	Approved for Release: 2017/12/01	C05100930
	(b)(3) 10 US	SC <sup>⊥</sup> 424
From: Sent: To: Cc: Subject: Attachments:	Thursday. September 01_2016 2:38 PM COMM-IMSO-IRRG-FOIA RE: (U) your case F13-0084 SECRET//TK NRO SIGINT_Initial Review.PDF	(b)(3) 50 USC <sup>⊥</sup> 3605
Classificatio	on: SECRET//TK	
Upon removal	of attachment(s), this document is U	NCLASSIF <del>IED</del> //FOUO
Classified By Derived From: Declassify On	INCG dated 20120213	(b)(3) 10 USC <sup>⊥</sup> 424
Good Afternoon		(b)(3) 50 USC $^{\perp}$ 3605
		(b)(5) (b)(3) 10 USC <sup>⊥</sup> 424
V/R		(b)(3) 10 USC <sup>⊥</sup> 424
From:		(b)(3) 50 USC <sup>⊥</sup> 3605
Sent: Wednesday, Aug To: Subject: (U) your case	gust 31, 2016 1:53 PM e F13-0084	(b)(3) 10 USC <sup>⊥</sup> 424
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Thanks.

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### Classification: UNCLASSIFIED//FOR OFFICIAL USE ONLY

Classification: <u>SECRET//TK</u>

Approved for Release:	2017/12/01	C05100930
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Classification: UNCLASSIFIED//FOR OFFICIAL USE ONLY

	Approved for Release: 2017/12/01 C05100930	
		(b)(3) 10 USC <sup>⊥</sup> 424
From:		(b)(3) 10 USC <sup>⊥</sup> 424
Sent: To: Cc:		(b)(3) 50 USC <sup>⊥</sup> 3605
Subject: Attachments: Signed By:	CIO-IMSO-IRRG-FOIA FOIA Case F13-0084 - Request for Consultation with NSA SECRET// F13-0084_Request for Consultation.PDF; Att 1_F13-0084_Richelson Red SIGINT War Successes_Docs 1-2-3.pdf; Att 3_Changing the face of SIC	quest.pdf; Att 2
Classification: - 3	ECRET//TK//NOFORN	
Classified By: Derived From: INC Declassify On: 20		(b)(3) 10 USC <sup>⊥</sup> 424
Good Afternoon		(b)(3) 50 USC <sup>⊥</sup> 3605

Attached is a request for consultation with NSA, along with corresponding attachments: request letter (Att 1) and four documents for review (Att 2 & 3).

We are in the process of review and treatment of the these documents for NRO equities, and wish to consult with you concurrently, therefore clean copies are provided to you for your review for NSA equities. If you have any questions, please do not hesitate to contact me.

Request acknowledgement of this e-mail and all attachments.

Thanks,

(b)(3) 10 USC <sup>⊥</sup> 424

Classification: <del>SECRET//TK//NOFORN</del>

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NATIONAL RECONNAISSANCE OFFICE 14675 Lee Road Chantilly, VA 20151-1715

11 July 2013

MEMORANDUM FOR THE NATIONAL SECURITY AGENCY INFORMATION AND PRIVACY COORDINATOR

SUBJECT: Freedom of Information Act (FOIA) Consultation - Mr. Jeffrey Richelson

REFERENCE: (U) National Reconnaissance Office Case Number F13-0084

(U) In our search for records responsive to a Freedom of Information Act request from Mr. Jeffrey Richelson, dated 30 April 2013, the National Reconnaissance Office (NRO) has identified six records responsive to his request, four of which contain NSA equities. These documents, totaling twelve pages, are attached for your review, treatment, and return to the NRO. Records 1 through 3 are combined in attachment 2.

(U) Per Department of Justice guidance, agencies are encouraged to place consultations in their queue based on the date of the initial request, in this instance, 30 April 2013.

