

October 7, 2015

Contents of September 30, 2015 production

CIA response to FOIA requests for records of (1) allegations that personnel deleted or obscured records of CIA activities in Libya in the aftermath of attacks, including from the CIA Office of Inspector General, and (2) records of communications regarding Gaddafi's expressed interest in a truce and abdication.

Regarding Gaddafi's offer to abdicate, the CIA responded that it will neither confirm nor deny the existence of any such records.

Regarding a whistleblower complaint, the CIA claims that it located twenty documents, that it released eight, and completely withheld twelve. Of the 25 released pages, nine are wholly redacted, and most of the others have redactions.

Below is a Summary, a Chronological listing, and a Review of the records.

Summary

2012

Sometime between September 13 and October 31, 2012, Director Petraeus communicated some information regarding the attacks, apparently to a group of CIA employees.

Based on the contents of Petraeus' comments, one CIA Officer believed that Petraeus had been misinformed regarding the CIA's version of events. So, on November 1, 2012, the Officer sent an email to CIA Inspector General David Buckley ("IG"), asking that the information be provided to Petraeus, anonymously. The IG did so, on November 2.

On November 5, 2012, two IG Agents interviewed the Officer.

The FOIA request is for records of deletion or obscuring records of CIA activities in Libya in the aftermath of attacks. The release does not reveal much about the misconduct complained about, but it includes that the complaint "called into question some actions and decisions made by the Chief of Base, Benghazi."

2013

A year later, on November 20, 2013, IG Officers debriefed staff of the Senate Select Committee on Intelligence. On November 26, 2013, SSCI Chairman Feinstein and Vice Chairman Chambliss wrote to the IG requesting all information related to the CIA Officer's November 1 complaint. "Dave" asked to see a draft of the IG's response before it was provided to Feinstein and Chambliss.

On December 3, 2013, the IG responded to specific questions asked by Feinstein and Chambliss. The IG related that he already had provided them with the CIA Officer's email and the IG's November 8 Interview Report.

The IG cited two reasons for failure to elevate the complaint, both related to the IRB and FBI investigations. The IG wrote that the Officer's "concerns were largely matters that would... be addressed by [both] the Accountability Review Board" and the ongoing FBI investigation, and an IG case would not have added "sufficient value." Also, further IG investigation would have "the potential [for] disruption" of these probes. (The IG's first reason ignores its mandate. The second appears made up.)

Further, the IG had not "open[ed] an investigation into [other aspects of] the attacks in Benghazi" for the same reasons.

The IG explained that IG Officers' references to Petraeus' "internal investigation into Benghazi," made during the November 20, 2013, debriefing, referred to "an interview team [that] then Director Petraeus was putting together to interview Agency Personnel."

2014

On January 16, 2014, after the SSCI reported that the "CIA Inspector General did not investigate complaints relating to the Benghazi attacks," the IG wrote to unknown recipients seeking a rechecking of files. (The SSCI may have been referring to the failure of the IG to elevate this inquiry, while it appears that the IG is asking for other complaints.) There are apparently three responses to the IG, all in January.

Chronologically

2012

On November 1, 2012, "based on... [Petraeus'] comments [previously] made" (page 9) a CIA Officer wrote an email (pages 6-8) to the Director of Office of the Inspector General that "the CIA did not appear to know the chain of events" regarding the attacks. The information was based on conversations "with multiple officers on site that evening... making me privy to numerous meetings/discussions regarding the events."

November 2, 2012, the IG wrote to Petraeus, Morell, and Associate Deputy Director V. Sue Bromley (pages 9-11), that the Officer "calls into question some actions and decisions made by the Chief of Base, Benghazi."

On November 5, 2012, two IG Agents interviewed the Officer, by telephone, and, on November 8, one wrote an Interview Report. Pages 12-13.

(On November 9, 2012, Petraeus resigned.)

2013

On November 15, 2013, the Assistant IG wrote, probably to the CIA's Office of Congressional Affairs, about the chronology of the matter, and that "[t]here is no record that anyone affiliated with [Redacted] ever contacted the Hotline or Investigations concerning the events in Benghazi on September 2012," and the Congressional Affairs Office responded that "the Hill hasn't contacted our offices as yet."

On November 20, 2013, IG Officers had met with Committee staff. Page 5.

On November 26, 2013, SSCI Chairman Feinstein and Vice Chairman Chambliss wrote to the IG requesting all information related to the complaint made by the CIA Officer to the IG on November 1, 2012.

On November 27, 2013, a request was made to the IG Chief of Staff to provide to "Dave" a draft to the response to the SSCI questions. Page 27.

On December 3, 2013, the IG responded to Feinstein and Chambliss (pages 3-5), stating that it had provided them with the CIA Officer's email, and the IG's November 8 Interview Report.

