



DEPARTMENT OF DEFENSE
UNITED STATES STRATEGIC COMMAND

03-063 ✓

Reply To
USSTRATCOM/CL1731 (FOIA)
901 SAC BLVD STE 1E5
OFFUTT AFB NE 68113-6653

A

24 November 2003

REFER TO FOIA: 04- 008

Mr. Hans M. Kristensen
The Nautilus Institute
125 University Avenue
Berkeley CA 94710-1616

Sept.

03-063

Reference your 22 ~~October~~ 2003 Freedom of Information Act (FOIA) request (your 03-094) for a copy of "The 'USSTRATCOM' briefing given by RADM McArthur to the Defense Science Board on 17 October 2002. The request concerns all related documents such as slides, notes, minutes, memos, point papers, and background material."

After we conducted a search of records in this headquarters we could find no records responsive to your request.

We deny your request for fee waiver based on your assertion you are a member of the news media. It is our opinion you are not, in fact, a viable member of the media but a private researcher who occasionally writes an article for a limited audience and as a freelance author rather than a paid, full-time reporter. Consequently, we are placing you in the "Other" category of requesters and are assessing fees accordingly.

5 U.S.C. 552a, as promulgated in Department of Defense Directive 5400.7-R, DOD Freedom of Information Act Program, provides we assess fees for costs incurred in processing your request. We waived the first two hours of search fees. Our \$291.00 fee assessment is based on:

3 hours of Professional search @\$44.00 per hour (minus 2 hours) =	\$ 44.00
3 hours of Executive search @ \$75.00 per hour =	\$225.00
Total:	\$269.00

Please make your check payable to "ADSN 5257 AFO OFFUTT AFB NE." and send it to USSTRATCOM/CL1731 (FOIA), 901 SAC Blvd. STE 1E5, Offutt AFB NE 68113-6653.

If you interpret this "no record" response and denial of the fee waiver as adverse actions, you may appeal to the Director, Freedom of Information and Security Review, our Appellate Review Authority. Your appeal must be postmarked within 60 calendar days from the date of this letter. Include in your appeal your reasons for reconsideration, and attach a copy of this letter. Address your letter as follows:

Director, Freedom of Information and Security Review (DFOISR)
1155 Defense Pentagon
Washington DC 20301-1155


A. F. KREMER
Command FOIA Manager
Information Management Branch