



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C.

April 17, 2003

MR RUSS KICK

Subject:FOIPA HIGH VISIBILITY MEMOS/1975  
THRU 1986

FOIPA No. 0975291- 000

Dear Requester:

The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIPA), Title 5, United States Code, Section 552/552a. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Form OPCA-16a:

Section 552		Section 552a
<input checked="" type="checkbox"/> (b)(1)	<input type="checkbox"/> (b)(7)(A)	<input type="checkbox"/> (d)(5)
<input checked="" type="checkbox"/> (b)(2)	<input type="checkbox"/> (b)(7)(B)	<input type="checkbox"/> (j)(2)
<input type="checkbox"/> (b)(3) _____	<input checked="" type="checkbox"/> (b)(7)(C)	<input type="checkbox"/> (k)(1)
_____	<input checked="" type="checkbox"/> (b)(7)(D)	<input type="checkbox"/> (k)(2)
_____	<input checked="" type="checkbox"/> (b)(7)(E)	<input type="checkbox"/> (k)(3)
_____	<input type="checkbox"/> (b)(7)(F)	<input type="checkbox"/> (k)(4)
<input type="checkbox"/> (b)(4)	<input type="checkbox"/> (b)(8)	<input type="checkbox"/> (k)(5)
<input checked="" type="checkbox"/> (b)(5)	<input type="checkbox"/> (b)(9)	<input type="checkbox"/> (k)(6)
<input checked="" type="checkbox"/> (b)(6)		<input type="checkbox"/> (k)(7)

385 preprocessed pages are enclosed. To expedite requests, preprocessed packages are released the same way they were originally processed. Documents or information originating with other Government agencies were not referred to those agencies as part of this release.

You have the right to appeal any denials. Appeals should be directed in writing to the Co-Director, Office of Information and Privacy, U.S. Department of Justice, Flag Building, Suite 570, Washington, D.C. 20530-0001 within sixty days from receipt of this letter. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the FOIPA number assigned to your request that it may be easily identified.

The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience is, when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing and they will be reviewed at a later date, as time and resources permit,

See additional information which follows.

Sincerely yours,



David M. Hardy  
Section Chief,  
Record/Information  
Dissemination Section  
Records Management Division


Enclosure(s) (3)

Enclosed are copies of all FOIPA Section High Visibility Memoranda for 1979-1986. No documents prior to 1979 exist. This concludes the processing of your FOIPA request.

Pursuant to Title 28, Code of Federal Regulations, Sections 16.11 and 16.49, there is a fee of ten cents per page for duplication. No fees are assessed for the first 100 pages. The enclosed material is being sent in advance of payment. Please remit a check or money order, payable to the Federal Bureau of Investigation in the amount of \$28.50. The FOIPA number assigned to this request should be included with your check.

This document is made available through the declassification efforts  
and research of John Greenewald, Jr., creator of:

# The Black Vault



The Black Vault is the largest online Freedom of Information Act (FOIA)  
document clearinghouse in the world. The research efforts here are  
responsible for the declassification of hundreds of thousands of pages  
released by the U.S. Government & Military.

**Discover the Truth** at: **<http://www.theblackvault.com>**



FREEDOM OF INFORMATION  
AND  
PRIVACY ACTS

**SUBJECT HIGH VISIBILITY MEMOS**



FEDERAL BUREAU OF INVESTIGATION

## EXPLANATION OF EXEMPTIONS

### SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b) (1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order;
- (b) (2) related solely to the internal personnel rules and practices of an agency;
- (b) (3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b) (4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b) (5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b) (6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b) (7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b) (8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b) (9) geological and geophysical information and data, including maps, concerning wells.

### SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d) (5) information compiled in reasonable anticipation of a civil action proceeding;
- (j) (2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k) (1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k) (2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k) (3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k) (4) required by statute to be maintained and used solely as statistical records;
- (k) (5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k) (6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k) (7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

Mr. Bailey

12/6/79

T. H. Bresson

**FREEDOM OF INFORMATION ACT (FOIA)  
REQUEST OF LYNN KENNETH PACKER REGARDING  
DECEASED U. S. DISTRICT JUDGE WILLIS RITTER**

PURPOSE:

To advise of FOIA release of documents in approximately two weeks to Lynn Kenneth Packer concerning the late Judge Willis Ritter, a former U. S. District Court Judge in Utah.

DETAILS:

The Disclosure Section of the FOIPA Branch will release 1121 pages of processed documents regarding Judge Willis Ritter responsive to the FOIA request of Lynn Kenneth Packer.

Judge Willis Ritter was a U. S. District Court Judge in Utah whose controversial activities and rulings attracted considerable public attention.

Lynn Kenneth Packer is a news reporter for KSL-TV Channel 5, Salt Lake City, Utah.

Judge Ritter was the subject of a Departmental Applicant (Judgeship, USDC, Utah) investigation opened in 1949. He was also the subject of a "Miscellaneous - Information Concerning" file opened in 1949. The purpose of this file was to record information regarding Judge Ritter's court decisions which might have a bearing on FBI cases as well as information about his private activities.

1 - Mr. Roynton  
1 - Mr. [REDACTED]  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
① - Mr. [REDACTED]  
1 - Mr. Smith  
1 - Mr. [REDACTED]

wwp/mdr (9)

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T. H. Bresson to Mr. Bailey Memorandum  
Freedom of Information Act (FOIA)  
Request of Lynn Kenneth Packer Regarding  
Deceased U. S. District Judge Willis Ritter

Released material will include case-by-case summaries which reflect Judge Ritter's attitude toward the Bureau, the Department of Justice and law enforcement in general, as well as information regarding his personal and professional misconduct.

This release may result in publicity since Judge Ritter has been the object of considerable press coverage in the past.

RECOMMENDATION:

None, for information.

W. L. Bailey

NOV 9 1979

D. G. Flanders

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE TO**  
[REDACTED]

**PURPOSE:** To advise of potential public dissemination of information released to [REDACTED] concerning herself.

**DETAILS:** [REDACTED]

[REDACTED]

**RECOMMENDATION:** None. For information only.

- 1 - Mr. [REDACTED]
- 1 - Public Affairs Office
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Besson
- 1 - Mr. [REDACTED]

manspfb (9)

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NOV 1979

Mr. Bailey

David G. Flanders

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE TO LEWIS J. PAPER REGARDING LOUIS D. BRANDEIS**

**PURPOSE:** To advise of the release of a document which may result in media interest.

**DETAILS:** Lewis J. Paper's request for documents concerning the late Louis D. Brandeis, former Associate Justice of the United States Supreme Court, states he is planning to use these materials for publication in a book that will be widely disseminated to the public.

During [redacted] [redacted] gratuitously made available material concerning Louis D. Brandeis. Included in this material was a [redacted] [redacted] files which indicates that Brandeis [redacted]

[redacted] Woodrow Wilson while he was a Professor at Princeton University and President of the United States. The document [redacted] file concludes that [redacted] Brandeis [redacted]

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An article by Frances W. Saunders appears in the April/May, 1979, issue of American Heritage entitled, "Love and Guilt: Woodrow Wilson and Mary Hulbert." The article sets forth the relationship between President Wilson and

- 1 - Mr. [redacted]
- 1 - Public Affairs Office
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [redacted]

(CONTINUED-OVER)

dlb:pfh (9)

Memorandum from David C. Flanders to Mr. Bailey  
Re: Freedom of Information-Privacy Acts (FOIPA) Release  
to Lewis J. Paper Regarding Louis D. Brandeis

Mary Hulbert aka Lillian Peck. The article further relates  
that Louis Brandeis was President Wilson's go-between in  
purchasing the silence of Mrs. Hulbert.

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RECOMMENDATION: None. For information.

Mr. Bailey

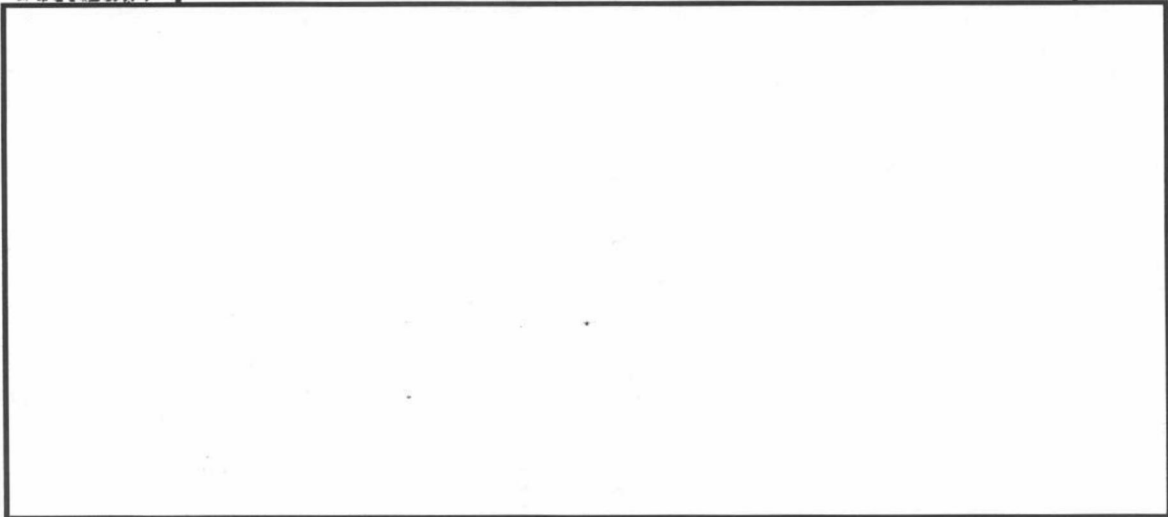
OCT 19 1979

T. H. Bresson

FREEDOM OF INFORMATION/PRIVACY ACTS (FOI/PA)  
REQUEST OF [REDACTED]

PURPOSE: To advise of the release of documents to [REDACTED]  
attorney pursuant to a request under the FOIPA which could  
result in publicity.

DETAILS: [REDACTED]



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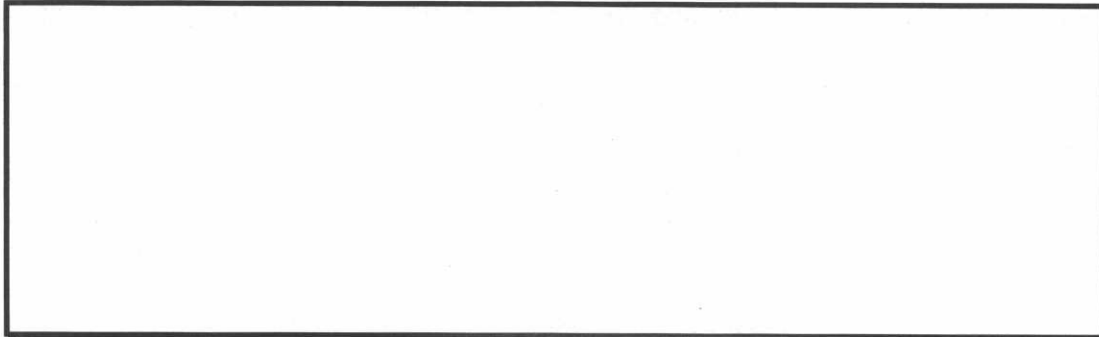
Enclosure

- 1 - Mr. Boynton - Enclosure
- 1 - Mr. [REDACTED] - Enclosure
- 1 - Public Affairs Office - Enclosure
- 1 - Mr. Colwell - Enclosure
- 1 - Mr. Bailey - Enclosure
- 1 - Mr. Mullen - Enclosure
- 1 - Mr. Flanders - Enclosure
- 1 - Mr. Bresson - Enclosure
- ① - Mr. [REDACTED] - Enclosure

RMD:bjl (12)

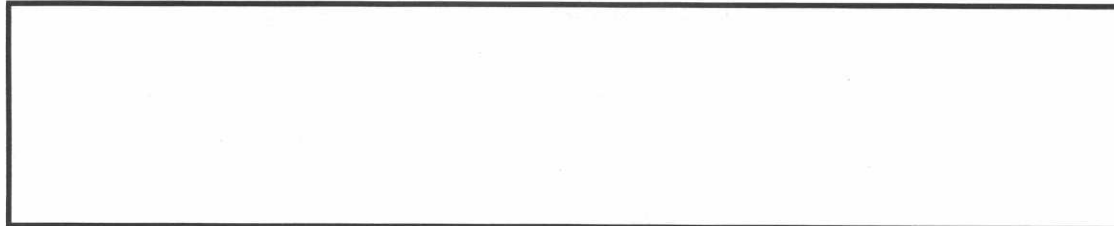
Memorandum to Mr. Bailey

Re: FREEDOM OF INFORMATION/PRIVACY ACTS (FOI/PA)  
REQUEST OF [REDACTED]



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[REDACTED] The document is attached. There are no exemptions applicable under either Act, and this document is being released in its entirety. It is conceivable that publicity could result due to the covert nature of the Agent's attendance at the press conference.



RECOMMENDATION: None. For information.

UNITED STATES GOVERNMENT

# Memorandum

TO : MR. J. B. ADAMS

FROM : T. W. LEAVITT

SUBJECT:   
OBSTRUCTION OF JUSTICE

- 1 - Mr. Held
- 1 - Mr. Adams
- 1 - Mr. Moore

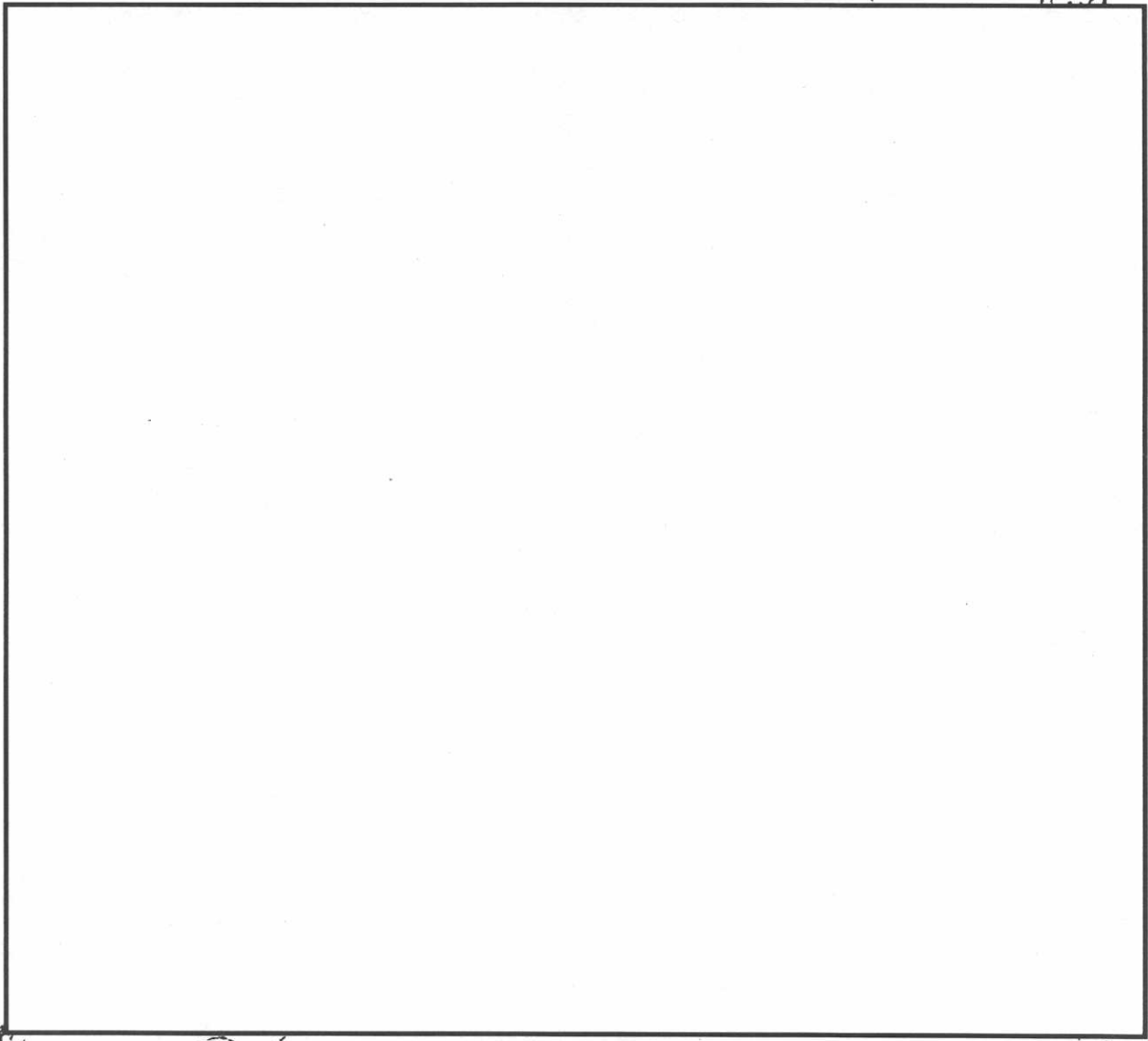
DATE: 9/9/77

- 1 - Mr. Leavitt

- Assoc. Dir. \_\_\_\_\_
- Dep. AD Adm. \_\_\_\_\_
- Dep. AD Inv. \_\_\_\_\_
- Asst. Dir.:
- Adm. Serv. \_\_\_\_\_
- Crim. Inv. \_\_\_\_\_
- Fin. & Pers. \_\_\_\_\_
- Ident. \_\_\_\_\_
- Intell. \_\_\_\_\_
- Laboratory \_\_\_\_\_
- Legal Coun. \_\_\_\_\_
- Plan. & Insp. \_\_\_\_\_
- Rec. Mgnt. \_\_\_\_\_
- Spec. Inv.
- Tech. Servs. \_\_\_\_\_
- Training \_\_\_\_\_
- Public Affs. Off. \_\_\_\_\_
- Telephone Rm. \_\_\_\_\_
- Director's Sec'y \_\_\_\_\_

*Handwritten initials/signature*

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TWL:mah  
(5)

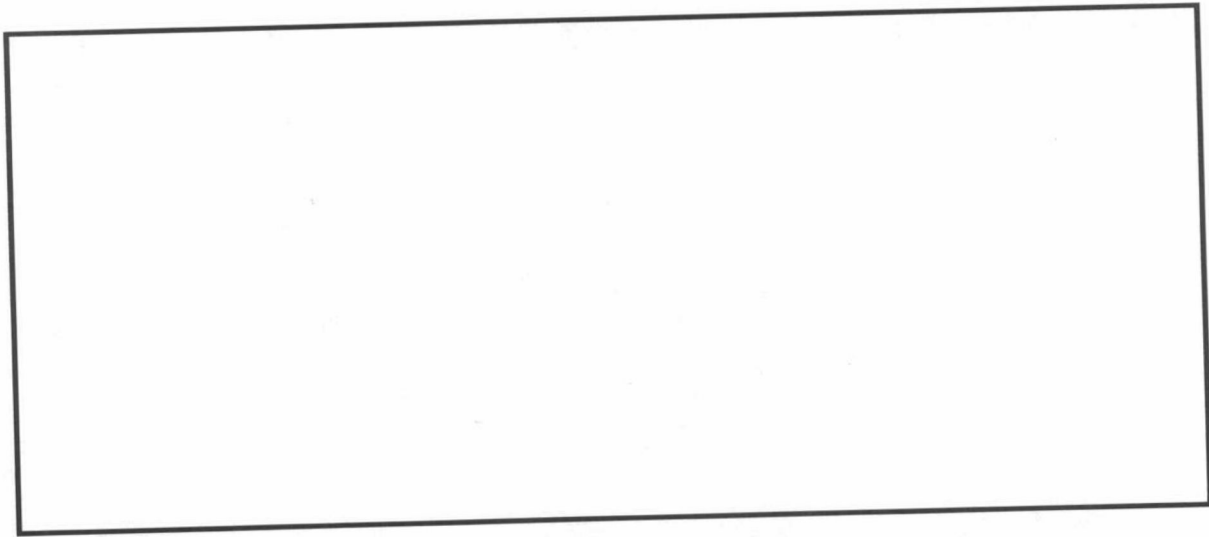
CONTINUED - OVER

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58 SEP 30 1977 Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Memorandum for Mr. Adams

RE:



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ACTION:

None. For information.