The IG excused the failure to elevate the matter to "a more formal 'full case'" because "the FBI was conducting a criminal investigation," the Officer's "concerns were largely matters that would... be addressed by the Accountability Review Board," and an IG case would not have added "sufficient value" and had "the potential disruption an additional parallel investigation might cause to the ongoing FBI and State Department investigations." The IG had not "open[ed] an investigation into [other aspects of] the attacks in Benghazi" for the same reasons.

Regarding the November 20, 2013, IG Officers' meeting with Committee staff, where the IG Officers had referred to Petraeus' "internal investigation into Benghazi," the IG wrote that it was "an interview team [that] then Director Petraeus was putting together to interview Agency Personnel." Page 5.

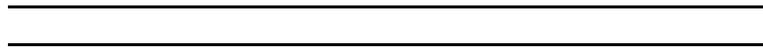
The IG related that it had decided to "conduct a preliminary interview of the officer," but that it is "not planning further work on this issue," absent Petraeus' request.

2014

On January 16, 2014, in reaction to the Senate Select Committee on Intelligence Report that the "CIA Inspector General did not investigate complaints relating to the Benghazi attacks," the IG wrote (pages 21-22) asking that "you all to check your files for any such complaints," besides the one that the IG had identified in its response to the "SSCI inquiry in November of 2013." On January 16, a recipient of the IG's request provided "a partial listing of the Benghazi documents... collected" (pages

23-24) and, on January 22, a recipient wrote that it was checking its records. Pages 24-26.

On after January 22, a CIA officer wrote that he/she had "searched my Lotus Notes and have 9 emails dated between 2 Nov 2012 and 14 Nov 2012." Page 23.



Review of Production

PAGES 1-2

September 30, 2015 CIA cover letter

PAGES 3-5

December 3, 2013

Letter From: CIA Inspector General David Buckley ("IG")

To: Dianne Feinstein, Chairman, Saxby Chambliss, Vice Chairman, Select Committee on Intelligence

Responded to the Committee's November 26, 2013 requests for any and all information related to a complaint made by a CIA Officer to the IG on November 1, 2012, related to the attacks. The Officer had asked that the information be presented to Director Petraeus.

The IG provided to the Committee the November 1, 2012, email from the Officer to the IG, with the Officer's identifying information redacted, and the IG's next day's email to Petraeus.

[Page 4]

The Officer had requested anonymity, so the IG did not forward the email to Petraeus, but, rather, quoted it. The Officer's "main concern was for the information to be provided to the DCIA for his situational awareness."

The IG told Petraeus that the IG "was not planning any further inquiry," but it would further investigate if "the Director so requested. Director Petraeus did not make any such request."

The IG also provided the Committee with IG's November 8 Report of its November 5 interview of the Officer.

In response to the question, "Why did you decide not to make this complaint into a more formal 'full case'?" the IG related that "the FBI was conducting a criminal investigation into the attacks," the Officer's "concerns were largely matters that

would... be addressed by the Accountability Review Board," and an IG case would not have added "sufficient value" and had "the potential disruption an additional parallel investigation might cause to the ongoing FBI and State Department investigations."

The Committee also asked the IG whether it had "consider[ed] opening an investigation into the attacks in Benghazi?" and "Why or why not?"

[Page 5]

The IG responded, "I did, but elected not to, chiefly for the same reasons cited above."

The IG added, "We included this topic in our Fiscal Year 2014 Work Plan."

IG officers had met with Committee staff on November 20, 2013. As the IG officers had referred to Director Petraeus' "internal investigation into Benghazi," the Committee asked, "What is your understanding of this investigation and who was in charge of it?" The IG responded that it was "*an interview team [that] then Director Petraeus was putting together to interview Agency Personnel [Redacted].*"

The IG suggested that the Committee contact "*the CIA Office of Congressional Affairs for information regarding any review or investigation conducted at the direction of then Director Petraeus or Acting Director Morell.*"

PAGES 6-8

November 1, 2012

From: Officer

To: DIR—OIG—Investigations

Excerpts:

It has come to my attention on 01 November 2012 that the DCIA has not been provided fulsome details regarding the events that took place during the 11/12 September attacks on US Mission (Consulate) in Benghazi and Benghazi Base.

For the record, all accounts herein are considered second/third hand [Redaction]

however, I have talked with multiple officers on site that evening [Redaction] making me privy to numerous meetings/discussions regarding the events

[Redaction] that the available information be made available to Agency
[Redaction]

Numerous officers [Redaction] were surprised that the CIA did not appear to know the chain of events which is crucial as this information help him and other leaders make operational decisions, and respond to policy related questions.

PAGE 7
Entirely redacted

PAGE 8
Entirely redacted

PAGES 9-11
November 2, 2012
From: IG
To: Petraeus, Morell, and Associate Deputy Director V. Sue Bromley

IG received an allegation from an officer [Redacted] based on your comments made [Redacted] officers, you may have not been provided all the details the attack and subsequent [Redacted] response.

