

# Exhibit A

(472)

ATTACHMENT B

PROJECT OFTEN

Box #1

File #1: OFTEN -- [redacted] Correspondence, 11/65-3/68

File #2: [redacted] Contract #4505, 1966-1970

File #3: [redacted] Contract #4504, 1971

Reports:

- 1. & 2. 3/4/68, Final Report, ORD 1516-66, Studies of Screening of Chemical Compounds for Detection of Behavioral Effects, Contract #4505-66 (Two Copies)
- 3. & 4. 6/24/68, Interim Report, ORD 4225-68, Contract 4505 (Two Copies)
- 5. 10/24/68, Report Regarding Contract #4505, ORD 7263-68, "...set down for the record the procedure that has evolved this year on the project..."
- 6. & 7. 11/2/68, Interim Report, ORD 7263-68, Contract #4505 (Two Copies)
- 8. 2/26/69, Proposal, ORD 1529-69, Extension of Contract #4505
- 9. 2/17/69, Technical Proposal, ORD 1355-69, Follow-on to Contract #4505
- 10. & 11. 7/2/69, Final Report, ORD 4596-69, "Studies of Screening of Chemical Compounds for Detection of Behavioral Effects," Contract #4504-66
- 12. 3/12/70, Proposal, ORD 1566-70, Follow-on to Contract #4505

File #4: [redacted] Contract #5843, 4/1/71-2/4/72

File #5: [redacted] Contract #9384, 1972-1973

~~SECRET~~

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PROJECT OFTEN

Box #1 (Cont'd.)

File #6: OFTEN -- [redacted], Neurotransmitters and Tissue Culture Screens

File #7: [redacted] Contract #71-530, 1972-1973

File #8: [redacted] Personal Services, 1969-1970

Box #2

CHICKNIT

File #1: Edgewood Arsenal [redacted] Contract #70-606, 1969-1972

File #2: Edgewood Arsenal [redacted] Contract #73-606, 1973

Reports:

1. 6/25/64, ORD 5115-66, Quarterly Report #1, "European and Far Eastern Biological Information," [redacted]
2. 7/27/66, ORD 5155-66, Quarterly Report #4, "European and Far Eastern Biological Information," [redacted]
3. 11/1/68, ORD 8306-68, Quarterly Report #2, "European and Far Eastern Biological Information," [redacted]
4. 9/1/68, ORD 6149-68, Quarterly Report #1, "European and Far Eastern Biological Information," [redacted]

OFTEN REPORTS

1. [redacted] -- ORD 7001-69. "Addendum Grooming Activity of Albino Mice Effect of Chlordiazepoxide and AHR-1900"
2. [redacted] -- Appendix Second Quarterly Report (no date)

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Box #2 (Cont'd.)

- 3. [redacted] -- ORD 1145-70, "Third Quarterly Report on Contract 4505-03"
- 4. [redacted] -- ORD 3981-70, "Fourth Quarterly Report, Vol. I on Contract 4505-03"

Box #3

OFTEN REPORTS

- 1. [redacted] ORD 3981-70, "Fourth Quarterly Report, Vol. II on Contract 4505-03"
- 2. [redacted] -- ORD 7134-70, 10/6/70, "Quarterly Report on Contract 4505-03"
- 3. [redacted] -- ORD 8526-70, "6th Quarterly Report on Contract 4505-03"
- 4. [redacted] -- 9/14/71, "First Quarterly Report on Contract 5843"
- 5. [redacted] -- 10/28/71, "Second Quarterly Report on Contract 5943"

Box #4

OFTEN REPORTS

- 1. [redacted] -- ORD 2791-71, "Quarterly Report Covering 11/1/70 to 4/30/71 on Contract 4505-03"
- 2. [redacted] -- ORD 1838-72, "Third Quarterly Report on Contract 5843"
- 3. [redacted] -- ORD 3568-72, "First Quarterly Report on Contract 9384 covering 2/16/72 to 5/16/72"

Box #5

Computer tabulation of clinical test data on response of humans to drugs being studied

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PROJECT OFFICE

Box #5 (Cont'd.)