APPROVED: <i>[Signature]</i>	Adm. Serv. _____	Legal Coun. _____
<i>[Signature]</i>	Chm. Serv. _____	Plan. & Insp. _____
<i>[Signature]</i>	Ext. Affairs _____	Rec. Mgmt. _____
<i>[Signature]</i>	Gen. Inv. _____	Spec. Inv. _____
<i>[Signature]</i>	Ident. _____	Training _____
<i>[Signature]</i>	Intell. _____	Public Affs. Off. _____
<i>[Signature]</i>	Laboratory _____	

Mr. Bailey

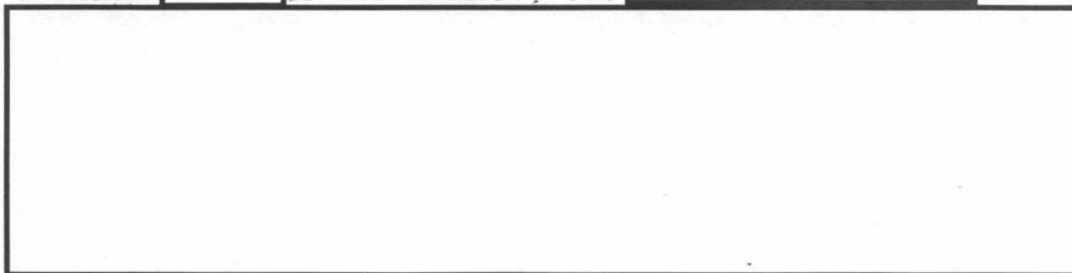
10/18/79

T. H. Bresson

FREEDOM OF INFORMATION/PRIVACY ACTS (FOI/PA)  
REQUEST OF [REDACTED] ATTORNEY

PURPOSE: To advise of the proposed FOIPA release to  
[REDACTED] attorney, for documents relating to  
[REDACTED]  
[REDACTED] Conceivably  
this disclosure may result in publicity.

DETAILS: [REDACTED] is the attorney for [REDACTED]



RECOMMENDATION: None. For information.

- 1 - Mr. Hoyt
- 1 - Mr. [REDACTED]
- 1 - Public Affairs Office
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [REDACTED]

wmb:bjl (10)

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b7C

Mr. Bailey

12/13/79

T. W. Bresson

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF**  
[redacted]

**PURPOSE:** To advise of a forthcoming release of documents  
to [redacted]  
[redacted]

**DETAILS:** [redacted] requested all documents pertaining  
to himself including those documents relating to [redacted]  
[redacted]

[redacted] By tele-  
phone call on May 17, 1977, requester was advised that the  
processing of documents pertaining to his FOIPA request,  
[redacted] would result in charges in  
excess of [redacted] At that time, [redacted] limited his FOIPA  
request to documents pertaining to himself, excluding those  
documents pertaining to [redacted]  
[redacted]

By letter dated November 22, 1977, [redacted]  
was advised that documents pertaining to his FOIPA request  
consisted of approximately [redacted] which constituted  
a duplication fee of [redacted] was requested to  
submit written indication of approval and consent to incur  
such fees. Inasmuch as [redacted] failed to submit written  
indication of willingness to incur such fees, his FOIPA request  
was administratively closed.

1 - Mr. Boynton  
1 - Mr. [redacted]  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
1 - Mr. [redacted]  
1 - Mr. [redacted]

(CONTINUED - OVER)

mcp:slw (10)

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Memorandum From Mr. Bresson To Mr. Bailey  
Freedom of Information-Privacy Acts Request of

[redacted]  
[redacted] resubmitted his FOIPA request by letter  
dated [redacted] By letter dated [redacted]  
[redacted] consented to incur duplication fees in excess  
of \$25.

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[redacted]  
[redacted] the release of documents [redacted] could possibly  
generate some media interest. [redacted]  
[redacted]

RECOMMENDATION: None. For information.

DEC 18 1970

Mr. Bailey

T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA)  
REQUEST OF [REDACTED]

PURPOSE:

To advise of proposed release of [REDACTED]  
[REDACTED] which may result in media  
interest.

DETAILS:

[REDACTED]

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- 1 - Mr. Boynton
- 1 - Mr. [REDACTED]
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [REDACTED]

lal:mlt (8)

CONTINUED OVER

Memorandum to Mr. Bailey  
RE: FOIPA request of

b7C

RECOMMENDATION:

None. For information.

Mr. Bailey

12/17/79

Mr. Bresson

FREEDOM OF INFORMATION- PRIVACY ACTS (FOIPA)  
REQUEST OF FRANK SINATRA, SR.,  
FOR RECORDS PERTAINING TO HIMSELF

PURPOSE:

To advise of the proposed release of 662 pages of material responsive to captioned request.

DETAILS:

Mr. Sinatra, the noted entertainer, by letter dated March 6, 1979, instituted his FOIPA request to the FBI through his attorney, Vincent H. Chieffo, of the firm Rudin and Perlstein, Suite 526, 9601 Wilshire Boulevard, Beverly Hills, California 90210.

By letter dated November 16, 1979, an initial release of 293 pages which did not contain any high visibility material was made to Mr. Sinatra.

Processing of the remaining records has now been completed, and material to be released may raise media attention inasmuch as certain documents relay the impression that the FBI may have, on several occasions between the years 1947 and 1960, leaked to the press information from our files pertaining to Mr. Sinatra. It is not possible for us to determine from the records if there was, in fact, such dissemination.

In addition, material to be released from the "OC" file (confidential file formerly retained by Director Hoover or Assistant Director L. B. Nichols) indexed in Mr. Sinatra's name contains derogatory information relating to the late President John F. Kennedy, who along with Frank Sinatra, [redacted] and Sammy Davis, Jr. allegedly participated in indiscreet sex parties.

- 1 - Mr. Boynton
- 1 - Mr. [redacted]
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [redacted]

nlk:vaj (9)

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Bresson to Bailey Memo  
RE: FOIPA Request of Frank Sinatra, Sr.

Also worthy of note are the facts that Mr. Sinatra was investigated in 1955 relative to alleged Communist Party and/or front organization membership, and that he has associated with organized crime figures such as the

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[redacted] and others. These affiliations include overhears during technical surveillances in which Mr. Sinatra was either a participant or mentioned, never a target.

The material as prepared for disclosure is being held in the FOIPA Disclosure Section by Unit B, Team 1 for review if deemed necessary.

RECOMMENDATION:

None, for information.

Mr. Bailey

12/6/79

T. H. Bresson

FREEDOM OF INFORMATION ACT (FOIA) REQUESTS  
FOR INFORMATION REGARDING JEAN SEBERG

PURPOSE:

To advise of an FOIA release being made this week of 224 pages of documents regarding the late actress, Jean Seberg.

DETAILS:

The Freedom of Information/Privacy Acts Branch has received 58 requests for information on Jean Seberg. These requesters have already received 17 pages of preprocessed documents which had been released earlier under the FOIA regarding COINTELPRO, along with some news articles. Several of the above requesters also requested the entire file on Ms. Seberg which has now been processed for release.

The documents being released will show her involvement with the Black Panther Party, an extremist group which was involved in bombings, threats to kill the President, police killings and which advocated the overthrow of the Government. The documents will show Ms. Seberg's being involved in intimate relationships with leaders of black nationalist groups, including one Hakim Jamal, deceased, as well as showing her being picked up on wire taps on Black Panther Party offices in which she discusses her pregnancy.

1 - Mr. Boynton  
1 - Mr. [REDACTED]  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
① - Mr. [REDACTED]  
1 - Mr. [REDACTED]

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DLS/mdr (3)

T. H. Bresson to Mr. Bailey Memorandum  
Freedom of Information Act (FOIA) Requests  
For Information Regarding Jean Seberg

Certain information was withheld, which includes classified informant data and information regarding others, the release of which it was felt would be an unwarranted invasion of privacy. Consistent with FOIPA Branch policy, names of Bureau personnel below the rank of Section Chief were excised. [REDACTED]

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RECOMMENDATION:

None. For information.

1/24/80 [redacted] PAO, requested that in a letter to a "visibility  
memo" which should be prepared at the time we make our release of  
the [redacted] material, he would also like to have a copy of the  
expanded release in order to respond to questions which he anticipates  
R/S sent VC [redacted] 1/24/80 no advising 1/24/80

[redacted]

This is in response to your phone call earlier  
today.

Information on [redacted] has been requested by  
four people:

- (1)
- (2)
- (3)
- (4)

[redacted]

The documents were sent to DCRU on 6/29/79 and  
were returned the week of 1/21/80. In looking at the  
addendum, there are numerous referrals to CIA with others  
to Coast Guard, DOJ, NIS, INS, CSC, and Defense. Two  
documents have to be reviewed by DRC because they were  
dated after 12/1/78 and not properly classified at origin.

[redacted]

It is believed that there will be media interest  
in this case since two of the requesters are associated with  
newspapers. If past practice of [redacted] holds true, he  
will also make it of media interest.

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[redacted] leaves a false impression in his complaint that he was advised by [redacted] that the material would be furnished to him within three months. In actuality, he was advised that the FBI had a three-month backlog and that his request would be assigned to an analyst within six to eight weeks.

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At this time, it cannot be anticipated when the documents will be released. The analyst who has the case assigned is presently processing a case which is older than [redacted]. It is anticipated that the older case will be completed within a week.

To date, no documents regarding [redacted] have been released to anyone.

[redacted]

TLW

Mr. Bailey

David G. Flanders

JAN 1974

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE TO  
ROBIN TONER OF THE CHARLESTON DAILY MAIL NEWSPAPER REGARDING  
COMMUNIST ACTIVITIES IN THE UNITED MINE WORKERS OF AMERICA  
(UMWA) SINCE 1970

PURPOSE: To advise of the release of documents located  
in file #100-70071 pertaining to communist activities  
in the UMWA since 1970 to Ms. Robin Toner of the Charleston  
Daily Mail Newspaper.

DETAILS: The FBI has on two occasions since 1970 investigated  
alleged communist activities in the UMWA. The  
first investigation was instituted in July of 1972, after  
receipt of a resolution which was originally sent to Con-  
gressman Wampler from a local UMWA union in Virginia.  
This resolution alleged that the Miners for Democracy (MFD)  
and its leaders were controlled and sympathetic to communism.  
Our investigation failed to disclose any real evidence  
to the allegations. At that time, [REDACTED]

[REDACTED] having  
connections with the Communist Party.

In December of 1974, several mine workers approached  
the FBI with accusations that the Communist Party was dis-  
tributing literature at the mines and that several Communists  
had infiltrated the UMWA. An investigation failed to  
substantiate the allegations.

There were also two brief inquiries into information  
provided by third parties. The first concerned a newsletter,  
printed by a group called "Concerned Voters," entitled

- 1 - Mr. [REDACTED]
- 1 - Public Affairs Office
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [REDACTED]

ml:pfh (9)

(CONTINUED-OVER)

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b7c

Memorandum from David G. Flanders to Mr. Bailey  
Re: Freedom of Information-Privacy Acts (FOIPA) Release  
to Robin Toner of the Charleston Daily Mail Newspaper  
Regarding Communist Activities in the United Mine Workers  
of America (UMWA) Since 1970

"The UMWA: CPUSA Support for a Militant Union." The second inquiry pertained to information that the UMWA was receiving literature from the Communist Party USA. In each instance, there was insufficient evidence to justify an investigation.

Toner has indicated in her correspondence that her FOIPA request is for "journalistic purposes." Therefore, it is anticipated that this release will be made public in the near future.

RECOMMENDATION: None. For information.

~~CONFIDENTIAL~~

UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

# Memorandum

- Assoc. Dir. \_\_\_\_\_
- Dep. AD Adm. \_\_\_\_\_
- Dep. AD Inv. \_\_\_\_\_
- Asst. Dir.:
- Adm. Servs. \_\_\_\_\_
- Crim. Inv. \_\_\_\_\_
- Ident. \_\_\_\_\_
- Intell. \_\_\_\_\_
- Laboratory \_\_\_\_\_
- Legal Coun. \_\_\_\_\_
- Plan. & Insp. \_\_\_\_\_
- Rec. Mgnt. \_\_\_\_\_
- Tech. Servs. \_\_\_\_\_
- Training \_\_\_\_\_
- Public Affs. Off. \_\_\_\_\_
- Telephone Rm. \_\_\_\_\_
- Director's Sec'y \_\_\_\_\_

TO : Mr. Bailey

DATE: 1/7/80

FROM : T. H. Bresson

SUBJECT: FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST  
BY [REDACTED]

PURPOSE:

To advise of release of [REDACTED]  
[REDACTED] per his FOIPA request.

DETAILS:

This release consists of documents relating to the following FBI investigations concerning [REDACTED]

[REDACTED]

b1  
b6  
b7C

- 1 - Mr. Boynton
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [REDACTED]
- 1 - Mr. Smith

CLASSIFIED AND  
EXTENDED BY SP-5-RJG  
REASON FOR EXTENSION  
FCIM, II, 1-2.4.2 2  
DATE OF REVIEW FOR  
DECLASSIFICATION 1-7-2000

jdb/mdr (9)

CONTINUED - OVER



~~CONFIDENTIAL~~

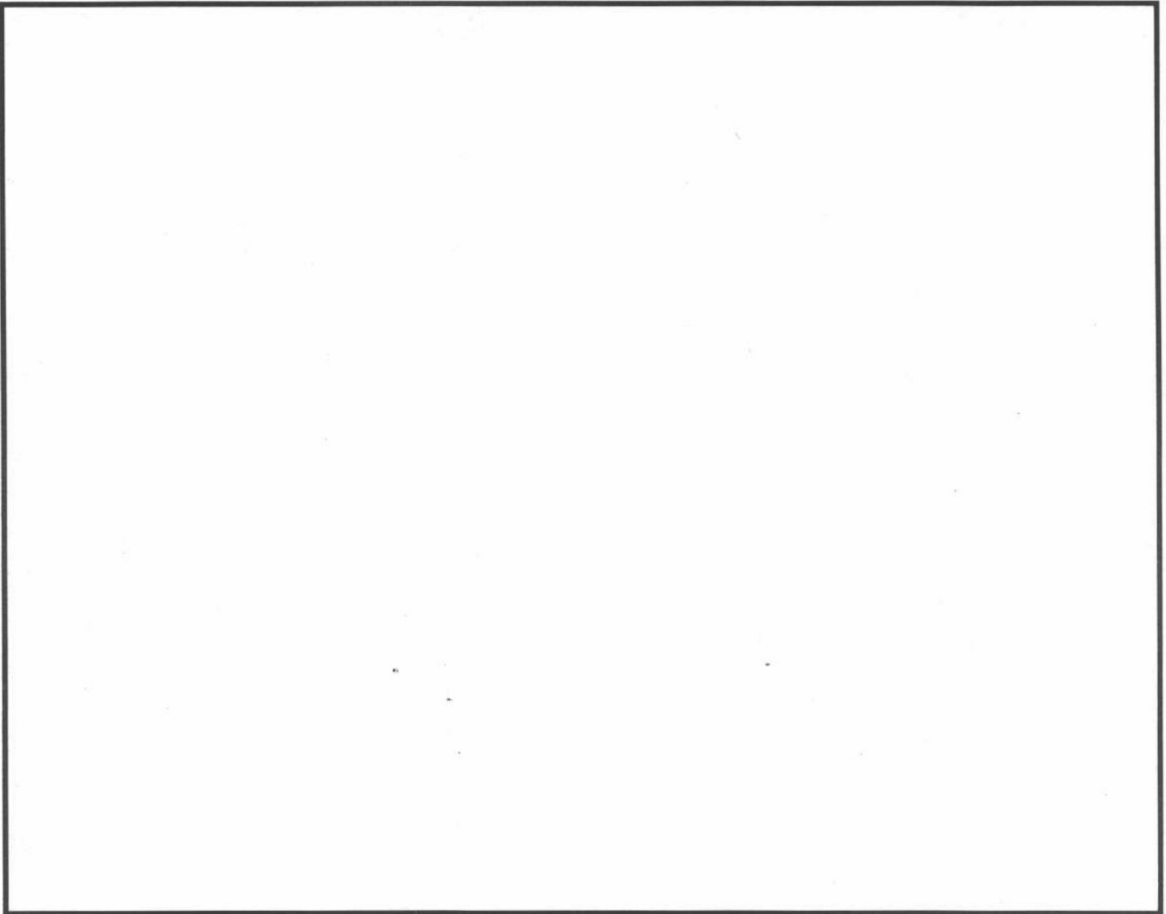
Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

~~CONFIDENTIAL~~

Mr. Bresson to Mr. Bailey Memorandum  
Freedom of Information-Privacy Acts (FOIPA) Request  
By

b1  
b7C



There was not any substantial amount of excisions made in this request. The majority of the deletions which were made involved classified material. (U)

- 2 -

CONTINUED - OVER

~~CONFIDENTIAL~~

~~CONFIDENTIAL~~

Mr. Bresson to Mr. Bailey Memorandum  
Freedom of Information-Privacy Acts (FOIPA) Request  
By

b7C

These documents will be mailed to   
on 1-8-80. (U)

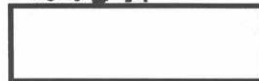
RECOMMENDATION:

None, for information. (U)

- 3 -

~~CONFIDENTIAL~~



Unit A



Mr. Bailey

12/3/79

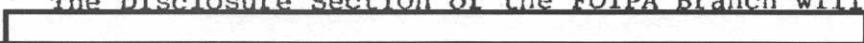
T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA)  
REQUEST OF   


PURPOSE:

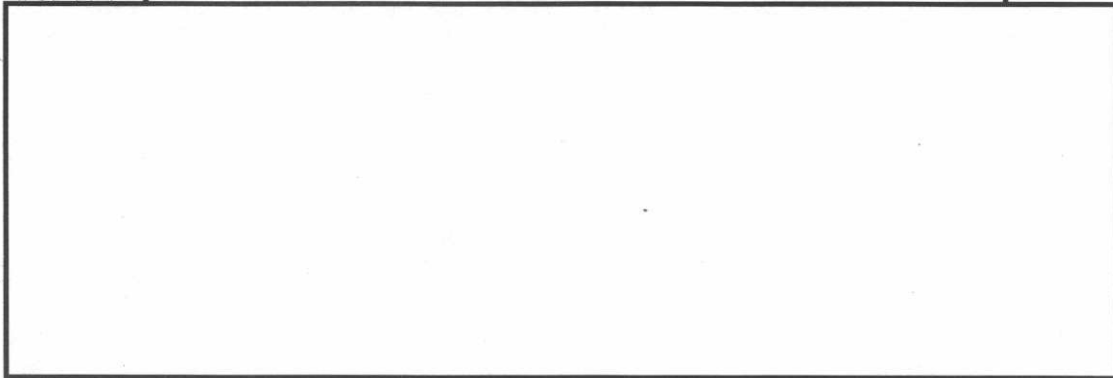
To advise of the FOIPA release of documents from the applicant's file to be made within one week.

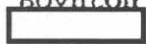
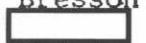
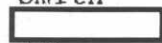
DETAILS:

The Disclosure Section of the FOIPA Branch will release 

b6

b7C



- 1 - Mr. Bovnton
- 1 - Mr. 
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. 
- 1 - Mr. Smith
- 1 - Mr. 

ldd:jmr (9)

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA)  
REQUEST OF [REDACTED]

b7C

[REDACTED]

The Director is aware of the facts of this case.

RECOMMENDATION:

None. For information.



Mr. Bailey

2-11-80

T. H. Bresson

FREEDOM OF INFORMATION ACT (FOIA)  
REQUEST OF [REDACTED]  
REGARDING DAVID GRAIVER

PURPOSE:

To advise of Freedom of Information Act release of documents to [REDACTED] concerning Mr. Graiver, an indicted bank official whose reported death in a 1976 airplane crash in Mexico is now being questioned.

DETAILS:

The Disclosure Section of the Freedom of Information-Privacy Acts Branch is releasing within the week, 479 pages of processed documents regarding David Graiver responsive to the Freedom of Information Act request of [REDACTED]

b6  
b7C

[REDACTED]

David Graiver, former official of the American Bank and Trust Company of New York was recently indicted by a Manhattan Grand Jury for the systematic looting of the same bank. Mr. Graiver's supposed demise in an airplane crash in Mexico in August of 1976 is somewhat questionable due to reported sightings of him since that time.

- 1 - Mr. Boynton
- 1 - Mr. [REDACTED]
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [REDACTED]
- 1 - Mr. Smith
- 1 - Mr. [REDACTED]

(CONTINUED - OVER)

rbj:jch (10)

Memo to Mr. Bailey  
Re: Freedom of Information Act (FOIA)  
Request of [redacted]  
Regarding David Graiver

David Graiver is the subject of a pending Bank Fraud and Embezzlement investigation opened in 1976. Federal charges have been dismissed, however, he is still under indictment by the Manhattan Grand Jury. [redacted]

[redacted] his previously mentioned Bank Fraud and Embezzlement investigation. Mr. Graiver

[redacted]  
proof and apprehension has yet to be achieved.

