

IV. EXEMPTION 3 STATUTES

STATUTE	TYPE OF INFORMATION WITHHELD	CASE CITATIONS	NUMBER OF TIMES RELIED UPON PER COMPONENT	TOTAL NUMBER OF TIMES RELIED UPON BY AGENCY
18 U.S.C. §§ 2510-20	Wiretap requests and the contents of any wire, oral, or electronic communication obtained through wiretaps	Mendoza v. DEA, No. 07-5006, 2007 U.S. App. LEXIS 22175 (D.C. Cir. Sept. 14, 2007) (per curiam); Lam Lek Chong v. DEA, 929 F.2d 729, 733 (D.C. Cir. 1991); Payne v. DOJ, No. 96-30840, slip op. at 5-6 (5th Cir. July 11, 1997).	DEA - 84	84
26 U.S.C. §§ 6103, 6105	Certain tax return information and certain tax convention information	Church of Scientology v. IRS, 484 U.S. 9, 15 (1987) (26 U.S.C. § 6103); Tax Analysts v. IRS, 217 F. Supp. 2d 23, 27-29 (D.D.C. 2002) (26 U.S.C. § 6105).	DEA - 1	1
31 U.S.C. § 5319	Reports pertaining to monetary instruments transactions filed under subchapter II of chapter 53 of title 31 and records of those reports	Berger v. IRS, 487 F. Supp. 2d 482, 496-97 (D.N.J. 2007), aff'd on other grounds, 288 F. App'x 829 (3d Cir. 2008), cert. denied, 129 S. Ct. 2789 (U.S. 2009); Sciba v. Bd. of Governors of the Fed. Reserve Sys., No. 04-1011, 2005 WL 3201206, at *6 (D.D.C. Nov. 4, 2005).	DEA - 6	6
Fed. R. Crim. P. 6(e)	Certain records pertaining to grand jury proceedings	Sussman v. USMS, 494 F.3d 1106, 1113 (D.C. Cir. 2007); Fund of Constitutional Gov't v. Nat'l Archives & Records Serv., 656 F.2d 856, 867-68 (D.C. Cir. 1981); Durham v. U.S. Atty. Gen., No. 06-843, 2008 WL 620744, at *2 (E.D. Tex. Mar. 3, 2008); Cozen O'Connor v. U.S. Dep't of Treasury, 570 F. Supp. 2d 749, 776 (E.D. Pa. 2008).	DEA - 15	15

V.A. FOIA REQUESTS -- RECEIVED, PROCESSED AND PENDING FOIA REQUESTS

	NUMBER OF REQUESTS PENDING AS OF START OF FISCAL YEAR	NUMBER OF REQUESTS RECEIVED IN FISCAL YEAR	NUMBER OF REQUESTS PROCESSED IN FISCAL YEAR	NUMBER OF REQUESTS PENDING AS OF END OF FISCAL YEAR
DEA	769	1,484	1,753	500
AGENCY OVERALL	769	1,484	1,753	500

V.B.(1). DISPOSITION OF FOIA REQUESTS - ALL PROCESSED REQUESTS

	NUMBER OF FULL GRANTS	NUMBER OF PARTIAL GRANTS/PARTIAL DENIALS	NUMBER OF FULL DENIALS BASED ON EXEMPTIONS	NUMBER OF FULL DENIALS BASED ON REASONS OTHER THAN EXEMPTIONS									TOTAL
				NO RECORDS	ALL RECORDS REFERRED TO ANOTHER COMPONENT OR AGENCY	REQUEST WITHDRAWN	FEE-RELATED REASON	RECORDS NOT REASONABLY DESCRIBED	IMPROPER FOIA REQUEST FOR OTHER REASON	NOT AGENCY RECORD	DUPLICATE REQUEST	OTHER *EXPLAIN IN CHART BELOW	
DEA	99	797	127	358	5	21	56	42	155	8	59	26	1,753
AGENCY OVERALL	99	797	127	358	5	21	56	42	155	8	59	26	1,753

**V.B.(2). DISPOSITION OF FOIA REQUESTS -- "OTHER" REASONS FOR "FULL DENIALS
BASED ON REASONS OTHER THAN EXEMPTIONS"**

	DESCRIPTION OF "OTHER" REASONS FOR DENIALS FROM CHART B(1) AND NUMBER OF TIMES REASONS WERE RELIED UPON	TOTAL
DEA	FOIA Rights Waived - 5 Unable to Locate Requester - 10 Close in Litigation - 3 Unable to Provide Information to Requester in Requested Format - 4 Referred Records Not Responsive - 2 Directed Requester to Another Agency or Entity - 1 Burdensome Search - 1	26
AGENCY OVERALL		26