Computer tabulation of clinical test data on response of mice to drugs being studied

Tape and computer tabulation of the Merck Index

Box #6

- Tape #292
- Tape #339
- Tape #293
- Tape #308
- Tape #220

Original test data from Edgewood Arsenal on mice treated with drugs - 80-character card images (approx. 60 cases of cards)

Box #7

- Tape #384
- Tape #385
- Tape #385
- Tape #387
- Tape #388

Duplicate of tapes contained in Box #6

Box #8

- Tape #305 and its duplicate -
- Tape #190
- Tape #353 and its duplicate -
- Tape #204
- Tape #043 and its duplicate -
- Tape #260

Original raw data from [redacted] sequential card or print images

Box #9

- Tape #196 and its duplicate -
- Tape #252
- Tape #283 and its duplicate -
- Tape #366

SYMOUTS of [redacted] and Edgewood final data bases. (SYMOUT is System Development Corporation's ADEPT system designation for an output of the data as it was input. Each field of data is preceded by a number and right parenthesis to identify the field category. Probably usable data.)

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Box #10

Tape #307 and its duplicate - } GULF of Edgewood and [ ] final data  
Tape #396 } bases, as well as DEFINE, COMPOSE, and  
Tape #295 and its duplicate - } SHOW routines. (GULF is System Develop-  
Tape #186 } ment Corporation's designation for an  
Tape #163 and its duplicate - } output of a file as it physically exists  
Tape #057 } on disk. Hence, a data file would in-  
Tape #103 and its duplicate - } clude the inverted files, as well as the  
Tape #192 } data. Would be difficult to use without  
the ADEPT system.)

Box #11

Tape #340 and its duplicate - } Original Wiswesser Line Notation (WLN)  
Tape #343 } from Edgewood  
Tape #372 } Original human clinical data from Edgewood  
Tape #144 }  
Tape #159 }  
Tape #098 }

One (1) listing with blue cover - sample printout of Edgewood data.

One (1) listing with black cover - printout of human clinical data from Edgewood.

One (1) set of blank forms to correspond with human clinical data.

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58-219

# Exhibit B

1 (THE FOLLOWING IS AN EXCERPT OR EXCERPTS RELATED  
2 TO THE NAME PATRICIA OR PATTY CAMERESI:)

3  
4  
5 THE COURT: I'M NOT CONCERNED ABOUT WHO RAISED  
6 WHAT WHEN. I JUST WANTED TO FIGURE OUT, DID THE CIA DO  
7 THE SEARCH?

8 MR. BOWEN: THEY DID.

9 THE COURT: AND YOU SAY THEY LOCATED ONLY SIX  
10 TAPES?

11 MR. BOWEN: WELL, I MIGHT NEED TO CONFER WITH MY  
12 COLLEAGUE, MISS HERB, WHO IS OUR RESIDENT EXPERT ON ALL  
13 THINGS CIA, ABOUT THE PRECISION OF THIS. BUT I THINK AT  
14 THE FIRST LEVEL, THEY TELL YOU THEY IDENTIFIED SIX TAPES  
15 THAT WERE DEEMED TO BE RESPONSIVE. THEY DID LOCATE OTHER  
16 TAPES, BUT THEY WERE DEEMED TO BE, BASED ON MARKINGS AND  
17 LABELS OR WHATEVER, NOT TO BE RELEVANT TO THE REQUEST.  
18 AND SO IF THE QUESTION IS: DID THEY IDENTIFY SIX RELEVANT  
19 TAPES? YES. AND THOSE ARE THE ONES THAT WERE  
20 TRANSFERRED.

