FOIA) for information regarding Lyndon Roosevelt Gardiner.

The Agency Release Panel (ARP) considered your appeal and determined that, in accordance with Section 3.6(a) of Executive Order 13526, the CIA can neither confirm nor deny the existence or nonexistence of records responsive to your request. The "fact of" the existence or nonexistence of requested records is currently and properly classified and relates to intelligence sources and methods information that is protected from disclosure by Section 6 of the CIA Act of 1949, as amended, and Section 102A(i)(1) of the National Security Act of 1947, as amended. Therefore, in accordance with Agency regulations set forth in part 1900 of title 32 of the Code of Federal Regulations, the ARP denied your appeal on the basis of FOIA exemptions (b)(1) and (b)(3). In accordance with the provisions of the FOIA, you have the right to seek judicial review of this determination in a United States district court.

Sincerely,

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

Michele Meeks  
Executive Secretary  
Agency Release Panel

IMS/IRRG/PIPD, [redacted] 4 September 2013

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

Distribution:

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Denier: [redacted]

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

**APPEALS** [redacted] **01911 F higgins-mora DIF glomar**

(b)(3)  
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