

Central Intelligence Agency



Washington, D.C. 20505

23 May 2013

Mr. Jan Richard Irvin
c/o Gnostic Media
P.O. Box 3819
Crestline, CA 92325-00177

Reference: F-2013-00177

Dear Mr. Irvin:

This responds to your 6 December 2012 facsimile letter appealing our 16 November 2012 final response to your Freedom of Information Act (FOIA) request for records on "Dr. Barbara Myerhoff."

The Agency Release Panel (ARP) considered your appeal and determined that, with respect to CIA-originated records that might reflect an open or otherwise acknowledged relationship between you and the CIA, we conducted a search and were unable to locate any responsive records. With respect to records that would reveal a classified connection between yourself and the CIA, if any, the ARP determined that, in accordance with Section 3.6(a) of Executive Order 13526, the CIA can neither confirm nor deny the existence or nonexistence of records responsive to your request. The "fact of" the existence or nonexistence of requested records is currently and properly classified and relates to intelligence sources and methods information that is protected from disclosure by Section 6 of the CIA Act of 1949, as amended, and Section 102A(i)(1) of the National Security Act of 1947, as amended.

Therefore, in accordance with Agency regulations set forth in part 1900 of title 32 of the Code of Federal Regulations, the ARP denied your appeal on the basis of FOIA exemptions (b)(1) and (b)(3). In accordance with the provisions of the FOIA, you have the right to seek judicial review of this determination in a United States district court. Alternatively, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and federal agencies. Using services offered by OGIS does not affect your right to pursue litigation. For more information, including how to contact OGIS, please consult its website, <http://ogis/archives.gov>.

Sincerely,

A handwritten signature in cursive script, appearing to read "Michele Meeks".

Michele Meeks
Executive Secretary
Agency Release Panel