21 MS. HERB: IF I MAY ADD, YOUR HONOR, PATTY  
22 CAMERESI, WHO WAS THE CIA'S 30(B)(6) DEPONENT, TESTIFIED  
23 ON THIS IN NOVEMBER OF 2011. SHE TESTIFIED THAT THE WAY  
24 THEY CAME UP WITH THE SIX TAPES IS ORIGINALLY SHE DID SORT  
25 OF BROAD-BASED SEARCHES THROUGH ALL CIA RECORDS, BOTH



\* ROUGH DRAFT \*

1 ARCHIVES, HARD COPIES, MEDIA, AND THEN THROUGH THEIR  
2 ELECTRONIC DATABASES. AND AS A RESULT OF THAT, USING  
3 KEYWORDS SUCH AS PROJECT OFTEN, EDGEWOOD, FORT DEDRICK,  
4 SERVICE MEMBER TESTING -- JUST GENERAL BROAD-BASED SEARCH  
5 TERMS RESPONSIVE TO PLAINTIFF'S COMPLAINT, SHE FOUND THE  
6 SIX TAPES.

7 SO THOSE WERE INITIALLY THEN SORT OF REVIEWED,  
8 PURSUANT TO THE ORIGINAL SET OF DISCOVERY REQUESTS, AND  
9 THEN TRANSFERRED TO DOD.

10 SUBSEQUENTLY, HAVING BEEN MADE AWARE OF THE  
11 MANIFEST, MISS CAMERESI DID ACTUALLY GO BACK AND TRY TO  
12 LOCATE ALL 24 TAPES. SOME OF THEM COULD NOT BE LOCATED --  
13 WE THINK A SMALL PORTION OF THEM -- AND THEN THE TAPES SHE  
14 COULD LOCATE WERE REVIEWED. A LOT OF THEM DON'T PERTAIN  
15 TO THE SUBJECT MATTER OF THIS LITIGATION. FOR INSTANCE,  
16 SOME OF THEM TALK ABOUT THE MERCK INDEX -- MERCK BEING A  
17 COMMERCIAL PHARMACEUTICAL COMPANY THAT GAVE INFORMATION TO  
18 THE CIA PURSUANT TO A CONTRACT THAT IT HAD. SOME OF THEM  
19 INDICATED THAT THEY WERE ANIMAL TESTING AND WERE FROM  
20 CONTRACTORS THAT THE CIA ONLY WOULD HAVE HAD A  
21 RELATIONSHIP THAT WOULD HAVE INVOLVED ANIMAL TESTING.

22 SO REVIEWING THE OTHER TAPES, THE CIA WAS ABLE TO  
23 DETERMINE THAT NONE OF THE REMAINING TAPES DID PERTAIN TO  
24 HUMAN TESTING OR PERTAINED TO HUMAN TESTING AT EDGEWOOD @@  
25 ARSON HOME.

\* ROUGH DRAFT \*

1 THE COURT: DO YOU KNOW HOW MANY OF THOSE 24 SHE  
2 WAS ACTUALLY ABLE TO LOCATE?

3 MS. HERB: I DON'T RECALL HOW MANY ADDITIONAL  
4 OTHERS SHE WAS ABLE TO LOCATE.

5 THE COURT: SHE TESTIFIED TO THIS AT HER  
6 DEPOSITION, OR SHE WENT BACK -- WHEN WAS SHE MADE AWARE OF  
7 THE MANIFEST?

8 MS. HERB: PLAINTIFFS HAVE BEEN CITING IT FOR  
9 SOME TIME. SHE DID THE SEARCH PRIOR TO HER DEPOSITION.  
10 AND THEY -- PLAINTIFF'S COUNSEL QUESTIONED HER ON HER  
11 SEARCH FOR THE TAPES AS WELL AS THE NUMBER PRODUCED AND  
12 WHY SHE DIDN'T PRODUCE THE ADDITIONAL ONES DURING HER  
13 DEPOSITION IN NOVEMBER.

14 THE COURT: OKAY.

15 MR. ERSPAMER: FIRST OF ALL, NONE OF THAT IS  
16 BEFORE THE COURT ON THIS MOTION, YOUR HONOR.

17 THE COURT: BUT WERE YOU AT HER DEPOSITION?

18 MR. ERSPAMER: I WAS NOT AT HER DEPOSITION, YOUR  
19 HONOR.

20 THE COURT: WHO WAS AT HER DEPOSITION?

21 MS. HERB: IT WAS A GENTLEMAN NAMED --

22 MR. ERSPAMER: IT WAS --

23 THE COURT: ALL RIGHT. ALL RIGHT. SO GIVEN THAT  
24 REPRESENTATION AS TO WHAT'S IN HER DEPOSITION THEN, WHAT'S  
25 THE ISSUE?

