



NATIONAL SECURITY AGENCY
FORT GEORGE G. MEADE, MARYLAND 20755-6000

Case: 113436/Appeal: 5716
01 August 2023

John Greenwald
The Black Vault
27305 W Live Oak Rd #1203
Castaic CA 91384

Dear John Greenwald:

This letter is in response to your correspondence dated 9 June 2023, appealing the National Security Agency's (NSA or Agency) response to your 29 December 2021 Freedom of Information Act (FOIA) request. You had requested all Intellipedia entries containing "BEHAVIORAL MODIFICATION". Your appeal has been processed under the provisions of the FOIA.

I have reviewed your request, the Agency's 1 June 2023 response to you, and your letter of appeal. Based on my review, the appropriate response in this case is to neither confirm nor deny the existence or nonexistence of any responsive material contained within the Intellipedia collaborative platform. To do otherwise would result in the exposure of intelligence information, sources, methods or activities, which could harm our national security and severely undermine the NSA mission. Although NSA acknowledges that in the past we have released records from Intellipedia, I have determined that the continued release could harm national security. If we were to continuously release records, any requester could create a roadmap of the Intelligence Community's interest and activities, which ultimately reveals its sources and methods. More specifically, releasing records from the Intellipedia platform would reveal details of the Intelligence Community's level of interest in specific targets or locations, and sources and methods. The existence or non-existence of a topic in the platform confirms interest in specific topics, which could negatively impact our collection methods and capabilities by causing current, as well as potential, sources of valuable intelligence to be lost through remedial action by our adversaries. Your appeal is, therefore, denied because the FOIA exempts the release of classified¹ and/or protected² information.

You are hereby advised of your right pursuant to 5 U.S.C. § 552(a)(4)(B) to seek judicial review of this matter in the United States District Court in the district in which you reside, in which you have your principal place of business, in which the Agency records are situated (U.S. District Court of Maryland), or in the District of Columbia.

¹ 5 U.S.C. § 552 (b)(1). Executive Order 13526, Section 1.4(c)

² The third exemption under the FOIA authorizes the withholding of information specifically protected from disclosure by statute. The fact of the existence or non-existence of records responsive to your request is currently exempted from disclosure by the following statutes: Title 18 U.S. Code 798; Title 50 U.S. Code 3024(i); and Section 6, Public Law 86-36 (50 U.S. Code 3605).

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Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Rd - OGIS
College Park, MD 20740
ogis@nara.gov / (877) 684-6448 / (202) 741-5770 / Fax (202) 741-5769


Sincerely,

A handwritten signature in cursive script that reads "Linda M. Kiyosaki". The signature is written in dark ink and is positioned above a horizontal line.

LINDA M. KIYOSAKI
Freedom of Information Act Appeal Authority

This document is made available through the declassification efforts
and research of John Greenewald, Jr., creator of:

The Black Vault



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