Release material will include the background into and discovery of the bank crimes for which Mr. Graiver has been indicted, as well as, the history of and detailed investigation into the "fatal" flight, from reservation to crash. [redacted]

b7C

b7D

This release may result in some publicity since Mr. Graiver is still the subject of considerable press coverage. Due to the pending status of this case, SA [redacted] Division VI, was made aware of this release and was furnished the original release for him to review for possible harm. Release was returned to the Freedom of Information-Privacy Acts Branch without revision.

RECOMMENDATION:

None, for information.

Mr. Bailey

10/9/79

T. H. Bresson

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF**

[REDACTED]

**PURPOSE:** To advise of the pending release of documents  
to [REDACTED]

[REDACTED] regarding an investigation of the

**DETAILS:**

[REDACTED]

[REDACTED] This file was not in existence when [REDACTED]  
[REDACTED] FOIPA request was processed in [REDACTED] In handling  
[REDACTED] administrative appeal, this file was  
located and processed and is available for release.

b6  
b7C

[REDACTED]

- 1 - Mr. Boynton
- 1 - Mr. [REDACTED]
- 1 - Mr. Bailey
- 1 - Mr. Mullen
- 1 - Mr. Mintz
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]

(CONTINUED - OVER)

bsk:slw (11)

Memorandum from Mr. T. H. Bresson to Mr. Bailey  
Re: Freedom of Information-Privacy Acts (FOIPA) Request  
of [redacted]

[redacted]

The FOIPA release has been reviewed by SA [redacted]  
[redacted] of the substantive desk in Division 6 who had  
no objections.

[redacted]

RECOMMENDATION: None. For Information.

*Handwritten initials*

Mr. Bailey

4/30/79

T. H. Bresson

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE  
REGARDING THE LATE ACTOR CHARLES SPENCER CHAPLIN**

**PURPOSE:**

This is to advise of a forthcoming release pursuant to an FOIPA request by Robert L. Warden, Chicago, Illinois. Requests have also been received from Edward Tropeano, National Enquirer, Washington, D. C., and Leonard Slater, San Diego, California, who is writing a biography of Mr. Chaplin.

**DETAILS:**

Mr. Chaplin was the subject of two FBI investigations. A White Slave Traffic Act (WSTA) investigation was conducted in 1943-1944 and a Security-type investigation was initiated in 1946.

The initial FOIPA release will consist of the WSTA case. Mr. Chaplin's activities with one Joan Berry in the early 1940's was the subject of wide-spread publicity in Hollywood and throughout the nation. Mr. Chaplin was acquitted in the WSTA case. He was also involved in a paternity suit involving Miss Berry which generated national publicity in the press and other media.

A Security-type investigation was instituted concerning Mr. Chaplin in 1946. Investigation developed information concerning Mr. Chaplin's activities in connection with communist front groups, and his association with persons known to be sympathetic to communism; however, in 1952 there were no witnesses available who could offer testimony that Chaplin was or had been a member of the Communist Party.

CONTINUED - OVER

- 1 - Mr. Bailey
- 1 - Mr. Bresson
- 1 - Mr. Boynton
- 1 - Mr. [redacted]

- 1 - Mr. [redacted]
- 1 - Mr. Smith
- 1 - Mr. [redacted]

b6  
b7C

hla:lc (9)

Memo Bresson to Bailey  
FOIPA RELEASE REGARDING CHARLES SPENCER CHAPLIN

Mr. Chaplin departed the United States in 1952, returning only once prior to his death in 1977.

FOIPA releases could be expected to result in wide-spread press reports.

RECOMMENDATION:

None. For Information.

Mr. Finzel

DEC 1 1980

J. K. Hall

FREEDOM OF INFORMATION ACT (FOIA) RELEASE TO [REDACTED]  
[REDACTED] REGARDING GALYA TANNENBAUM, AKA  
GLORIA ANN FOREST

**PURPOSE:** To advise of a release of documents relating to Galya Tannenbaum, who was connected with the case regarding Thomas Riha, a University of Colorado professor who disappeared in 1969 under mysterious circumstances. The release may possibly result in media interest.

**DETAILS:** Galya Tannenbaum, aka Gloria Ann Forest, Gloria McPherson, Galya or Gloria Zakharovna, and the "Colonel," was the subject of five Bureau main files: 9-14204 (Extortion), 47-40833, 47-54549 (Impersonation), 95-62453 (Forgery) and 105-141518 (IS-R). Requester is receiving material from all of these files [REDACTED]

b6  
b7C

She was a key figure in actions preceding and following the disappearance of Thomas Riha from his home in Boulder, Colorado, in 1969. (See attached newspaper clipping.) The Riha case was well publicized in the media including Mrs. Tannenbaum's involvement. According to "The New York Times," Tannenbaum apparently committed suicide on 3/10/71. Periodically the case generates additional articles in Colorado newspapers inasmuch as the disappearance of Professor Riha has not been resolved. No FBI investigation into the disappearance was conducted. Information relating to the Riha case appears in certain of the above files.

**RECOMMENDATION:**

For information.

- 1 - Mr. Colwell
- 1 - Mr. [REDACTED]
- 1 - Mr. Finzel
- 1 - Mr. Young
- 1 - Mr. Hall
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED] #214
- 1 - Mr. [REDACTED]

cer:sjch (11)

Attachment

# Professor Vanishes at the University of Colorado

BY ANTHONY RIPLEY  
Special to The New York Times

**BOULDER, Colo., Jan. 18** — A Czech-born associate professor of modern Russian history has disappeared from the University of Colorado campus.

Thomas Riha, 40 years old, was last seen nine months ago. He left the university abruptly, apparently took nothing with him and left a mysterious trail.

While friends and fellow faculty members fear that Professor Riha may be dead, police officials in Boulder and Denver and the former president of the university, Dr. Joseph Smiley, all insist he is alive.

They say they have spoken to responsible persons in the Federal Government who have assured them of the professor's safety. They refused to say, either publicly or privately, who their sources were.

In Washington, the Federal Bureau of Investigation, the Central Intelligence Agency and the State Department all deny knowing anything about the case and suggest it may be a local police matter.

Professor Riha, born in Prague, came to the United States in 1947. He became a naturalized citizen, and received his bachelor's and master's degrees at the University of California at Berkeley. In 1962 he received a doctorate from Harvard University.

He taught at the University of Chicago and at Marburg University, in West Germany, before moving to the University of Colorado in 1967.

### Disappeared Suddenly

Professor Riha disappeared so suddenly that, though normally a neat and precise man, he left personal papers scattered on his university desk where he had been preparing his income tax.

Only one person has maintained that he has been seen since his disappearance the weekend of March 15-16. That is Mrs. Galya Tannenbaum of Denver, an ex-convict who says she has spoken to him and that he is in Montreal.

A number of letters and credit cards signed "Thomas Riha" have turned up, and much of his personal property has been sold or given away.



Prof. Thomas Riha



Mrs. Galya Tannenbaum

Professor Riha's lawyer, Richard E. Hopkins, of Boulder, says he is suspicious of the signatures and the letters.

Though Mr. Hopkins has received letters signed by "Thomas Riha," he said, "I simply don't know whether I've heard from him."

Dr. Smiley, now president of the University of Texas at El Paso, said he was assured of the professor's safety "by what I consider reliable sources" in Washington.

"I repeat my real regret that I can't go beyond what I have said," he said in a telephone interview. "A confidence is still a confidence."

Professor Riha's former wife lives in Brooklyn. The former Hana Hruskova was also born in Czechoslovakia and is 15 years younger than the professor.

At the time of his disappearance she had been gone from their home for a week after a stormy scene in which a neighbor said she saw him, with her clothes hanging

of ether, shouting she was afraid acquaintances were trying to kill her.

At the time Professor Riha had already filed divorce papers to end their five-month marriage.

### Judgment Still Unpaid

Following his disappearance, Mrs. Riha filed a counter-suit. She won it on Sept. 30 and received a \$5,000 judgment.

Her husband did not appear in court, and the judgment is still unpaid.

The professor's nephew, Zdenek Cerveny, of Lyons, Colo., came to the United States from Czechoslovakia following the Russian invasion in 1968.

Following his uncle's disappearance, Mr. Cerveny said Mrs. Galya Tannenbaum of Denver, whom he had met through Professor Riha, called him and said that the professor would not be back. He said she asked them to dispose of his personal effects.

In the following weeks the professor's car and house were sold and his furniture and papers transferred to Mrs. Tannenbaum's house in Denver. She turned over \$19,000 worth of his small art collection to the Denver Art Museum.

Mrs. Tannenbaum, who spent more than two years in the State Penitentiary at Dwight, Ill., after pleading guilty to forgery and embezzlement in 1959, presented Mr. Cerveny with two pistols and said she was a brigadier general in military intelligence.

She is now awaiting trial Feb. 9 in Denver District Court on charges of forging a will following the death of Gustav Ingwersen, 78, a friend who died of potassium cyanide poisoning June 16.

- Contact \_\_\_\_\_
- Felt \_\_\_\_\_
- Gale \_\_\_\_\_
- Rosen \_\_\_\_\_
- Sullivan \_\_\_\_\_
- Tavel \_\_\_\_\_
- Trotter \_\_\_\_\_
- Tele. Room \_\_\_\_\_
- Holmes \_\_\_\_\_
- Gandy \_\_\_\_\_

UNCLASSIFIED  
9-5-80 BY SP2AP/jm

The will was witnessed by Mr. Cerveny, who later repudiated it in Denver probate court.

Another friend of Mrs. Tannenbaum's, Mrs. Barbara Egbert, 51, died Sept. 13 of sodium cyanide poisoning.

Both deaths are listed as suspicious by the Denver police and are under investigation.

- The Washington Post \_\_\_\_\_
- Times Herald \_\_\_\_\_
- The Washington Daily News \_\_\_\_\_
- The Evening Star (Washington) \_\_\_\_\_
- The Sunday Star (Washington) \_\_\_\_\_
- Daily News (New York) \_\_\_\_\_
- Sunday News (New York) \_\_\_\_\_
- New York Post \_\_\_\_\_
- The New York Times \_\_\_\_\_ P. 27
- The Sun (Baltimore) \_\_\_\_\_
- The Daily World \_\_\_\_\_
- The New Leader \_\_\_\_\_
- The Wall Street Journal \_\_\_\_\_
- The National Observer \_\_\_\_\_
- People's World \_\_\_\_\_
- Examiner (Washington) \_\_\_\_\_

Date 1/29/70  
77-54549-17  
NOT RECORDED

JAN 29 1970

SIP

47-

JAN 30 1970



NOV 18 1980

Mr. Finzel

J. K. Hall

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE TO  
VAUGHN YOUNG, CHURCH OF SCIENTOLOGY, DOCUMENTS CONCERNING  
RABBLE ROUSER INDEX AND RACIAL INTELLIGENCE SECTION

PURPOSE: To advise of the release of documents which may  
result in media interest.

DETAILS: Vaughn Young, Church of Scientology requested  
documents relating to policies of operation regarding  
the Rabble Rouser Index and the Racial Intelligence Section.  
A total of sixty-six pages are being released in connection  
with the Rabble Rouser Index and nine pages in connection  
with the Racial Intelligence Section.

RECOMMENDATION:

None. For information.

1 - Mr. Colwell  
1 - Mr. [redacted]  
1 - Mr. Finzel  
1 - Mr. Young

1 - Mr. Bresson  
1 - Mr. Hall  
1 - Mr. [redacted]  
1 - Mr. [redacted] 34(1)  
1 - Mr. [redacted]

dlb:jch (12)

b6  
b7C

Mr. Finzel

10/20/80

11/4/80

J. K. Hall

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE TO**

[REDACTED]

**PURPOSE:** To advise the Public Affairs Office of a release of information to [REDACTED] which may result in media interest.

**DETAILS:**

[REDACTED]

[REDACTED]

b6  
b7C

**RECOMMENDATION:**

None. For information.

- 1 - Mr. Colwell
- 1 - Mr. [REDACTED]
- 1 - Mr. Finzel
- 1 - Mr. Young
- 1 - Mr. Bresson
- 1 - Mr. Hall
- 1 - Mr. [REDACTED]

sgd:jch (10)

Mr. Finzel

OCT 29 1980

J. K. Hall

FREEDOM OF INFORMATION-PRIVACY ACT (FOIPA) REQUEST OF  
ROB WARDEN REGARDING DECEASED GENERAL DOUGLAS MacARTHUR

PURPOSE:

This is to advise of the proposed FOIPA release of 265 pages of documents in the above-captioned request.

DETAILS:

One hundred twenty-one of these pages are contained in MacArthur's main Bufile 62-75373. The remaining 144 pages are contained in Bufiles of other individuals and organizations. MacArthur's main file is a general administrative correspondence-type file beginning in March, 1944, and continuing to October, 1973.

The main file discloses MacArthur's general attitude of disagreement with F. D. Roosevelt's and General Eisenhower's military policies in March, 1944, and his belief that the person responsible for subversive leadership in the country was Supreme Court Justice Felix Frankfurter. One serial reveals that MacArthur was disapproved as an SAC contact in 1955.

1 - Mr. Colwell  
1 - Mr. Mintz  
    (Attention: )  
1 - Mr.   
1 - Mr. Finzel  
1 - Mr. Young  
1 - Mr. Bresson  
1 - Mr. Hall  
① - Mr.   
1 - Mr.   
1 - Mr.

b6  
b7C

CONTINUED-OVER

erc-bms (13)

Memo Hall to Finzel

Re: Freedom of Information-Privacy Acts (FOIPA) request of  
Rob Warden regarding deceased General Douglas MacArthur

In addition, other information pertains to reporting  
of rumors of various differences that had arisen between  
MacArthur and the American Naval Command in Australian waters  
and differences between MacArthur and the Australians in 1942.

b7C

This request is currently in FOIPA litigation and  
the material will be reviewed by Warden on Monday, November 3, 1980,  
in the Reading Room. Releases to Warden have resulted in  
publication in the media in the past.

RECOMMENDATION:

None. For information.

Mr. Finzel

10/20/80

J. K. Hall

FOIA REQUEST FOR INFORMATION CONCERNING  
[REDACTED]

PURPOSE:

To advise of FOIA release being made October 22, 1980,  
[REDACTED]

DETAILS:

By letters dated October 22, 1980, the FOIPA Branch, Disclosure Section, will be releasing [REDACTED] of excised documents responsive to the FOIA requests of [REDACTED]

b6  
b7C

This release has been coordinated with the Criminal Division, Department of Justice. The Department had previously instructed that release of documents be delayed pending the outcome of [REDACTED]

[REDACTED] Criminal Division, Department of Justice, authorized the FBI to proceed with this request.  
[REDACTED]

- 1 - Mr. Colwell
- 1 - Mr. O'Malley  
Attn: Mr. [REDACTED]
- 1 - Mr. Steel
- 1 - Mr. Finzel
- 1 - Mr. Young
- 1 - Mr. Bresson
- 1 - Mr. Hall
- 1 - Mr. [REDACTED]
- 1 - Mr. Smith

kmb/mdr (10)

(CONTINUED - OVER)



Mr. Finzel

10/17/80

J. K. Hall

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE TO**  
[REDACTED]

**PURPOSE:** To advise of the existence of an FOIPA request  
by [REDACTED] which may result in media  
interest.

**DETAILS:** [REDACTED]

[REDACTED]

b6  
b7C

**RECOMMENDATION:**

None. For information.

- 1 - Mr. Colwell
- 1 - Mr. [REDACTED]
- 1 - Mr. Finzel
- 1 - Mr. Young
- 1 - Mr. Bresson
- 1 - Mr. Hall
- ① - Mr. [REDACTED]

agd:jch (10)

Mr. Finzel

10/15/80

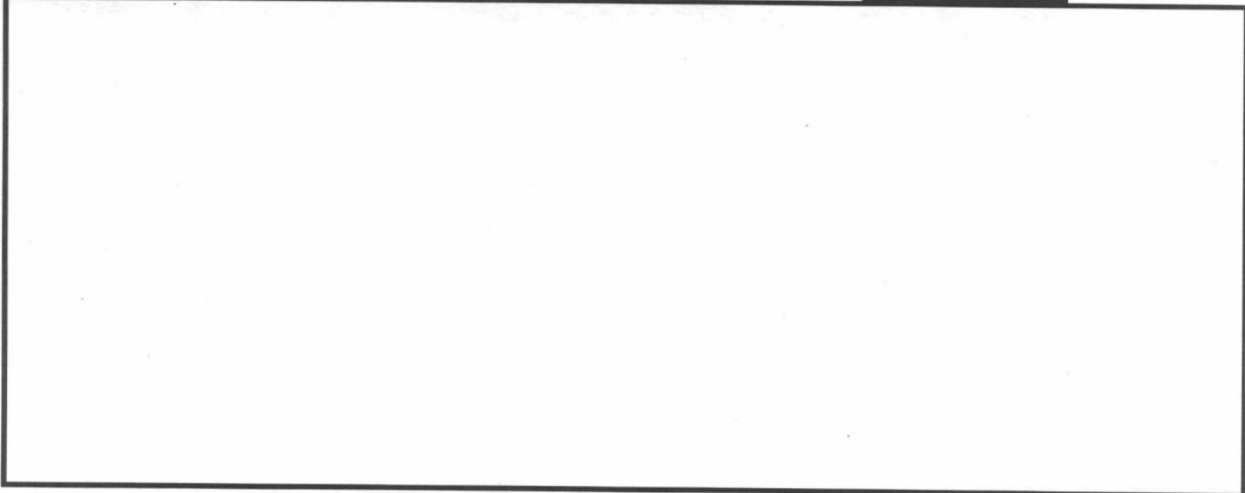
J. K. Hall

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF  
[redacted]

PURPOSE: To advise of a forthcoming release of documents on October 16, 1980, showing the relationship between Martin Luther King, Jr., and [redacted]

DETAILS: [redacted] has requested, under the FOIPA, the files concerning Martin Luther King, Jr., Southern Christian Leadership Conference (SCLC), [redacted]

On July 17, 1980, a partial release of 2,364 pages was sent to [redacted] from the SCLC main file. [redacted]



RECOMMENDATION: None. For information.

- 1 - Mr. Colwell
- 1 - Mr. O'Malley
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]
- 1 - Mr. Finzel
- 1 - Mr. Young
- 1 - Mr. Bresson
- 1 - Mr. [redacted]
- 1 - Mr. Hall
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]

ves:slw (13)

b6  
b7C



Mr. Pinzel

10/16/80

T. R. Bresson

**FREEDOM OF INFORMATION ACT (FOIA)  
REQUEST OF SIGFRID GESKE REGARDING  
DECEASED U. S. DISTRICT JUDGE ROGER T. FOLEY**

**PURPOSE:**

To advise of FOIA release of documents on October 23, 1980, to Sigfrid Geske concerning the late Roger T. Foley, a former U. S. District Judge in Nevada.

**DETAILS:**

The Disclosure Section of the FOIPA Branch will release 50 pages of processed documents regarding Judge Roger T. Foley responsive to the FOIA request of Sigfrid Geske, who resides in West Germany.

Judge Foley was a U. S. District Court Judge in Nevada. Geske's request is for Judge Foley's "personnel file" which contains his background investigation and some later correspondence. We are not aware of Geske's purpose in requesting this matter nor if publicity may result.

**RECOMMENDATION:**

None. For information.

1 - Mr. Colwell  
1 - Mr. [redacted]  
1 - Mr. Pinzel  
1 - Mr. Young  
1 - Mr. Bresson  
1 - Mr. Hall  
① - Mr. [redacted] - #314  
1 - Mr. Smith  
cbks:jmr (9)

b6  
b7C

Mr. Finsel

10/8/80

T. H. Bresson

**FREEDOM OF INFORMATION ACT (FOIA) REQUEST OF  
SIGFRID GESKE REGARDING DECEASED  
U. S. DISTRICT JUDGE ROGER T. FOLEY**

**PURPOSE:**

To advise of FOIA release of documents on October 17, 1980, to Sigfrid Geske concerning the late Roger T. Foley, a former U. S. District Judge in Nevada.

**DETAILS:**

The Disclosure Section of the FOIPA Branch will release 50 pages of processed documents regarding Judge Roger T. Foley responsive to the FOIA request of Sigfrid Geske.

Judge Foley was a U. S. District Court Judge in Nevada from 1945-1957. Geske's request is for Judge Foley's "personnel file." The file contained his background investigation and some later correspondence.

**RECOMMENDATION:**

None. For information.

1 - Mr. Colwell  
1 - Mr. [redacted]  
1 - Mr. Finsel  
1 - Mr. Bresson  
1 - Mr. Hall  
1 - Mr. [redacted]  
1 - Mr. Smith  
abksjmr (8)

b6  
b7c

Mr. Finzel

10/3/80

J. K. Hall

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF  
WILLIAM NOTTINGHAM REGARDING FLORIDA POWER CORPORATION

PURPOSE:

To advise of an impending FOIPA release of information pertaining to the Florida Power Corporation (FPC) to William Nottingham, Staff Writer, St. Petersburg Times.

