



Defense Threat Reduction Agency

8725 John J. Kingman Road MSC 6201
Ft Belvoir, VA 22060-6201

Case Number 09-039

JUL 22 2009

Mr. Eric Schlosser

Mr. Schlosser:

This is our final response to your Freedom of Information Act (FOIA) request dated November 7, 2008, and assigned Case Number 09-039 in our letter to you dated November 18, 2008, and hereby incorporated by reference. You requested "Air Force Special Weapons Project, FC/10570136, Acceptable Premature Probabilities, October, 1957."

The Department of Energy (DOE) and the Defense Threat Reduction Agency (DTRA) reviewed "Air Force Special Weapons Project, FC/10570136, Acceptable Premature Probabilities, October, 1957." and identified information exempt from disclosure under Title 5 U.S.C. §§ 552 (b)(3) and (b)(6), FOIA Exemptions 3 and 6. Exemption 3 exempts from disclosure information "specifically exempted from disclosure by statute (other than section 552(b) of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld . . ." The Atomic Energy Act (AEA) of 1954, as amended, 42 U.S.C. 2011 et seq., is an Exemption 3 statute. Sections 141-146 (42 U.S.C. 2161-2166) of this Act prohibit the disclosure of information concerning atomic energy defense programs that is classified as either Restricted Disclosure (RD) or Formerly Restricted Data pursuant to the AEA, as amended.

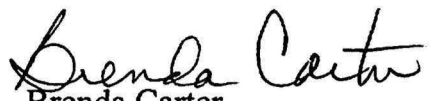
The names of government personnel and their e-mail addresses have been withheld under Exemption 6 in accordance with current Department of Defense policy. Exemption 6 applies to information of a personal nature, such as medical, personnel, or other records, which, if disclosed, would result in a clearly unwarranted invasion of personal privacy of the individual.

"DOE" or "DTRA" written in the right-hand margin of pages identifies responsibility for the redacted information. The official responsible for the denial of DOE classified information is Dr. Andrew P. Weston-Dawkes, Director, Office of Classification, Office of Health, Safety and Security. Enclosure (1) provides DOE's appellate procedures.

The Exemption 6 determination was made on behalf of the Acting Chief of DTRA Public Affairs, the Initial Denial Authority. If you consider this to be an adverse determination, you may file a written appeal to the Acting Director, DTRA, that is postmarked no later than 60 calendar days from the date of this letter. The appeal should reference Case Number 09-039, contain a concise statement of the grounds upon which the appeal is brought and a description of the relief sought. A copy of this letter should also accompany your appeal. Both the envelope and your letter should clearly identify that a Freedom of Information Act Appeal is being made. Should you consider any withheld information to be an adverse determination, you may file a written appeal to the appropriate agency.

The enclosed 32 page document is furnished without charge due to the determination that reduction of the fee is in the public interest as the information is likely to significantly contribute to public understanding of the operations or activities of the Agency. Should you need further assistance regarding this request, please contact the FOIA action Officer, Donald Henderson, at 703-767-0294 or 703-767-1772.

Sincerely


Brenda Carter
Freedom of Information Act/
Privacy Act Officer

Enclosures:

1. DOE "Information for Requester" details and appeal procedures
2. "Air Force Special Weapons Project, FC/10570136, Acceptable Premature Probabilities, October, 1957."