

United States Department of State

Washington, D.C. 20520

October 17, 2016

Case No.: F-2010-04163

Segment: IPS-0001, S-ES-S-0004, S-ES-S-0005

Ms. Katherine Gallagher Center for Constitutional Rights 666 Broadway, 6th Floor New York, NY 10012

Dear Ms. Gallagher,

I refer you to our letter dated October 11, 2016, regarding the release of certain Department of State material under the Freedom of Information Act (the "FOIA"), 5 U.S.C. §552.

The searches of the individual emails of Jacob Sullivan and the state.gov emails of Cheryl Mills are ongoing and have resulted in the retrieval of six documents responsive to your request. After reviewing these six documents we have determined that 1 may be released in part and 5 must be withheld in full. All released material is enclosed.

Where a document was released to you in part, all non-exempt material that was reasonably segregable from the exempt material was released. Where we have made excisions, the applicable exemptions are marked on each document. Of the information withheld in full, all was withheld under FOIA Exemptions 1 and 5, 5 U.S.C. §552(b)(1) and (b)(5). An enclosure provides information on FOIA exemptions and other grounds for withholding material.

We will keep you advised as your case progresses. If you have any questions, your attorney may contact Assistant U.S. Attorney Jean-David Barnea at (212) 637-2679 or at Jean-David.Barnea@usdoj.gov.

Sincerely,

Eric F. Stein, Acting Director

Office of Information Programs and Services

Enclosures: As stated

The Freedom of Information Act (5 USC 552)

FOIA Exemptions

- (b)(1) Information specifically authorized by an executive order to be kept secret in the interest of national defense or foreign policy. Executive Order 13526 includes the following classification categories:
 - 1.4(a) Military plans, systems, or operations
 - 1.4(b) Foreign government information
 - 1.4(c) Intelligence activities, sources or methods, or cryptology
 - 1.4(d) Foreign relations or foreign activities of the US, including confidential sources
 - 1.4(e) Scientific, technological, or economic matters relating to national security, including defense against transnational terrorism
 - 1.4(f) U.S. Government programs for safeguarding nuclear materials or facilities
 - 1.4(g) Vulnerabilities or capabilities of systems, installations, infrastructures, projects, plans, or protection services relating to US national security, including defense against transnational terrorism
 - 1.4(h) Weapons of mass destruction
- (b)(2) Related solely to the internal personnel rules and practices of an agency
- (b)(3) Specifically exempted from disclosure by statute (other than 5 USC 552), for example:

ARMSEXP	Arms Export Control Act, 50a USC 2411(c)
CIA PERS/ORG	Central Intelligence Agency Act of 1949, 50 USC 403(g)
EXPORT CONTROL	Export Administration Act of 1979, 50 USC App. Sec. 2411(c)
FS ACT	Foreign Service Act of 1980, 22 USC 4004
INA	Immigration and Nationality Act, 8 USC 1202(f), Sec. 222(f)
IRAN	Iran Claims Settlement Act, Public Law 99-99, Sec. 505

- (b)(4) Trade secrets and confidential commercial or financial information
- (b)(5) Interagency or intra-agency communications forming part of the deliberative process, attorney-client privilege, or attorney work product
- (b)(6) Personal privacy information
- (b)(7) Law enforcement information whose disclosure would:
 - (A) interfere with enforcement proceedings
 - (B) deprive a person of a fair trial
 - (C) constitute an unwarranted invasion of personal privacy
 - (D) disclose confidential sources
 - (E) disclose investigation techniques
 - (F) endanger life or physical safety of an individual
- (b)(8) Prepared by or for a government agency regulating or supervising financial institutions
- (b)(9) Geological and geophysical information and data, including maps, concerning wells

Other Grounds for Withholding

NR Material not responsive to a FOIA request excised with the agreement of the requester

RELEASE IN PART 1.4(B),B1,1.4(D),NR

Harter, Dennis G

SECRET IMMEDIATE SUBJECT: Pressing the Turks at Los Cabos CLASSIFIED BY: Francis J. Ricciardone, Ambassador; REASON: 1.4(B), (C), (D) REVIEW AUTHORITY: Sharon Ahmad, Senior Reviewer Madame Secretary: NR Israel

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E.O. 13526: DECL: 2037/06/17

TAGS: PSSM, PREL, PGOV, TU, IS, IZ, SY, AM, AJ

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