CUI Marking Trifold for MDA Industry Partners

CHOOSING APPLICABLE CUI CATEGORY(IES)

1. **Confirm product contains CUI**
   - Refer to Common MDA CUI Categories and Marking abbreviations below

CUI Category	Category Marking
Budget (e.g., Program or Agency level budget information or funding status prior to public release)	BUDG
Contract Use	CONTRACT
Controlled Technical Information (e.g., add/use CTI with EXPT or EXPTR)	CTI
DoD Critical Infrastructure Security Information	DCRIT
Emergency Management (e.g., COOP)	EMGT
Export Controlled (e.g., add/use CTI with EXPT)	EXPT
Export Controlled Research (e.g., research projects, studies, SBIRS, etc., and add/use CTI with EXPTR)	EXPTR
General Intelligence	INTEL
General Privacy	PRVCY
General Procurement and Acquisition (e.g., Acq level planning/scheduling/budgeting information, etc. prior to public release)	PROCURE
General Proprietary Business Information (e.g., company burn-rates/cost data, marketing info, etc.)	PROPIN
Health Information (e.g., requests for reasonable accommodation, COVID status, etc.)	HLTH
Information Systems Vulnerability Information	ISVI
Inventions	INVENT
International Agreement Information (e.g., Foreign Disclosure, MOU/MOA, Joint Projects, Security Agreements, etc. prior to international partner public release)	INTL
Military Personnel Records	MIL
Operations Security (NOTE: To use the OPSEC category, the information must be on the MDA or DoD Program OPSEC Critical Information List (CIL)	OPSEC
Patent Applications	APP
Personnel Records	PERS
Physical Security	PHYS

CHOOSING APPLICABLE CUI CATEGORY(IES) (continued)

CUI Category	Category Marking
Proprietary Manufacturer	MFC
Protected Critical Infrastructure Information	PCII
Secrecy Orders	PSEC
Small Business Research and Technology	SBIZ
Source Selection	SSEL
Unclassified Controlled Nuclear Information - Defense	DCNI
Unclassified Controlled Nuclear Information - Energy	UCNI
Whistleblower Identity	WHSTL

A complete list of CUI Categories can be found on the DoD CUI Registry: https://www.dodcui.mil

BANNER, PORTION & PAGE MARKINGS

2. **Apply applicable Banner and Portion Markings**

Unclassified products containing CUI are marked as follows:
- Banners must be marked **CUI** (top and bottom with conspicuously bold text on ALL pages)
- No Portion Marking required (**IF** you choose to portion mark, you MUST mark all portions

Classified products containing CUI are marked as follows:
- "CUI" may NOT be combined with a classified banner marking (e.g., SECRET//CUI or any other combination is prohibited); if marking at the highest classification per page, you may mark an interior banner CUI (top/bottom) if the information on that page only contains CUI or a combination of CUI and Unclassified or mark banner UNCLASSIFIED if only unclassified infor is on the page
- All portions must be marked, any portion that would have been previously marked (U//FOUO) is now marked **(CUI)**
- Unclassified portions are portion marked (U)

3. **Apply all applicable Cover/1st Page Markings**
   - Apply a completed CUI Designation Indicator to the lower-right corner of the cover/first page but higher than footer (left-justified is authorized for emails)

Controlled By: Missile Defense Agency
Controlled By: Company Name
CUI Category(ies): List all categories of CUI in document
Distribution Statement or Limited Dissemination Control: Pick One
POC: Name and Phone or Email Address

COVER/1st PAGE MARKINGS (continued)

4. **List all CUI Categories in the CUI Designation Indicator that were selected in Step 1**
   NOTE: If a product is updated, repeat Step 1 to confirm all CUI Categories have been identified
5. **Apply the applicable Distribution Statement Letter or Limited Dissemination Control (LDC) to the CUI Designation Indicator:**
   - Choose the Distro Stmt or LDC based on the INTENDED AUDIENCE:
     - If product contains Technical Information, apply the Distro Stmt letter; **or**
     - If product contains only Non-Technical Information, apply the applicable LDC

LDC Description	LDC Marking
NONE – Publicly Releasable **AFTER** Review	
Federal Employees Only (No Contractors, Tribal, State, or Local)	FED ONLY
Federal Employees and Contractors Only	FEDCON
Dissemination List Controlled	DL ONLY
Authorized for Release to Certain Nationals Only	REL TO [USA, LIST]
Display Only	DISPLAY ONLY
No Dissemination to (Federal) Contractors	NOCON
No Foreign Dissemination (NOFORN is ONLY applied to information marked as such from an Intelligence source/product)	NOFORN

NOTE – "Attorney Client" and "Attorney Work Product" LDCs are strictly confined to a Legal/GC context and are NOT used in the context of any other Acquisition or management deliberative process

COVER/1st PAGE MARKINGS (continued)

6. **IF product contains Export Controlled/Technical Information:**
   - Apply the Distribution Statement you selected in Step 5. Place directly below but separate from the CUI Designation Indicator; **and**
   - Apply the Export Control Warning

> **WARNING** - This document contains technical data whose export is restricted by the Arms Export Control Act (Section 2751 of Title 22, United States Code) or the Export Control Reform Act of 2018 (Chapter 58 Sections 4801-4852 of Title 50, United States Code). Violations of these export laws are subject to severe criminal penalties. Disseminate in accordance with provisions of DoD Directive 5230.25 and DoD Instruction 2040.02.