(U//FOUO) If you have any questions, please contact (b)(3) 10 USC  $^{\perp}$  424 the Case Analyst, at or and reference case number F13-0084.

Douglas J. Davis Chief, Information Review and Release Group

Attachments:

- 1. (U) Mr. Richelson request dtd. 30 April 2013
- 2. (S//SI//TK//NOFORN) SIGINT War Successes (Doc 1-3) (7 pgs)
- 3. (S//SI//TK//NOFORN) Changing the Face of Technical SIGINT (Doc 5)
  - (5 pgs)

UNCLASSIFIED when separated from attachment

(b)(3) 10 USC <sup>1</sup> 424

DECL ON: DRV FROM: NRO SCG 6.0 21 May 2005

SECRET//SI/TK//NOFORN

05/01/2013 10:35

Approved for Release:	2017/12/01	C05100930
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JEFFREY RICHELSON

01 PAGE

(b)(6)

(b)(6)

JEFFREY T. RICHELSON

April 30, 2013

Douglas J. Davis Information Access and Release Team National Reconnaissance Office 14675 Lee Road Chantilly, Virginia 20151-1715

(b)(3) 10 USC <sup>1</sup> 424

Dear Mr. Davis:

This is a request under the Freedom of Information Act as amended (5 U.S.C. 522). I request copies of the following *Space Sentinel* articles:

SIGINT War Successes. (1,1) 2003 NRO Signals Intelligence (1,1) 2003 NRO Signals Preparations (1,1) 2003 NRO SIGINT Outlook (1,1) 2003 Changing the Face of Technical SIGINT 1, 2 (Winter 2004) [Deleted] ELINT Geolocation Reaches the .... 4, 1 (Spring 2006).

The FOIA provides that if only portions of a record are exempted from release, the remainder must be released. I therefore request that I be provided with all nonexempt portions which are reasonably segregable I particularly request that it be kept in mind that there may exist reasonably segregable portions of classified paragraphs. I also request that any present classified material be considered for declassification.

To permit an intelligent, informed decision as to whether or not to file an administrative appeal of any denial decision, I also request that you describe in detail the withheld records (or portions thereof) and explain the logical and factual basis for exemption claims. See <u>Mead Data</u> <u>y</u>, <u>Department of the Air Force</u> 566 F.2d 242, 251 (D.C. Cir. 1977).

I also request a fee waiver. The fee waiver provisions under section 552 (a) (4) (A) of the FOIA, as amended on April 25, 1987, rewrote section 552 (a) (4) (A) to create categories of requesters entitled to fee waivers. Under those provisions, I qualify for exemption from fees in the "news media" category. The U.S. Court of Appeals for the D.C. circuit has unanimously held that for FOIA fee waiver purposes "representatives of the news media" includes any individuals who regularly publish or disseminate information to the public. (See <u>National Security Archive v.</u> U.S. Department of Defense, No. 88-5217, D.C. Circuit, July 28,1989, as well as <u>Electronic</u> Privacy Information Center v. U.S. Department of Defense No. 02-1233, United States District Court for the District of Columbia, January 16, 2003).

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Approved for Release: 2017/12/01 C05100930 79 JEFFREY RICHELSON

I easily meet this criteria as a result of my books and articles, which have appeared in a wide variety of publications. (A vita is available upon request). My books include Defusing Armageddon: Inside NEST, America's Secret Nuclear Bomb Squad (WW Norton, 2009); Spying of the Bomb: American Nuclear Intelligence from Nazi Germany to Iran and North Korea (WW Norton, 2006); The Wizards of Langley: Inside the CIA's Directorate of Science and Technology (Westview, 2001); America's Space Sentinels: DSP Satellites and National Security (University Press of Kansas, 1999); The U.S. Intelligence Community (Westview, 4th ed.1999); and America's Secret Eyes in Space (Harper & Row, 1990).

