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By First Class Mail and E-mail

Mark S. Zaid, Esq.
1250 Connecticut Avenue, N.W.
Washington, DC 20036
Mark@MarkZaid.com

Re: *Shaffer v. Defense Intelligence Agency, et al.*, No. 10-cv-02119 (D.D.C.)

Dear Mark:

In connection with the motion we are filing today, the United States Government has conducted an updated assessment of the specific passages that were redacted from *Operation Dark Heart* when it was published in September 2010. In our motion, we will identify to the court the information that remains classified and that must not be published in a revised edition of the book or otherwise disclosed by your client, due to the harm to national security that would result from its publication.

We will also explain to the court that the Government has identified certain pieces of information that, while classified eight months ago, no longer remain classified. Accordingly, the Department of Defense no longer requires that your client withhold publication of the following information. For ease of reference, I have identified the page and line number of the information, using the pagination of the September 2010 hardcover edition.

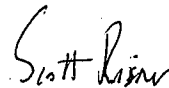
- Page 13, line 30: “six months”
- Page 41, line 23: “chief of base”
- Page 76, lines 13-15: “Dawn was an awkward time of day when night-vision goggles were not effective, and it was hard to distinguish anything more than gray and purple shapes.”
- Page 140, line 20: “Quetta”
- Page 140, lines 22-23: “Peshawar”
- Page 154, line 9: “CIA’s”
- Page 158, lines 27-28: “Two other major safe havens we now know of – one near Quetta and the other near Peshawar”

- Page 195, line 26: “than 2000”
- Page 242, line 25: “Blackwater . . . Kabul to”¹
- Page 243, line 7: “NSA”
- Page 247, line 12: “NSA”
- Page 264, line 31: “Quetta and Peshawar as the other two”
- Page 267, lines 15-16: “including four Iridium phones with a top-secret crypto key”

As we have previously discussed, in the event Lt. Col. Shaffer intends to make any further changes to the previously published text, he is required to submit a revised version (with all suggested changes) to the Department of Defense for prepublication review.

Please contact me if you have any questions.

Sincerely,



Scott Risner

¹ The remainder of the text redacted from that line remains classified.