



United States Department of State

Washington, D.C. 20520

June 27, 2022

Case No. FL-2022-00031

Reed Rubinstein
America First Legal Foundation
600 14th Street NW, 5th Floor
Washington, D.C. 20005

Dear Mr. Rubinstein:

As we noted in our letter dated May 31, 2022, we are processing your request for material under the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552. The Department of State has processed more than 300 pages of potentially responsive material since its last release and has identified an additional three responsive records subject to the FOIA. We have determined that all three records may be released in part.

An enclosure explains the FOIA exemptions and other grounds for withholding material. Where we have made redactions, the applicable FOIA exemptions are marked on each record. All non-exempt material that is reasonably segregable from the exempt material has been released and is enclosed.

We will keep you informed as your case progresses. If you have any questions, your attorney may contact Stephen DeGenaro, Assistant U.S. Attorney, at Stephen.DeGenaro@usdoj.gov and/or (202) 252-7229. Please refer to the case number, FL-2022-00031, and the civil action number, 21-cv-02832, in all correspondence about this case.

Sincerely,

A handwritten signature in black ink, appearing to read "Diamonece Hickson", written in a cursive style.

Diamonece Hickson
Acting Chief, Litigation and Appeals Branch
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

From:	(b)(6)@state.gov>
To:	(b)(6)@state.gov>
CC:	NEA-Staff-Assistants-DL <NEA-Staff-Assistants-DL@state.gov>
Subject:	Re: Overdue Congressional Taskers
Date:	Fri, 4 Oct 2019 12:46:21 +0000

Yes, drafters have been following up with DOD regularly on both reports.

(b)(6)

Special Assistant to the Assistant Secretary
Bureau of Near Eastern Affairs
U.S. Department of State

Office: (b)(6)

Email: (b)(6)@state.gov

From: (b)(6)@state.gov>

Sent: Thursday, October 3, 2019 2:37:19 PM

To: (b)(6)@state.gov>

Cc: NEA-Staff-Assistants-DL <NEA-Staff-Assistants-DL@state.gov>

Subject: RE: Overdue Congressional Taskers

Thanks much (b)(6) Is anyone following up with DOD on the two reports that are pending their clearance?

UNCLASSIFIED

From: (b)(6)@state.gov>

Sent: Wednesday, October 2, 2019 2:49 PM

To: (b)(6)@state.gov>

Cc: NEA-Staff-Assistants-DL <NEA-Staff-Assistants-DL@state.gov>

Subject: RE: Overdue Congressional Taskers

(b)(6), here are updates on these four reports from RMA (b)(6)

Report Number	Report Title	Legislation	Bureau	Principal	Frequency	Date Tasked to Bureau	Date Due to Congress
3015	The Military Activities of External Actors in Libya	Joint Explanatory Statement (page 293) accompanying The John S. McCain National Defense Authorization Act for Fiscal Year 2019, PL 115-232	NEA	P	One-Time	(b)(5)	8-Feb-19
3162	Military Action of Saudi Arabia and Its Coalitions Partners in Yemen	PL 115-91, Sec. 1265. National Defense Authorization Act FY 2018	NEA	P	Annual until 2020		7-Jun-19
3377	Iran-Related Multilateral Sanctions Regime Efforts	Sec. 10 of the Iran Sanctions Act, 50 U.S.C. 1701	NEA	P	Semiannual		1-Oct-19
3378	PLO Commitments Compliance Act of 1989, as amended.	Foreign Relations Authorization Act, PL 107-228; Section 603-604, and 699 // P.L. 101-246 Sec 803(b)sec 804(b)	NEA	S	Semiannual		4-Oct-19

(b)(6)

Special Assistant to the Assistant Secretary

Bureau of Near Eastern Affairs

U.S. Department of State

Office: (b)(6)

Email: (b)(6)@state.gov

SENSITIVE BUT UNCLASSIFIED

From: (b)(6)@state.gov>
 Sent: Wednesday, October 2, 2019 10:38 AM
 To: (b)(6)@state.gov>
 Cc: NEA-Staff-Assistants-DL <NEA-Staff-Assistants-DL@state.gov>
 Subject: Overdue Congressional Taskers

(b)(6) Could you let me know the status of the two reports below and also provide an update on reports 3377 and 3378 (see attached)? Thanks much, (b)(6)

3015	The Military Activities of External Actors in Libya	Joint Explanatory Statement (page 293) accompanying The John S. McCain National Defense Authorization Act for Fiscal Year 2019, PL 115-232	NEA	P	One-Time	(b)(5)	8-Feb-19
3162	Military Action of Saudi Arabia and Its Coalitions Partners in Yemen	PL 115-91, Sec. 1265. National Defense Authorization Act FY 2018	NEA	P	Annual until 2020		7-Jun-19

SENSITIVE BUT UNCLASSIFIED

Sender: (b)(6)@state.gov>
Recipient: (b)(6)@state.gov>; NEA-Staff-Assistants-DL <NEA-Staff-Assistants-DL@state.gov>

From: (b)(6)@state.gov>
To: (b)(6)@state.gov>; (b)(6)@state.gov>; NEA-RMA-CONGRESSIONAL-DL <NEA-RMA-CONGRESSIONAL-DL@state.gov>
Subject: RE: Overdue Congressional Taskers
Date: Wed, 2 Oct 2019 18:38:03 +0000

Looks great

SENSITIVE BUT UNCLASSIFIED

From: (b)(6)@state.gov>
Sent: Wednesday, October 2, 2019 2:34 PM
To: (b)(6)@state.gov>; (b)(6)@state.gov>; NEA-RMA-CONGRESSIONAL-DL <NEA-RMA-CONGRESSIONAL-DL@state.gov>
Subject: RE: Overdue Congressional Taskers

(b)(6)

This is what I plan to send back. Let me know if you have any edits/issues/questions before I send.