My articles and commentaries have appeared in Scientific American, Air Force Magazine, Bulletin of the Atomic Scientists, Jane's Intelligence Review, International Journal of Intelligence and Counterintelligence, ISR Journal, Armed Forces Journal International, Defense Week, The National Interest, the Washington Post, the Los Angeles Times, the Boston Globe, and Newsday.

My intended use of the material requested above, and in light of my extensive publication record, clearly meets the criteria established by statute and case law for preferred fec status under the FOIA as a representative of the news media. As such a representative I am entitled to have search and review fees waived. And given the contribution of my work to enhancing public understanding of the government operations I request that you also waive reproduction fees.

I am willing to pay photocopying fees associated with this request, but if it is expected that the fee will exceed \$25 I request that I be notified in advance.

I look forward to your response within the <u>statutory time period</u>. If you have any <u>questions about this</u> request, please contact me at (phone), or at

(b)(6)

Sincerely,

Jeffrey T. Richelson

#### UNCLASSIFIED

Classify Appropriately When Filled In - Lowest Acceptable Classification is U//FOUO

MATERIEL TRANSPORTATION REQUEST

I CUSTOMER INFORMATION					
I certify that this shipment is for the official movement of o unclassified office supplies, or items to circumvent weight information listed is accurate and complete.					
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	vpe or print full name) NON-SECURE PHONE: (703)	227-6119	10. DATE OF REQUEST	26 Aug 2013	
11. SIGNATURE:					
12. PROGRAM AND DIRECTORATE: MSO/ASG/IM	sc ()		(b)(3)	10 USC <sup>⊥</sup> 424	
13. GOVERNMENT VALIDATOR:			14. BADG	E #:	
15. SECURE PHONE: 16.	(Type or print full name) OFFICE: CIO/IMSO				
17. REMARKS: Case F13-0084					
I. ORIGINATOR INFORMATION , Not required for	Méll Processing Team (MPT)	requests)			
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NATIONAL RECONNAISSANCE OFFICE 14675 Lee Road Chantilly, VA 20151-1715

22 August 2013

(b)(6)

Mr. Jeffrey T. Richelson

Dear Mr. Richelson:

This is in response to your e-mail dated 30 April 2013, received in the Information Management Services Office of the National Reconnaissance Office (NRO) on 2 May 2013. Pursuant to the Freedom of Information Act (FOIA), you are requesting you are requesting "the following Space Sentinel articles:

SIGINT War Successes (1,1) 2003
NRO Signals Intelligence (1,1) 2003
NRO Signals Preparation (1,1) 2003
NRO SIGINT Outlook (1,1) 2003
Changing the Face of Technical SIGINT 1,2 (Winter 2004)
[Deleted] ELINT Geolocation Reaches the.... 4,1 (Spring 2006)"

Your request is being processed in accordance with the Freedom of Information Act, 5 U.S.C. § 552, as amended. A thorough search of our files and databases located sixteen pages that are responsive to your request.

As an interim release, two documents requested, totaling four pages, are being released to you in part. The remaining four documents, totaling twelve pages, have been sent to another agency for review. Material being withheld is denied pursuant to FOIA exemptions (b)(1), (b)(3) and (b)(6), as explained herein:

(b)(1) is the basis for withholding information that is currently and properly classified information under Executive Order 13526, Section 1.4(c) and (g);

(b) (3) is the basis for withholding information exempt from disclosure by statute 10 U.S.C. § 424 which states: "Except as required by the President or as provided in subsection (c), no provision of law shall be construed to require the disclosure of (1) The organization or any function . . .(2) . . . number of persons employed by or assigned or detailed to any such organization or the name, official title, occupational series, grade, or salary of any such person . . . (b) Covered Organizations . . . the National Reconnaissance Office"; and

(b)(6) is the basis for withholding information which, if released, would constitute a clearly unwarranted invasion of the personal privacy of individuals.

