



Department of Energy
Washington, DC 20585

JUN 28 2006

Mr. Steven Aftergood
Federation of American Scientists
1717 K Street, NW., Suite 209
Washington, DC 20036

Dear Mr. Aftergood:

This is a final response to your electronic request, dated February 10, 2006, filed under the Freedom of Information Act (FOIA). You requested, "CG-HR-3, Historical Records Declassification Guide, October 26, 2005." Your request was assigned a tracking number F2006-00085 by the FOIA and Privacy Act Group, Office of the Executive Secretariat. The enclosed document is responsive to your request. It is provided to you with deletions as unclassified but sensitive information was contained therein. There is no fee associated with this request.

Title 5, United States Code, section 552(b)(2)(5 U.S.C. 552(b)(2) (exemption 2) provides that an agency may exempt from disclosure information "related solely to the internal rules and practices of an agency." As interpreted by the courts, this exemption encompasses two categories of information. One category is information of "more substantial internal matters, the disclosure of which would risk circumvention of a legal requirement." Information in this category is referred to as "High 2" information. The responsive document is internal because it does not purport to regulate activities among members of the public. The document is a classification guide which provides detailed guidance to agency personnel as to what types of information are classified and the level of classification at which the information is protected at. Disclosure of the withheld information would permit terrorist access to the methodology used in protecting this information risking circumvention of those protections. This would jeopardize the common defense and security of the nation.

To the extent permitted by law, the Department of Energy (DOE), pursuant to 10 CFR 1004.1, will make available records it is authorized to withhold under the FOIA whenever it determines that such disclosure is in the public interest. With respect to the information withheld from disclosure pursuant to exemption 2 (high), we have limited our deletions to only the most sensitive information. Some information marked as Official Use Only, is being released.

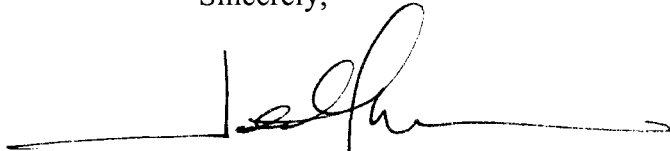
I am the official responsible for the denial of the DOE information.



Pursuant to 10 CFR 1004.8, the denial of a FOIA request may be appealed in writing within 30 days of a letter denying any portion of the request, to the Director, Office of Hearing and Appeals, Department of Energy, 1000 Independence Avenue, SW., Washington, DC 20585. The written appeal, including envelope, must clearly indicate that a FOIA appeal is being made. The appeal must contain all other elements required by 10 CFR 1004.8. Judicial review will thereafter be available to you in the District of Columbia or in the district where: (1) you reside, (2) you have your principal place of business, or (3) the Department's records are situated.

Again, this is the final response to your request. Should you have questions, please contact Mr. Richard J. Lyons, of my staff, at (301) 903-6936.

Sincerely,

A handwritten signature in black ink, appearing to read 'J. Hawthorne', is written over a horizontal line that extends across the width of the signature.

Joan G. Hawthorne
Director
Office of Classification
Office of Security and Safety
Performance Assurance

Enclosure
cc w/o enclosure:
Robyne Johnston, SP-1.22
Chris Morris, ME-74



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CG-HR-3

Historical Records Declassification Guide (U)

October 2005

**U.S. DEPARTMENT OF ENERGY
Office of Classification
and Information Control
Washington, DC 20585**

**This guide is approved for use under
32 CFR 2001.32. This guide has been
submitted to the Director, ISOO, for
submission to the ISCAP.**

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~~May be exempt from public release under Freedom
of Information Act (5 U.S.C. 552), exemption number
and category: 2, Circumvention of Statute.
Department of Energy approval required prior to
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~~Name/Org: Edith A. Chalk, Director
Technical Guidance Division
Date: December 2004
Guidance: CG-SS-4~~

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You may FAX this to the Classification Guidance Administrator, SO-10.24, at (301) 903-7444.

DOE Headquarters Elements: Send this request to the Production and Analysis Division, Office of Classification and Information Control, SO-10.2.

NNSA Field Elements: Send this request to the Classification and Controlled Information Division, National Nuclear Security Administration Service Center.

Field Elements: Send this request to your local classification officer.

NOTE: THIS SAMPLE MAY BE REPRODUCED AS NEEDED; OTHER FORMATS ARE ACCEPTABLE AS LONG AS THE REQUIRED INFORMATION IS PROVIDED.




CG-HR-3

Historical Records Declassification Guide (U)

U.S. DEPARTMENT OF ENERGY
Office of Classification
and Information Control
Washington, DC 20585

Approved by:

 10-26-05

A. P. Weston-Dawkes, Director
Office of Classification and
Information Control

Date

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~~Name/Org: Edith A. Chalk, Director
Technical Guidance Division
Date: December 2004
Guidance: CG-SS-4~~

CG-HR-3
Historical Records Declassification Guide (U)

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