V.B.(3). DISPOSITION OF FOIA REQUESTS - NUMBER OF TIMES EXEMPTIONS APPLIED

	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
DEA	18	1	101	25	49	130	80	7	823	486	705	744	0	0
AGENCY OVERALL	18	1	101	25	49	130	80	7	823	486	705	744	0	0

VII.A. FOIA REQUESTS -- RESPONSE TIME FOR ALL PROCESSED PERFECTED REQUESTS

	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	LOWEST NUMBER OF DAYS	HIGHEST NUMBER OF DAYS	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	LOWEST NUMBER OF DAYS	HIGHEST NUMBER OF DAYS	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	LOWEST NUMBER OF DAYS	HIGHEST NUMBER OF DAYS
DEA	N/A	N/A	N/A	N/A	92	121.29	<1	870	122	150.63	8	391
AGENCY OVERALL	N/A	N/A	N/A	N/A	92	121.29	<1	870	122	150.63	8	391

**VII.B. PROCESSED REQUESTS -- RESPONSE TIME FOR PERFECTED REQUESTS
IN WHICH INFORMATION WAS GRANTED**

	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	LOWEST NUMBER OF DAYS	HIGHEST NUMBER OF DAYS	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	LOWEST NUMBER OF DAYS	HIGHEST NUMBER OF DAYS	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	LOWEST NUMBER OF DAYS	HIGHEST NUMBER OF DAYS
DEA	N/A	N/A	N/A	N/A	114	142.26	<1	870	241	209.56	51	391
AGENCY OVERALL	N/A	N/A	N/A	N/A	114	142.26	<1	870	241	209.56	51	391

VII.C. PROCESSED REQUESTS -- RESPONSE TIME IN DAY INCREMENTS

COMPLEX REQUESTS														
	1-20 DAYS	21-40 DAYS	41-60 DAYS	61-80 DAYS	81-100 DAYS	101-120 DAYS	121-140 DAYS	141-160 DAYS	161-180 DAYS	181-200 DAYS	201-300 DAYS	301-400 DAYS	401+ DAYS	TOTAL
DEA	429	103	108	85	97	113	73	82	77	47	175	90	61	1,540
AGENCY OVERALL	429	103	108	85	97	113	73	82	77	47	175	90	61	1,540

VII.C. PROCESSED REQUESTS -- RESPONSE TIME IN DAY INCREMENTS

REQUESTS GRANTED EXPEDITED PROCESSING														
	1-20 DAYS	21-40 DAYS	41-60 DAYS	61-80 DAYS	81-100 DAYS	101-120 DAYS	121-140 DAYS	141-160 DAYS	161-180 DAYS	181-200 DAYS	201-300 DAYS	301-400 DAYS	401+ DAYS	TOTAL
DEA	2	1	1	1	1	1	2	0	1	0	5	1	0	16
AGENCY OVERALL	2	1	1	1	1	1	2	0	1	0	5	1	0	16

VII.D. PENDING REQUESTS -- ALL PENDING PERFECTED REQUESTS

	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	NUMBER PENDING	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	NUMBER PENDING	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS	NUMBER PENDING	MEDIAN NUMBER OF DAYS	AVERAGE NUMBER OF DAYS
DEA	0	N/A	N/A	461	60	78.92	1	107	107
AGENCY OVERALL	0	N/A	N/A	461	60	78.89	1	107	107

VII.E. PENDING REQUESTS -- TEN OLDEST PENDING PERFECTED REQUESTS

	10th OLDEST REQUEST AND NUMBER OF DAYS PENDING	9th	8th	7th	6th	5th	4th	3rd	2nd	OLDEST REQUEST AND NUMBER OF DAYS PENDING
DEA	4/6/2011	4/8/2011	3/30/2011	3/1/2011	2/25/2011	1/20/2011	1/19/2011	12/22/2010	9/14/2010	3/12/2010
	367	372	375	393	402	427	428	445	493	642
AGENCY OVERALL	4/6/2011	4/8/2011	3/30/2011	3/1/2011	2/25/2011	1/20/2011	1/19/2011	12/22/2010	9/14/2010	3/12/2010
	367	372	375	393	402	427	428	445	493	642

VIII.A. REQUESTS FOR EXPEDITED PROCESSING

	NUMBER GRANTED	NUMBER DENIED	MEDIAN NUMBER OF DAYS TO ADJUDICATE	AVERAGE NUMBER OF DAYS TO ADJUDICATE	NUMBER ADJUDICATED WITHIN TEN CALENDAR DAYS
DEA	7	56	<1	1.05	63
AGENCY OVERALL	7	56	<1	1.05	63