SYNOPSIS:

The FOIPA Branch is preparing to release 477 pages of material from our investigation of fuel purchase irregularities involving the Florida Power Corporation to William Nottingham, St. Petersburg Times Staff Writer. You are being advised of this release in view of Mr. Nottingham's affiliation with the St. Petersburg Times, and the special interest shown in this investigation from its inception by him and other journalists connected with said newspaper.

DETAILS:

On January 16, 1978, representatives of the Florida State Attorney's Office advised our Tampa Office and the U. S. Attorney's Office, Middle District of Florida, that they possessed extensive evidence that in 1973 and 1974 the Florida Power Corporation was defrauded of over \$3 million by Angel Perez, former President, FPC, and others. It was alleged that oil sold to FPC by Texas oil companies was "daisy chained" or resold several times solely for the purpose of increasing the profits to the sellers. This fraud ultimately resulted in FPC suffering a loss of several million dollars, which loss was passed on to FPC customers in the form of fuel adjustment charges on their monthly electric bills.

1 - Mr. Colwell  
1 - Mr. [REDACTED]  
1 - Mr. Finzel  
1 - Mr. Young  
1 - Mr. Bresson  
1 - Mr. Hall  
① - Mr. [REDACTED]

b6  
b7c

dbb:tmc (9)

Memo to Finzel from J. K. Hall  
RE: FOIPA REQUEST OF WILLIAM NOTTINGHAM

FBI investigation focused on conducting numerous interviews of witnesses and subjects, as well as analysis of voluminous records produced pursuant to subpoenas issued by a Federal Grand Jury (FGJ) convened at Tampa for the specific purpose of receiving evidence regarding this case. It should be noted the Florida Public Service Commission, the U. S. Securities and Exchange Commission (SEC), the Department of Energy (DOE), and the U. S. Congress have also conducted some investigation relative to this matter.

On September 14, 1978, the FGJ returned indictments naming 7 persons and charging criminal conspiracy, mail fraud and fraud by wire. Angel Perez, former President and Chairman of the Board of FPC entered a guilty plea on February 2, 1978, U. S. District, Tampa, Florida, to Title 18, United States Code, Section 371, conspiracy to violate mail fraud and wire fraud statutes. Five of the subjects were tried in U. S. District Court, Jacksonville, Florida, and on March 3, 1979, a jury verdict of guilty was returned for 4 subjects with 1 acquittal. On April 30, 1979, the court denied all outstanding motions and sentenced subjects to 3 years imprisonment each for violation of conspiracy and mail fraud statutes. The last subject to face trial was also found guilty and on August 24, 1979, was sentenced at U. S. District Court, Tampa, Florida, to 3 years on one count of conspiracy and six counts of mail fraud.

Mr. Nottingham's FOIPA request was originally made to our Tampa Office and was forwarded by Tampa to FBIHQ for processing, pursuant to Code of Federal Regulations, subsection 16.57 (c). Access to requested information was denied Mr. Nottingham pursuant to Title 5, United States Code, Section 552, subsections (b)(7)(A) and (b)(7)(C). He filed an appeal with the Office of the Associate Attorney General. Following a review by a staff member of the Office of Privacy and Information Appeals, Mr. Nottingham was advised by that Office that the FBI would process the prosecutive report prepared by our Tampa Office. This report consists of 581 pages and 477 pages will be released with portions deleted pursuant to exemptions (b)(7)(C) and (b)(7)(D). Information obtained from [redacted] is being denied at the request [redacted] pursuant to exemption (b)(7)(A). A referral of information originating with the DOE is pending with that agency at this time.

b7D

ACTION:

None, for information.

Mr. Finzel

9/26/80

T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST FOR  
RECORDS PERTAINING TO THE WATERGATE INVESTIGATION

PURPOSE:

To advise of the forthcoming FOIPA release to be made available to the general public on October 1, 1980, concerning the above-captioned matter.

DETAILS:

The FOIPA Branch is preparing a release of the material contained in the Bureau's central records pertaining to the investigation of the June 17, 1972, burglary at the Democratic National Committee Headquarters, better known as "Watergate."

The initial request for this information was submitted by [redacted]

[redacted] Subsequent requests have also been received from John Ehrlichman and Jim Hougan, Washington Editor for Harper's Magazine and others.

In accordance with a United States Department of Justice directive and FOIPA Branch instructions, this investigation has

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- 1 - Mr. Colwell
- 1 - Mr. Mintz
- 1 - Mr. Revell
- 1 - Mr. Finzel
- 1 - Mr. [redacted]
- 1 - Mr. Young
- 1 - Mr. Bresson
- 1 - Mr. Hall
- ① - Mr. [redacted]

djw:tmc (12)

Memo to Finzel from Bresson  
RE: FOIPA REQUEST FOR RECORDS PERTAINING TO THE WATERGATE  
INVESTIGATION

been ruled to be of an historical nature. Due to the aforementioned decision, the widespread public interest and press coverage that Watergate received, we have processed this material under a maximum disclosure policy insofar as privacy considerations are concerned.

In keeping with this policy it has been applied to names of Special Agents, witnesses and other individuals who furnished information during the course of the investigation. In effect, names were not withheld, with few exemptions.

It is also noted that this disclosure shows significant roles played by former FBI Special Agents in the activities of the Committee to Re-Elect the President (CREP).



b7C

The existence of these documents has been released, but the itemization and the actual documents have not been made part of the released material.

The proposed release consists of the 50 section main file, Bufile 139-4089 and will be available in the FOIPA Reading Room, Room 1060, JEB Building. The bulkies, enclosures behind file (JRF's) and the sub A (newspaper clippings) will be handled at a later date.

RECOMMENDATION:

For information, inasmuch as media interest can be anticipated.

[Redacted]

September 26, 1980

Office of Professional Responsibility  
Department of Justice  
Mr. John E. Otto, Assistant Director  
Planning and Inspection Division

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA)  
REQUEST OF [Redacted]

Attached are a memorandum dated September 19, 1980, a letter from

[Redacted]

For your information [Redacted] requested  
the results of the investigation conducted [Redacted]

[Redacted]

The documents are proposed for release to [Redacted] under his FOIPA  
request. This information was reviewed by SA [Redacted] FBI Headquarters,  
who was assigned the responsibility of the [Redacted] investigation by the Office of  
Professional Responsibility, Planning and Inspection Division.

It is requested that you provide this office with your observations con-  
cerning the release of the attached information to [Redacted]

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Enclosures (12)

- 1 - Mr. Finzel
- 1 - Mr. Bresson
- 1 - Mr. Hall

1 - Mr. [Redacted] 100-314

1 - OPR

DWM/lmt (8)

NOTE: This communication provides OPR, DOJ, with the documents proposed to  
be released to [Redacted] under his FOIPA request for information  
from his own personnel file [Redacted]

[Redacted] has requested to review this material  
prior to its being released to [Redacted]

DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
INTERNAL ROUTING/ACTION SLIP

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION
JEH			The Director #214	JEH			Mr. [redacted] #212
JEH			Mr. Colwell #235	JEH			Mr. [redacted] #244
JEH			Mr. Mullen #235				
JEH			Mr. Joseph #235	JEH			Mr. [redacted] #213
				JEH			Mr. [redacted] #213
JEH			Mr. Bailey #211	JEH			Mr. [redacted] #213
JEH			Mr. Bayne #213	JEH			Mr. [redacted] #213
JEH			Mr. O'Malley #232				
JEH			Mr. Greenleaf #241	JEH			Mrs. [redacted] #213
JEH			Mr. Long #234	JEH			Miss [redacted] #213
			Quatico				
JEH			Mr. McKenzie				
JEH			Mr. Mintz #245	JEH			Mail Room #152
JEH			Mr. Revell #233				
JEH			Mr. Otto #213	JEH			Mrs. [redacted] #244
JEH			Mr. Stames #341	JEH			Mrs. [redacted] #135
JEH			Mr. Flanders #213				
JEH			Mr. [redacted] #213				
JEH			Mr. [redacted] #213				
JEH			Mr. Held #213				
JEH			Public Affairs Office #245				
			Mr. [redacted] 34				

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- RECOMMENDATION/COMMENT
- SEE REMARKS ON REVERSE
- MAKE COPIES (NO. )
- RETURN (BY )
- LOG
- FILE
- SEE ME
- CALL ME
- NECESSARY ACTION
- COORDINATE
- PER INQUIRY
- INFORMATION

FROM DAVID G. FLANDERS OFFICE OF PROFESSIONAL RESPONSIBILITY PLANNING AND INSPECTION DIVISION	BLDG. JEH	ROOM [redacted] TL# 213
	PHONE [redacted]	DATE

b2



Addendum to memorandum J. K. Hall to Mr. Finzel dated  
9/18/80, captioned, "Freedom of Information - Privacy Acts,  
Request of

b7C

ADDENDUM OF OFFICE OF PROFESSIONAL RESPONSIBILITY,  
PLANNING AND INSPECTION DIVISION  
(D. G. Flanders:bhg, 9/24/80)

This memorandum recommends release of material to [redacted] under the FOIPA. Material which has been processed for release includes among other things, the results of an OPR investigation of [redacted]

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By memorandum 11/1/79 from OPR-DOJ, to Assistant Director John E. Otto (attached), [redacted] OPR - DOJ, set forth DOJ policy that OPR investigations be given extremely close scrutiny when requested under the FOIPA. Details are contained in J. E. Otto memorandum to the Director 11/5/79 (copy attached). In summary, [redacted] states, "Since the integrity and effectiveness of the internal investigatory process is likely to be harmed by the release of any information other than that which is very general in nature, investigatory files are to be protected from release and all available and arguably pertinent FOIPA exemptions are to be asserted."

Recommendation #2 in that memorandum was that any information pertaining to OPR - PID investigations scheduled for release be forwarded to OPR - PID and/or OPR - DOJ for review as requested in [redacted] memorandum.

RECOMMENDATIONS

1. That this proposed FOIPA release be forwarded by Records Management Division for review by OPR - PID and OPR - DOJ in line with the above.

2. That Records Management Division, FOIPA Branch, not make any release to [redacted] until the results of the review are received from OPR - DOJ.

THE DIRECTOR

11/5/79

J. E. OTTO

RELEASE OF INFORMATION PURSUANT TO FOIPA  
REQUESTS PERTAINING TO INQUIRIES CONDUCTED BY  
OFFICE OF PROFESSIONAL RESPONSIBILITY, FBI

Attached is one copy each of a memorandum from the Planning and Inspection Division to the Department of Justice dated 10/4/79 and response from the Department of Justice dated 11/1/79.

PURPOSE:

To advise you of the Department's policy relative to FOIPA requests for the release of information obtained pursuant to FBI internal investigations.

DETAILS:

[redacted] formally requested under FOIPA the results of an Office of Professional Responsibility (OPR), FBI, inquiry conducted [redacted]

[redacted] On 1/6/79, New York Times reporter David Burnham also filed an FOIPA request for "any records relating to the criminal or administrative investigations of FBI agents concerning alleged or actual improprieties with informants of the Bureau during the past ten years." By memorandum dated 10/4/79 (copy attached), OPR, Planning and Inspection Division (PID), requested OPR in the Department to furnish their views on the release of information gathered by OPR-PID during internal investigations pursuant to FOIPA regulations, such as that information requested by [redacted]

[redacted] OPR-DOJ, furnished the views of the Department in a memorandum to me dated 11/1/79 (copy attached). Briefly stated, the Department's position is "that since the integrity and effectiveness of the internal investigatory process is likely to be harmed by the release of any information other than that which is very general in nature, internal investigatory files are to be protected from release and all available and arguably pertinent FOIPA exemptions are to be asserted."

WJF:crt (8)

1 - Mr. Colwell

1 - Mr. Boynton

1 - Mr. Mintz

1 - Mr. [redacted]

1 - Mr. Otto

1 - Mr. Flanders

1 - OPR

Enc.

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Memorandum to the Director  
Re: RELEASE OF INFORMATION PURSUANT TO FOIPA

RECOMMENDATIONS:

(1) That [redacted] memorandum of 11/1/79 be reviewed by the FOIPA Branch of the Records Management Division for any policy changes that may be appropriate in view of the Department's position stated in [redacted] memorandum.

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(2) That any information pertaining to OPR-PID investigations scheduled for release be forwarded to OPR-PID and/or OPR-DOJ for review as requested in [redacted] memorandum.

REPLY TO  
ATTN OF:

OPR

SUBJECT:

Release Pursuant to FOI/Privacy Acts of Information  
Pertaining to Inquiries Conducted by OPR/FBI

TO:

John E. Otto, Assistant Director  
Planning and Inspection Division  
Federal Bureau of Investigation

By memorandum dated October 4, 1979, you asked for our views on the release pursuant to FOIPA of information gathered by the Bureau's Office of Professional Responsibility to [redacted] and New York Times Reporter David Burnham.

[redacted] and the results of an OPR inquiry captioned under his name. Mr. Burnham seeks records relating to investigations (criminal and administrative) of Bureau agents for alleged or actual improprieties with FBI informants during the past ten years. According to your memorandum, Mr. Burnham's request includes copies of the monthly summaries forwarded by the Director to this Office. Your memorandum particularly, and quite appropriately, inquired as to the relationship between the affidavits filed by Executive Assistant Director Colwell and me in support of former Attorney General Bell's affidavit claiming privilege for OPR materials in A.C.L.U. v. City of Chicago and the release of OPR material under FOIPA to Messrs. [redacted] and Burnham.

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The three affidavits you cited set forth the Department's policy on requests, whether through FOIPA or discovery procedures, for internal investigatory material.

The policy set forth very briefly in those affidavits does not, however, apply to personnel files of Department or Bureau employees. Access to Official Personnel files by their subjects, as opposed to OPR main files on investigations into alleged misconduct by Department personnel, is under Department policy to be granted to a subject-requestor to the greatest extent possible. This policy is grounded on the theory that employees should be able at any time to view materials which are supposed to be the basis for all actions taken affecting their status within a component of the Department. Accordingly, unless [redacted] personnel file contains documents pertaining to a pending OPR inquiry, the policy briefly sketched in the affidavits does not apply.



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OPTIONAL FORM NO. 10  
REV. 7-78  
GSA FPMR 41 CFR 101-11.6  
5010-112

As to internal investigatory records themselves, our last Annual Report to the Attorney General (copy attached, see pages eight and nine) sets forth the Department's policy. That report, which has been made public, called FOIPA a "serious threat" and said that FOIPA requests "have been almost uniformly resisted." Because a copy of the report is attached, we will not repeat what it says. We want, however, to add the thoughts that follow, since they were purposefully omitted from the Report because it was going to be made public.

The Department's general policy is to comply with the FOIA's strong disclosure mandate, but only to the extent that disclosure will not harm the Department's interests. Internal investigatory materials, however, have always been treated differently from regular investigatory materials for several reasons.

The "pool" of individuals to whom internal investigators can turn for information about alleged misconduct is both "limited" by the total number of employees in a particular Department component and is, at the same time, always the same pool. Because we must repeatedly turn to Department employees for information, one or two instances in which an employee feels that we have not honored a promise of confidentiality (if one has been made) or have not sufficiently limited access to what he or she has told us can "poison the well" much more quickly and thoroughly than similar instances involving private citizens. The best intentioned and most definitively worded regulation requiring Department employees to report wrongdoing by fellow employees or to cooperate with internal investigations is not worth the paper it is printed on once the ripple (that the Department does not adequately protect the identities of those who cooperate) starts to spread through that well. We have a duty to "protect" employees who do cooperate, since they are, in a very real sense, "continuing informants/sources."

We must also be extremely careful in dealing with private citizen complainants and private citizens who cooperate with us. Many of those individuals come to us with a great deal of hesitation since they fear reprisals by federal officials/investigators who have the ability to make their lives miserable. Such individuals must feel that they can come to us, talk to us in confidence, and be assured that their words will not later be indiscriminately reported to anyone who asks for them.

For the reasons just noted, the Department policy is that, since the integrity and effectiveness of the internal investigatory process is likely to be harmed by the release of any information other than that which is very general in nature, internal investigatory files are to be protected from release and all available and arguably pertinent FOIA exemptions are to be asserted. Accordingly, exemption 7(D) (both clauses) is to be used to protect not only the identities of, and information supplied by, private citizens during such investigations and inquiries, but it is also to be used for Department employees. Exemption 7(C) is to be used for both private citizens and employees, and, of course, for the subjects of such files. Exemption 2 is ordinarily not asserted in response to most FOIA requests; as to internal investigatory files, however, Department policy permits and encourages the assertion of exemption 2 to protect employee affidavits and any other material even arguably pertaining to internal procedures. The assertion of exemption 2 is considered justified because of the Department's policy of issuing public reports on internal investigations in those instances in which it is felt that there is, in fact, legitimate, widespread public interest in the outcome of and methodology used in those investigations. Such reports are infrequent because very few internal inquiries, in the Department's view, require such dissemination. Exemption 5 is also to be asserted whenever possible.

The policy just set forth is implemented by a file review which starts with the proposition that every document in an internal investigatory file is presumptively not to be released pursuant to FOIA because harm will result.

If particular documents are found which clearly cannot compromise any of the concerns set forth above, those documents, and only those documents, can and should be released to a requester. When the requester is a third party, it is expected that no documents will be released to him if his request asks for specific information relating to particular investigations. When the requester is a party to the investigation, very little should be released.

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Regarding [redacted] and Mr. Burnham's requests, it is possible that some information should be released to both. Before any release is made, however, we would like to review the actual materials proposed for release.

I hope the foregoing discussion will be of assistance to you.

b7C



Office of Professional Responsibility



offense, the quality of the case and its chances for successful prosecution. We have yet to sustain one of these allegations and have concluded that allegations of this type frequently, but not always, are made solely to delay an investigation, indictment, or trial.

Another problem, one which constitutes a serious threat to our ability to remain a viable entity within the Department, results from attempts to gain access to our files. These attempts, whether through the civil discovery process, the Freedom of Information Act, or otherwise, have been almost uniformly resisted. The Office was created to oversee the internal inspection operations of this Department and to conduct investigations ourselves as necessary. Our ability to conduct our own inquiries and investigations, and to receive allegations whether or not we investigate them ourselves, depends on the cooperation of Department employees and private citizens. Frequently, we extend promises of confidentiality to such individuals, after a thorough discussion of the "ground rules" and terms of these promises. Where we do not extend such promises (usually because the allegation cannot be pursued without "surfacing" the complainant or witness), we make it absolutely clear that any information furnished to us will be disseminated on an extremely limited, strictly enforced "need-to-know" basis. Our experience has been that, without such promises, many individuals with relevant information simply would not have come forward or would not have spoken to us so candidly.<sup>3/</sup> A potential

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<sup>3/</sup> During the initial stages of one investigation, we discussed with a complainant and his attorney the possibility of our using our authority to conduct a strictly criminal investigation and convene a grand jury to receive his allegations. The attorney was interested in this procedure so that his client's statement would be protected by Rule 6(c) of the Federal Rules of Criminal Procedure. We explained that we had exercised that authority very rarely and were hesitant to do so in that case because of the great expense to the Government in both money and time. It was finally agreed that a limited promise of confidentiality would be sufficient and we did receive the client's allegations. Also, we have repeatedly had to assure individuals who supplied us with information that their statements would not be released pursuant to an FOIA request.

interviewee's or complainant's perception of our ability to honor a promise of confidentiality or to limit access to any information provided without such a promise, is as important, in our judgment, as the reality of our ability to honor such a promise. If a person who has not yet come forward with relevant information thinks that what he may relate to us can be obtained by those without a need-to-know--no matter how baseless that thought may be--then that person will often simply not talk to us. Such individuals do not, and should not be expected to, draw the distinction between a release ordered by a court pursuant to a discovery motion, a release pursuant to an FOIA request, a story based upon a "leak" and a release made by persons in this Office for other reasons. That individual knows that information furnished to us by some previous interviewee or complainant was released and that alone is enough to chill his willingness to speak to us. It is our view that the interest of this Department and the general public is clearly better served by preserving our ability to gather information pertaining to employee misconduct than it is by releasing such information to those who may have a casual interest in a matter or to those who were involved in an inquiry. We will continue to adhere to this policy of non-disclosure as well as our policy of serving the legitimate interests of the public in learning what we do and how we do it by issuing public reports on matters of significant public interest and by cooperating fully with reviews or audits of this Office and its operations by appropriate Committees of the Congress and the General Accounting Office.