# Exhibit C

**MORRISON | FOERSTER**

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May 3, 2012

Writer's Direct Contact  
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Via E-Mail

Kimberly L. Herb, Esq.  
United States Department of Justice  
Civil Division, Federal Programs Branch  
20 Massachusetts Avenue NW  
Washington, DC 20530

Re: *Vietnam Veterans of America, et al. v. Central Intelligence Agency, et al.*,  
No. CV 09-0037 CW (N.D. Cal.)

Dear Ms. Herb:

I am writing to follow up on your May 1, 2012 letter regarding the magnetic tapes that you sent in response to our April 24 letter.

You spend much of your letter discussing why Plaintiffs are not entitled to further deposition testimony from Patricia Cameresi. But you have missed the point of our letter. We discussed our concerns with Ms. Cameresi's testimony not because we "seek yet more deposition testimony" from Ms. Cameresi at this time, but rather because Defendants relied on Ms. Cameresi's testimony at the April 5, 2012 discovery hearing respecting the scope of their search for the magnetic tapes. In reviewing her testimony, we learned that, contrary to Defendants' representation, she only referenced a search conducted many years ago, and did not conduct a search in connection with this action.

It appears from your letter that Defendants do not actually dispute the validity of any of Plaintiffs' concerns with her testimony, including that she never conducted any search for the magnetic tapes in connection with this action or her lack of knowledge concerning the magnetic tapes. It appears that, at least superficially, Defendants have at long last begun the search process by recalling the tapes and examining the labels where they exist. Of course, as addressed below, this cursory review is insufficient, especially because Defendants have not yet found the human clinical data referenced in the CIA's record retirement request form ("Manifest") or the Edgewood video files listed in the magnetic tapes printout.

We also note that your assertion that "the CIA never exploited these databases so [it] cannot confirm what information is on the magnetic computer tapes" is belied by documents

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Joshua E. Gardner, Esq.  
May 3, 2012  
Page Two

Defendants have produced. For example, a November 1, 1973 memorandum attached to the Manifest indicates that the magnetic tapes were sent to OJCS (CIA Office of Joint Computer Service) in order to convert the content of the tapes for use on its own hardware. (*See* VET001\_009236-37.) It appears that OJCS did in fact convert some of the files, but conversion was ultimately suspended “because Project OFTEN was terminated.” (*Id.*)

You also state in your letter that the CIA has now recalled and examined all of the magnetic tapes listed on the Manifest, and go on to infer the contents of the tapes based upon a superficial examination of those that have labels. Nowhere do you describe the source for the conclusions you or the CIA draw about each of the tapes. The only proper way to examine the contents of a magnetic tape is to actually load the tape into a tape drive and examine the contents. Please confirm that, except as described in the Parrish Declaration, Defendants have not done this.

More specifically, you state that the CIA located the tapes in the boxes listed on the Manifest and that the tapes are “consistent with” or “match” the Manifest description. But how exactly are the tapes “consistent,” or more generally, what information did the CIA rely on to confirm that the content of the tapes matches the description on the Manifest? Because you claim that the CIA “cannot confirm what information is on the magnetic tapes,” we assume that means the CIA relied on labels or markings contained on the exteriors of the tapes. Accordingly, to enable Plaintiffs to independently evaluate the conclusions you draw, please provide photos of each of the tapes with close-up shots of all markings and labels on the tapes (including the tape number). If Defendants relied on some other source besides the exterior labels, please specify and produce that source.

