

# Exhibit 1



**UNITED STATES CENTRAL COMMAND**  
7115 SOUTH BOUNDARY BOULEVARD  
MACDILL AIR FORCE BASE, FLORIDA 33621-5101

19 November 2013

Mr. Larry Klayman  
Freedom Watch  
2775 N.W. 49th Ave, Suite 205-345  
Ocala, FL 34482

Dear Mr. Klayman,

In response to your Freedom of Information Act (FOIA) request, the Department of the Army, Installation Management Command referred several documents to U.S. Central Command (USCENTCOM) to review and provide a direct response to you. Your FOIA request sought various types of records and/or documents pertaining to a 6 August 2011 helicopter crash in Afghanistan which resulted in the deaths of the following U.S. military servicemen: (1) Chief Warrant Officer David R. Carter, (2) Chief Warrant Officer Bryan J. Nichols, (3) Staff Sergeant Patrick D. Hamburger, (4) Sergeant Alexander J. Bennett, and (5) Specialist Spencer C. Duncan.

USCENTCOM's Chief of Staff, Major General Karl R. Horst, approved release of Army Regulation 15-6 Report of Investigation (RoI) unclassified portions, totaling 1437 pages, on 30 September 2011. As USCENTCOM's Initial Denial Authority, Major General Horst withheld information pursuant to 5 U.S.C. § 552(b)(1), applying Executive Order 13526, Classified National Security Information, sections 1.4(a) military plans, weapons systems, or operations; and, 1.4(c) intelligence activities, sources or methods. Additional information withheld pursuant to 5 U.S.C. § 552(b)(2) internal personnel rules and practices; (b)(3) as it relates to 10 U.S.C. 130b personnel in overseas, sensitive or routinely deployable units; and, (b)(6) personal privacy interests.

There are no fees for processing this request since chargeable cost fell below \$15. If you are not satisfied with this action, you may appeal to the appellate authority, the Director of Administration and Management, Office of the Secretary of Defense. To submit your appeal, you should write directly to the Defense Freedom of Information Policy Office, Attn: Mr. James Hogan, 1155 Defense Pentagon, Washington D.C. 20301-1155. Your appeal should be postmarked within 60 calendar days from the date of this letter, should cite USCENTCOM case #13-0374, and should be clearly marked "Freedom of Information Act Appeal" on your appeal letter.

If you have any questions regarding your inquiry, please contact the FOIA Requester Service Center at (813) 827-1810, [foiaoffice@centcom.mil](mailto:foiaoffice@centcom.mil), and refer to case #13-0374.

Sincerely,

A handwritten signature in black ink that reads "Robert H. Bennett".

ROBERT H. BENNETT  
GS-15, DAFC  
Chief, Resources and Analysis Division

Enclosure:

1. Report of Investigation, CH-47 aircraft in Wardak Province, Afghanistan on 6 August 2011