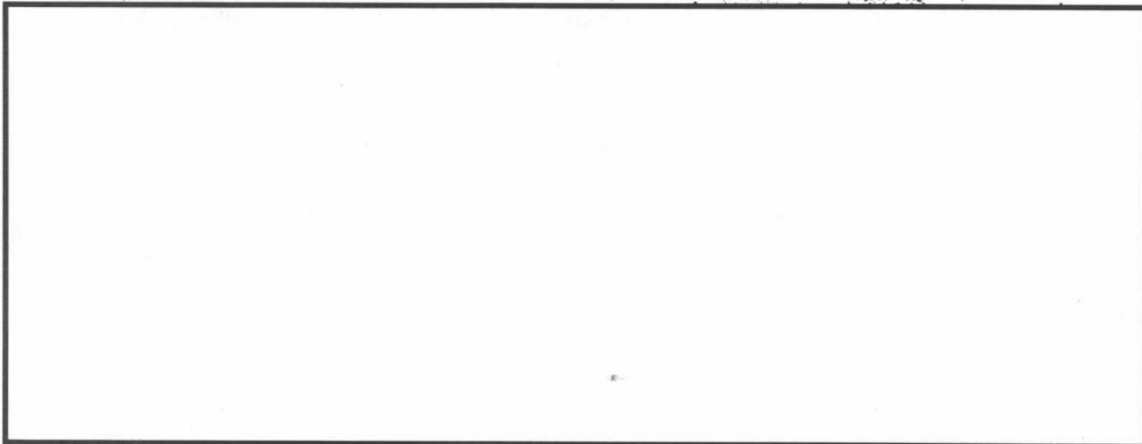
A third problem is not a new one and pertains to allegations of improper disclosures to the news media. Because we had found that "leak" investigations are, in terms of being able to identify the source of a leak (and possibly also in terms of deterrent effect), generally futile exercises, we had adopted a policy of not investigating any leak unless requested to do so by the Attorney General or a federal judge. We have now decided to alter that policy somewhat and also investigate those allegations of improper disclosures in which it is clear initially that the disclosure had to have been made by a Department employee. So many individuals are usually involved in an investigation from which there has been a "leak" that it is impossible to

October 4, 1979

[Redacted]  
Office of Professional Responsibility, DOJ

Jona E. Otto, Assistant Director  
Planning and Inspection Division

**RELEASE OF INFORMATION TO REQUESTOR  
CONCERNING PERSONNEL MATTER INQUIRIES  
CONDUCTED BY OFFICE OF PROFESSIONAL RESPONSIBILITY,  
PLANNING AND INSPECTION DIVISION, FBI HEADQUARTERS,  
UNDER FREEDOM OF INFORMATION/PRIVACY ACTS REQUESTS**



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As a result of this inquiry, OPR-FBI elicited the opinions of our Legal Counsel Division as to whether or not the investigative report could be exempt from disclosure in order to protect the identities of current and former FBI employees who had furnished comments during the official OPR-FBI inquiry in February 1978. It was the opinion of our Legal Counsel Division that while certain exemptions could be claimed which would exclude portions of the report, there was no basis for withholding this report in its entirety.

To date, the FOIPA Section, Records Management Division, FBI Headquarters, has not released information to [Redacted] however, this excised information has been prepared and is being held in abeyance awaiting the opinion of our Legal Counsel Division.

JWD:crt (10)

1 - Mr. Eoynton

1 - Mr. Colwell

1 - Mr. Otto

1 - OPR

See Note on Page 2.

1 - Mr. Mintz

1 - Mr. Bailey

1 - Mr. Long

*Tha*

[REDACTED]

Additionally, New York Times reporter David Burnham on January 8, 1979, filed an FOIA request for "Any records relating to the criminal or administrative investigations of FBI agents concerning alleged or actual improprieties with informants of the Bureau during the past ten years." Mr. Burnham is aware of OPR-FBI's monthly summary furnished to your office which sets forth allegations of misconduct against Bureau employees and disciplinary action taken in regard thereto.

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In light of the previously filed affidavits concerning the American Civil Liberties Union matter in Chicago, we are seeking your counsel and advice as to what effect the release of material to [REDACTED] and Mr. Burnham will have on the affidavits filed by Attorney General Bell, Mr. Colwell and you. We would appreciate a response from your office prior to the release of any information to these requestors.

Note: The above letter requests opinion of [REDACTED] as to the impact of the release of OPR-FBI investigative report concerning [REDACTED]

[REDACTED] (For details see L. Colwell memorandum to Mr. Bailey dated 3/15/79, captioned as above.) Additionally, see Legal Counsel memorandum to Assistant Director, Planning and Inspection Division, dated 10/1/79, captioned "Freedom of Information Act Request of David Burnham, 'New York Times,'" for details regarding Mr. Burnham's request.

Mr. Pinzel

9/18/80

J. K. Hall

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF  
[REDACTED]

PURPOSE:

To advise of the impending FOIPA release of information  
to [REDACTED]

SYNOPSIS:

[REDACTED]

RECOMMENDATION:

For information. The FOIPA Branch plans to make the  
release immediately upon receipt of [REDACTED] payment of  
fees.

Enclosure

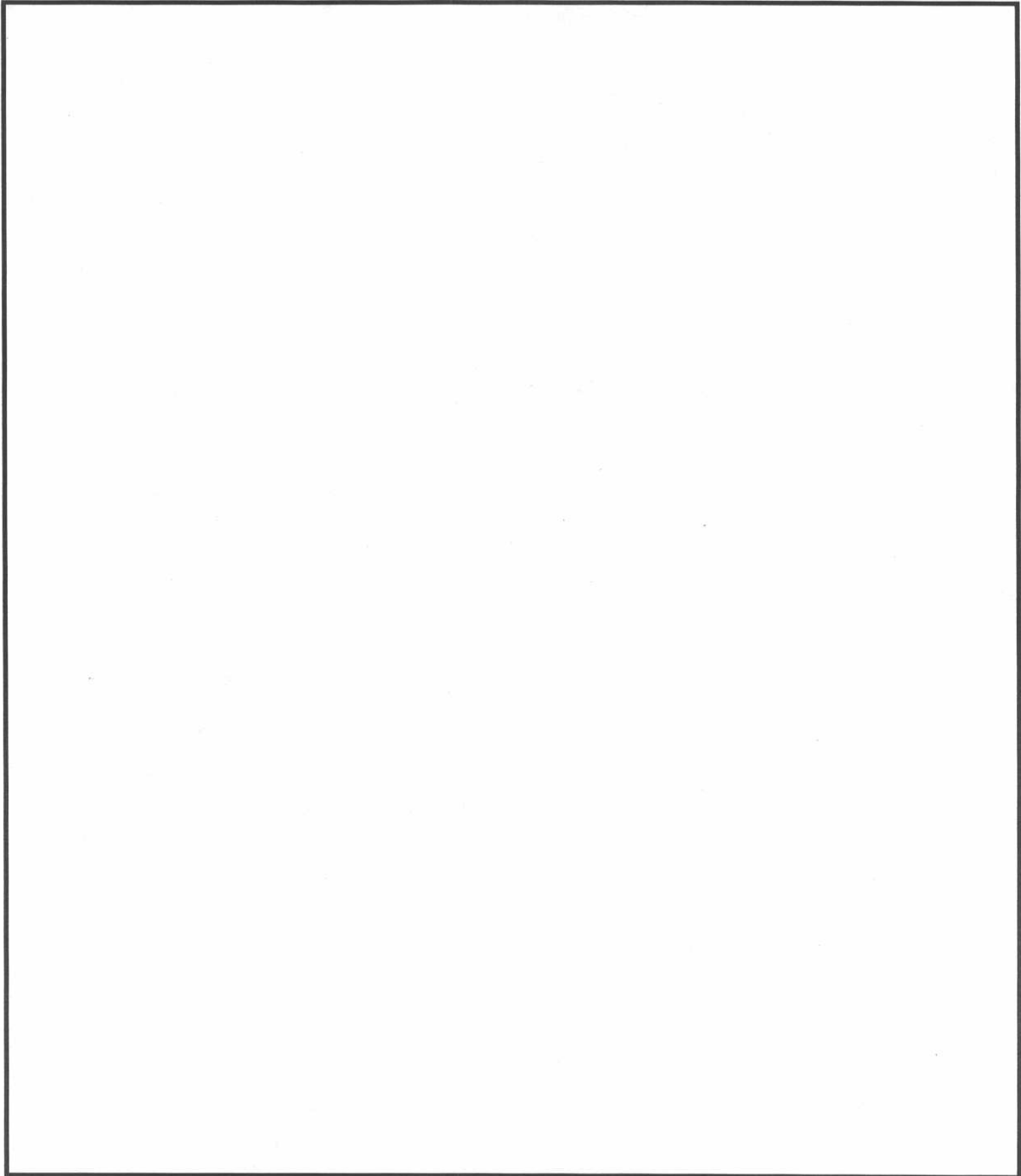
- 1 - Mr. Colwell (Enclosure)
- 1 - Mr. [REDACTED] (Enclosure)
- 1 - Mr. Young (Enclosure)
- 1 - Mr. Pinzel (Enclosure)
- 1 - Planning and Inspection (Enclosure)  
Attention: Mr. Flanders
- 1 - Mr. Bresson (Enclosure)
- 1 - Mr. Hall (Enclosure)
- 1 - Mr. [REDACTED] (Enclosure)

amt:tmc (11)

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Memo to Mr. Pinzel  
RE: FOIPA REQUEST OF

DETAILS:



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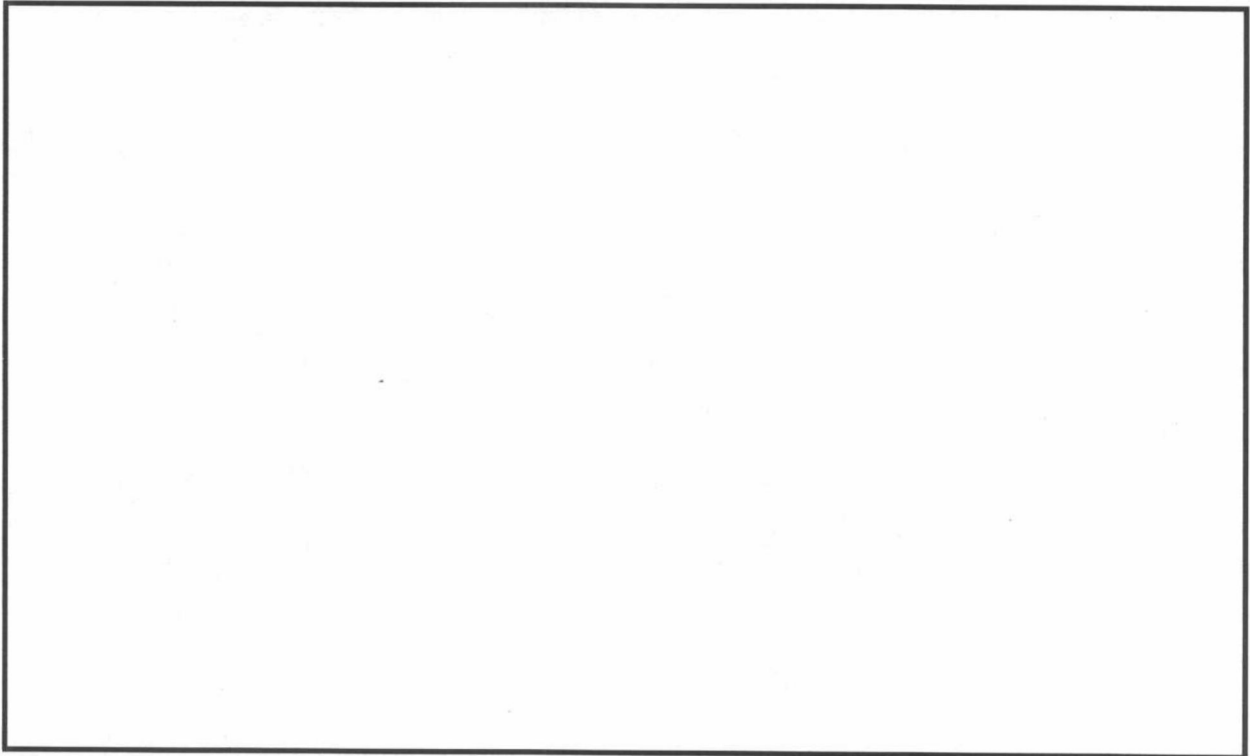
CONTINUED - OVER

Memo to Mr. Finzel  
RE: FOIPA REQUEST OF [REDACTED]

At the request of Deputy Assistant Director Thomas H. Stoy (since retired), Office of Professional Responsibility (OPR), Planning and Inspection Division, the documents proposed for release were reviewed by Special Agent [REDACTED] Records Management Division. SA [REDACTED] [REDACTED] SA [REDACTED] had no objection to our proposed release.

The Documents were also reviewed by a representative of Criminal Investigative Division, Organized Crime Information System/Top Echelon and Criminal Informant Matters Unit.

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Mr. Finzel

8/28/80

W. H. Bresson

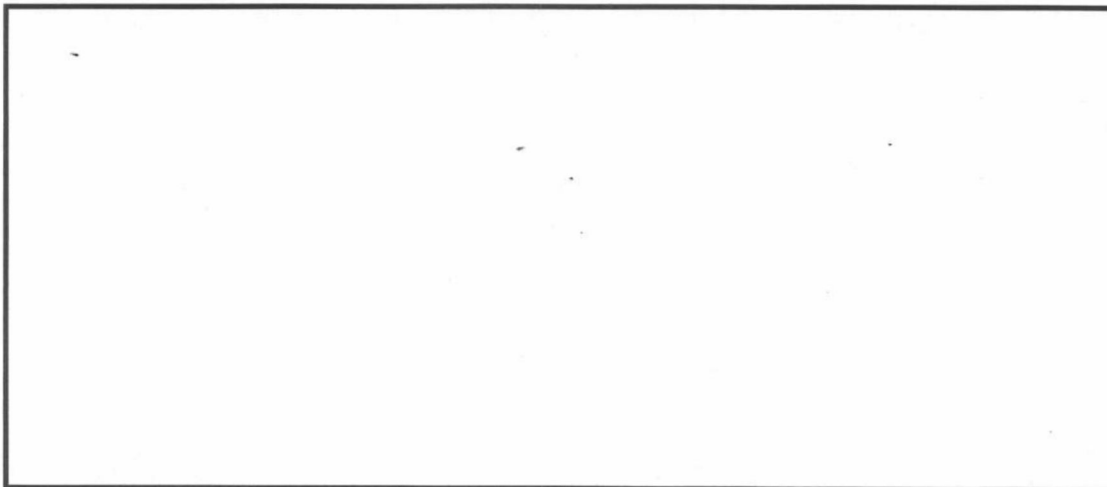
**FREEDOM OF INFORMATION ACT (FOIA)  
REQUEST OF [REDACTED]  
REGARDING O & C FILES OF LOUIS NICHOLS**

Reference is made to my memorandum to Mr. Bailey dated April 29, 1980, captioned as above.

**PURPOSE:**

To advise of FOIA release to [REDACTED] which includes information on [REDACTED] and [REDACTED]

**DETAILS:**



- 1 - Mr. Colwell
  - 1 - Mr. [REDACTED]
  - 1 - Mr. Young
  - 1 - Mr. Finzel
  - 1 - Mr. Bresson
  - ① - Mr. [REDACTED]
  - 1 - Mr. Smith
- djs:jmr (8)

CONTINUED OVER

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Memorandum to Mr. Finzel

RE: Freedom of Information Act (FOIA)  
Request of [REDACTED]  
Regarding O & C Files of Louis Nichols

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[REDACTED]

[REDACTED] No information is contained in these folders which is of particular interest other than the obvious notoriety of these individuals.

This release is expected to be made on September 10, 1980.

RECOMMENDATION: None. For information.

Mr. Finsel

8/20/80

T. B. Bresson

FOIA REQUEST OF REED J. IRVINE,  
ACCURACY IN MEDIA, INC., (AIM),  
WASHINGTON, D. C., FOR FILES  
ON JEAN SEBERG

PURPOSE: To advise of a forthcoming report by AIM regarding the late Jean Seberg.

DETAILS: Reed J. Irvine, Chairman of the Board, AIM, has requested and received FBI documents under FOIA regarding the late Jean Seberg. In its literature, AIM claims to "monitor" the news media for accuracy. Irvine furnished to the FOIPA branch an unsolicited rough draft copy of an AIM report apparently to be published 9/1/80. AIM does not seek any comment from us regarding the draft, which was apparently sent to the FBI for information purposes only.

You will recall that when Jean Seberg died of an apparent overdose of drugs in September, 1979, the FBI received widespread adverse publicity with some in the news media claiming that as a result of a COINTELPRO action, Seberg eventually committed suicide.

Irvine's report entitled "THE F.B.I. DID NOT KILL JEAN SEBERG" is based on his review of the documents he received under FOIA. Presumably, he will challenge the news media on their reporting in this matter.

A copy of the rough draft AIM report is attached.

RECOMMENDATION: None. For information.

Enclosure

1 - Mr. Colwell  
1 - Mr. [redacted]  
1 - Mr. Young (Enc.)  
1 - Mr. Finsel  
1 - Mr. Bresson  
1 - Mr. [redacted]  
1 - Mr. Smith

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DLS/pan  
(9)

Mr. Finzel

AUG 21 1980

T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST  
OF [REDACTED]

PURPOSE: To advise of the FOIPA request of [REDACTED]  
through his attorney, [REDACTED]

DETAILS: [REDACTED]

[REDACTED]

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- 1 - Mr. Colwell
- 1 - Mr. [REDACTED]
- 1 - Mr. Young
- 1 - Mr. Finzel
- 1 - Mr. Bresson
- ① - Mr. [REDACTED]
- 1 - Mr. Revell

dc:dmm (10)

Mr. Bresson to Mr. Finkel Memo

RE: FOIPA Request of [REDACTED]

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[REDACTED] Both Offices have reviewed the proposed release and made their recommendations.

Disclosure of these documents should be made on August 25, 1980.

RECOMMENDATION: None. For Information.

July 31, 1980

Mr. Bailey:

Re: Fee Waiver Issue on Request by  
Harold Weisberg for the John F.  
Kennedy and Martin Luther King  
Assassinations

Attached for your information is Jack Anderson's column from this morning's Washington Post, July 31, 1980, concerning a fee waiver issue on the Kennedy and King assassinations. Also attached is a self-explanatory copy of our letter dated July 1, 1980, advising Weisberg of our decision in this matter.

The attached letter sets forth the fact that the FBI, in compliance with a court order, has released and will release a considerable amount of material to Weisberg at no charge to him. It is believed that the court order was specific as to scope, referring to material scheduled for release on January 18, 1978. Weisberg has made additional requests for material after the court order, which we do not believe is included in that order.

Tom Bresson

Enclosures - 2

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b7C

1 - Mr. Bresson (Encs-2)  
① Mr.  (Encs-2)

WEW/pcn  
(3)

**JACK ANDERSON**

# The Big Lie and U.S. Oil Studies

The "so what else is new" headline of the year may well be the one in The New York Times the other day: "U.S. Oil Companies Are Held Blameless in '79 Gas Shortage."

This astonishing verdict, exonerating Big Oil of responsibility for gas lines and huge price increases, was rendered by bureaucrats in President Carter's Justice and Energy departments. And if it sounds familiar, it's because a preliminary "investigation" by DOE reached an identical conclusion last year.

The earlier report was labeled a "whitewash" by knowledgeable critics of the oil industry, and it's clear the whiteness of the government's bureaucratic calcimine has grown no less blinding in the months since then.

To hear the Carter administration tell it, Big Oil's skyrocketing profits in the past 18 months might as well have been manna from heaven, so unconnected were they to any misconduct by the oil companies.

In what has become an endlessly repeated theme of the administration, the two latest reports blame last year's oil shortage on a drop in imports caused by the cutoff of Iranian supplies.

As I have reported more than once, with unrefuted documentation, the government's own figures show that the United States actually imported more oil after Iran cut us off than we had the year before, because other oil-producing nations rushed in with emergency shipments that more than made up for the shortfall in Iran.

The Iranian cutoff excuse, to put it bluntly, was a lie, and Carter knew it. In the best Big Lie technique, however, he apparently hopes that constant repetition will persuade the ripped-off American public that Iranian revolutionaries

were to blame for the gasoline crisis last year and, therefore, can be blamed for the next inevitable gas crunch.

The administration's persistent refusal to lay any blame on the oil barons is understandable: If the truth ever comes out, the government, particularly the Department of Energy, will have to share the blame with Big Oil. My own investigation, and those of experts in the field, show that both had much to gain from an artificially created shortage last year.