(b)(6)

Report Number	Report Title	Legislation	Bureau	Principal	Frequency	Date Tasked to Bureau	Date Due to Congress
3015	The Military Activities of External Actors in Libya	Joint Explanatory Statement (page 293) accompanying The John S. McCain National Defense Authorization Act for Fiscal Year 2019, PL 115-232	NEA	P	One-Time	(b)(5)	8-Feb-19
3162	Military Action of Saudi Arabia and Its Coalitions Partners in Yemen	PL 115-91, Sec. 1265. National Defense Authorization Act FY 2018	NEA	P	Annual until 2020	(b)(5)	7-Jun-19

3377	Iran-Related Multilateral Sanctions Regime Efforts	Sec. 10 of the Iran Sanctions Act, 50 U.S.C. 1701	NEA	P	Semiannual	(b)(5)	1-Oct-19
3378	PLO Commitments Compliance Act of 1989, as amended.	Foreign Relations Authorization Act, PL 107-228; Section 603-604, and 699 // P.L. 101-246 Sec 803(b)sec 804(b)	NEA	S	Semiannual		4-Oct-19

SENSITIVE BUT UNCLASSIFIED

From: (b)(6) <DeutschCM@state.gov>
Sent: Wednesday, October 2, 2019 10:43 AM
To: (b)(6) <(b)(6)@state.gov>; (b)(6) <(b)(6)@state.gov>; NEA-RMA-CONGRESSIONAL-DL <NEA-RMA-CONGRESSIONAL-DL@state.gov>
Cc: NEA-Staff-Assistants-DL <NEA-Staff-Assistants-DL@state.gov>
Subject: FW: Overdue Congressional Taskers

P is looking for a status update on these four reports. Could you let me know how we should respond?

Report Number	Report Title	Legislation	Bureau	Principal	Frequency	Date Tasked to Bureau	Date Due to Congress	Date Due to H
003377	Iran-Related Multilateral Sanctions Regime Efforts	Sec. 10 of the Iran Sanctions Act, 50 U.S.C. 1701	NEA	P	Semiannual	(b)(5)	1-Oct-19	(b)(5)
003378	PLO Commitments Compliance Act of 1989, as amended.	Foreign Relations Authorization Act, PL 107-228; Section 603-604, and 699 // P.L. 101-246 Sec 803(b)sec 804(b)	NEA	S	Semiannual		4-Oct-19	

(b)(6)

Special Assistant to the Assistant Secretary

Bureau of Near Eastern Affairs
 U.S. Department of State
 Office: (b)(6)
 Email: (b)(6)@state.gov

SENSITIVE BUT UNCLASSIFIED

From: (b)(6)@state.gov
Sent: Wednesday, October 2, 2019 10:38 AM
To: (b)(6)@state.gov
Cc: NEA-Staff-Assistants-DL <NEA-Staff-Assistants-DL@state.gov>
Subject: Overdue Congressional Taskers

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3162	Military Action of Saudi Arabia and Its Coalitions Partners in Yemen	PL 115-91, Sec. 1265. National Defense Authorization Act FY 2018	NEA	P	Annual until 2020		7-Jun-19

SENSITIVE BUT UNCLASSIFIED

Sender: (b)(6)@state.gov
Recipient: (b)(6)@state.gov;
 (b)(6)@state.gov;
 NEA-RMA-CONGRESSIONAL-DL <NEA-RMA-CONGRESSIONAL-DL@state.gov>

From: (b)(6)@state.gov>
To: (b)(6)@state.gov>
CC: (b)(6)@state.gov>
Subject: RE: NEA Report Update
Date: Thu, 22 Oct 2020 16:22:09 +0000

I've pinged NEA again to see where it stands. They never sent me the DOD POC unless I missed an email.

Thanks,

(b)(6)

From: (b)(6)@state.gov>
Sent: Thursday, October 22, 2020 12:10 PM
To: (b)(6)@state.gov>
Cc: (b)(6)@state.gov>
Subject: RE: NEA Report Update

H (b)(6)

(b)(5)

Thanks,
 (b)(6)

Report Number	Report Title	Legislation	Bureau	Principal	Date Due to Congress
003781	Military Action of Saudi Arabia and its Coalition Partners in Yemen	Section 1265 of National Defense Authorization Act FY 2018 (P.L. 115-91)	NEA	P	8-Jun-20

From: (b)(6)
Sent: Thursday, October 15, 2020 1:39 PM
To: (b)(6)@state.gov>
Subject: NEA Report Update

Hi (b)(6)

I wanted to provide an update on NEA's standing when it comes to Congressional reports. They have two overdue reports. (b)(5)

(b)(5)

Thanks,

(b)(6)

Report Number	Report Title	Legislation	Bureau	Principal	Date Due to Congress
003781	Military Action of Saudi Arabia and its Coalition Partners in Yemen	Section 1265 of National Defense Authorization Act FY 2018 (P.L. 115-91)	NEA	P	8-Jun-20
003906	PLO Commitments Compliance Act of 1989, as amended.	Section 803(b) and Section 804(b) of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991 (P.L. 101-246) and Sections 603, 604 and 699 of the Foreign Relations Authorization Act, Fiscal Year 2003 (P.L. 107-228)	NEA	S	5-Oct-20

(b)(6)

Congressional Reports Coordinator
Executive Secretariat Staff, S/ES-S

(b)(6)

Sender:	(b)(6)	@state.gov>
Recipient:	(b)(6)	@state.gov>;
	(b)(6)	@state.gov>