

# DON FOIA ANNUAL REPORT

FOR  
10/01/2013  
THROUGH  
09/30/2014

The following **Annual Freedom of Information Act** report covers the Period 10/01/2013, through 09/30/2014, as required by 5 U.S.C. 552.

## I. BASIC INFORMATION REGARDING REPORT

### 1. Name, Title, Address, and Telephone Number

Christopher A. Julka  
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Washington, DC 20350  
703-697-0031

### 2. Electronic address for Report on the agency web site.

<http://www.doncio.navy.mil/ContentView.aspx?ID=5232>

### 3. How to obtain a copy of the report in paper form.

You may obtain an electronic copy of this DoN Annual FOIA Report for fiscal year 2013 by contacting the DON FOIA office/Public Liaison (email: [DONFOIAPublicLiaison@navy.mil](mailto:DONFOIAPublicLiaison@navy.mil)). A FOIA request is not necessary. Please include a return e-mail or postal address.

## II. MAKING A FOIA REQUEST

### 1. 1. The DoD Freedom of Information Act Handbook is web based and interactive. It provides general information about the FOIA Program within DoD and provides basic information about how to submit a FOIA request. It also contains DoD component addresses, a brief description of expected response times, and the reason why some requests are not granted. The DoD Freedom of Information Act Handbook can be found at:

<http://www.dod.gov/pubs/foi/dfoipo/foiaHandbook.html>; Using this web page, you can navigate to the FOIA Requester Service Centers for the Military Services, Combatant Commands, or Defense Department Agencies.

### 2. Reasons why some requests are not granted and general categories of agency records. This is a summary of the most frequent reasons for a FOIA request not to be granted:

i. The request is transferred to another DoD component, or to another Federal Agency.

ii. The request is withdrawn by the requester.

iii. The requester is unwilling to pay fees associated with a request; the requester is past due in the payment of fees from a previous FOIA request; or the requester disagrees with the fee estimate.

iv. A record has not been described with sufficient detail to enable the DoD component to locate it with a reasonable amount of effort.

v. The information requested is not a record within the meaning of the FOIA.

vi. The request is a duplicate request (e.g., a requester asks for the same information more than once). This includes identical requests received via different means (e.g., electronic mail, facsimile, mail, courier) at the same or different times from the same requester.

vii. The record is denied in whole or in part in accordance with one or more exemptions as set forth in the FOIA.

b. The FOIA exemptions used by the DoD components apply to a number of different categories of records.

### III. ACRONYMS, DEFINITIONS, AND EXEMPTIONS

1. Acronyms used :

<b>Acronym</b>	<b>Definition</b>
1ST MARDIV	1st Marine Division
1ST MAW	1st Marine Aircraft Wing
1ST MLG	1st Marine Logistics Group
2D MARDIV	2D Marine Division
2D MAW	2D Marine Aircraft Wing
2D MLG	2D Marine Logistics Group
3D MARDIV	3D Marine Division
3D MAW	3D Marine Aircraft Wing
3D MLG	3D Marine Logistics Group
ASNMRA	Assistant Secretary of the Navy (Manpower & Reserve Affairs)
BCNR	Board for Correction of Naval Records
BUMED	Bureau of Medicine and Surgery
C10F	U.S. Fleet Cyber Command/Tenth Fleet
C5F	Commander, U.S. Naval Forces Central/Fifth Fleet
C5F	Commander, U.S. Naval Forces Central/Fifth Fleet
CFCC	Commander U.S. Fleet Forces Command (COMUSFLTFORCOM)
CIDUCS	Center for Information Dominance Unit Corry Station
CLGWP	Commander Logistics Group Western Pacific
CNATTHQ	Center for Naval Aviation Technical Training
CNIC	Commander, Navy Installations Command
CNO	Chief of Naval Operations
CNRF	Commander, Navy Reserve Force
CNRH	Region Legal Service Office Hawaii
CNRMA	Navy Region Mid-Atlantic
CNSWC	Commander, Naval Special Warfare Command (COMNAVSPECWARCOM)
COMNAVEURCOMNAVA FCOMSIXFLT	Commander, US Naval Forces Europe-Africa
COMVAQWINGPAC	Commander, Carrier Air Wing 11
CPPD	Center for Personal and Professional Development
CSFTA	Commander Strike Force Training Atlantic
DANTES	Defense Activity for Non-Traditional Education Support
DNS-36	Directorate of Naval Staff-36 (the Navy FOIA program)
DON	Department of the Navy (encompasses both the Navy and Marine Corps)
DON CIO	Department of the Navy Chief Information Officer
I MEF	I Marine Expeditionary Force
II MEF	II Marine Expeditionary Force
III MEF	III Marine Expeditionary Force
MAGTFTC, MCAGCC	MAGTFTC, MCAGCC, Twentynine Palms
MARCENT	Marine Corps Forces Central Command
MARFORCOM	Marine Corps Forces Command

