The Honorable Carl Levin  
Chairman  
Committee on Armed Services  
United States Senate  
Washington, DC 20510

Dear Mr. Chairman:


The report provides data about DoD’s privacy and civil liberties activities, including advice provided and complaints received by DoD.

Consistent with the Act’s requirement to review whether privacy and civil liberties are adequately considered, the Defense Privacy and Civil Liberties Office (DPCLO) continues to review all new and reissued policy issuances, legislative proposals, and agency responses to Congressional inquiries. During the first quarter of FY 2012, DPCLO reviewed 80 issuances.

The Act requires that DoD “has adequate procedures to receive, investigate, respond to, and redress complaints” from individuals who allege that DoD violated their privacy or civil liberties. DPCLO received 40 privacy complaints and 40 civil liberties complaints; 62 complaints were resolved; and 18 are pending.

The point of contact for this report is Mr. Michael E. Reheuser, Director, DPCLO, who can be reached at (703) 607-2943 or michael.reheuser@osd.mil.

Michael L. Rhodes  
Senior Agency Official for Privacy  
and DoD Civil Liberties Officer

Enclosure: 
As stated

cc:  
The Honorable John McCain  
Ranking Member
### A. Number and Types of Reviews Undertaken

<table>
<thead>
<tr>
<th>Type</th>
<th>Number</th>
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</thead>
<tbody>
<tr>
<td>Computer Matching Programs</td>
<td>4</td>
</tr>
<tr>
<td>Privacy Act Statements</td>
<td>789</td>
</tr>
<tr>
<td>Privacy Act Systems of Record Notices with applicable exemptions</td>
<td>20</td>
</tr>
<tr>
<td>Section (m) Contracts</td>
<td>86</td>
</tr>
</tbody>
</table>

### B. Type of Advice Provided and the Responses Given to such Advice

<table>
<thead>
<tr>
<th>Type</th>
<th>Number</th>
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</thead>
<tbody>
<tr>
<td>Collection, Use, Disclosure, Protection of PII</td>
<td>32,363</td>
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<tr>
<td>PII Breach Notification/Identity Theft</td>
<td>5,237</td>
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<tr>
<td>Privacy Act Program Requirements and Principles</td>
<td>3,837</td>
</tr>
<tr>
<td>Privacy Act Systems of Records Notices</td>
<td>1,304</td>
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<tr>
<td>Privacy Act Violations</td>
<td>708</td>
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<tr>
<td>Privacy Briefings/Presentations</td>
<td>8,086</td>
</tr>
<tr>
<td>Privacy Compliance in Agency Publication</td>
<td>459</td>
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<tr>
<td>Privacy Compliance/DITPR</td>
<td>336</td>
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<tr>
<td>Privacy Impact Assessments</td>
<td>1603</td>
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<tr>
<td>Privacy Reports</td>
<td>275</td>
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<tr>
<td>SSN and PII Reduction</td>
<td>2,118</td>
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<tr>
<td>Training Requirements</td>
<td>2,030</td>
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<td>Website Safeguards</td>
<td>983</td>
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</table>
C. Number and Nature of Complaints Received and Summary of the Dispositions of Such Complaints

<table>
<thead>
<tr>
<th>Nature of Privacy Complaint</th>
<th>Number Received</th>
<th>Disposition of Complaint</th>
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</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Response Action Taken¹</td>
</tr>
<tr>
<td>Process and Procedure (Compliance Matters)</td>
<td>30</td>
<td>21</td>
</tr>
<tr>
<td>Redress</td>
<td>5</td>
<td>4</td>
</tr>
<tr>
<td>Operational (Collection, Use, Disclosure Issues)</td>
<td>5</td>
<td>5</td>
</tr>
<tr>
<td>Subtotal for 1st Qtr FY 12</td>
<td>40</td>
<td>30</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Nature of Civil Liberties Complaint</th>
<th>Number Received¹</th>
<th>Disposition of Complaint</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Response Action Taken¹</td>
</tr>
<tr>
<td>First Amendment</td>
<td>21</td>
<td>19</td>
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<tr>
<td>Second Amendment</td>
<td>2</td>
<td>1</td>
</tr>
<tr>
<td>Second and Fourth Amendments</td>
<td>5</td>
<td>5</td>
</tr>
<tr>
<td>Fourth Amendment</td>
<td>7</td>
<td>4</td>
</tr>
<tr>
<td>Fifth Amendment</td>
<td>4</td>
<td>3</td>
</tr>
<tr>
<td>Ninth Amendment</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Subtotal for 1st Qtr FY 12</td>
<td>40</td>
<td>32</td>
</tr>
</tbody>
</table>

**TOTAL for 1st QTR FY12**  80  62  18

Dispositions of complaints are reported in one of the following categories:

1. *Responsive Action Taken*: The complaint was reviewed and a responsive action was taken and/or the compliant was resolved.

2. *Pending*: The complaint is being reviewed to determine the responsive action and/or resolution.
The Honorable Dianne Feinstein
Chairman
Select Committee on Intelligence
United States Senate
Washington, DC 20510

Dear Madam Chairman:


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Michael L. Rhodes
Senior Agency Official for Privacy
and DoD Civil Liberties Office

Enclosure:
As stated

cc:
The Honorable Saxby Chambliss
Vice Chairman
The Honorable Darrell E. Issa  
Chairman  
Committee on Oversight and Government Reform  
U.S. House of Representatives  
Washington, DC 20515  

Dear Mr. Chairman:


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Senior Agency Official for Privacy  
and DoD Civil Liberties Officer

Enclosure:
As stated

cc:  
The Honorable Elijah E. Cummings  
Ranking Member
The Honorable Patrick J. Leahy  
Chairman  
Committee on Judiciary  
United States Senate  
Washington, DC 20510  

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Enclosure:  
As stated

cc:  
The Honorable Chuck Grassley  
Ranking Member
The Honorable Joseph I. Lieberman  
Chairman  
Committee on Homeland Security  
and Governmental Affairs  
United States Senate  
Washington, DC 20510

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Enclosure:  
As stated

cc:  
The Honorable Susan M. Collins  
Ranking Member
The Honorable Howard P. “Buck” McKeon
Chairman
Committee on Armed Services
U.S. House of Representatives
Washington, DC 20515

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Senior Agency Official for Privacy and DoD Civil Liberties Officer

Enclosure:
As stated

cc:
The Honorable Adam Smith
Ranking Member
The Honorable Mike Rogers  
Chairman  
Permanent Select Committee on Intelligence  
U.S. House of Representatives  
Washington, DC 20515  

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Enclosure:  
As stated

cc:  
The Honorable C.A. Dutch Ruppersberger  
Ranking Member
The Honorable Lamar Smith  
Chairman  
Committee on the Judiciary  
U.S. House of Representatives  
Washington, DC 20515  

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cc:  
The Honorable John Conyers, Jr.  
Ranking Member