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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A84	Memo	SecDef	SOCOM	Redacted	6 Oct 04	<p><u>Exemption One</u> This document contains information that is currently and properly classified under Executive Order 12958, as amended, Sections 1.4 (a) and (c), which pertain to military operations and intelligence activities of the United States. It contains detailed information concerning the plan for interrogation of a specific detainee including descriptions of specific interrogation techniques. Release of this detailed information concerning the interrogation of a specific detainee would cause serious damage to the national security, specifically intelligence activities and methods, as disclosure would allow hostile entities to discover details regarding the interview process associated with this individual detainee and the assessment and evaluation of the effectiveness or ineffectiveness of the interview process made by those directly responsible for it. Moreover, disclosure would allow hostile agents to devise countermeasures to counter interrogation techniques.</p>	<p>This is item D14 on DoD list dated 8/4/2006.</p>

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A85	Letter	SecDef	SOCOM	Not Stated	2 Jun 03	<p><u>Exemption One</u> This document contains information that is currently and properly classified under Executive Order 12958, as amended, Sections 1.4 (a) and (c), which pertain to military operations and intelligence activities of the United States. It contains detailed information concerning the interrogation techniques and intelligence assessments and evaluations of their effectiveness and non-effectiveness. Release of this detailed information concerning the interrogation of a specific detainee would cause serious damage to the national security, specifically intelligence activities and methods, as disclosure would allow hostile entities to discover details regarding the interview process associated with this individual detainee and the assessment and evaluation of the effectiveness or ineffectiveness of the interview process made by those directly responsible for it. Moreover, disclosure would allow hostile agents to devise countermeasures to counter interrogation techniques.</p>	<p>This is item D15 on DoD list dated 8/4/2006.</p>

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A86	Letter	British Embassy	Prin Deputy Under Sec Def		02-Sep-04	<p>Two exemptions apply to this document: Exemptions 1 and 3. <u>Exemption One</u> This document is currently and properly classified under Executive Order 12958, as amended, Sections 1.4 (a) and (d), which pertain to military operations and foreign relations of the United States. Classified portions of this document contain detailed and specific proposals and responses to proposals from a foreign government. Release of this classified information would cause damage to the national security, as specific details of discussion between the US and a foreign government must be classified to protect the ability of the United States to conduct relations with foreign governments.</p> <p><u>Exemption Three</u> Unclassified portions of this document are exempt under Exemption 3 and 10 USC 130c which protects unclassified information provided to DoD by a foreign government in confidence. This document discusses the substance of communications from the UK made on the condition that they remain in confidence, and thus they fall under the specific statutory provision of 10 USC 130c designed to protect them.</p>	<p>This is document F81 on DoD list dated 8/4/2006. It is a duplicate of document A-69 in Section 4 of this index. The entry for this document on the DoD list dated 8/4/2006 is incorrect.</p>

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A87	Info Memo	Under SecDef (Intel)	Dep Gen Counsel	Legal Standards Under the Torture Act 18 U.S.C. §§2340-2340A	3 Jan 05	<p><u>Exemption 5</u> This memorandum presents to the Under Secretary of Defense (Intelligence) a summary of considerations concerning legal standards relating to interrogation of detainees and a recommended course of action. It incorporates advice provided to DoD by DoJ in the course of interagency deliberations. Two privileges apply: <u>Deliberative process</u>: Public disclosure of this draft document would reveal both the substance of internal discussions on the formulation of DoD policy and the substance of DoD's own evaluation and coordination process. This discussion is both predecisional and deliberative because it contains: (1) preliminary opinions and proposals which do not reflect DoD's final views, and are therefore pre-decisional; and (2) observations, opinions, advice with regard to the treatment of detainees. Disclosure of any of this deliberative information is likely to chill full, frank, and open internal discussions. <u>Attorney-client</u>: This draft is a confidential communication from counsel to a senior DoD client on a matter in which DoD senior leaders required legal advice.</p>	This is item D11 on DoD list dated 8/4/2006.

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A88	Draft Memo	Multiple DoD Entities	Not Stated	DoJ memo on the US Statue Implementing the Convention Against Torture	Undated	<p><u>Exemption 5</u> This draft memo is directed to DoD senior leaders to communicate legal advice from DoJ and recommend future courses of conduct. It addresses legal standards relating to interrogation of detainees and a recommended course of action. It incorporates advice provided to DoD by DoJ in the course of interagency deliberations. Two privileges apply: <u>Deliberative process</u>: Public disclosure of this draft document would reveal both the substance of internal deliberations on the formulation of DoD policy and the substance of DoD's own evaluation and coordination process. This draft is both predecisional and deliberative because it contains: (1) preliminary opinions and proposals which do not reflect DoD's final views, and are therefore pre-decisional; and (2) observations, opinions, advice with regard to the treatment of detainees. Disclosure of any of this deliberative information is likely to chill full, frank, and open internal discussions. <u>Attorney-client</u>: This draft incorporates confidential communication among counsel on a matter in which DoD and DoJ prepared legal advice for senior DoD clients.</p>	This is item D12 on DoD list dated 8/4/2006.

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A89	Draft Info Paper	N/A	N/A	Detainee Operations - Accountability	Undated	<u>Exemption 5</u> This document is a draft analysis in talking point format prepared for use in internal DoD deliberations relating to detainee operations. Public disclosure of the substance of internal DoD discussion concerning future proposed actions would reveal internal DoD positions and considerations underlying them. This document is both predecisional and deliberative because it contains: (1) preliminary opinions regarding negotiating positions, not DoD's final views, and are therefore predecisional; and (2) evaluations, and recommendations made as part of the internal DoD process of formulating policy.	This is item D5 on DoD list dated 8/4/2006.