MARFOREUR	Marine Corps Forces Europe Command
MARFORPAC	Marine Corps Forces Pacific
MARFORRES	Marine Corps Forces Reserve Command
MARFORSOUTH	Marine Corps Forces South Command
MARMCNorfolkVA	Middle Atlantic Regional Maintenance Center
MARSOC	Marine Corps Forces Special Operations Command
MCAF Quantico	Marine Corps Air Facility Quantico VA
MCAS Beaufort	Marine Corps Air Station Beaufort SC
MCAS CP	Marine Corps Air Station Cherry Point NC
MCAS Iwakuni	Marine Corps Air Station Iwakuni JA
MCAS Miramar	Marine Corps Air Station Miramar CA
MCAS NR	Marine Corps Air Station New River NC
MCAS Yuma	Marine Corps Air Station Yuma AZ
MCB Camp Butler	Marine Corps Base Camp Butler OK JA
MCB Hawaii	Marine Corps Base Hawaii
MCCDC	Marine Corps Combat Development Command
MCIA	Marine Corps Intelligence Activity
MCICOM	Marine Corps Installations Command
MCIEAST-MCB CAMLEJ	Marine Corps Installations East-Marine Corps Base Camp Lejeune
MCIEWEST-CAMPEN	Marine Corps Installations West - Camp Pendleton
MCIPAC	Marine Corps Installations Pacific
MCLB Albany	Marine Corps Logistics Base Albany GA
MCLB Barstow	Marine Corps Logistics Base Barstow CA
MCLC	Marine Corps Logistics Command
MCRC	Marine Corps Recruiting Command
MCRD ERR	Marine Corps Recruit Depot Eastern Recruiting Region Parris Island
MCRD WRR	Marine Corps Recruit Depot Western Recruiting Region San Diego
MCSC	Marine Corps Systems Command
MCSCG	Marine Corps Security Cooperation Group
MCSF BI	Blount Island Command Jacksonville FL
MCSFR	Marine Corps Security Force Regiment
NAVAIRHQ	Naval Air Systems Command - Headquarters
NAVFACHQ	Naval Facilities Engineering Command - Headquarters
NAVIG	Naval Inspector General
NAVMISSA	Navy Medical Information Systems Support Activity
NAVSAFECEN	Naval Safety Center
NAVSEAHQ	Naval Sea Systems Command Headquarters - Washington, D.C.
NAVSUPMechPA	Naval Supply Systems Command, Mechanicsburg, PA
NCIS	Naval Criminal Investigative Service
NCSC	Naval Chaplaincy School and Center, Fort Jackson, SC
NETC	Naval Education and Training Command
NHHC	Naval History and Heritage Command
NLSC	Naval Legal Service Command
NLSONC	Naval Legal Service Office - North Central
NMLC	Naval Medical Logistics Command

NPC	Navy Personnel Command
NPS	Naval Postgraduate School
NRC	Navy Recruiting Command
NRL	Naval Research Laboratory (Code 1030)
NSTC	Naval Service Training Command
NTTCMeridian	Naval Technical Training Center, Meridian, MS
NWC	Naval War College
NWSSB	Naval Weapons Station Seal Beach
NWTTCMeridian	NAVTECHTRACEN Meridian, MS
NorthwestRMCBremerton	Northwest Regional Maintenance Center
OCHR	Office of Civilian Human Resources
OCHRN	Office of Civilian Human Resources Norfolks Operations Center
OCHRP	Office of Civilian Human Resources Philadelphia Operations Center
OGC	Office of the General Counsel
OJAG13	Office of the Judge Advocate General - Code 13 (Administrative Law)
ONI	Office of Naval Intelligence
ONR	Office of Naval Research
OSP	Office of Special Projects
PACFLT	Commander, U.S. Pacific Fleet
SERMCMayport	Southeast Regional Maintenance Center
SPAWAR HQ	Space and Naval Warfare Systems Command - Headquarters
SSP	Strategic Systems Program Office
SouthCentralRMC	South Central Regional Maintenance Center
TECOM	Marine Corps Training and Education Command
TSC	Training Support Center, Great Lakes
USMC	United States Marine Corps
USN	United States Navy
USNA	United States Naval Academy
USNAVSO	U.S. Naval Forces Southern Command
USNB	U.S. Navy Band