Based on the description in the Manifest of the tapes in Boxes 5, 6, and 7, and your representation confirming that these tapes contain animal data, Plaintiffs do not seek the tapes from these boxes. Indeed, Plaintiffs have never sought these tapes, as they are not among the 24 tapes that Plaintiffs previously identified as potentially having information related to testing on servicemembers at Edgewood Arsenal. (*See, e.g.*, Docket No. 378 at 14 n.22.) The tapes in the remaining boxes are another matter, however. With respect to these tapes, Defendants rely on unsupported assumptions by individuals lacking personal knowledge to speculate that they do not contain human test results or other Edgewood files. Yet none of the human data referenced in the Manifest and various other documents, and none of the video files stored on the magnetic tapes have been produced, indicating that these files reside on the 24 tapes. Specifically:

- For the tapes in Boxes 8, 9, and 10, you represent that some of the tapes were the product of an unnamed non-governmental contractor that conducted animal testing for the CIA. However, you have pointed to no evidence that this non-governmental contractor only conducted animal testing. The fact that the contractor conducted animal testing does not mean they had no involvement in either researching or

Joshua E. Gardner, Esq.  
May 3, 2012  
Page Three

processing research results from the testing programs at Edgewood Arsenal. Your conclusion to the contrary based solely on an exterior label is insufficient.

- For the tapes in Boxes 9 and 10, you contend that because a couple of the tapes likely contain animal testing data from the same unnamed non-governmental contractor and “the tapes in these boxes were intended to be merged together for further analysis,” “the logical conclusion” is that *all* of the tapes contain animal data. This unsupported conclusion is not logical. And you arrive at this conclusion despite acknowledging that tape numbers 283 and 366 contain Edgewood databases. Just as a logical matter, your conclusion is flawed because it assumes that merging tapes somehow requires that all the merged tapes have the same contents, i.e., animal data. More important, the documents suggest that the data “merger” involved the merger of human data from Edgewood with other human test data. For example, Defendants have produced documents that suggest this “merging” of data likely included human data. (*See* VVA023867.) Other documents show the important relationship between animal data and human data, namely that the animal data informs which compounds to test on humans. (*See* VVA023824.) Thus, under these circumstances, your conclusion that all of the tapes contain animal data is without support.

In light of the ambiguity, in order to accurately assess whether the tapes in Boxes 8, 9, and 10 contain relevant information (i.e., not animal data), Defendants (or a vendor) must both load the tapes and review the contents. This alone will discharge Defendants’ Rule 26 obligations.

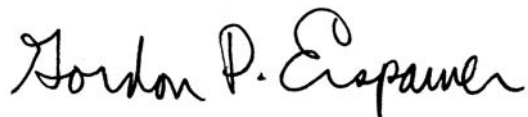
With respect to the four tapes in Box 11 that Defendants were unable to access, it is curious that they are the only tapes Defendants have identified as containing human clinical data, as it appears that the two tapes read by Ms. Parrish contain animal data. Regardless, Plaintiffs certainly do not agree that the data contained on these four tapes is inaccessible or cumulative, as Defendants suggest. Rather, because of the importance and undisputed relevance of the information contained on those tapes, it is clear that the next step is to engage an outside vendor with the appropriate skill set, experience, and data retrieval tools that Ms. Parrish lacks. Defendants cannot discharge their discovery obligations under Rule 26 by simply relying on the conclusion of an information technology specialist who lacks the relevant expertise in forensics and data retrieval. For that reason, Plaintiffs will not agree to bear the costs of the vendor’s efforts.

**MORRISON** | **FOERSTER**

Joshua E. Gardner, Esq.  
May 3, 2012  
Page Four

Please respond to this letter by Monday, May 7. Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink that reads "Gordon P. Erspamer". The signature is written in a cursive style with a large initial 'G'.