Highly reliable industry sources have suggested to my associate Dale Van Atta that the temporary shortage was concocted by the Carter administration and the oil industry. Carter wanted a dramatic crisis to convince the public of the need for long-term conservation; the oil companies were happy to connive in a situation that would — and did — bring them unprecedented price increases.

One who was not bedazzled by the latest administration whitewash was Sen. Edward M. Kennedy (D-Mass.). He promptly drafted private letters to Justice and DOE, pointing out "wide discrepancies" in the two agencies' reports and challenging the seriousness of their investigations.

Kennedy wants to know, among other things, why there was no analysis of the 1978 international oil market; why different time periods were compared to different base periods; why oil industry projections were apparently used unquestioningly, and why, most incredibly of all, no internal oil industry documents were subpoenaed.

Getting It in the Neck — While the Carter administration is professing the customary election-year sympathy for the elderly, its stubborn bureaucrats are denying hundreds of older Americans Medicare payments for a neck operation

that can relieve the agony of asthmatic choking.

Even though the Health and Human Services Department's appeals council has repeatedly ruled the operation "reasonable and necessary," and an internal HHS memo admits that refusal to give Medicare reimbursement "works a hardship" on elderly patients, the department persists in its hardhearted attitude.

The surgery in question, pioneered by Dr. Benjamin Winter, involves the removal of two gland-like carotid bodies in the neck for victims of certain severe lung diseases. While it doesn't cure the disease, it often ends the gagging that is a debilitating symptom.

HHS policymakers, citing statistics that show post-operative mortality is high, refuse to sanction the operation. In fact, however, the mortality rate for those with these diseases in the same age group is as high or higher if no surgery is done.

**FBI as Scrooge** — Thumbing its nose at a federal judge's decision, the FBI has effectively denied access to its files on the John F. Kennedy and Martin Luther King assassinations to a respected critic of the Warren Commission.

The critic, Harold Weisberg, 67 and ailing, has written seven books on the assassinations. In 1978, Judge Gerhard Gesell ruled that Weisberg, whose only regular income is Social Security benefits, qualified for a waiver of duplicating fees.

But now the bureau has told Weisberg he must pay for document copies — knowing he can't afford it. Cynically, the FBI said Weisberg can look at records in the agency's reading room — though it knows also that a progressively disabling circulatory ailment makes the 80-mile trip from his Maryland home both painful and dangerous.

1 - Mr. Mintz  
Attn: [redacted]  
1 - Mr. Flanders  
1 - Mr. Bresson

JUL 1 1980

Mr. Harold Weisberg  
[redacted]

Dear Mr. Weisberg:

On January 16, 1978, United States District Judge Gerhard Gesell ordered the Federal Bureau of Investigation to make a copy of the materials concerning the assassination of President John F. Kennedy which were scheduled for release on January 18, 1978, available to you at no charge. By letter dated March 31, 1978, [redacted] the Department of Justice advised you that records of the Department of Justice compiled pursuant to the investigations of the assassinations of President John F. Kennedy and Dr. Martin Luther King, Jr., would be furnished to you pursuant to your requests under the Freedom of Information Act (FOIA) without charge. As a result, a considerable volume of material from our Headquarters and a number of our field offices has been furnished to you at no charge.

However, after the granting of this fee waiver, you have made additional requests for material which you believe is related to the assassinations and for which fees should also be waived.

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The fee waiver granted by Judge Gesell was specific as to scope in that it particularly referred to the materials scheduled for release on January 18, 1978. The Department of Justice letter of March 31, 1978, did not specifically address to what extent the waiver would be applicable. This letter, signed by Mr. Quinlan J. Shea, Jr., on behalf of Attorney General Civiletti, who was then the Acting Deputy Attorney General, described the waiver as being applicable to "records of the Department of Justice compiled pursuant to the investigations of the assassinations of President Kennedy and Dr. Martin Luther King, Jr." It is our understanding that this precise wording was not chosen for the specific purpose

SEE NOTE PAGE FOUR

JUL 02 1980  
FBI

- Exec AD Inv. \_\_\_\_\_
- Exec AD Adm. \_\_\_\_\_
- Asst. Dir.:
- Adm. Serv. \_\_\_\_\_
- Crim. Inv. \_\_\_\_\_
- Ident. \_\_\_\_\_
- Intell. \_\_\_\_\_
- Laboratory \_\_\_\_\_
- Legal Coun. \_\_\_\_\_
- Plan. & Insp. \_\_\_\_\_
- Rec. Mgmt. \_\_\_\_\_
- Tech. Serv. \_\_\_\_\_
- Training \_\_\_\_\_
- Public Affs. Off. \_\_\_\_\_
- Telephone Rm. \_\_\_\_\_
- Director's Sec'y \_\_\_\_\_

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DGF  
KWJ

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MAIL ROOM

[redacted]

Mr. Harold Weisberg

of deciding an issue as to the scope, since the question of scope was not a matter under consideration at the time. It is clear that a reasonable limit may be placed on the waiver granted after material contained in the records of our main case files of the Kennedy and King assassinations has been processed pursuant to the FOIA.

After a thorough consideration of this matter it has been determined to limit the fee waiver to the material which has already been sent to you, and the following specific items:

- (1) The Dallas Field Office special index (3 X 5 index) to the Kennedy assassination materials;
- (2) A cross-reference (to be prepared) of previously released New Orleans Kennedy assassination documents to those from Dallas and FBI Headquarters (FBIHQ);
- (3) Documents from the Dallas and New Orleans Kennedy assassination materials which you were advised had been previously processed at FBIHQ, but which we are unable to locate in the materials released from FBIHQ;
- (4) Documents concerning either assassination which were referred by the FBI to other government agencies, whenever those documents are returned to the FBI for release.

However, customary duplication and search fees will be assessed for all other materials requested by you such as, but not limited to, your December 4, 1979, request for FBI records furnished to certain Congressional Committees during their investigations of the King and Kennedy assassinations, and your May 22, 1980, request for documents pertaining to the processing and release of Kennedy assassination records previously disclosed under the FOIA.

Among the factors considered in reaching this determination were the amount of material already provided to you at no charge, the relationship of the records requested to the King and Kennedy assassinations investigations, and the thorough examination of both assassinations which



Mr. Harold Weisberg

was recently conducted for the public's benefit at public expense by the United States Congress. With regard to the latter, for example, a report was published and made available to the general public by the House Select Committee on Assassinations. This report released a great deal of information from FBI files which had been reviewed by the committee in its inquiry. Therefore, further release of documents to you would not, in our opinion, be of any measurable benefit to the public.

In view of the above, and in conformance with the requirements set forth in Title 28, Code of Federal Regulations, Section 16.9, processing of material responsive to your pending requests, except as delineated above, is being suspended until you indicate those requests or parts of requests for which you are willing to pay customary search and duplication fees. To assist you in your decision, we are willing to provide you with cost estimates on any materials you designate, before you commit yourself to pay the required fees and tender any advanced deposit which may be necessary under the aforementioned section of the Code of Federal Regulations.

If you so desire, you may appeal this decision to terminate your fee waiver. Appeals should be directed in writing to the Associate Attorney General (Attention: Office of Privacy and Information Appeals), United States Department of Justice, Washington, D. C. 20530, within thirty days from receipt of this letter. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal."

Sincerely yours,

DAVID G. FLANDERS

David G. Flanders, Chief  
Freedom of Information-  
Privacy Acts Branch  
Records Management Division

1 -   
Federal Programs Branch  
Civil Division

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1 -

Mr. Harold Weisberg

NOTE: This letter to Mr. Weisberg follows concurrence by Associate Attorney General John Shenefield in the FBI's recommendation that Mr. Weisberg's fee waiver be terminated. (See memorandum dated April 21, 1980, from Deputy Associate Attorney General Nelson G. Doug to Assistant Attorney General Alice Daniel of the Civil Division.) The recommendation and this letter were coordinated with attorneys [redacted] of the Civil Division by SA [redacted] LCD, who furnished the following comments:

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The administrative determination made by the FBI (in consultation with the Civil Division, Office of Privacy and Information Appeals, and Associate Attorney General), is appropriate under current law, and, accordingly, defensible in U. S. District Court for the reasons hereinafter following:

The applicable statute supporting any decision not to waive duplication fees for processing FOIA requests is Title 5, U.S.C., Section 552(a)(4)(A), which reads in relevant part:

In order to carry out the provisions of this section, each agency shall promulgate regulations ... specifying a uniform schedule of fees .... Documents shall be furnished without charge where the agency determines that waiver or reduction of the fee is in the public interest because furnishing the information can be considered as primarily benefiting the general public. (Emphasis added)

Pursuant to this statutory authority, the DOJ has promulgated regulations published in Title 28, C.F.R., Section 16.9(a), which reads in part:

When charged. Fees pursuant to 31 U.S.C. 483a and 5 U.S.C. 552 shall be charged ... unless the official of the Department making the initial or appeal decision determines that such charges, or a portion thereof, are not in the public interest because furnishing the information primarily benefits the general public. Such a determination shall ordinarily not be made

Mr. Harold Weisberg

NOTE: (CONTINUED)

unless the service to be performed will be of benefit primarily to the public as opposed to the requester, or unless the requester is an indigent individual ....

Decisions rendered pursuant to Title 5, U.S.C., Section 552(a)(4)(A) are relegated to the sound discretion of the federal agencies and are not subject to the same de novo judicial review that can be afforded under Title 5, U.S.C., Section 552(a)(4)(B). (See, eg., Burke v. Department of Justice, 432 F. Supp. 251, 252 (D. Kan. 1976), Aff'd, 559 F. 2d 1182 (10th Cir. 1977); Fitzgibbon v. CIA, et al., Civ. Act. No. 76-700 (D.D.C., Jan. 10, 1977); Lybarger v. Cardwell, 438 F. Supp. 1075, 1076, n.1 (D. Mass. 1977); Aff'd, 577 F. 2d 764, 766 (1st Cir. 1978); Klostermeyer v. Egan, et al., Civ. Act. No. C 79-32 (N.D. Ohio Aug. 20, 1979); see, also, H. Rep. No. 93-1380 (Conference Report To Accompany H.R. 12471), 93'd Cong., 2d Sess., at 8 (original version of Title 5, U.S.C., Section 552(a)(4)(A) amended in conference committee to "retain the agency's discretionary public interest waiver authority.") These Courts, however, in reviewing agency fee waiver denials, exercised a limited form of judicial review according to the general Administrative Procedure Act (APA) review standards, and should readily uphold such an agency finding absent a judicial determination on the face of the administrative record that the agency's decision is "arbitrary or capricious," or that it in some manner constitutes an "abuse of discretion."

The LCD is of the opinion that the decision to now limit a previously granted fee waiver to Harold Weisberg for certain King and Kennedy assassination material meets this standard. Several factors, both pro and con to this issue, were considered by various officials at both the FBI and Department of Justice. These factors were summarized by these individuals in written memoranda and relied on by Associate Attorney General John Shenefield when the ultimate decision was made. (See, Flanders memo to [redacted] 3/4/80; [redacted] memo to [redacted] 3/20/80; Shea memo to [redacted] 3/27/80; and [redacted] memo to [redacted] 4/21/80.) These memoranda discuss, inter alia, the amount

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Mr. Harold Weisberg

NOTE: (CONTINUED)

of material already provided to Mr. Weisberg on the same subject matter, the cost of doing same, the approximate quantity of material and estimated costs involved in responding to FOIA requests submitted by Mr. Weisberg, and the public interest effect that the providing of this material will have on the general public in light of developments occurring subsequent to the filing of Mr. Weisberg's initial requests. In the latter, the material already released publicly to Mr. Weisberg relative to these subjects, and subsequent Congressional disclosures based upon the same information now requested by Mr. Weisberg undoubtedly weighed heavily in the determination that factors cited by Mr. Weisberg warranting a public interest determination (see [redacted] memo to [redacted] supra.,) are not persuasive in granting a discretionary waiver of fees. Also, the effect of both the Court Order of USDCJ Gesell in Civil Action Number 77-2155 (granting a limited fee waiver) and the DOJ letter to [redacted] attorney, dated 3/31/78 (extending this fee waiver of the Court to other material) were reviewed as they were attached to the Flanders memo to [redacted] supra. Furthermore, the proposed fee waiver limitation/denial letter to Mr. Weisberg does allow for the release of some King and Kennedy assassination material at no cost, and defers to Mr. Weisberg the opportunity of administrative appeal which allows for a re-consideration of this decision in light of any additional factors he may wish to raise at that time.

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DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
INTERNAL ROUTING/ACTION SLIP

TO	BLDG	ROOM	NAME/TITLE/ORGANIZATION	TL#	TO	BLDG	ROOM	NAME/TITLE/ORGANIZATION	TL#
JEH			Mr. Colwell	235	JEH		Mr. [redacted]		211
JEH			Mr. Boynton	235	JEH		Mr. [redacted]		211
JEH			Mr. Joseph	235	JEH		Mr. [redacted]		244
			Asst. Director:		JEH		DCRS		243
JEH			Administrative Services	234	JEH		Mrs. [redacted]		211
JEH			Criminal Investigative	233					
JEH			Identification	341	JEH		Mr. Flanders		314
JEH			Intelligence	232			DISCLOSURE SECTION		
JEH			Laboratory	241	JEH		Mr. Bresson		314
JEH			Legal Counsel	245	JEH		Mr. [redacted]		314
JEH			Planning & Inspection	213	JEH		Mr. Smith		314
JEH			Technical Services	213	JEH		Mr. [redacted]		314
			Quantico Training	152	JEH		Mr. Davis		314
JEH			Public Affairs Office	245	JEH		Mr. [redacted]		314
					JEH		Mr. [redacted]		314
JEH			Mr. Bailey	211	JEH		Mr. [redacted]		314
JEH			Mr. Finzel	211			OPERATIONS SECTION		
					JEH		Mr. [redacted]		314
JEH			Mr. [redacted]	332	JEH		Mr. [redacted]		314
JEH			Mr. [redacted]	213	JEH		Mr. Miller		314
JEH			DCU-1	314	JEH		Mr. [redacted]		314
JEH			Reading Room	242	JEH		Mr. Underwood		314
JEH			Mail Room	152					
JEH			Personnel Records	135					
JEH			File Review	143					
JEH			Routing	111					
JEH			Filing	222					
JEH			Consolidation	125					
JEH			Service	225					
JEH			Payroll Office	153					
JEH			Mis [redacted]	221					
JEH			Mr. [redacted]	224					

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A release has been made to Tony Capaccio C/O Jack Anderson-Wash. Post. Attached for information a copy of memo submitted on same subject to a previous requester.

- RECOMMENDATION/COMMENT
- SEE REMARKS ON REVERSE
- MAKE COPIES (NO. )
- RETURN (BY )
- LOG
- FILE
- SEE ME
- CALL ME
- NECESSARY ACTION
- COORDINATE
- PER INQUIRY
- INFORMATION

FROM Freedom of Information-Privacy Acts Branch

BLOG JEH

ROOM [redacted]

PHONE [redacted]

DATE 7/18/80

# Memorandum

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.:  
 Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
 Ident. \_\_\_\_\_  
 Intell. \_\_\_\_\_  
 Laboratory \_\_\_\_\_  
 Legal Coun. \_\_\_\_\_  
 Plan. & Insp. \_\_\_\_\_  
 Rec. Mgnt. \_\_\_\_\_  
 Tech. Servs. \_\_\_\_\_  
 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO : Mr. Bassett *HNB/2*

DATE: 11/27/78

FROM : T. H. Bresson *TB*

*Bresson*

SUBJECT: FOIA RELEASE TO ROBERT L. WARDEN  
REGARDING THE LATE JOHN RODERIGO DOS PASSOS

PURPOSE: To advise of proposed release of 74 pages of documents regarding Dos Passos to Warden which may result in media interest.

DETAILS: Dos Passos, a former newspaper correspondent and the author of "Manhattan Transfer," "The 42nd Parallel," "Three Soldiers," and numerous other works, died September 28, 1970.

During his lifetime he was employed by "Time" and "Life" magazines as a correspondent. In the 1930's and early 1940's Dos Passos served as a sponsor, member and/or supporter of approximately 12 communist front organizations which gave rise to the FBI's investigative interest in him. It should be noted that he was never under individual active investigation, and that the processed documents are a compilation of all references to him.

In the late 1940's Dos Passos' sentiments apparently shifted to an anti-communist mode, and when interviewed by FBI Agents in June of 1952, he furnished considerable information about his previous communist affiliations, although denying membership in the Communist Party.

Referrals of documents from our file have been made to the Department of State, the Navy, the Army, the Department of Defense, the Treasury Department, the Postal Service and Immigration and Naturalization Service, and their respective releases to Warden could also trigger publicity.

- 1 - Mr.
- 1 - Mr. Boynton
- 1 - Mr. McCreight
- 1 - Mr. Bresson
- 1 - Mr.

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*JEH*  
JEH/pcn  
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CONTINUED - OVER

Memorandum to Mr. Bassett

Re: FOIA RELEASE TO ROBERT L. WARDEN  
REGARDING THE LATE JOHN RODERIGO DOS PASSOS

Robert L. Warden, a newspaperman previously with the now-defunct Chicago Daily News and currently associated with the Chicago Tribune, submitted an FOIA request regarding Dos Passos on July 26, 1978.

The requests made by Warden were previously listed in memorandum from Mr. Bresson to Mr. Bassett dated November 16, 1978, and this request is number 18 on the list attached to rememo.

The documents proposed for release are available for review in the FOIPA Branch, Disclosure Section, Front Office.

RECOMMENDATION: None. For information.

*AKM*

*ST*

*HND JB*

Mr. Bailey

7/17/80

T. H. Bresson

**FREEDOM OF INFORMATION ACT REQUEST OF MR. JOHN SHARNIK,  
SENIOR EXECUTIVE PRODUCER, CBS NEWS**

**PURPOSE:** To advise of possible media interest in above FOIA release.

**DETAILS:** By letter dated November 14, 1978, Mr. Sharnik requested copies of records dealing with British Security Coordination and other matters related to British intelligence operations in the United States between September 1939 and December 1941.

The proposed release by the Bureau consists of 115 pages with 100 additional pages being referred to other government agencies for a direct response concerning the release of their material. The release of Bureau material is expected to be made on July 29, 1980.

Approximately 85 percent of the material being denied to Mr. Sharnik is still classified. As a consequence of the fact that this material is forty years old, and because it [redacted] it could have historic interest and may result in some publicity.

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The proposed release has been reviewed and approved by S.A. [redacted] of the Intelligence Division.

**RECOMMENDATION:** None. For information.

1 - Mr. Colwell  
1 - Mr. [redacted]  
1 - Mr. Young  
1 - Mr. Bailey  
1 - Mr. O'Malley  
Attn: Mr. [redacted]  
1 - Mr. Flanders  
1 - Mr. Bresson  
① - Mr. [redacted]  
1 - Mr. [redacted]

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ATW:slw (12)



Mr. Colwell

7/15/60

W. L. Bailey

**PUBLICATION OF BOOK ON INTEGRATION IN PUBLIC SCHOOLS IN  
LITTLE ROCK, 1957**

**PURPOSE:** To advise of the alleged release of an FBI report by a U. S. District Court Judge to a University of Arkansas Professor who is writing a book on the integration of Little Rock, Arkansas, public schools in 1957.

**DETAILS:** By airtel dated 6/2/60, (copy attached) the SAC, Little Rock Division, advised the Bureau that Tony Fryer, History Professor, University of Arkansas at Little Rock, Little Rock, Arkansas, was writing a book concerning the legislative and legal and judicial aspects of integration in the public schools in Little Rock, Arkansas, during 1957. As part of his research, Fryer contacted [redacted]

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[redacted] reportedly gave Fryer a copy of an FBI report captioned, "Integration of Public Schools in Little Rock, Civil Rights, Contempt of Court."

Fryer advised the Little Rock Division that he had made notes from the above report and noted that there was confidential source information as well as interviews conducted based on promises of confidentiality and of people who presently are living. Fryer advised that he was seeking FBI guidance in the use of this material in the writing of his book.

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Enclosures (2)

(CONTINUED - OVER)

1 - Mr. Colwell  
1 - Mr. [redacted]  
1 - Mr. Young  
1 - Mr. Bailey  
1 - Mr. Mints  
1 - Mr. Planders  
1 - Mr. Bresson  
1 - Mr. [redacted]  
1 - Mr. [redacted]

ATR:ELW (11)

Memorandum From W. L. Bailey To Mr. Colwell  
Re: Publication of Book on Integration in Public Schools  
in Little Rock, 1957

The above report has been previously processed by the FOIPA Branch for another requester as part of a release of documents pertaining to the 1957 Little Rock, Arkansas, Public Schools Integration Investigation.

