

The National Security Archive

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SUSPENSE DATE: 2-14-05

SPECIAL INSTRUCTIONS:

Transportation Security Administration
TSA-20, West Tower
FOIA Division
601 South 12th Street
Arlington, VA 22202-4220

Re: Request under the FOIA, in reply please refer to Archive # 20050061TSA001

To the FOIA Division:

Pursuant to the Freedom of Information Act (FOIA), I hereby request copies of the following:

The following documents referenced in Chapter 11, The 9/11 Commission Report, "Forensics - and Hindsight."

[Please note, the number following each document citation in parentheses is the endnote of that document as referenced in the 9/11 Commission Report.]

1. FAA report, Transportation Security Intelligence ICF Report 980162, undated [14]
2. FAA/TSA rebuttal to the Joint Inquiry's Sept. 18, 2002, staff statement, undated [14]
3. FAA report, FAA Intelligence Case File 94-305, undated [14]
4. FAA memo, Office of Civil Aviation Security Intelligence, "Usama Bin Ladin/ World Islamic Front Hijacking Threat," Intelligence Note 99-06, Aug. 4, 1999 [19, 20]

It is difficult to imagine materials that are of greater interest to the public. The materials sought by this FOIA request are central to the public debate on the events of September 11, 2001 and are essential components to an informed public discourse on terrorism policy that will serve to hold U.S. officials accountable for their actions or inactions. Such accountability and informed public debate are fundamental principles of the Freedom of Information Act.

Additionally, the substance of these documents has already been released to the public by way of the 9/11 Commission Report. Without compromising sensitive information, the Commission's Report directly quotes these documents, paraphrases information from these materials and summarizes the findings. If the substance can be released, then it is certain that portions of the documents themselves can also be shared.

If you regard any of these documents as potentially exempt from the FOIA's disclosure requirements, I request that you nonetheless exercise your discretion to disclose them. As the FOIA requires, please release all reasonably segregable nonexempt portions of documents. To permit me to reach an intelligent and informed decision whether or not to file an administrative appeal of any denied material, please describe any withheld records (or portions thereof) and explain the basis for your exemption claims.