



May 17, 2022

John Clarke  
1629 K Street Suite 300  
Washington DC 20006 USA

NARA Case Number: **NW 64284**

Dear Mr. Clarke:

This is in further response to your Freedom of Information Act (FOIA) request for access to records in the custody of the National Archives and Records Administration (NARA). Our office received your request for various records relating to possible Prisoners of War on June 26, 2020.

We assigned your request the case number listed above. Please use this number when communicating with us regarding your case so we can easily identify it.

As referenced in our correspondence dated November 3, 2020, we sent copies of the remaining 6 documents totaling 73 pages, and 10 documents previously released in redacted form, to appropriate agencies for further review. The Central Intelligence Agency (CIA) declassified 3 documents totaling 26 pages; released 9 documents totaling 31 pages with portions denied under section (b)(1) of the FOIA, 5 U.S.C. 552. Exemption 1 protects from disclosure information concerning the national defense or foreign policy that is currently and properly classified under Executive Order 13526, Section 1.4.

We determined in consultation with the CIA that these documents must also be withheld under section (b) (3) of the FOIA, 5 U.S.C. 552. Exemption 3 protects from disclosure information that is exempt from release by statute. In this instance, the pertinent statute is 50 U.S.C. 3024(i) (1).

The Department of the Army released one document totaling 40 pages with portions denied under section (b)(1) of the FOIA, 5 U.S.C. 552. Exemption 1 protects from disclosure information concerning the national defense or foreign policy that is currently and properly classified under Executive Order 13526, Section 1.4.

We have included a table of the 13 documents included in this response:

Did you understand our response to your inquiry? If not, please tell us why so we can improve our responses.

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<b>Record Group</b>	<b>Entry</b>	<b>DocID</b>	<b>Box</b>	<b>Tab</b>	<b># of Pages</b>	<b>Decision</b>	<b>Reason</b>
554	AI 1353	23419	1	27	20	Declassify	NIA
554	AI 1353	23420	1	28	3	Declassify	NIA
554	AI 1353	23421	1	29	3	Declassify	NIA
38	UD-42	432399	6	15	12	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432404	6	20	2	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432450	7	7	4	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432451	7	8	2	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432455	7	12	1	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432457	7	14	2	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432458	7	15	2	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432459	7	16	2	Redact	FOIA(b)(1); FOIA(b)(3)
38	UD-42	432497	7	54	4	Redact	FOIA(b)(1); FOIA(b)(3)
554	AI 1353	32093965	3	37	40	Redact	FOIA(b)(1)

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NARA has limited authority to release national security information and other sensitive information Under 5 U.S.C. 552(a) (6) (B) (iii) (III), we must send copies of documents you requested to the appropriate agencies for further review. We will notify you as soon as we process the agency determinations on the documents you requested. Please advise us of any changes to your address and contact information that may occur during the time it takes us to process your request. Our contact information is below:

Special Access and FOIA Staff (RD-F)  
8601 Adelphi Road, Room 5500  
College Park, MD 20740  
Telephone: 301-837-3190  
Fax: 301-837-1864  
Email: [specialaccess\\_foia@nara.gov](mailto:specialaccess_foia@nara.gov)

As you are aware, this FOIA request is the subject matter of pending litigation. If you have questions, please contact NARA's counsel Thomas Duffey at [Thomas.Duffey@usdoj.gov](mailto:Thomas.Duffey@usdoj.gov).

Sincerely,



DON C. MCILWAIN  
Supervisory Archivist  
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