One of the interviews in this report, exempted for privacy and confidentiality considerations, by the FOIPA Branch, was that of [redacted]

[redacted] (copy attached). During that interview [redacted] specifically asked for confidentiality and requested, [redacted]

Little Rock Division has not indicated whether Fryer received a copy of this interview from [redacted]. This, however, is the only interview in the report where there is a specific request for confidentiality.

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A copy of this report in its processed form is being submitted to the Little Rock Division by the FOIPA Branch for their reference.

The Little Rock Division in attached airtel also requested that the Bureau give consideration to contacting [redacted]

[redacted] and determine the exact circumstances of his having a report and releasing it to Professor Fryer.

**RECOMMENDATION:** That Legal Counsel Division determine whether or not [redacted] is to be contacted as per Little Rock Division's suggestion in attached airtel.

DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
INTERNAL ROUTING/ACTION SLIP

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION
Teletype	#214		Director	Teletype	#245		Mr. [redacted]
	#235		Exec. Ass't. Dir. -Inv.		#245		Miss [redacted]
	#235		Exec. Ass't. Dir. -Adm.		#245		Miss [redacted]
	#235		Exec. Ass't. Dir. -Law Enf. Serv.		#213		Civil Litigation Unit I
	#341		Identification Division		#213		Civil Litigation Unit II
Quantico			Training Division		#231		Info & Privacy Acts Litigation Unit
	#234		Administrative Services Division	Quantico			Legal Instruction Unit
	#211		Records Management Division		#231		Legal Liaison/Congressional Affairs
	#232		Intelligence Division		#231		Legal Research Unit
	#233		Criminal Investigative Division		#314		Freedom of Information Act (FOIA)
	#241		Laboratory Division		#152		Mail Room
	#213		Technical Services Division		#242		Reading Room
	#245		Legal Counsel Division		#243		Special Case Review Unit
	#213		Planning and Inspection Division		#243		Special Projects Review Unit
	#245		Public Affairs Office	✓	314		Mr. [redacted]
							Ms. [redacted]

Attn: TM [redacted]

Attached is Legal Counsel addendum to memo dated 7/15/80 from Mr. W.L. Bailey to Mr. Colwell, captioned "PUBLICATION OF BOOK ON INTEGRATION IN PUBLIC SCHOOLS IN LITTLE ROCK, 1957."

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- RECOMMENDATION/COMMENT
- SEE REMARKS ON REVERSE
- MAKE COPIES (NO. )
- RETURN (BY )
- LOG
- FILE
- SEE ME
- CALL ME
- NECESSARY ACTION
- COORDINATE
- PER INQUIRY
- INFORMATION

FROM LEGAL COUNSEL

BLDG. JEA ROOM [redacted]

PHONE [redacted] DATE 8/7 1980

Memorandum to Mr. Colwell from W. L. Bailey  
Re: PUBLICATION OF BOOK ON INTEGRATION IN PUBLIC SCHOOLS IN  
LITTLE ROCK, 1957

ADDENDUM: LEGAL COUNSEL DIVISION (LCD), 8/7/80, JJS:kbp

LCD is of the opinion that the disclosure of the FBI report referred to in captioned memo by [redacted] does not constitute a violation of the Privacy Act (Title 5, United States Code (U.S.C.), Section 552a) inasmuch as this statute is directed solely to officials in the executive branch of Government. Also, the provisions of Title 18, U.S.C., Sections 1905 and 798, each of which address the disclosure of confidential information, do not apply to [redacted] actions in that the material disclosed does not appear to be of the specific type protected in either of these provisions.

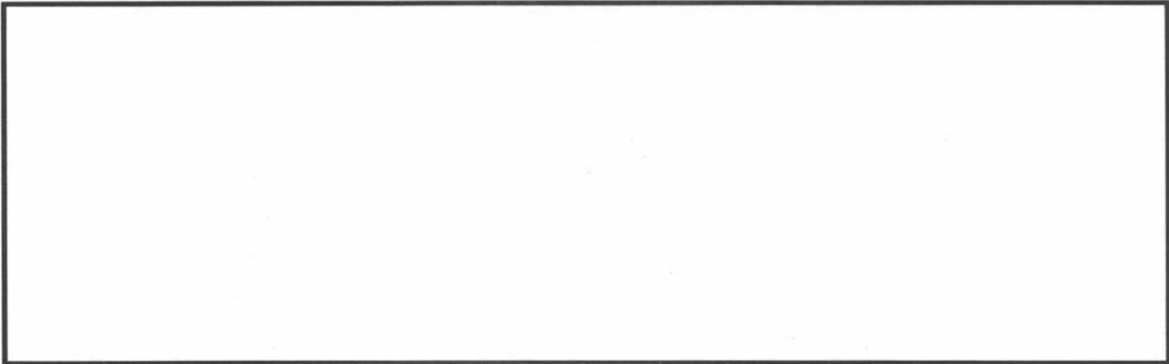
A review of the Little Rock, Arkansas, desegregation investigation, which is contained in Bufile 44-12284, reveals that [redacted] was furnished a copy of the 9/9/57 Little Rock report the same date. There is no indication in this file that [redacted] received any other materials from the FBI; nor was there any information to the contrary from the Little Rock Division because the Field Office file has been destroyed. The investigation set forth in this document clearly states that this matter was commenced at the specific request of [redacted] for the purpose of determining whether or not there was a violation of his earlier Federal Court Order. There thus appears to be neither a civil nor criminal violation of the Privacy Act by the FBI in this instance since the disclosure was clearly made prior to the enactment of this statute. Further, the report in question has been liberally disclosed to a previous FOIA requester, and, as set forth in the Records Management Division memorandum, the disclosure in total of only one FD-302 appears to be of significant interest to the Bureau and/or the interviewee.

The LCD therefore recommends that [redacted] should not be interviewed regarding any suggested improprieties on the part of him or any official of the FBI, Justice Department, or United States Attorney's Office. The LCD is, however, of the opinion that the FBI's duty to protect confidential sources from disclosure is necessary for the continued success in our law enforcement responsibilities. This obligation has been uniformly accepted by United States District Courts in FOIA litigations where Title 5, U.S.C., Section 552(b)(7)(D), has been asserted to protect the type of information previously

Memorandum to Mr. Colwell from W. L. Bailey  
Re: PUBLICATION OF BOOK ON INTEGRATION IN PUBLIC SCHOOLS IN  
LITTLE ROCK, 1957

withheld from the public in the above-mentioned interview.  
[See, Nix v. United States 572 F.2d 998 (4th Cir. 1978);  
Terkel v. Kelley, 599 F.2d 214 (7th Cir. 1979)]. Therefore,  
LCD recommends that [redacted] be informally contacted and  
advised that the Bureau previously withheld the identity of  
the above-described interviewee. In this regard,  
consideration may be given to offering to [redacted] a  
redacted copy of the Bureau's Desegregation Investigation  
which has been released pursuant to the FOIA. This material  
could then be used by him in the future if a similar  
situation occurs.

b7C



Mr. Bailey

7/11/80

T. H. Bresson

**FREEDOM OF INFORMATION ACT (FOIA)  
REQUEST OF TONY CAPACCIO FOR  
INFORMATION PERTAINING TO  
LOUIS ARMSTRONG**

**PURPOSE:**

To advise of an FOIA release of 33 pages of documents to Tony Capaccio, an associate of columnist Jack Anderson, which may result in media interest.

**DETAILS:**

A majority of the documents to be released are contained in a small main file. This file contains a document dated August 8, 1962, which is a summary of all "see" references to Mr. Armstrong in Bureau files. Also contained in this file is a brochure and two letters furnished to the FBI by an admirer of Mr. Armstrong. This material is very laudatory concerning Mr. Armstrong. Additional documents to be released pertain to a 1965 White House name check request and the theft of \$30,000 worth of jewelry from Mr. and Mrs. Armstrong in 1970.

Certain material originated with other Government agencies and has been referred to the appropriate agency for consultation prior to release. The requester will be advised of the availability of this material upon its return to the FBI.

The documents will be released to Mr. Capaccio on 7/17/80.

**RECOMMENDATION:**

None. For information.

- 1 - Mr. Colwell
- 1 - Mr. [redacted]
- 1 - Mr. Young
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [redacted]
- 1 - Mr. Smith

jdr/mdr (9)

b6  
b7c

Mr. Bailey

June 9, 1980

T. H. Bresson

FOIA REQUEST OF RONALD KESSLER, WASHINGTON POST REPORTER,  
FOR INFORMATION RE PURCHASE OF 1980 AUTOMOBILES FOR FBI.

PURPOSE:

To advise of proposed release of documents to Mr. Kessler of the Washington Post concerning the procurement of 1980 automobiles for the FBI.

DETAILS:

Mr. Kessler made an FOIA request to the General Services Administration (GSA) for information concerning the purchase of cars and trucks for certain intelligence and law enforcement agencies. In GSA's file were two memoranda from the FBI which were referred to us for handling. One is from Mr. Bayse to GSA dated 2/26/80 regarding the distribution of vehicles ordered from [redacted] totaling 1200. The other is from Mr. Long to GSA dated 2/15/80 regarding the makes, models and equipment requirements.

b2

In Mr. Long's memorandum, GSA was advised that because of the confidential nature for which the cars will be used, it was requested that arrangements be made to purchase the cars through negotiation pursuant to Title III of the Federal Property and Administrative Service Act of 1949, as amended, Section 302(c)(12). A review of this statute reveals that an agency may negotiate purchases and contracts without advertising if "...for property or services as to which the agency head determines that the character, ingredients, or components thereof are such that the purchase or contract should not be publicly disclosed".

Enc.

- 1 - Mr. Colwell - Enc.
- 1 - Mr. [redacted] - Enc.
- 1 - Mr. Young - Enc.
- 1 - Mr. Bayse - Enc.
- 1 - Mr. Long - Enc.  
Attn: Mr. [redacted]
- 1 - Mr. Mints - Enc.  
Attn: Mr. [redacted]
- 1 - Mr. Bailey - Enc.
- 1 - Mr. Flanders - Enc.
- 1 - Mr. Bresson - Enc.
- ① - Mr. [redacted] - Enc.
- 1 - Mr. Smith - Enc.

b6  
b7C

DLS:mdr (12)

CONTINUED - OVER

T. H. Bresson to Mr. Bailey Memorandum  
RE: FOIA Request of Ronald Kessler, Washington Post Reporter,  
For Information Re Purchase of 1980 Automobiles for FBI.

Exemption (b) (3) of the FOIA, which was amended by Congress when the Sunshine Act was enacted, provides for the withholding of matters specifically exempted from disclosure by statute provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) established particular criteria for withholding or refers to particular types of matters to be withheld. It is the FOIPA Branch's interpretation that the above statute does not prohibit the public disclosure of the information contained in this matter and, therefore, does not fall within the (b) (3) exemption.

Were these documents for the purchase of a specific vehicle to be used in a sensitive operation, such as a taxi-cab or a van truck, it is believed a persuasive argument could be made for utilization of exemption (b) (2). Exemption (b) (2) of the FOIA provides for withholding of material which relates to the internal personnel rules and practices of an agency. Courts have interpreted this provision variously and the legislative history is contradictory as to what in fact is meant to be protected. Department policy is to allow its use where the information is (1) strictly internal Bureau practice which has no effect on the public at large or (2) in a non-investigatory document where the release would cause Bureau operations significant harm or which generally involve sensitive techniques, or practices of the FBI.

The FOIPA Branch is unaware of any impact the public disclosure of this material might have on future procurement of automobiles, particularly as it concerns the need for negotiating rather than advertising when contracting for automobiles purchases.

This matter has been discussed with the Information and Privacy Acts Litigation Unit, Legal Counsel Division, and they concur.

Copy of proposed release attached.

RECOMMENDATION:

None. For information.



DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
INTERNAL ROUTING ACTION SLIP

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION
JEH			Director 214				PROPERTY PROCUREMENT & MANAGEMENT SEC.
				JEH			Mr. [redacted] 212
JEH			Mr. Colwell 235	JEH			Mr. [redacted] 212
JEH			Mr. Joseph 235				
				JEH			Procurement Unit 212
			ASSISTANT DIRECTORS:	JEH			Mr. Moss 212
JEH			Identification 241	JEH			Property Accounting 253
Quantico			Training 152				Systems Unit
JEH			Administrative Services 234	JEH			Mr. [redacted] 253
JEH			Records Management 211				
JEH			Intelligence 232	JEH			Miss [redacted] 212
JEH			Criminal Investigative 233	JEH			Mrs. [redacted] 212
JEH			Laboratory 241				
JEH			Technical Services 213	JEH			Budget and Accounting 234
JEH			Legal Counsel 245	JEH			Personnel Section 234
JEH			Planning and Inspection 213	JEH			Mrs. [redacted] 234
				JEH			Mail Room 152
JEH			Mr. Groover 234	JEH			Voucher and Payroll 153
JEH			Mr. Kelly 234	JEH			Printing & Space Mgmt. 151
				JEH			Photographic Unit 151
JEH			Mrs. [redacted] 234	JEH			Health Service 212
JEH			Miss [redacted] 234	JEH			Inventory Supply Subunit 255
JEH			Mrs. [redacted] 234	JEH			Engineering Section 254
				JEH			Administrative Unit 153
				JEH			Contract Review 253
				JEH			Traffic Mgmt. Office 253
				JEH			Stock Room 151
				JEH			Public Affairs 245

b2  
b6  
b7C

*M.* [redacted] *TL #314*

ATTACHED IS ADDENDUM TO MEMO DATED 6/9/80 TO MR. BAILEY FROM T. H. BRESSON CAPTIONED "FOIA REQUEST OF RONALD KESSLER, WASHINGTON POST REPORTER, FOR INFORMATION RE PURCHASE OF 1980 AUTOMOBILES FOR FBI.

- RECOMMENDATION/COMMENT
- SEE REMARKS ON REVERSE
- MAKE COPIES (NO. )
- RETURN (BY )
- LOG
- FILE
- SEE ME
- CALL ME
- NECESSARY ACTION
- COORDINATE
- PER INQUIRY
- INFORMATION

FROM	BLDG.	ROOM
PROPERTY PROCUREMENT & MANAGEMENT	PHONE	DATE

ADDENDUM OF TSD ALSO ATTACHED.

ADDENDUM OF PROPERTY PROCUREMENT AND MANAGEMENT SECTION (PPMS),  
ADMINISTRATIVE SERVICES DIVISION (ASD) - JFS:mr 6/13/80

ASD believes that all references to the types of vehicles [redacted] [redacted] in each of these documents should be withheld, including all references to the fact that the FBI bought [redacted] [redacted]. If the documents were released as proposed and the information therein subsequently published, our Agents could be placed at a disadvantage. A knowledgeable individual who wondered whether he was under surveillance by the FBI could immediately eliminate from consideration [redacted] vehicles he observed because he would know we bought no such vehicles. He could also narrow his area of concern to those [redacted] vehicles which he knows we purchased. Prior to release, this information should be excised in accordance with Exemption (b)(2) of the FOIA.

b2

ADDENDUM: TECHNICAL SERVICES DIVISION (TSD), TW:bjt, 6/19/80

The FBI's Automotive Fleet is managed by the TSD's Administrative Unit (AU). The AU was made aware of Mr. Kessler's interest in the FBI's fiscal year (FY) 1980 automobile procurement approximately one month ago by the General Services Administration (GSA) and advised GSA to refer Mr. Kessler directly to the FBI. The TSD has not been in contact with Mr. Kessler; however, the TSD believes that Mr. Kessler's inquiry is motivated by two major interests:

1. Is the Federal Government supporting [REDACTED]
2. Is the Federal Government making efforts to purchase more economic vehicles?

b2

The facts concerning the FBI's FY80 automobile procurement demonstrate that the FBI is purchasing economic vehicles and also acquiring more than a fair share of [REDACTED] vehicles. The TSD has carefully reviewed this matter and does not believe that the disclosure of the attached documents would hinder field operations. Any subject of an FBI investigation desiring to know the composition of the field office's fleet need only to park outside the garage and observe the vehicles. On that occasion, the subject could also copy actual license plates. It should be noted that most of the FBI's large field offices working the more sophisticated Foreign Counterintelligence and Organized Crime cases have dedicated surveillance squads with different vehicles than those of the normal fleet.

In summary, the TSD does not believe any information need be excised from the attached documents prior to release, and it is recommended that future requests such as this be handled directly by Public Affairs.

Date: February 15, 1980

To: General Services Administration  
National Automotive Center  
FYPL-P3  
Crystal Mall, Building 4, Room 921  
Washington, D. C. 20406

b6

b7C

Attention:

From: Mr. Richard E. Long  
Assistant Director, FBI  
Administrative Services Division

Subject: PROCUREMENT OF 1980 AUTOMOBILES FOR THE  
FEDERAL BUREAU OF INVESTIGATION

Attached are FEDSTRIP Requisitions numbered 0045 for the purchase of 1980 law enforcement vehicles for this Bureau. The 1980 Fiscal Year appropriation provides for 1200 vehicles for replacement purposes.

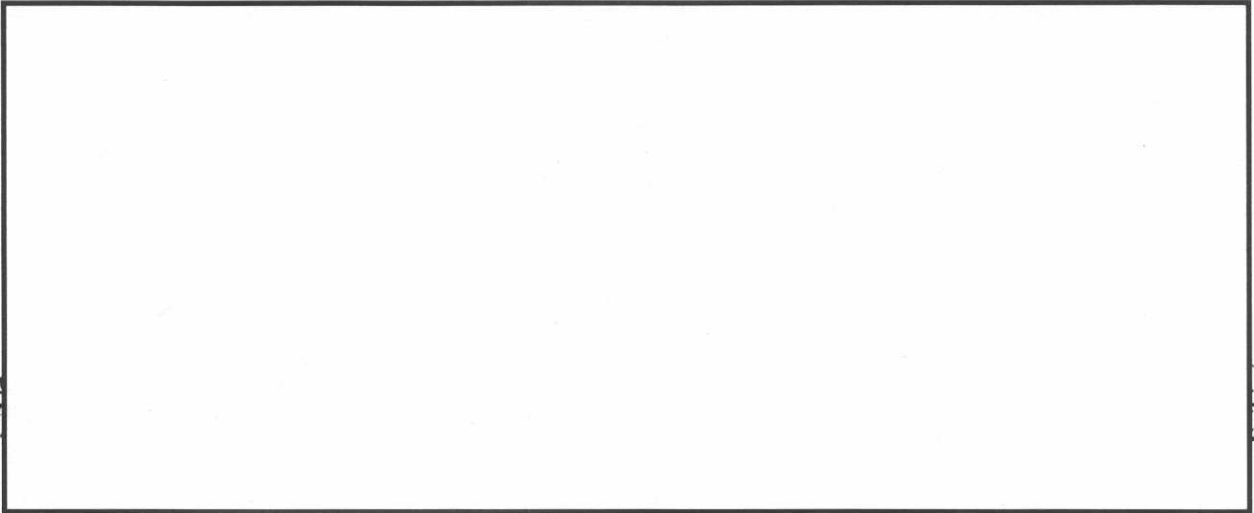
As you know, the FBI is engaged in handling security work and a considerable amount of this is done by automobile. In order that surveillance cars cannot be easily spotted, it is necessary that this Bureau be equipped with vehicles of various manufacturers, models and passive colors so they are less easily identified as law enforcement vehicles. Vehicles which are uniform in appearance would be detrimental to this Bureau's law enforcement functions and activities and could very well affect the personal safety of our personnel.

Because of the confidential nature of the purpose for which the cars will be used, it is requested that arrangements be made to purchase the cars through negotiation pursuant to Title III of the Federal Property and Administrative Services Act of 1949, as amended, Section 302(c)(12).

Enclosures

General Services Administration

It is desired that the cars be purchased as follows:



It should be noted that the FBI's fiscal year 1980 law enforcement vehicle procurements originally included 368 [redacted]

[redacted] On February 12, 1980 your staff telephonically advised the FBI that it would not be possible to procure any [redacted]

[redacted] The FBI would have preferred to have included [redacted] in its fiscal year 1980 procurement; however, [redacted] problems anticipated for the next few years require the FBI to limit its procurement to [redacted] If it is later determined that [redacted]

[redacted] the FBI would be glad to modify its order to include [redacted]

[redacted] should be ordered with the law enforcement package as listed below:

The 1980 automobiles, law enforcement, to be ordered in accordance with with Federal Standard #122T, dated October 1, 1979.

ADDITIONAL EQUIPMENT REQUIRED

1. Transistorized charging regulator for continuous duty under wide climate variations to be supplied with alternator and shall limit the charging voltage to 15.7 volts.
2. Remote control left outside rearview mirror.