7. **IF** product (Unclassified or Classified) contains Privacy Act Information, apply the Privacy Act statement:

> Contains Privacy Information subject to the Privacy Act of 1974.

8. **Mandatory:** Classified Products Only. Apply the CUI Warning:

> This content is classified at the ***(insert highest classification level of the product)*** level and may contain elements of controlled unclassified information (CUI), unclassified, or information classified at a lower level than the overall classification displayed. It must be reviewed for both Classified National Security Information (CNSI) and CUI in accordance with DoDI 5230.09 prior to public release.

9. **NOTE: The FOIA Notice is NO LONGER applied to any product.** (DoDM 5200.01, Vol 4 required a FOIA Notice but was superseded by DoDI 5200.48 which removed the requirement. Therefore, a FOIA Notice is no longer required.)

10. **NOTE:** A Destruction Statement is not required per 32 CFR Part 117 – NISPOM

References.
- DoDI 5200.48, March 06, 2020
- DoDI 5230.24, January 10, 2023

January 8, 2024

DISTRIBUTION STATEMENTS

11. **Distribution Statement.** Apply applicable distribution statement in its entirety on technical documents directly below and separate from the CUI Designation Indicator

DISTRIBUTION STATEMENT A. Approved for public release: distribution is unlimited.

NOTE: *Distro Stmt A may ONLY be applied to MDA products that have been approved by MDA Public Affairs (PA), (e.g., CUI will not be in a product that has been approved for public release). PA will provide a public release authorization number that must be applied to documents approved for public release (e.g., MDA/PA Case number YY-MDA-XXXX).*

DISTRIBUTION STATEMENT B. Distribution authorized to U.S. Government agencies, Category, YYYYMMDD. Other requests for this document must be referred to Missile Defense Agency, 2/3-ltr Name (Ofc Symbol).

DISTRIBUTION STATEMENT C. Distribution authorized to U.S. Government agencies and their contractors, Category, YYYYMMDD. Other requests for this document must be referred to Missile Defense Agency, 2/3-ltr Name (Ofc Symbol).

DISTRIBUTION STATEMENT D. Distribution authorized to Department of Defense and U.S. DoD contractors only, Category, YYYYMMDD. Other requests for this document must be referred to Missile Defense Agency, 2/3-ltr Name (Ofc Symbol).

DISTRIBUTION STATEMENT E. Distribution authorized to DoD Components only, Category, YYYYMMDD. Other requests for this document must be referred to Missile Defense Agency, 2/3-ltr Name (Ofc Symbol).

NOTE: *This statement will not be modified to further restrict access to specific branches or agencies within the DoD.*

NOTE: *Any technical information delivered to DTIC or any other DoD Component information center without a distribution statement will automatically be assigned Distribution Statement E.*

DISTRIBUTION STATEMENT F. Further distribution only as directed by Missile Defense Agency, 2/3-ltr Name (Ofc Symbol), YYYYMMDD or higher DoD authority.

NOTE: *Distro Stmt F must not be used on STIP documents sent to DTIC IAW DoDI 5230.24 & DoDI 3200.12*

NOTE: *Distro Stmt F may be used on other technical information provided it will be reviewed on a 5-yr cycle.*

NOTE: *MDA must respond within 30 days to a request for release of technical info marked with Distro Stmt F. If MDA does not respond within 30 days, the information may be released to any DoD Component with Distro Stmt E..*

REL TO. Information has been predetermined by the DoD controlling agency, in accordance with established foreign disclosure policies, to be releasable through established foreign disclosure procedures and channels, to the foreign country and international organization indicated.

NOTE: YYYYMMDD is usually the date of the report, but may be earlier if specified by contract or other agreement

DISTRIBUTION STATEMENT CATEGORIES

CATEGORIES	A	B	C	D	E
PUBLIC RELEASE	X				
CONTROLLED TECHNICAL INFORMATION (CTI)		X	X	X	X
CONTRACTOR PERFORMANCE EVALUATION		X			X
CRITICAL TECHNOLOGY		X	X	X	X
DIRECT MILITARY SUPPORT					X
EXPORT CONTROLLED		X	X	X	X
FOREIGN GOVERNMENT INFORMATION		X	X	X	X
INTERNATIONAL AGREEMENTS (IAs)		X	X	X	X
OPERATIONS SECURITY		X			X
PATENTS AND INVENTIONS		X			X
PROPRIETARY BUSINESS INFORMATION		X			X
SBIR		X			X
SOFTWARE DOCUMENTATION		X	X	X	X
TEST AND EVALUATION		X			X
VULNERABILITY INFORMATION		X	X	X	X

This awareness product DOES NOT replace, substitute, or otherwise waive requirements associated with DoDI 5200.48 or with guidance provided by your Facility Security Officer or the Defense Counterintelligence and Security Agency (DCSA).