



**Homeland
Security**

Science and Technology

May 29, 2012

Amie Stepanovich
Electronic Privacy Information Center
1718 Connecticut Avenue NW, Suite 200
Washington, DC 20009

Re: S&T 12-010

Dear Ms. Stepanovich:

This letter is to advise you of further action taken on your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS) Privacy Office, dated April 4, 2012. You requested 1) all correspondence, communications, and records of meetings between New York state officials and the federal government relating to the development and implementation of the new terahertz technology to conduct electronically "frisk" individuals at a distance; 2) all unfiltered or obscured images captured using the new terahertz technology; 3) all contracts, statements of work, or related documents and appendices entered into related to the new terahertz technology, including contracts for hardware, software, training, or development, including but not limited to contract HSHQDC-04-C-00016; 4) all documents detailing technical specifications or capabilities of the new terahertz technology; and 5) all documents detailing plans to implement the new terahertz technology, including but not limited to New York City.

In processing the above referenced request, it was determined that responsive records submitted by American Science and Engineering, Personal Protection Technologies, Raytheon Company, and Siemens Corporate R&D contain information that DHS has reason to believe may be protected from disclosure under FOIA Exemption 4 as confidential business information.

Executive Order 12600 (June 23, 1987) and the DHS FOIA regulations at 6 C.F.R. § 5.8(f) require that a government agency provide pre-disclosure notification to the submitter of business information whenever confidential commercial information has been requested under the FOIA. The business submitter is afforded ten (10) working days within which to provide the Department of Homeland Security with a statement of objection to disclosure. If this office decides to disclose business information over the objection of the business submitter, we must notify the business submitter in writing of the specified disclosure date, which is ten (10) working days after the notice of the final decision to release the requested information has been mailed to the submitter.

Due to the above requirements, you should anticipate some delay in receiving a final response to your request. However, this should not be construed as a denial of access. Upon receipt of the

above information, the documents will be processed in accordance with the Freedom of Information Act and mailed to you upon completion.

If you have any questions concerning this matter, you may contact this office at stfoia@dhs.gov or (202) 254-6342. Please refer to the assigned case number, S&T 12-010, in any future correspondence.

Sincerely,

A handwritten signature in black ink, appearing to read "Katrina Hagan". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Katrina Hagan
FOIA Officer (Acting)