2. Definition of terms used in this report :

- a. **Administrative Appeal** - a request to a federal agency asking that it review at a higher administrative level a FOIA determination made by the agency at the initial request level.
- b. **Average Number** - the number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example, of 3, 7, and 14, the average number is 8.
- c. **Backlog** - the number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.
- d. **Component** - for agencies that process requests on a decentralized basis, a "component" is an entity, also sometimes referred to as an Office, Division, Bureau, Center, or Directorate, within the agency that processes FOIA requests. The FOIA now requires that agencies include in their Annual FOIA Report data for both the agency overall and for each principal component of the agency.
- e. **Consultation** - the procedure whereby the agency responding to a FOIA request first forwards a record to another agency for its review because that other agency has an interest in the document. Once the agency

in receipt of the consultation finishes its review of the record, it responds back to the agency that forwarded it. That agency, in turn, will then respond to the FOIA requester.

- f. **Exemption 3 Statute** - a federal statute that exempts information from disclosure and which the agency relies on to withhold information under subsection (b)(3) of the FOIA.
- g. **FOIA Request** - a FOIA request is generally a request to a federal agency for access to records concerning another person (i.e., a "third-party" request), or concerning an organization, or a particular topic of interest. FOIA requests also include requests made by requesters seeking records concerning themselves (i.e., "first-party" requests) when those requesters are not subject to the Privacy Act, such as non-U.S. citizens. Moreover, because all first-party requesters should be afforded the benefit of both the access provisions of the FOIA as well as those of the Privacy Act, FOIA requests also include any first-party requests where an agency determines that it must search beyond its Privacy Act "systems of records" or where a Privacy Act exemption applies, and the agency looks to FOIA to afford the greatest possible access. All requests which require the agency to utilize the FOIA in responding to the requester are included in this Report.

Additionally, a FOIA request includes records referred to the agency for processing and direct response to the requester. It does not, however, include records for which the agency has received a consultation from another agency. (Consultations are reported separately in Section XII of this Report.)

- h. **Full Grant** - an agency decision to disclose all records in full in response to a FOIA request
- i. **Full Denial** - an agency decision not to release any records in response to a FOIA request because the records are exempt in their entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.
- j. **Median Number** - the middle, not average, number. For example, of 3, 7, and 14, the median number is 7.
- k. **Multi-Track Processing** - a system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.
- l. **Expedited Processing** - an agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.
- m. **Simple Request** - a FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the low volume and/or simplicity of the records requested.
- n. **Complex Request** - a FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.
- o. **Partial Grant/Partial Denial** - in response to a FOIA request, an agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.
- p. **Pending Request or Pending Administrative Appeal** - a request or administrative appeal for which an agency has not taken final action in all respects.
- q. **Perfected Request** - a request for records which reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.
- r. **Processed Request or Processed Administrative Appeal** - a request or administrative appeal for which an agency has taken final action in all respects.
- s. **Range in Number of Days** - the lowest and highest number of days to process requests or administrative appeals.

- t. **Time Limits** - the time period in the statute for an agency to respond to a FOIA request (ordinarily twenty working days from receipt of a perfected FOIA request).
3. Concise descriptions of the nine FOIA exemptions :
- a. **Exemption 1** - classified national defense and foreign relations information
  - b. **Exemption 2** - internal agency rules and practices
  - c. **Exemption 3** - information that is prohibited from disclosure by another federal law
  - d. **Exemption 4** - trade secrets and other confidential business information
  - e. **Exemption 5** - inter-agency or intra-agency communications that are protected by legal privileges
  - f. **Exemption 6** - information involving matters of personal privacy
  - g. **Exemption 7** - records or information compiled for law enforcement purposes, to the extent that the production of those records (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions, or (F) could reasonably be expected to endanger the life or physical safety of any individual
  - h. **Exemption 8** - information relating to the supervision of financial institutions
  - i. **Exemption 9** - geological information on wells

