Approved for Release by NSA on 05-16-2012, FOIA Case # 67129

ANNUAL REPORT
FREEDOM OF INFORMATION ACT FY2006

REPORT CONTROL SYMBOL
DD-DA&M(A)1365

1. INITIAL REQUEST DETERMINATIONS

a GRANTED IN FULL	b DENIED IN PART	c DENIED IN FULL	d. "OTHER REASONS"	e TOTAL ACTIONS
133	461	1023	613	2230 0

2a. EXEMPTIONS INVOKED ON INITIAL REQUEST DETERMINATIONS

(b) (1)	(b) (2)	(b) (3)	(b) (4)	(b) (5)	(b) (6)
1188	115	1426	27	45	189

(b) (7)(A)	(b) (7)(B)	(b) (7)(C)	(b) (7)(D)	(b) (7)(E)	(b) (7)(F)	(b) (8)	(b) (9)
7	1	7	17	2	0	0	0

2b. "OTHER REASONS" CITED ON INITIAL DETERMINATIONS

1	2	3	4	5	6	7	8	9	TOTAL
no records 219	referrals 0	withdrawn 39	fee 1	clarify 6	non-purview 31	not a record 0	dupe 98	AC 219	613 0

2c. STATUTES CITED ON INITIAL REQUEST (b)(3) EXEMPTIONS

(1)(b)(3) STATUTE CLAIMED	NUMBER OF INSTANCES	COURT UPHELD? (Yes or No)	CONCISE DESCRIPTION OF MATERIAL WITHHELD
(b)(3)	81	Yes	(see below)
(b)(3) - 10 USC 130	13	Yes	Unclass Technical Data with Military or Space Applications (export control)
(b)(3) - 18 USC 798	1096	Yes	Communications Intelligence
(b)(3) - P.L. 86-36	1424	Yes	NSA Functions and Activities
(b)(3) - 50 USC 403	1065	Yes	Intelligence Services and Methods
(b)(3) - 50 USC 403g Section 6 of the CIA Act of 1949	1		

3. APPEAL DETERMINATIONS

a GRANTED IN FULL	b DENIED IN PART	c DENIED IN FULL	d "OTHER REASONS"	e TOTAL ACTIONS
2	1	78	30	111 0

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4a. EXEMPTIONS INVOKED ON APPEAL DETERMINATIONS

(b) (1)	(b) (2)	(b) (3)	(b) (4)	(b) (5)	(b) (6)
68	3	72	2	15	0

(b) (7)(A)	(b) (7)(B)	(b) (7)(C)	(b) (7)(D)	(b) (7)(E)	(b) (7)(F)	(b) (8)	(b) (9)
0	0	0	1	0	0	0	0

4b "OTHER REASONS" CITED ON APPEAL DETERMINATIONS

1	2	3	4	5	6	7	8	9	TOTAL
no records 23	referral 0	withdrawn 0	fee 1	clarify 0	non-purview 0	not a record 0	Dupe 1	AC 5	30 0

4c. STATUTES CITED ON APPEAL (b)(3) EXEMPTIONS

(1)(b)(3) STATUTE CLAIMED	NUMBER OF INSTANCES	COURT UPHELD? *(Yes or No)*	CONCISE DESCRIPTION OF MATERIAL WITHHELD
(b)(3) - 18 USC 798	55 (est.)	Yes	Communications Intelligence
(b)(3) - 50 USC 403	60 (est.)	Yes	Intelligence Sources and Methods
(b)(3) - P.L. 86-36	72 (est.)	Yes	NSA Functions and Activities

5. NUMBER AND MEDIAN AGE OF INITIAL CASES PENDING	(1) AS OF BEGINNING REPORT PERIOD	(2) AS OF END REPORT PERIOD
a TOTAL INITIAL REQUESTS PENDING *(open)*	708	664
b MEDIAN AGE *(in days)* OF OPEN INITIAL REQUESTS	746	790

6.a. TOTAL NUMBER OF INITIAL REQUESTS RECEIVED DURING THE FISCAL YEAR	2186
b TOTAL NUMBER OF APPEALS RECEIVED	132

7. TYPES OF INITIAL REQUESTS PROCESSED AND MEDIAN AGE	TOTAL NUMBER OF CASES	MEDIAN AGE (Days)
a SIMPLE	2145	11
b COMPLEX	85	1232
c EXPEDITED PROCESSING	2	60

8. TOTAL AMOUNT COLLECTED FROM THE PUBLIC	$ 764.80

9. PROGRAM COST	
a NUMBER OF FULL TIME STAFF	12.37
b NUMBER OF PART TIME STAFF	2.55
c ESTIMATED LITIGATION COST	$ 134,021
d TOTAL PROGRAM COST	$ 5,913,338

10. REPORT ON EXECUTIVE ORDER (EO) 13392 IMPLEMENTATION *(See Page 3)*

11. AUTHENTICATION 11/3/2006

a TYPED NAME *(Last, First, Middle Initial)*	b. DUTY TITLE
Phillips, Pamela N.	Chief, DC34, FOIA/PA
c AGENCY NAME	**d TELEPHONE NUMBER** *(Include Area Code)*
National Security Agency	301-688-6527

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10. REPORT ON EXECUTIVE ORDER (EO) 13392 IMPLEMENTATION. In this section, which is required for the FY 2006 and FY 2007 FOIA Annual Reports, Components detail their compliance with EO 13932 *(Attach additional sheets if necessary Reference each continuation sheet by item number)*

a DESCRIPTION OF ANY SUPPLEMENTATION/MODIFICATION TO DOD IMPROVEMENT PLAN BY YOUR COMPONENT *(If applicable)* Describe any refinements or changes to the DoD FOIA Improvement Plan made by your Component. If this does not apply to your Component, state "None".

None

b REPORT ON YOUR COMPONENT IMPLEMENTATION OF THE DOD FOIA IMPROVEMENT PLAN Describe how your Component performed in meeting each of the milestones listed in the Plan

1. NSA established a Requester Service Center and a Chief FOIA Liaison Officer and posted all pertinent contact information on the Internet, including an email address
2. NSA responded on time to provide input on organizational placement of FOIA offices.
3. NSA responded on time to provide input regarding resources required to continue reduction of the FOIA backlog.
4. NSA responded on time with an analysis of software for use in processing FOIA requests.

c IDENTIFICATION OF DEFICIENCIES *(If applicable)* If your Component did not meet one or more milestones, list which one(s) were not met and why

1. NSA has not yet provided input to DoD regarding standardized job series and GS levels for FOIA personnel (due Oct. 30). NSA does not use the OPM Personnel System. We are attempting to use the sample position descriptions to establish work roles within NSA's system, and we will provide our draft proposals to DoD when complete.

d ADDITIONAL NARRATIVE REGARDING OTHER EXECUTIVE ORDER-RELATED ACTIVITIES *(optional)* This section allows Components the opportunity to provide any comments relevant to EO 13392.

X

NSA is making every attempt to follow the DoD Implementation Plan and meet its milestone. This Agency is somewhat different from other DoD Components, however, since organizational we wear two hats and are functionally subordinate to two organizations (DoD and ODNI). IN addition, our FOIA funding does not come through DoD.

e ADDITIONAL STATISTICS

(1) DATE OF YOUR COMPONENT'S OLDEST FOIA REQUEST *(Date on request letter, or if undated, date received in your Component)*	(2) DATE OF YOUR COMPONENT'S OLDEST FOIA CONSULTATION *(Date of transmittal memo from referring Component or Agency to your Component If undated, date received in your Component)*
10 March 1991	3 May 1993