

# **EXHIBIT 22**

## OIG Documents

**FOIA/PA Request No.:** F-2004-01456

**Document Number:** 28

**Date of Document:** 2/22/2003

**Document Type:** Email

**Classification:** Top Secret

**From/To:**

**Subject:** Harmon Letter

**Document Pages:** 1

**FOIA Exemptions:**

- (b) (1)
- (b) (2)
- (b) (3)
- (b) (4)
- (b) (5)
- (b) (6)
- (b) (7) (a)
- (b) (7) (c)
- (b) (7) (d)
- (b) (7) (e)
- (b) (7) (f)

**Privacy Act Exemptions:**

- (d) (5)
- (j) (1)
- (j) (2)
- (k) (1)
- (k) (2)
- (k) (5)

**Disposition:**

- Denied in Full
- Partial Release
- Released in Full
- Referred to Third Agency

**Document Description:**

This is a one-page email, discussing a meeting between CIA and the White House regarding the CIA's response to a congressional inquiry. The document also includes the draft text of a letter to Congress. This document contains information relating to the methods and organization of the CIA. The document also contains predecisional, deliberative information, CIA attorney work-product, and information provided by a CIA attorney to his client in connection with the provision of legal advice. The document also contains information relating to the identities of personnel engaged in counter-terrorism operations. This document is withheld in its entirety on the basis of FOIA exemption b(5), and in part on the bases of FOIA exemptions b(3), and b(6).

Exemption b(3) - This document contains information relating to intelligence sources and intelligence methods that is specifically exempted from disclosure by section 102A(i)(1) of the National Security Act of 1947, as amended, 50 U.S.C.A. § 403-1(i)(1) (West Supp. 2008) and section 6 of the Central Intelligence Act of 1949, as amended, 50 U.S.C.A. § 403g (West Supp. 2008), and thus is protected from disclosure by Exemption b(3).

Exemption b(5) - This document contains information relating predecisional deliberations, including preliminary evaluations, opinions, and recommendations of government employees, as well as CIA attorney work product conveyed in connection with the provision of legal advice. The information is therefore protected from disclosure by Exemption b(5).

Exemption b(6) - This document contains information relating to the identities of personnel engaged in

counterterrorism operations, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. The public interest in disclosure of the information does not outweigh the harm to the individual whose privacy would be violated, and thus the information is protected from disclosure by Exemption b(6).

**Case Number:** 04-cv-4151 (SDNY)  
**Judge's Initials:** AKH