Since we have been unable to provide a complete response within the 20 working days stipulated by the Act, you have the right to consider this as a denial and may appeal to the NRO Appeal Review Panel, 14675 Lee Road, Chantilly, VA 20151-1715 within 60 days of the date of this letter. It would seem more reasonable, however, to have us continue processing your request and respond as soon as we can. You may appeal any denial of records at this time. Unless we hear from you otherwise, we will assume that you agree, and will proceed on this basis.

If you have any questions, please call the Requester Service Center at (703) 227-9326 and reference case number **F13-0084**.

Douglas J. Davis Chief, Information Review and Release Group

Enclosures: Two Sentinels (4 pages)

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	Dynamic Content - Highest Possible Classification: TOP SECRET//SI/TK//NOFORN	
TIER Tra-	cking Information and Enterprise Response val reconnaissance office	
Action Respon	Reply Accept Back to Action	
*Classification:	UNCLASSIFIED	
Action Title:	2013-03129 - FOIA Case F13-0084 - FINAL REVIEW to OGC (J. Richelson)	
From:	GC-Tracker	
To:	CIO-IMSO-FOIA-Tracker	(2)
FYI:	(b)	(3)
Response:	Final: Concur	
Response Details:	08/21/2013 16:21 Submitted by:	)(3)
Documents:		

**Status:** Response has been made **Comments:** 

All (b)(3) redactions on this page pursuant to 10 USC 424

Attachments: Browse/Select multiple files, then click [Upload]. To attach uploaded files to the Action, [Submit] the Action.


Wednesday,  $(3)_{10}$  USC  $^{\perp}$  424

TIER - Action De		
	Tracking Information and Enterprise Response Anamic Con A - Highest Possible Classification: TOP SECTED //SI/TK//NOFORN Tracking Information and Enterprise Response NATIONAL RECONNAISSANCE OFFICE	
Action Deta	Modify Action Hold Action Close Action	
	UNCLASSIFIED/ <del>/FOUO Lead</del> CIO-IMSO-FOIA-Tracker Organization:	
Action Title:	2013-03129 - FOIA Case F13-0084 -FOII:FINAL REVIEW to OGC (J. Richelson)	
Assigned By:	CIO-IMSO-FOIA- POC: Date Due: 8/20/2013 (View Change Histor Tracker	(b)(3)
Assigned To:	GC-Tracker FYI:	
Description:	What needs to be done?	
	(U) Request OGC conduct a FINAL REVIEW for an interim release to Mr. Jeffrey Richelsc response to his FOIA request.	
	(U) Link to Case Summary and coresponding files can be found at:	(b)(3)
	Why it needs to be done? All (b)(3)	
Comments:	(U) FOIA, 5 U.S.C. § 522 as amended redactions this page pursuant to USC 424	
Attachments:		
	Created By: on August 6, 2013 at 1:06	(b)(3
Action Stat	us	
Date Due Ass 08/20/2013 GC	signed To Date Assigned Status Response Attachments Details -Tracker 08/06/2013 Pending 0	
	Tuesday, August 06, 2013	(b)(3)

## **Sub-Actions / Forwards**

No Subordinate Assignments available.



For additional help using this tool, please see the User Guide For technical difficulties, please contact the - Hotline:



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TIER - Action Resp	Approved for Release: 2017/12/01 C05100930 Tuesday, August 06, 2013	
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	acking information and Enterprise Response	
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Action Title:	2013-02902 - FOIA Case F13-0084 - Final Review by OSC & OS&CI (Richelson)	
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All (b)(3) redactions on this page pursuant to 10 USC 424



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# **Sub-Actions / Forwards**

No Subordinate Assignments available.