Gordon P. Erspamer

cc: Joshua E. Gardner  
Brigham Bowen  
Lily Farel  
Judson O. Littleton

# Exhibit D



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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

-----  
VIETNAM VETERANS OF AMERICA, )  
et al., )  
Plaintiffs, )  
vs. ) No. CV 09-0037-CW  
CENTRAL INTELLIGENCE AGENCY )  
et al., )  
Defendants. )  
-----

Videotaped Deposition of the CENTRAL  
INTELLIGENCE AGENCY, through its  
representative, PATRICIA B. CAMERESI,  
taken at 2000 Pennsylvania Avenue,  
Northwest, Washington, D.C., commencing  
at 9:52 a.m., Wednesday, November 9,  
2011, before Karen Young, Notary Public.

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1 of litigation, correct? 11:15:19

2 A. Yes. 11:15:21

3 Q. Did you come to a conclusion about what 11:15:21

4 that printout was? 11:15:34

5 A. Well, I assumed it was some sort of human 11:15:35

6 test data that Edgewood had provided to us for 11:15:42

7 reference. 11:15:48

8 Q. And why did you come to that conclusion? 11:15:48

9 A. Based on references to it in the record. 11:15:50

10 Q. And do you recall any of those references? 11:16:00

11 A. Well, there are many -- many references to 11:16:04

12 it in the record. 11:16:07

13 Q. Okay. Other than the document we just 11:16:10

14 discussed, has anything else been -- any other 11:16:14

15 documents relating to this litigation been provided 11:16:17

16 to another agency? 11:16:21

17 A. No. 11:16:22

18 Q. What else did you find during this effort 11:16:30

19 that you felt would be helpful to DVA? 11:16:32

20 A. The original magnetic media from which the 11:16:35

21 dumps were obtained. 11:16:40

22 Q. Okay. When you say magnetic media, is 11:16:42

23 that sometimes described as magnetic tapes? 11:16:45

24 A. Yes. 11:16:48

25 Q. And how many individual magnetic tapes did 11:16:48

1 you find? 11:16:52

2 MS. HERB: I'm going to object as outside 11:16:53

3 the scope. You can go ahead and answer. 11:16:54

4 A. I'm not sure exactly how many tapes, but 11:16:59

5 they were -- they were all together in one box. It 11:17:04

6 was, you know, between three and six I think, but 11:17:07

7 there is a record of what was in there because the 11:17:16

8 contents of that box was transferred. 11:17:19

9 Q. Okay. So when you transferred the 11:17:23

10 printout that you described earlier to DOD, did you 11:17:27

11 also send the tapes to DOD? 11:17:30

12 A. Yes. 11:17:33

13 Q. So other than the printout and the three 11:17:35

14 to six tapes that you mentioned, was anything else 11:17:37

15 provided to DOD? 11:17:41

16 A. I think there were a few other documents 11:17:42

17 in that box. One was like a sample of what -- it 11:17:46

18 was like a form that the testee -- the testee would 11:17:51

19 fill out, but I'd have to -- let me just look at the 11:17:57

20 manifest for a second. 11:18:01

21 Q. And just before you look at anything -- 11:18:05

22 A. Uh-huh. 11:18:06

23 Q. We can just keep talking and we can get to 11:18:07

24 the documents later. 11:18:10

25 A. Okay. 11:18:11

1 in this Exhibit 602. 15:56:24

2 Q. And do you know what the underlying 15:56:28

3 document is, the computer tabulation? 15:56:30

4 MS. HERB: Objection as to scope. 15:56:34

5 A. It's the -- the way it's described, it's 15:56:36

6 the computer partial dumps. 15:56:40