#### **IV. EXEMPTION 3 STATUTES**

Statute	Type of Information Withheld	Case Citation	Number of Times Relied Upon per Component	Total Number of Times Relied Upon by Agency
10 USC § 1102	Medical quality assurance records		NAVY : 1	1
10 USC § 128	Unclassified information pertaining to security measures, including security plans, procedures, and equipment for the physical protection of special nuclear material		NAVY : 1	1
10 USC § 130	Unclassified technical data with military or space application		USMC : 1 NAVY : 17	18
10 USC § 130b	Personally identifying information regarding personnel assigned to an overseas, sensitive or routinely deployable unit		USMC : 113 NAVY : 31 DON (direct) : 2	146
10 USC § 130c	Sensitive information of foreign governments and international organizations	Natl Inst. Of Military Justice v. DoD 404 F. Supp 2d 325, 335-37 (D.D.C. 2005), affd on other grounds, 512 F.3d 677 (D.C. Cir 2008); ACLU v. DOD, 389 F. Supp. 2d 547, 554 (S.D.N.Y. 2005); Gerstein v. DOD, No. 03-5193, slip op. at 8 (N.D. Ca. Dec. 21,	USMC : 2	2
10 USC § 130e	DoD critical infrastructure security information		NAVY : 1	1
10 USC § 2305(g)	DoD contractor proposals	10 U.S.C. § 2305(g); Roman v. NSA, Nos. 09-2947, 09-4281, 09-3344, 09-2504, 09-5633, 2012 WL 569747, at *7 (E.D.N.Y. Feb. 22, 2012); Margolin v. NASA, No. 09-CV-00421-LRH-VPC, 2011 WL 1303221, at *6 (D. Nev. Mar. 31, 2011).	USMC : 4 NAVY : 7	11
10 USC § 455	Maps, charts, and geodetic data		NAVY : 14	14
10 USC § 613a(a)	Proceedings from selection and special selection boards for active duty officers and warrant officers		NAVY : 1	1



18 USC § 798(a)	Communications intelligence	Larson v. Dept of State, 565 F 3d 857, 868-869 (D.C. Cir. 2009);N.Y. Times Co. v. DoD 499 F. Supp. 2d 501, 512 (S.D.N.Y. 2007); Adejumobi v. NSA, No. 07-1237, 2007 WL 4247878, at *3 (M.D. Fla Dec 3, 2007), affd per curiam, 287 F. Appx 770 (11th Cir. 2	NAVY : 1	1
22 USC § 2778(e)	Information pertaining to export license applications under the Arms Export Control Act	Council for a Livable World v. U.S. Dept. of State, No 96-1807, slip op. at 11 (D.D.C. Jan. 21, 1998), amended (D.D.C Nov. 23, 1998).	NAVY : 1	1
41 USC § 2102(a)(1)	Contract source selection information	Legal & Safety Employer Research, Inc. v. U.S. Dept of Army. No. Civ. S001748, 2001 WL 34098652 at *3-4 (E.D. Cal. May 4, 2001) (dictum).	NAVY : 3	3
50 USC § 3024(i)	Intelligence Sources and Methods (Director of National Intelligence use only)	CIA v. Sims, 471 U.S. 159, 167 (1985); Berman v. CIA, 501 F.3d 1136, 1137-38, 1140 (9th Cir. 2007); Wolf v. CIA, 473 F.3d 370, 378, 380 (D.D. Cir. 2007).	NAVY : 3	3
50 USC § 421	Protection of identities of US undercover intelligence officers, agents, informants and sources		USMC : 1	1
IG Act of 1978, Sec 7(b), P.L. 95-452	Confidentiality of employee complaints to the Inspector General		NAVY : 1	1

**V. FOIA REQUESTS**

<b>A. Received, Processed and Pending FOIA Requests</b>				
	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
USMC	231	2878	2639	470
NAVY	1959	7083	6741	2301
TOTAL	2190	9961	9380	2771

<b>B.(1) Disposition of FOIA Requests -- All Processed Requests</b>													
	Number of Full Grants	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No records	All records referred to another agency	Request withdrawn	Fee-related reason	Records not reasonably described	Improper FOIA request for other reason	Not an agency record	Duplicate request	Other	
USMC	298	1305	35	396	146	101	52	38	23	131	53	61	2639
NAVY	1645	1836	298	719	579	303	99	54	301	258	407	242	6741
TOTAL	1943	3141	333	1115	725	404	151	92	324	389	460	303	9380