Modify Action Hold Action Close Action

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(b)(3) 10 USC <sup>1</sup> 424

	Approved for	Release: 2017/	12/01 C05100930	
(b)(3) 10 USC 1 42	24			
From: // / Sent: To: Cc: Subject:	Friday, July 12, 2013 2:2 CIO-IMSO-IRRG-FOIA; (U) RE: FOIA Case F13- SECRET//TK//NOFORN	0084 - Request	for Consultation with N	_ (b)(3) 50 USC <sup>⊥</sup> 3605 SA
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	is alias, but I'm confirmin	g receipt of this	consultation for NSA.	
V/R,				
		(b)(3)	50 USC <sup>1</sup> 3605	
*****	*********(U)			
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<b>Sent:</b> Friday, July 12, 2013 <b>To:</b>	1:51 PM			(b)(3) 50 USC <sup>⊥</sup> 3605
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Good Afternoon

(b)(3) 50 USC 1 3605

Attached is a request for consultation with NSA, along with corresponding attachments: request letter (Att 1) and four documents for review (Att 2 & 3).

We are in the process of review and treatment of the these documents for NRO equities, and wish to consult with you concurrently, therefore clean copies are provided to you for your review for NSA equities. If you have any questions, please do not hesitate to contact me.

Request acknowledgement of this e-mail and all attachments.

Thanks,

(b)(3) 10 USC <sup>1</sup> 424

(b)(3) 50 USC <sup>⊥</sup> 3605

Classification: SECRET//TK//NOFORN

Classified By: Derived From: NSA/CSSM 1-52 Dated: 20070108 Declassify On: 20380701

Classification: SECRET//TK//NOFORN-

TIER - Action Resp	onse Approved for Release: 2017/12/01 C05100930 Thursday, July 11, 2013	
Dyn	amic Content - Historication: TOP SECRET//SEC/INOFORN	
	acking Information and Enterprise Response	
Action Resp	onse Reopen Response Back to Action	
*Classification:	UNCLASSIFIED	
Action Title:	2013-01826 - F13-0084FOIA Document Review - 6 Space Sentinel Articles (SIGINT)	(h)(3)
From:		(b)(3)
To:	CIO-IMSO-FOIA-Tracker	
FYI:		
Response:	Final: Concur with Comment	
Response Details:		(b)(3) (b)(5)
Documents:		
Status:	Response has been accepted	
Comments:	07/11/2013 10:20 Submitted by:	(b)(3)

Reopen Response Back to Action

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TIER - Action Details		Approved for Release: 2017/12/01 C05100930			Tuesda	Tuesday, July 09, 2013	
TIER	Dynamic Content - Hig racking Informational Reconnaissance of	tion an					
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Action Title: 2	ECRET//SI/TK//NOFORI 013-01826 - F13-0084F Review - 6 Space Sentine	-OIA Docu		Lead Organization: FOII:	CIO-IMSO-FOIA-Trac	ker	
Assigned By: C	CIO-IMSO-FOIA-Tracker	POC:		Date Due:	5/24/2013 (View Char	nge History) (b)(3)	
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•	U) Attachment 1 is a cop eview.	by of the F	OIA request;	remaining attach	ments are responsive (	documents for	
v	Vhy it needs to be done	? FOIA					
Comments:	07/09/2013 12:37 Add	led	this action.			(b)(3) (b)(3)	
	05/14/2013 17:23 Sus <u>USA CTR</u>	pense dat	e changed to	24 May 2013	Submitted by:	(b)(3	
	05/03/2013 10:54 S	ubmitted b	y:			(b)(3	
Attachments: (	1-F13-0084_request.pd	<u>1f</u>	All (b)(3	) redactions or	n this page pursuant	to 10 USC 424	
					Tuesda	(b)(3) 1y, July 09, 2013	

- 2-RESPONSIVE 1 2 3-Pages from Space Sentinel 2003 Fall v1n1-2.pdf
- 3-RESPONSIVE 4-Pages from Space Sentinel 2003 Fall v1n1-3.pdf
- 4-RESPONSIVE 5-Pages from Space Sentinel 2003 Winter v1n2.pdf
- <u>5-RESPONSIVE\_6-Pages from Space Sentinel 2006 Spring v4n1.pdf</u>

Created By: on N

on May 3, 2013 at 10:54 Ам

# **Action Status**

Date Due Assigned	To Date Assigned	Status	Response	Attachments	Details (b)(3)
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05/24/2013 SIGINT-IA	ART-Tracker 05/03/2013	Accepted	Final: Concur with Comment	4	<u>Click to</u> <u>View</u>

# **Sub-Actions / Forwards**

No Subordinate Assignments available.