VIII.B. REQUESTS FOR FEE WAIVER

	NUMBER GRANTED	NUMBER DENIED	MEDIAN NUMBER OF DAYS TO ADJUDICATE	AVERAGE NUMBER OF DAYS TO ADJUDICATE
DEA	5	111	<1	<1
AGENCY OVERALL	5	111	<1	<1

IX. FOIA PERSONNEL AND COSTS

	PERSONNEL			COSTS (in dollars)		
	NUMBER OF "FULL-TIME FOIA EMPLOYEES"	NUMBER OF "EQUIVALENT FULL-TIME FOIA EMPLOYEES"	TOTAL NUMBER OF "FULL-TIME FOIA STAFF"	PROCESSING COSTS	LITIGATION- RELATED COSTS	TOTAL COSTS
DEA	16	0	16	2,429,610.00	420,777.00	2,850,387.00
AGENCY OVERALL	16	0	16	2,429,610.00	420,777.00	2,850,387.00

X. FEES COLLECTED FOR PROCESSING REQUESTS

	TOTAL AMOUNT OF FEES COLLECTED (in dollars)	PERCENTAGE OF TOTAL COSTS
DEA	8,304.00	0.341783249163446%
AGENCY OVERALL	8,304.00	0.34%

XII.A. BACKLOGS OF FOIA REQUESTS AND ADMINISTRATIVE APPEALS

	NUMBER OF BACKLOGGED REQUESTS AS OF END OF FISCAL YEAR	NUMBER OF BACKLOGGED APPEALS AS OF END OF FISCAL YEAR
DEA	368	N/A
AGENCY OVERALL	368	0

XII.B. CONSULTATIONS ON FOIA REQUESTS -- RECEIVED, PROCESSED, AND PENDING CONSULTATIONS

	NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENCIES THAT WERE PENDING AS OF START OF FISCAL YEAR*	NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENCIES DURING THE FISCAL YEAR	NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENCIES THAT WERE PROCESSED BY THE AGENCY DURING THE FISCAL YEAR	NUMBER OF CONSULTATIONS RECEIVED FROM OTHER AGENCIES THAT WERE PENDING AT THE AGENCY AS OF END OF FISCAL YEAR
DEA	17	131	129	19
AGENCY OVERALL	17	131	129	19

**XII.C. CONSULTATIONS ON FOIA REQUESTS -- TEN OLDEST CONSULTATIONS
RECEIVED FROM OTHER AGENCIES AND PENDING AT THE AGENCY**

	10th OLDEST CONSULTATION AND NUMBER OF DAYS PENDING	9th	8th	7th	6th	5th	4th	3rd	2nd	OLDEST CONSULTATION AND NUMBER OF DAYS PENDING
DEA	8/27/2012	8/27/2012	8/23/2012	8/20/2012	8/20/2012	8/20/2012	8/1/2012	7/31/2012	7/26/2012	7/10/2012
	23	23	25	28	28	28	41	42	45	57
AGENCY OVERALL	8/27/2012	8/27/2012	8/23/2012	8/20/2012	8/20/2012	8/20/2012	8/1/2012	7/31/2012	7/26/2012	7/10/2012
	23	23	25	28	28	28	41	42	45	57

XII.D.(1) COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- REQUESTS RECEIVED AND PROCESSED

	NUMBER OF REQUESTS RECEIVED		NUMBER OF REQUESTS PROCESSED	
	NUMBER RECEIVED DURING FISCAL YEAR FROM LAST YEAR'S ANNUAL REPORT	NUMBER RECEIVED DURING FISCAL YEAR FROM CURRENT ANNUAL REPORT	NUMBER PROCESSED DURING FISCAL YEAR FROM LAST YEAR'S ANNUAL REPORT	NUMBER PROCESSED DURING FISCAL YEAR FROM CURRENT ANNUAL REPORT
DEA	1,325	1,484	1,442	1,753
AGENCY OVERALL	1,325	1,484	1,442	1,753

XII.D.(2) COMPARISON OF NUMBERS OF REQUESTS FROM PREVIOUS AND CURRENT ANNUAL REPORT -- BACKLOGGED REQUESTS

	NUMBER OF BACKLOGGED REQUESTS AS OF END OF THE FISCAL YEAR FROM PREVIOUS ANNUAL REPORT	NUMBER OF BACKLOGGED REQUESTS AS OF END OF THE FISCAL YEAR FROM CURRENT ANNUAL REPORT
DEA	616	368
AGENCY OVERALL	616	368