



Homeland Security

April 22, 2015

Lee Seham
Seham, Seham, Meltz & Petersen
445 Hamilton Ave., Suite 1204.
White Plains, N.Y. 10601

Re: 15-0PS-040

Dear Mr. Seham,

This letter is in final response to your Freedom of Information Act (FOIA) request dated February 6, 2015, seeking:

1) All investigative reports, materials, history, notes, media, emails, studies and correspondence related to the events surrounding the discovery of two "printer bombs" on separate UPS and FedEx flights in Dubai, United Arab Emirates on October 29, 2010. Please include any information related to previous shipments made in the days, weeks and months prior to the discovery of the UPS and FedEx printer bombs of October 29, 2010, from Ibrahim al-Asiri, or his agents in Yemen, to locations in the United States. Of special interest is the bomb plotters' interest in and utilization of online and real time flight tracking data for the purpose of setting timing in cell phone detonator devices found within the printer bombs.

2) All documents, correspondence, emails, recordings, media and other communications sent from the United States government to and from UPS and FedEx executives and management representatives regarding the printer bomb incidents of October 29, 2010.

3) All documents, investigation materials, reports, emails, recordings, media and materials for the period of time from 1994 to 2009 inclusive, relating to Auburn Calloway's attack on FedEx Flight 705 crewmembers on April 7, 1994, including but not limited to his possible connection with any other terrorist attacks, plots or perpetrators. Your request was received in this office on March 12, 2015.

This office has reviewed and processed four hundred and twenty six (426) pages responsive to your request. Some information has been withheld in accordance with the Freedom of Information Act, (Title 5, U.S.C.552), FOIA Exemptions (b)(6), (b)(7)a, (b)(7)c and (b)(7)e. Exemption (b)(6) exempts from disclosure of personnel or similar files, the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right to privacy. The privacy interests of the individuals in the records you have requested, outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test. FOIA Exemption 7(A) protects from disclosure records or information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings. Exemption 7(C) protects records or information compiled for law enforcement purposes that could reasonably be expected to constitute an unwarranted invasion of personal privacy. This exemption takes particular note of the strong interests of individuals, whether they are suspects, witnesses, or investigators, in not being unwarrantably associated with alleged criminal activity. That interest extends to persons who are not only the subjects of the investigation, but those who may have their privacy invaded by having their identities and information about them revealed in connection with an investigation. Based upon the traditional


recognition of strong privacy interest in law enforcement records, categorical withholding of information that identifies third parties in law enforcement records is ordinarily appropriate. Exemption 7(E) protects records compiled for law enforcement purposes, the release of which would disclose techniques and/or procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law i.e., law enforcement systems checks, manuals, checkpoint locations, surveillance techniques. Additionally, the techniques and procedures at issue are not well known to the public.

If you disagree with our decision, you have the right to administrative appeal. Should you wish to do so, you must send your appeal within 60 days of the date of this letter to the: Office of the General Counsel, Department of Homeland Security, Washington, D.C. 20528, following the procedures outlined in Subpart A, Section 5.9, of the DHS Regulations. Your envelope and letter must be clearly marked "Freedom of Information Act Appeal." The implementing Department regulations establish the criteria under which the FOIA is administered. Copies of the FOIA and regulations are available at www.DHS.gov.

The Office of Government Information Services (OGIS) also mediates disputes between FOIA requesters' and Federal agencies as a non-exclusive alternative to litigation. If you wish to contact OGIS, you may email them at ogis@nara.gov or call 1-877-684-6448.

Should you need further assistance, please contact me at (202) 447-4156. Please refer to request number 15-OPS-040 with any future correspondence with this office. The password for the CD is 15 OPS 040foia.

Sincerely,



Michael Page

FOIA Officer

DHS Office of Operations Coordination