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Dynamic Content - Highest Possible Classification: TOP SECRET//SI/TK//NOFORN TIER Tracking Information and Enterprise Response National Reconnaissance office **Action Response** Reopen Response **Back to Action** \*Classification: <u>SECRET//SI/TK//NOFORM</u> **Action Title:** 2013-01826 - F13-0084--FOIA Document Review - 6 Space Sentinel Articles (SIGINT) From: (b)(3)CIO-IMSO-FOIA-Tracker To: FYI: (b)(3)Response: Final: Other Response (b)(3)05/23/2013 12:38 -- 3 hours and 45 minutes of review time Submitted by: **Details:** (b)(3)(b)(1)(b)(3)(b)(5)(b)(3)Please contac with any questions. -- Submitted by: (b)(3)Less.. **Documents:** 5-RESPONSIVE 6-Pages from Space Sentinel 2006 Spring v4n1 WITH CLASSIFIED HIGHLIGHTS.pdf Status: Response has been accepted **Comments:** 06/06/2013 13:41 -- Thank you! Appreciate the thorough review! -- Submitted by: (b)(3)All (b)(3) redactions on this page pursuant to 10 USC 424 Reopen Response Back to Action For additional help using this tool, please see the User Guide For technical difficulties, please contact the - Hotline: BROUGHT TO YOU BY NROIMSC Warning: This document may not be used as a source of derivative classification. Page contains dynamic content. Dynamic Content - Highest Possible Classification: TOP SECRET//SI/TK//NOFORN-Tuesday, July 09, 2013

TIER - Action Respon	Approved for Release: 2017/12/01 C05100930 Tuesday,	July 09, 2013
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Action Title: From:	2013-01826 - F13-0084FOIA Document Review - 6 Space Sentinel Articles (SIGINT	) (b)(3)
To:	CIO-IMSO-FOIA-Tracker	
FYI:	SEC-Tracker	
Response:	Final: Other	
Response Details:		(b)(3) (b)(5)
Documents:		
Status:	Response has been accepted	
Comments:	06/06/2013 13:41 Thank you! Submitted by:	(b)(3)
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Action Respo	NSE Reopen Respo	nse Back to Action
*Classification:	SECRET//SI/TK//NOFORN	
Action Title:	2013-01826 - F13-0084FOIA Document Review - 6 Space Sentinel Articles (S	IGINT)
From:	SIGINT-IART-Tracker	
To:	CIO-IMSO-FOIA-Tracker	
FYI:		
Response: Response	Final: Concur with Comment	
Details:	06/12/2013 17:44	(b)(3)
	Attached are the documents reviewed for this FOIA case. I've redacted all the necessary SIGINT classified equities. Release in part.	
		(b)(3)
Documents:	<u>2-RESPONSIVE 1 2 3-Pages from Space Sentinel 2003 Fall v1n1-2-W_SIC COMMENTS.pdf</u>	GINT
	3-RESPONSIVE_4-Pages from Space Sentinel 2003 Fall v1n1-3-W_SIGINT	COMMENTS.pdf
	4-RESPONSIVE 5-Pages from Space Sentinel 2003 Winter v1n2-	
	W SIGINT COMMENTS.pdf 5-RESPONSIVE 6-Pages from Space Sentinel 2006 Spring v4n1-	
	W SIGINT COMMENTS.pdf	
Status:	Response has been accepted	
Comments:	07/08/2013 11:33 Submitted by:	(b)(3)
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