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A90	Draft Directive	N/A	N/A	The DoD Detainee Program	Undated	<p><u>Exemption 5</u> This draft Directive was prepared in the course of internal DoD deliberations on the proper standards and procedures for treatment of detainees by representatives of foreign governments and international organizations. Public disclosure of this draft document would reveal information privileged under the deliberative process privilege: the substance of internal analysis and evaluation of options in the formulation of DoD policy. This discussion is both predecisional and deliberative because it contains: (1) preliminary opinions and analyses which do not reflect DoD's final views, and are therefore pre-decisional; and (2) observations, opinions, advice and evaluation of policy options with regard to the treatment of detainees. Disclosure of any of this deliberative information is likely to chill full, frank, and open internal discussions.</p>	<p>This is item D7 on DoD list dated 8/4/2006. Documents A91 and A92 are other drafts of this Directive.</p>

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A91	Draft Directive	N/A	N/A	The DoD Detainee Program	3 Aug 05	<p><u>Exemption 5</u> This draft Directive was prepared in the course of internal DoD deliberations on the proper standards and procedures for treatment of detainees by representatives of foreign governments and international organizations. Public disclosure of this draft document would reveal information privileged under the deliberative process privilege: the substance of internal analysis and evaluation of options in the formulation of DoD policy. This discussion is both predecisional and deliberative because it contains: (1) preliminary opinions and analyses which do not reflect DoD's final views, and are therefore pre-decisional; and (2) observations, opinions, advice and evaluation of policy options with regard to the treatment of detainees. Disclosure of any of this deliberative information is likely to chill full, frank, and open internal discussions.</p>	<p>This is item D8 on DoD list dated 8/4/2006. Documents A90 and A92 are other drafts of this Directive.</p>

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A92	Draft Directive	N/A	N/A	The DoD Detainee Program	13 Sep 05	<p><u>Exemption 5</u> This draft Directive was prepared in the course of internal DoD deliberations on the proper standards and procedures for treatment of detainees by representatives of foreign governments and international organizations. Public disclosure of this draft document would reveal information privileged under the deliberative process privilege: the substance of internal analysis and evaluation of options in the formulation of DoD policy. This discussion is both predecisional and deliberative because it contains: (1) preliminary opinions and analyses which do not reflect DoD's final views, and are therefore pre-decisional; and (2) observations, opinions, advice and evaluation of policy options with regard to the treatment of detainees. Disclosure of any of this deliberative information is likely to chill full, frank, and open internal discussions.</p>	<p>This is item D9 on DoD list dated 8/4/2006. Documents A90 and A91 are other drafts of this Directive.</p>

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A-93	Memos	DoD	DCIS	IG Investigation	15 Jan 04	<u>Exemption 7(a)</u> This document consists of a series of reports prepared by a criminal investigative agency within DoD. They relate to an on-going law enforcement proceeding or open investigation. Disclosure of this information would interfere with the conduct of these proceedings by revealing to the public information integral to these investigations prematurely.	This is item F23 on DoD list dated 8/4/2006.
A94	Email string with attachment	Various	Various	Call From Reporter - Vanity Fair	10 Sep 04	<u>Exemption 7(a)</u> This document consists of a series of emails with an attached report, all prepared by a criminal investigative agency within DoD. These documents relate to a non-going law enforcement proceeding or open investigation. Disclosure of this information would interfere with the conduct of these proceedings by revealing to the public information integral to these investigations prematurely.	This item F22 on DoD list dated 8/4/2006.

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ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A95	Report	N/A	N/A	DoD Action Case Referral	25 Nov 03	<u>Exemption 7(a)</u> This document consists of an email and a portion of a report, both prepared by a criminal investigative agency within DoD. They relate to an ongoing law enforcement proceeding or open investigation. Disclosure of this information would interfere with the conduct of these proceedings by revealing to the public information integral to these investigations prematurely.	This is item F48 on DoD list dated 8/4/2006.
A96	Report	N/A	N/A	CID Report on Criminal Abuse at Abu Ghraib	28 Jan 04	<u>Exemption 7(a)</u> This document is a report prepared by a criminal investigative agency within DoD. It relates to an ongoing law enforcement proceeding or open investigation. Disclosure of this information would interfere with the conduct of these proceedings by revealing to the public information integral to these investigations prematurely.	This is item T3 on DoD list dated 8/4/2006 and Taguba Report Annex 25.

ID	Type	To	From	Subject/Title	Date	Exemption(s)	Remarks
A97	Interview Reports	N/A	N/A	CID Interviews	25 Jan 04	<u>Exemption 7(a)</u> This document is a series of reports of interviews conducted by a criminal investigative agency within DoD. They relate to an on-going law enforcement proceeding or open investigation. Disclosure of this information would interfere with the conduct of these proceedings by making public information integral to these investigations prematurely.	This is item T4 on DoD list dated 8/4/2006 and Taguba Report Annex 26.
A98	Info Paper	N/A	N/A	Info Paper on Videotaping of detainees	Undated	<u>Exemption 5</u> This document is a draft analysis and proposed talking points prepared for use in internal DoD deliberations relating to potential future actions relating to detainees. Public disclosure of the substance of internal DoD discussion concerning future proposed actions would reveal internal DoD positions and considerations underlying them. This document is both predecisional and deliberative because it contains: (1) preliminary opinions regarding negotiating positions, not DoD's final views, and are therefore predecisional; and (2) , evaluations, and recommendations as part of the internal DoD process of formulating policy.	This is item D10 on DoD list dated 8/4/2006.