7 Q. Okay. On the next page ending in 42, do 15:56:44

8 you see under box number 6 -- 15:56:51

9 A. Yes. 15:56:55

10 Q. I'm sorry -- no, I'm sorry, box number 8, 15:56:55

11 the description is original raw data from redacted, 15:57:15

12 redacted, sequential card or print images, and to 15:57:20

13 the left of that are a series of tape numbers? 15:57:24

14 A. Uh-huh. 15:57:28

15 Q. Does that indicate magnetic tapes? 15:57:28

16 MS. HERB: Objection as to scope. 15:57:30

17 A. I'm assuming so, but again, this is 15:57:32

18 related to animal testing, so I didn't actually, you 15:57:34

19 know, look at the entire corpus of what was in that. 15:57:37

20 Q. How do you know box 8 relates to animal 15:57:42

21 testing? 15:57:44

22 A. Because I know that only the Edgewood 15:57:46

23 material would have been, you know, even 15:57:51

24 contemplating human subject testing, therefore, I'm 15:57:54

25 assuming that it's animal. 15:57:59

1 Q. Why do you think this doesn't relate to 15:58:01  
2 Edgewood testing? 15:58:03

3 A. Because it wouldn't have been redacted. 15:58:04

4 Q. Do you know what's behind the redactions, 15:58:08  
5 without telling me what it is? 15:58:10

6 MS. HERB: Objection as to scope, and -- 15:58:12  
7 yeah. 15:58:13

8 A. It could be one of several, so I'm not 15:58:13  
9 sure exactly which one that refers to. 15:58:17

10 Q. Does this relate to military service 15:58:18  
11 members being tested on? 15:58:21

12 A. It does not. 15:58:23

13 Q. Do you see below that box number 9, it has 15:58:25  
14 a series of tapes listed? 15:58:28

15 A. Yes. 15:58:31

16 Q. Do you see to the right, it says SYMOUTS, 15:58:33  
17 S-Y-M-O-U-T-S, looks like an acronym? 15:58:35

18 A. Uh-huh. 15:58:39

19 Q. Do you know what that means? 15:58:40

20 MS. HERB: Objection as to scope. 15:58:41

21 A. The next sentence says a SYMOUT is a 15:58:42  
22 System Development Corporation system designation 15:58:50  
23 for an output of the data as it was input, so I 15:58:50  
24 don't know exactly what that means, but it's -- 15:58:54

25 Q. Do you have any knowledge of what that 15:59:00

1 means other than that sentence you just read? 15:59:01

2 A. I don't. 15:59:03

3 Q. Do you know what the System Development 15:59:05  
4 Corporation is? 15:59:06

5 MS. HERB: Objection as to scope. 15:59:08

6 A. I don't. 15:59:11

7 Q. Do you know what ADAPT, A-D-E-P-T, the 15:59:13  
8 acronym means? 15:59:18

9 MS. HERB: Objection as to scope. 15:59:18

10 A. There's a description in the 15:59:19  
11 administrative record about ADEPT. If you want a, 15:59:21  
12 you know, technical description, I can go to that, 15:59:25  
13 but I think it was a system developed under Air 15:59:27  
14 Force auspices and is defunct and has been for many 15:59:30  
15 years. 15:59:35

16 Q. Can you just flip the page to the page 15:59:40  
17 ending in 43? Do you see where under box number 10, 15:59:42  
18 again, a series of tapes are listed? Do you see 15:59:45  
19 where it says GULF as an acronym, G-U-L-F, of 15:59:49  
20 Edgewood, and -- and it's redacted, final databases 15:59:54  
21 as well as the acronym DEFINE, D-E-F-I-N-E, another 15:59:59  
22 acronym, COMPOSE, C-O-M-P-O-S-E, and SHOW, another 16:00:04  
23 acronym, S-H-O-W routines. Do you see that 16:00:08  
24 sentence? 16:00:11