Excerpts:

- The officer acknowledges on provided is second and third hand. However, given the sensitivities concerning this issue. I am providing this information directly to you for your action as you deem appropriate. I informed DDCIA.
- The officer calls into questions some actions and decisions made by the Chief of Base, Benghazi.
- While we plan to conduct a preliminary interview of the officer, we are not planning further work on this issue by my office. However, we stand ready to conduct any inquiry you may request, if indicated.

PAGE 10
Entirely redacted

PAGE 11
Entirely redacted

PAGE 12-18
November 8, 2013

IG Investigations Agents' Report of telephone interview of Officer

On November 5, 2013 two IG Agents interviewed the Officer, by telephone, by two IG Agents. It lasted an hour and 20 minutes. The Officer had asked for the interview because concern that Petraeus had been misinformed concerning the "events surrounding the attacks." The Agents relayed that the IG had provided Officer's email to Petraeus.

Page 13

The information is "second hand."

Page 14

Entirely redacted

Page 15

Entirely redacted

Page 16

Entirely redacted

Page 17

Entirely redacted

Page 18

Officer's Lotus notes email attached.

PAGES 19-20

November 15, 2013, 1:13 pm

From: Assistant IG

To: Redacted—Maybe CIA Office of Congressional Affairs

Re "Benghazi Timeline re Contact with OIG"

On November 1, 2012, an Officer contacted the IG via Lotus Notes email to express concern that Petraeus had not been provided details of the events of September 11-12. The information was entirely second hand. On November 2, the email, minus identifying information, was forwarded to Petraeus, Morell, and Associate DD Bromley. On November 5, the Officer was interviewed by two IG investigators.

Excerpt:

There is no record that anyone affiliated with [Redacted] ever contacted the Hotline or Investigations concerning the events in Benghazi on September 2012.

PAGE 20

November 15, 2013, 1:41 pm

Re "Benghazi Timeline re Contact with OIG"

From: Redacted—Maybe CIA Office of Congressional Affairs

To: Redacted

Same information as previous page: On November 1, 2012, an Officer contacted the IG via Lotus Notes email to express concern that Petraeus had not been provided details of the events of September 11-12. The information was entirely second hand. On November 2, the email, minus identifying information, was forwarded to Petraeus, Morell, and Associate DD Bromley. On November 5, the Officer was interviewed by two IG investigators.

Excerpt:

The Hill hasn't contacted our offices as yet.

PAGES 21-22

January 16, 2014

From: IG

To: Redacted

Re "Alleged Complaints related Benghazi"

Excerpt:

The Vice Chairman of the Senate Select Committee on Intelligence, along with several other Senators, included in their Additional Views of the SSCI, Report on the Review of the Terrorist Attacks on U.S. Facilities in Benghazi, Libya, September 11-12, 2012, dated January 15, 2014:

At the same time, the Committee has learned that the CIA Inspector General did not investigate complaints relating to the Benghazi attacks from CIA whistleblowers. Whether these complaints are ultimately substantiated or dismissed is irrelevant. On a matter of this magnitude involving the deaths of four Americans, the inspector General has a singular obligation to take seriously and fully investigate any allegation of wrongdoing. His failure to do so raises significant questions that we believe the Committee must explore more fully.

"Since the attack, I have repeatedly inquired of Investigations and the Hotline of the receipt of any such complaints," and responded to a SSCI inquiry in November of 2013, after again searching the "INV and Hotline files regarding the receipt of any Benghazi related complaint or issues that have been made to the OIG. There was one identified matter."

"As the Report's Additional Views contained the statement above, I am requiring you all to check your files for any such complaints."

PAGE 23

This appears to be a continuation of Jan 22, 2014 correspondence:

I searched my Lotus Notes and have 9 emails dated between 2 Nov 2012 and 14 Nov 2012 related to an allegation INV received concerning the Benghazi attack on 11-12 Sep 2012. They are related to INV case [Redacted]. Please let me know if you would like me to forward my LNs.

PAGES 23-24

January 22, 2014, 12:32 pm

Re "Benghazi documents"

Sender: Redacted

Recipient: Redacted

Excerpt:

What the IG is looking for specifically is complaints made by officers about the Benghazi events. I hope this will narrow down the search.

January 22, 2014, 10:13 pm

Re "Benghazi documents"

Excerpt:

In response to our request for Benghazi materials, I had sent the note below to [Redacted] in regard to information [Redacted]. I will check my records and get back to you by the 2 pm due date.

PAGES 24-26

January 16, 2014, 4:38 pm

Re "Benghazi documents"

Excerpt:

The list below is a partial listing of the Benghazi documents that I have been collected.

Please advise if it is necessary to search with that granularity. Additionally, J will review my LNs on Friday to see if I have potentially relevant material from my former days.

PAGE 25
Entirely redacted

PAGE 26
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Page 27
January 27, 2013
From: Redacted
To: IG Chief of Staff
Re "SSCI QFRs re Benghazi—draft response due" at noon, relating Committee questions

Excerpt:

While written response is requested no later than Wednesday 4 December -- Dave would like to see a draft response by 12 noon today.