<b>B.(2) Disposition of FOIA Requests -- Other Reasons for Full Denials Based on Reasons Other than Exemptions</b>		
	Description of Other Reasons for Denials from Chart B.(1) & Number of Times Those Reasons Were Relied Upon	TOTAL
USMC	Admin Closed 0 Administratively Closed 55 Fail to pay; closed with no further action 0 Glomar 6 Investigation is not complete that is being requested 0 No response from requester after 20 day notice. 0 Other (Specify) 0 Other Reason Not a Proper FOIA 0 Partial granted and partial referred to NCIS 0 Requestor failed to respond. 0 SERVICE MEMBER IS STILL ON ACTIVE DUTY 0	61
NAVY	Admin Closed 0 Administratively Closed 107 Clarification provided in FOIA response letter. 0 Congressional Request 0 Consolidation of FOIA Requests 0 FOIA training 0 Fail to pay; closed with no further action 0 GLOMAR 0 Glomar 10 Information available on the Internet IAW 32CFR701.18(b)(5) 0 Litigation 3 Misdirected 0 Misdirected Request 103 No record 0 No response from requester after 20 day notice. 0 Privacy Act Requests 0 Referred to CNLSC for IDA 0 Referred to our RMB section - OGA Desk 0 Remanded back to IDA by Code 14. 0 Request consolidation 0 Request created by Code 14 to process appeal. 0 Request processed outside FOIAonline 0 Request transferred outside FOIAonline 0 Unable to Contact Requester 19 Unable to contact Requester 0 Unable to locate the requester. See comments. 0 We have documents but the investigation is still under review 0	242
TOTAL		302

<b>B.(3) Disposition of FOIA Requests -- Number of Times Exemptions Applied</b>														
	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
USMC	2	2	121	19	65	941	19	7	434	2	1	8	0	0
NAVY	58	12	79	58	155	1426	128	1	634	24	35	11	0	0
TOTAL	60	14	200	77	220	2367	147	8	1068	26	36	19	0	0



**VI. ADMINISTRATIVE APPEALS OF INITIAL DETERMINATIONS OF FOIA REQUESTS**

<b>A. Received, Processed and Pending FOIA Appeals</b>				
	Number of Appeals Pending as of Start of Fiscal Year	Number of Appeals Received in Fiscal Year	Number of Appeals Processed in Fiscal Year	Number of Appeals Pending as of End of Fiscal Year
USMC	0	7	6	1
NAVY	17	177	175	19
TOTAL	17	184	181	20

<b>B. Disposition of Administrative Appeals All Processed Appeals</b>					
	Number of Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number of Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
USMC	0	1	1	4	6
NAVY	75	21	33	46	175
TOTAL	75	22	34	50	181

<b>C.(1) Reasons for Denial on Appeal Number of Times Exemptions Applied</b>														
	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
USMC	0	0	0	0	0	0	0	0	1	0	0	0	0	0
NAVY	3	0	2	0	2	17	4	0	7	0	1	0	0	0
TOTAL	3	0	2	0	2	17	4	0	8	0	1	0	0	0

<b>C.(2) Reasons for Denial on Appeal Reasons Other than Exemptions</b>												
	No records	Records referred at initial request level	Request withdrawn	Fee-related reason	Records not reasonably described	Improper request for other reasons	Not agency record	Duplicate request or appeal	Request in litigation	Appeal based solely on denial for expedited processing	Other	
USMC	2	1	0	0	0	0	0	0	1	0	1	
NAVY	15	2	3	1	0	1	1	1	0	0	24	
TOTAL	17	3	3	1	0	1	1	1	1	0	25	

<b>C.(3) Reasons for Denial on Appeal Other Reasons</b>		
	Description of Other Reasons for Denials from Chart C.(2) & Number of Times Those Reasons Were Relied Upon	TOTAL
USMC	Returned to OGC 1	1
NAVY	BUMED responded to requester and provided requested documents 1 Case is not appealable as case was not a denial. Requester can refile if he have not received the info he requested. 1 Case is not appealable due to it exceeds the 60 day period to appeal. 1 Improper Request for Other Reason 1 Moot 6 Other (Specify) 14	24
TOTAL		25