25 A. I do. 16:00:12

1 Q. Okay. What does GULF stand for? 16:00:12

2 MS. HERB: Objection as to scope. 16:00:15

3 A. I don't know other than it says it's a 16:00:16

4 System Development Corporation's designation for an 16:00:19

5 output of a file. 16:00:22

6 Q. So other than the sentence farther down 16:00:23

7 the paragraph, do you have any knowledge of what 16:00:26

8 GULF is? 16:00:28

9 A. No. 16:00:28

10 Q. Do you know what these tapes -- have you 16:00:32

11 ever seen these tapes? 16:00:34

12 MS. HERB: Objection as to scope. 16:00:36

13 A. I've seen a series of tapes, but again, 16:00:38

14 the only tapes that we provided were the ones that 16:00:41

15 were labeled as human clinical data because we 16:00:44

16 couldn't determine otherwise what the contents were, 16:00:47

17 and therefore, we couldn't determine who, you know, 16:00:50

18 the ownership -- who owned the documents, or the 16:00:52

19 tapes. So, you know, without being able to read the 16:00:56

20 tapes, it would be impossible to determine, you 16:01:03

21 know, what they were. 16:01:06

22 Q. But are these some of the tapes that sent 16:01:07

23 to DOD? 16:01:12

24 A. No. 16:01:12

25 Q. If -- so if there were materials that you 16:01:13

1 know related to Edgewood and you couldn't determine 16:01:18  
2 from the outside of the tape whether it related to 16:01:25  
3 human or animal testing, am I correct that you did 16:01:29  
4 not treat it as relevant to this case? 16:01:35

5 MS. HERB: Objection as to scope. 16:01:37

6 A. Well, we can only do what, you know, we 16:01:39  
7 have enough information to do, and in this case, you 16:01:43  
8 know, we only provided the ones that we could make a 16:01:45  
9 correlation to the actual printouts with. We didn't 16:01:48  
10 have any partial dumps of the rest of the tapes so 16:01:52  
11 it was impossible to determine what was on them. 16:01:56  
12 And Edgewood also did, you know -- or was involved 16:01:58  
13 with in some way the animal testing, so if it didn't 16:02:02  
14 indicate human testing, we concluded that it wasn't 16:02:05  
15 human clinical data. However, all of the materials 16:02:11  
16 were made available to DOD and they didn't express 16:02:14  
17 any interest in them. 16:02:21

18 Q. Are there some materials that actually do 16:02:24  
19 indicate they were information relating to tests on 16:02:26  
20 animals as opposed to humans? 16:02:30

21 MS. HERB: Objection as to scope. 16:02:32

22 A. Well, based on, you know, a correlation 16:02:34  
23 with the manifests where it specifically said, you 16:02:37  
24 know, animal, or if it had the contractor's name on 16:02:40  
25 it, we could, you know, draw conclusions that way, 16:02:43



1 DOD, would you be the most knowledgeable person 18:20:09  
2 regarding that document? 18:20:12  
3 A. No. 18:20:13  
4 Q. Who else within the agency would -- would 18:20:14  
5 you be -- let me clarify my question. Would you be 18:20:18  
6 most knowledgeable person at the CIA with regard to 18:20:20  
7 that document? 18:20:23  
8 A. Probably at CIA. 18:20:24  
9 Q. Does the agency have any knowledge as to 18:20:32  
10 the contents of this document? 18:20:33  
11 A. No, I mean, other than what's apparent on 18:20:35  
12 its face. I mean, some things can be derived, but 18:20:43  
13 we have no firsthand knowledge of what the 18:20:47  
14 information contained therein pertains to. 18:20:50  
15 Q. So there would be no one else at the 18:20:51  
16 agency who could clarify as to the details provided 18:20:53  
17 in this document? 18:20:58  
18 MR. GERARD: Objection, form. 18:21:00  
19 A. I'd say that's true. 18:21:01  
20 Q. That's my last question with regard to 18:21:06  
21 that exhibit. Next I want to go to Exhibit 610, 18:21:07  
22 which on its face indicates Exhibit Q to the CIA 18:21:22  
23 motion for judgment on the pleadings. Exhibit Q. 18:21:28  
24 It's this document. It's the -- it was the 18:21:50  
25 declaration on secrecy oaths. 18:21:52

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CERTIFICATE OF SHORTHAND REPORTER - NOTARY PUBLIC

I, Karen Young, the officer before whom the forgoing deposition was taken, do hereby certify that the forgoing transcript is a true and correct record of the testimony given; that said testimony was taken by me stenographically and thereafter reduced to typewriting under my supervision; and that I am neither counsel for or related to, nor employed by any of the parties to this case and have no interest, financial or otherwise, in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal this 11th day of November, 2011.

\_\_\_\_\_  
NOTARY PUBLIC IN AND FOR  
THE DISTRICT OF COLUMBIA

My commission expires:  
July 31, 2014