<b>C.(4) Response Time for Administrative Appeals</b>				
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
USMC	17	26.33	5	55
NAVY	16	17	< 1	64
TOTAL	16	17.31	< 1	64

**C.(5) Ten Oldest Pending Administrative Appeals**

	10th Oldest Appeal and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal and Number of Days Pending
USMC										2014-04-14 118
NAVY	2014-09-05 17	2014-08-28 22	2014-08-20 28	2014-07-31 42	2014-07-24 47	2014-07-02 62	2014-06-25 67	2014-05-30 85	2014-05-09 99	2014-03-28 129
TOTAL	2014-08-28 22	2014-08-20 28	2014-07-31 42	2014-07-24 47	2014-07-02 62	2014-06-25 67	2014-05-30 85	2014-05-09 99	2014-04-14 118	2014-03-28 129

**VII. FOIA REQUESTS: RESPONSE TIME FOR PROCESSED AND PENDING REQUESTS**

<b>A. Processed Requests -- Response Time for All Processed Perfected Requests</b>												
	SIMPLE				COMPLEX				EXPEDITED			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
USMC	9.5	19.35	< 1	797	30	53.26	< 1	630	15.5	23.94	3	95
NAVY	9	46.13	< 1	1345	35	124.52	< 1	2006	4.5	21.09	< 1	191
DON (direct)	< 1	< 1	< 1	< 1	< 1	< 1	< 1	< 1	-	-	-	-
TOTAL	9	35.14	< 1	1345	33	112.23	< 1	2006	11.5	22.38	< 1	191

<b>B. Processed Requests Response Time for Perfected Requests in Which Information Was Granted</b>												
	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
USMC	9	19.97	< 1	797	35	62.07	< 1	623	16	24.53	3	95
NAVY	6	36	< 1	1338	42	125.31	< 1	2006	2	18.67	< 1	191
DON (direct)	< 1	< 1	< 1	< 1	< 1	< 1	< 1	< 1	-	-	-	-
TOTAL	7	28.46	< 1	1338	41	116.63	< 1	2006	11.5	21.78	< 1	191

<b>C. Processed Requests Response Time in Day Increments</b>														
Simple Requests														
	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
USMC	1482	283	75	56	17	7	21	6	1	4	10	1	1	1965
NAVY	2526	445	168	70	58	32	33	12	8	8	28	17	104	3508
TOTAL	4008	728	243	126	75	39	54	18	9	12	38	18	105	5473

Complex Requests														
	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
USMC	147	69	32	28	15	15	10	11	4	4	6	1	3	346
NAVY	696	338	201	103	63	42	37	45	38	34	83	121	156	1956
TOTAL	843	407	233	131	78	57	47	56	42	38	89	122	159	2302

Expedited Requests														
	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
USMC	10	5	2	0	1	0	0	0	0	0	0	0	0	18
NAVY	18	1	0	2	0	0	0	0	0	1	0	0	0	22
TOTAL	28	6	2	2	1	0	0	0	0	1	0	0	0	40

<b>D. Pending Requests All Pending Perfected Requests</b>									
	SIMPLE			COMPLEX			EXPEDITED		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
USMC	172	25.50	74.80	43	74	209.91	1	79	79
NAVY	788	52	267	531	428	345.81	3	37	81.67
TOTAL	960	150	232.57	574	398	335.63	4	58	81

**E. Pending Requests Ten Oldest Pending Perfected Requests**

	10th Oldest Request and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request and Number of Days Pending
USMC	2012-08-08 538	2012-07-24 549	2012-07-03 563	2012-06-07 581	2012-03-28 631	2011-10-23 738	2011-05-23 843	2011-02-04 918	2011-01-12 934	2011-01-12 934
NAVY	2009-11-03 1231	2009-10-30 1233	2009-10-27 1236	2009-10-26 1237	2009-09-24 1258	2009-08-20 1282	2009-06-08 1334	2009-03-31 1382	2008-10-13 1497	2006-11-09 1979
TOTAL	2009-11-03 1231	2009-10-30 1233	2009-10-27 1236	2009-10-26 1237	2009-09-24 1258	2009-08-20 1282	2009-06-08 1334	2009-03-31 1382	2008-10-13 1497	2006-11-09 1979

## VIII. REQUESTS FOR EXPEDITED PROCESSING AND REQUESTS FOR FEE WAIVER

<b>A. Requests for Expedited Processing</b>					
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
USMC	16	56	1	20.39	63
NAVY	28	92	1	18.22	93
TOTAL	44	148	1	19.03	156

<b>B. Requests for Fee Waiver</b>				
	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
USMC	16	109	10	27.7
NAVY	151	162	13	52.86
DON (direct)	0	0	0	0
TOTAL	167	271	12	45.56



**IX. FOIA PERSONNEL AND COSTS**

	PERSONNEL			COSTS		
	Number of Full-Time FOIA Employees	Number of Equivalent Full-Time FOIA Employees	Total Number of Full-Time FOIA Staff	Processing Costs	Litigation-Related Costs	Total Costs
USMC	10	4	14	\$1,281,749.68	\$15,000.00	\$1,296,749.68
NAVY	41	43	84	\$9,507,511.00	\$20,515.00	\$9,528,026.00
DON (direct)	0	0	0	\$1,694.04	\$0.00	\$1,694.04
<b>TOTAL</b>	<b>51</b>	<b>47</b>	<b>98</b>	<b>\$10,790,954.72</b>	<b>\$35,515.00</b>	<b>\$10,826,469.72</b>

\* Increased costs are attributed to events of high public interest and a change in capturing these metrics associated to a new processing system.

**X. FEES COLLECTED FOR PROCESSING REQUESTS**

	Total Amount of Fees Collected	Percentage of Total Costs
USMC	\$3,981.09	0
NAVY	\$58,650.00	0.01
DON (direct)	\$495.50	0.29
TOTAL	\$54,959.88	0.003

## **XI. FOIA REGULATIONS**

1. For more information, please consult the following website:  
<http://www.dtic.mil/whs/directives/corres/pdf/540007r.pdf>

## XII. BACKLOGS, CONSULTATIONS, AND COMPARISONS

<b>A. Backlogs of FOIA Requests and Administrative Appeals</b>		
	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
USMC	229	0
NAVY	1954	3
TOTAL	2183	3

<b>B. Consultations on FOIA Requests Received, Processed, and Pending Consultations</b>				
	Number of Consultations Received from Other Agencies that Were Pending as of Start of the Fiscal Year	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Processed During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Pending as of End of the Fiscal Year
USMC	4	23	17	10
NAVY	41	132	110	63
DON (direct)	0	1	1	0
TOTAL	45	156	128	73

<b>C. Consultations on FOIA Requests Ten Oldest Consultations Received from Other Agencies and Pending</b>										
	10th Oldest Consultation and Number of Days Pending	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Consultation and Number of Days Pending
USMC	2014-09-18 8	2014-08-21 27	2014-07-31 42	2014-07-24 47	2014-07-17 52	2014-06-23 69	2014-06-18 72	2014-06-04 82	2014-04-02 126	2012-10-01 501
NAVY	2013-03-15 389	2012-10-10 495	2012-07-26 547	2011-09-21 759	2011-09-16 762	2011-06-24 820	2011-05-05 855	2010-10-04 1001	2009-11-09 1227	2008-11-13 1491
TOTAL	2012-10-10 495	2012-10-01 501	2012-07-26 547	2011-09-21 759	2011-09-16 762	2011-06-24 820	2011-05-05 855	2010-10-04 1001	2009-11-09 1227	2008-11-13 1491

<b>D. Comparison of Numbers of Requests from Previous and Current Annual Report Requests Received, Processed, and Backlogged</b>				
	NUMBER OF REQUESTS RECEIVED		NUMBER OF REQUESTS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Year's Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
USMC	0	2878	0	2639
NAVY	12409	7083	12107	6741
TOTAL	12409	9961	12107	9380

	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
USMC	0	229
NAVY	1163	1954
TOTAL	1163	2183

\* The requests from last year's annual report have been consolidated within the NAVY row.

<b>E. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report Appeals Received, Processed, and Backlogged</b>				
	NUMBER OF APPEALS RECEIVED		NUMBER OF APPEALS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
USMC	0	7	0	6
NAVY	315	177	312	175
TOTAL	315	184	312	181

	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
NAVY	3	3
TOTAL	3	3

\* The appeals from last year's annual report have been consolidated within the NAVY row.