General Services Administration

3. Parking Brake warning light.
4. Full wheel covers
5. Manufacturer's front and rear bumper guards, installed.
6. Locking hood latch, interior opening type.
7. Deluxe steering wheel - Describe steering wheel offered.
8. Manufacturer's standard body side moldings.
9. Locking gas tank cap, with two keys.
10. Vehicles must comply with all state regulations in effect at the time of delivery.
11. Heavy Duty Component Package required except as follows:
  - a. MSP Carpeting shall be furnished in lieu of rubber or vinyl floor.
  - b. Vinyl interior trim and upholstery shall be heavy duty as available to the general public for model offered.
  - c. Air conditioning required except where deleted for specific items.
  - d. Automatic transmission.
  - e. Tires shall be high performance, shall have white sidewalls and shall bear no police or law enforcement markings. Radials are desired if available. However, steel-belted tires will not be accepted under any condition. Specify tires being offered on each model.
  - f. Power steering.
  - g. Battery, minimum 80 amp-hr.
  - h. Alternator, low cut-in, minimum 60 amp.
  - i. Tinted glass required in all vehicle body glass.
  - j. Undercoating.
  - k. Paint, finish or color, manufacturer's standard colors; passive colors desired. [redacted] unacceptable unless specified for specific items.
13. Roof drip gutter molding.
14. Dual speed electric windshield wipers.

b2  
b7E

General Services Administration

b2

[redacted] are not available with the law enforcement package; therefore, it is requested that these models be built-up as specified below:

A group of 72 Special Surveillance vehicles will be ordered and equipped as follows:

1. Heavy duty chassis frame, body mounts, chassis components (i.e., cooling and recovery system radiator, fan blades, battery min. 80 amp rated, alternator, starter, transmission gauges, etc.).
2. Suspension; springs, shock absorbers, wheels and stabilizer bar(s).
3. Brakes, power disc/drum, and linings.
4. MSP carpeting shall be furnished in lieu of rubber mats.
5. Seat assemblies, and split front adjustable.
6. Interior trim and upholstery; vinyl.
7. Speedometer; 120 m.p.h. head calibrated to 2 percent accuracy.
8. Tires, police pursuit-type complying to Fed. Spec. ZZ-T-331, white sidewall non-steel belted.
9. Inside hood latch release.
10. Transmission low-gear lock out, and oil cooler.
11. Automatic transmission.
12. Vinyl roof color-coordinated.
13. Left and right remote controlled outside mirrors.
14. Power steering.
15. Tinted glass.
16. Paint finish or color manufacturer's standard colors; passive colors desired, [redacted] unacceptable unless specified for specific items.
17. AM radios with speakers.

b2

b7E

Any questions concerning this matter should be directed to the attention of [redacted]

66



UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

WASHINGTON, D.C. 20535

Date: February 26, 1980

To: General Services Administration  
National Automotive Center  
FYPL-P3  
Crystal Mall, Building 4, Room 921  
Washington, D.C. 20406

Attention: Mr. [redacted]

From: *was* William A. Bayse  
Assistant Director  
Technical Services Division

Subject: PROCUREMENT OF 1980 AUTOMOBILES FOR  
THE FEDERAL BUREAU OF INVESTIGATION (FBI)

b2  
b6  
b7C

At the request of Mr. [redacted] of your agency, the following distribution of vehicles ordered by the FBI is provided.

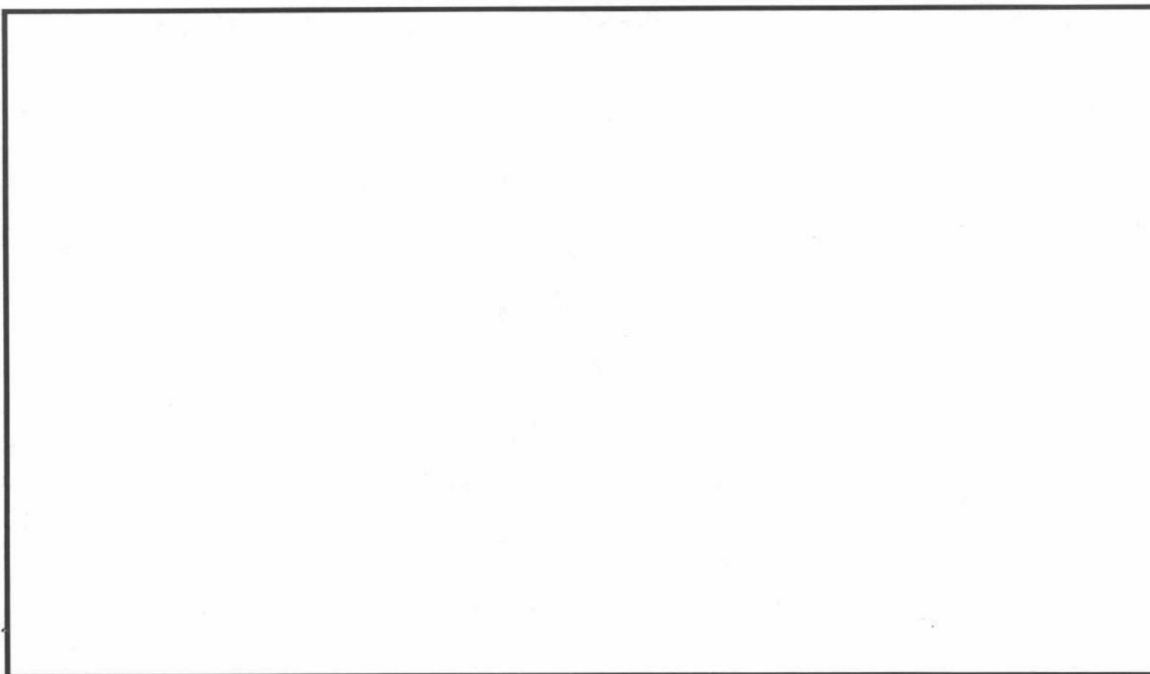
	<u>Number of Vehicles</u>	<u>Percentage of Fleet</u>
[redacted]	368	30.5
[redacted]	449	37.5
[redacted]	383	32.0
Total Vehicles	1,200	100.0%

In arriving at the above distribution among manufacturers, the mission of the FBI in handling its investigative responsibilities in security and surveillance-related tasks was considered with a goal of providing the best diversification in FBI field office automotive fleets.





General Services Administration  
National Automotive Center



b2

Any correspondence concerning this matter should be directed to the above address, Attention: Technical Services Division, Room  J. Edgar Hoover FBI Building.

Mr. Bailey

6/27/80

T. H. Bresson

FREEDOM OF INFORMATION ACT (FOIA)  
REQUEST OF TONY CAPACCIO REGARDING  
WALT DISNEY

PURPOSE:

To advise of release of documents concerning Walt Disney to be made on July 3, 1980, to Tony Capaccio, an associate of Jack Anderson.

DETAILS:

On July 3, 1980, the Disclosure Section of the FOIPA Branch will release 218 pages of documents regarding Walt Disney (deceased) responsive to the FOIA request of Tony Capaccio. Disney was the subject of a general correspondence file opened in 1940.

Material to be released will show no investigation was conducted regarding Disney, but will reveal that he was an SAC contact of the Los Angeles Office. The material will also contain a document expressing concern that in one Disney production, the FBI would be portrayed in a "Keystone Cop" type manner. Also, in 1958, Mr. Hoover ordered that no further cooperation was to be extended to Disney due to the studio failing to allow the FBI to review a film before its showing.

This release may result in publicity since Mr. Disney was such a well-known entertainer and Tony Capaccio is associated with well-known columnist Jack Anderson.

RECOMMENDATION:

None. For information.

1 - Mr. Colwell  
1 - Mr. [redacted]  
1 - Mr. Young  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
① - Mr. [redacted]  
1 - Mr. Smith

b6  
b7C

wwp/mdr (9)

Mr. Bailey

6/16/80

T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF  
[REDACTED]

PURPOSE: To advise of a forthcoming release of documents declassified by the Department of Justice, Departmental Review Committee (DRC) to [REDACTED] which show a proposed counterintelligence action against [REDACTED]  
[REDACTED]

DETAILS: [REDACTED] is in litigation concerning his numerous FOIPA requests, including COINTELPRO. The Department of Justice completed its review of classified documents initially withheld pursuant to Title 5, United States Code, Section 552 (b)(1). It was determined that some information is no longer currently and properly classified pursuant to Executive Order 12065, thus, this information has been reprocessed. The release  
[REDACTED]

Bufile 100-448006-830 is comprised of an incoming airtel from Atlanta dated 4/3/69 and an outgoing airtel to Atlanta dated 4/14/69, copies attached, both of which were originally classified "Confidential" and subsequently upgraded to "Secret." These documents have been declassified by the DRC. The incoming airtel, as released, suggests counter-intelligence action against [REDACTED]. The suggestion was based on information obtained through technical surveillance of a target not identified by the document as excised. This suggestion was rejected by the Bureau in the response airtel to Atlanta dated 4/14/69.

Enclosures (2)

(CONTINUED - OVER)

1 - Mr. Colwell  
1 - Mr. [REDACTED]  
1 - Mr. Young  
1 - Mr. Bailey  
1 - Mr. O'Malley  
1 - Mr. Flanders  
1 - Mr. Bresson  
1 - Mr. [REDACTED]  
① - Mr. [REDACTED]  
1 - Mr. [REDACTED]

krj:slw (12)

b6  
b7c

Memorandum from T. H. Bresson to Mr. Bailey  
Re: FOIPA Request of [REDACTED]

This information was brought to the attention of  
Bureau classification individuals and CI-1-E [REDACTED]  
[REDACTED] of the Intelligence Division. [REDACTED]  
advised that, due to the publication of a book entitled "Robert  
Kennedy and His Times," by Arthur Schlesinger which makes  
reference to the Congressional Record relating to the Church  
Committee Hearings, the information can no longer be withheld  
by classification.

RECOMMENDATION: None. For information.

Mr. Bailey

6/5/80

T. H. Bresson

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF**  
[redacted]

**PURPOSE:** To advise of the proposed FOIPA release to [redacted]  
[redacted] for documents relating to [redacted]  
[redacted] Conceivably this disclosure may result in publicity.

**DETAILS:** [redacted] is requesting this information for an article  
he is preparing [redacted]  
[redacted]

**RECOMMENDATION:** None. For information.

b6  
b7C

- 1 - Executive Assistant  
Director - Administration
- 1 - Mr. [redacted]
- 1 - Mr. Young
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [redacted]
- 1 - Mr. Davis

wsb:slw (10)

Mr. Bailey

5/29/80

T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS  
REQUEST OF [REDACTED]

PURPOSE:

To advise of an FOIPA release of [REDACTED]

[REDACTED]  
[REDACTED] which may result in media interest.

DETAILS:

[REDACTED]

RECOMMENDATION: None. For information.

1 - Mr. Hoynton  
1 - Mr. [REDACTED]  
1 - Mr. Young  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
① - Mr. [REDACTED]  
1 - Mr. Smith  
rwb:jmr (9)

b6  
b7C

Mr. Bailey

MAY 22 1980

Mr. Bresson

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF  
TOMY CAPACCIO, C/O JACK ANDERSON, CONCERNING GROUCHO MARX**

**PURPOSE:** To advise of the proposed release of material  
in captioned matter.

**DETAILS:** Groucho Marx was the subject of three main files.

9-31463 (Microfilm) pertains to an extortion matter  
in which Mr. Marx was the victim.

28-399 (Microfilm) is a 1937 investigation concerning  
violation of copyright laws for which Mr. Marx and his brother,  
Chico, were indicted and convicted.

A security investigation was opened in the 1950's  
concerning Groucho Marx because of allegations of Marx's possible  
affiliation with the Communist party or Communist Party front  
organizations.

These allegations were never corroborated and the  
investigation was terminated in 1953.

**RECOMMENDATION:** None. For information.

1 - Mr. Boynton  
1 - Mr. [redacted]  
1 - Mr. Young  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
1 - Mr. [redacted]

b6  
b7c

alsjch (10)

(Rev. 10/10/79)

DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
INTERNAL ROUTING/ACTION SLIP

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TL#	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TL#
JEH			Mr. Colwell	235				DISCLOSURE SECTION	
JEH			Mr. Boynton	235	JEH			Mr. Bresson	314
JEH			Mr. Moore	235	JEH			Mr. Lewis	314
JEH			Mr. Bailey	211	JEH			CHIEF, UNIT A/Secretary	314
JEH			Mr. O'Brien	211				SA: _____ Team	
								RA: _____ Team	
JEH			Mr. Flanders	314	JEH			CHIEF, UNIT B	314
			OPERATIONS SECTION					SA: _____ Team	
JEH			Mr. _____	314				RA: _____ Team	
JEH			Mr. Tierney	314	JEH			CHIEF, UNIT C/Secretary	314
								SA: _____ Team	
JEH			CHIEF, TAR/Secretary	314				RA: _____ Team	
			SA: _____		JEH			CHIEF, UNIT D	314
			Attn: _____					SA: _____ Team	
JEH			CHIEF, FIELD COOR.	314				RA: _____ Team	
			SA: _____		JEH			CHIEF, UNIT E	314
			Attn: _____					SA: _____ Team	
JEH			CHIEF, IPU/Secretary	314				RA: _____ Team	
			SA: _____		JEH			CHIEF, UNIT F/Secretary	314
			Attn: _____					SA: _____ Team	
JEH			File Duplication	314				RA: _____ Team	
JEH			Tickler/Index Group	314					
JEH			Leave Clerk	314					
JEH			Word Processing Center	314					
JEH			DCRU	314					
			Attn: _____						

*Re attached, [redacted] checked with the Press*

*Office and they requested that he send a copy of the 1-10-80 memo to them and others - it seems they hang our "high visibility" memos for only a few months.*

*(over)*

- RECOMMENDATION/COMMENT
- SEE REMARKS ON REVERSE
- MAKE COPIES (NO. )
- RETURN (BY )
- LOG
- FILE
- SEE ME
- CALL ME
- NECESSARY ACTION
- COORDINATE
- PER INQUIRY
- INFORMATION

FROM Freedom of Information-Privacy Acts Branch

BLDG. JEH ROOM [redacted]

PHONE [redacted] DATE 5-13-80

b2  
b6  
b7c



The first release did receive  
some press coverage so we  
might expect some further interest.

JH

DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
INTERNAL ROUTING/ACTION SLIP

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TL#	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TL#
JEH			Mr. Colwell	235				DISCLOSURE SECTION	
JEH			Mr. Boynton	235	JEH			Mr. Bresson	314
JEH			Mr. Moore	235	JEH			Mr. Lewis	314
JEH			Mr. Bailey	211	JEH			CHIEF, UNIT A/Secretary	314
JEH			Mr. O'Brien	211				SA: _____ Team	
JEH			Mr. Flanders	314	JEH			CHIEF, UNIT B	314
			OPERATIONS SECTION					SA: _____ Team	
JEH			Mr. Ervin	314				RA: _____ Team	
JEH			Mr. Tierney	314	JEH			CHIEF, UNIT C/Secretary	314
								SA: _____ Team	
JEH			CHIEF, TAR/Secretary	314				RA: _____ Team	
			SA: _____		JEH			CHIEF, UNIT D	314
			Attn: _____					SA: _____ Team	
JEH			CHIEF, FIELD COOR.	314	JEH			RA: _____ Team	
			SA: _____					CHIEF, UNIT E	314
			Attn: _____					SA: _____ Team	
JEH			CHIEF, IPU/Secretary	314				RA: _____ Team	
			SA: _____		JEH			CHIEF, UNIT F/Secretary	314
			Attn: _____					SA: _____ Team	
JEH			File Duplication	314				RA: _____ Team	
JEH			Tickler/Index Group	314					
JEH			Leave Clerk	314					
JEH			Word Processing Center	314					
JEH			DCRU	314					

*attached rec'd from [redacted] while I was away.*

*His concern over media coverage might be justified if an investigation contained something "revealing". However, it would appear the documents released reflected only routine investigative efforts. The Press Office of the UMW should probably have been aware of our 1970 and 1974 inquiries. All*

- RECOMMENDATION/COMMENT
- SEE REMARKS ON REVERSE
- MAKE COPIES (NO. )
- RETURN (BY )
- LOG
- FILE
- SEE ME
- CALL ME
- NECESSARY ACTION
- COORDINATE
- PER INQUIRY
- INFORMATION

FROM Freedom of Information-Privacy Acts Branch

BLDG. \_\_\_\_\_ ROOM \_\_\_\_\_

PHONE \_\_\_\_\_ DATE 5/13/80

b2  
b6  
b7C

can always refer to the 1/10/80 memo in the  
event of any inquiries.

(Rev. 8/16/78)

DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
INTERNAL ROUTING/ACTION SLIP

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TL#	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TL#
JEH			Mr. Adams	235	JEH			Mr. Ramey	211
JEH			Mr. McDermott	235	JEH			Mr. Awe/Phelan	211
JEH			Deputy AD Inv.	235	JEH			Mr. [redacted]	213
			Asst. Director:		JEH			Mr. [redacted]	243
JEH			Administrative Services	234	JEH			Mrs. [redacted]	211
JEH			Criminal Investigative	233					
JEH			Identification	341	JEH			Mr. McCreight/Woleslagle	314
JEH			Intelligence	242				DISCLOSURE SECTION	
JEH			Laboratory	24	JEH			Mr. [redacted]	314
JEH			Legal Counsel	245	JEH			[redacted]	314
JEH			Planning & Inspection	213	JEH			Mr. D. Smith	314
JEH			Technical Services	213	JEH			Mr. [redacted]	314
	Quantico		Training	152	JEH			Mr. Davis/Wardrup	314
JEH			Public Affairs Office	245	JEH			Mr. [redacted]	314
					JEH			Mr. Lewis/Davis	314
JEH			Mr. Bassett	211	JEH			Mr. [redacted] Davis	314
JEH			Mr. Bailey/Walter	211				OPERATIONS SECTION	
					JEH			Mr. Ross	314
JEH			Mr. [redacted]	332	JEH			Mr. [redacted]	314
JEH			Mr. [redacted]	231	JEH			TAR/Jones	314
JEH			Reading Room	242	JEH			Mr. [redacted]	314
JEH			Mail Room	152	JEH			Mr. [redacted] Moore	314
JEH			Personnel Records	135	JEH			Mr. Underwood	314
JEH			File Review	143					
JEH			Routing	111					
JEH			Filing	222					
JEH			Consolidation	125					
JEH			Service	225					
JEH			Payroll Office	153					
JEH			Mrs. [redacted]	141					
JEH			Mr. [redacted]	224					

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- RECOMMENDATION/COMMENT
- SEE REMARKS ON REVERSE
- MAKE COPIES (NO. )
- RETURN (BY )
- LOG
- FILE
- SEE ME
- CALL ME
- NECESSARY ACTION
- COORDINATE
- PER INQUIRY INFORMATION

FROM FOIPA Branch  
[redacted]

BLDG. J. Edgar Hoover  
PHONE [redacted]

ROOM [redacted]  
DATE 4-17-80

Attached is a copy of a memorandum concerning the release of information under the Freedom of Information and Privacy Acts (FOIPA) concerning alleged communist infiltration of the United Mine Workers of America Union.

The following individuals have been sent copies of this release in response to their own FOIPA requests for the same material. There exists a possibility of media coverage from these additional releases.

b7C



UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

# Memorandum

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir. \_\_\_\_\_  
 Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
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 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO : Mr. Bailey *WMC*

FROM : David G. Flanders *J*

DATE: JAN 10 1980

SUBJECT: FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) RELEASE TO ROBIN TONER OF THE CHARLESTON DAILY MAIL NEWSPAPER REGARDING COMMUNIST ACTIVITIES IN THE UNITED MINE WORKERS OF AMERICA (UMWA) SINCE 1970

PURPOSE: To advise of the release of documents located in file #100-70071 pertaining to communist activities in the UMWA since 1970 to Ms. Robin Toner of the Charleston Daily Mail Newspaper.

DETAILS: The FBI has on two occasions since 1970 investigated alleged communist activities in the UMWA. The first investigation was instituted in July of 1972, after receipt of a resolution which was originally sent to Congressman Wampler from a local UMWA union in Virginia. This resolution alleged that the Miners for Democracy (MFD) and its leaders were controlled and sympathetic to communism. Our investigation failed to disclose any real evidence to the allegations. At that time, [redacted] of the MFD for the presidency of the UMWA. Each candidate accused the other of having connections with the Communist Party.

In December of 1974, several mine workers approached the FBI with accusations that the Communist Party was distributing literature at the mines and that several Communists had infiltrated the UMWA. An investigation failed to substantiate the allegations.

There were also two brief inquiries into information provided by third parties. The first concerned a newsletter, printed by a group called "Concerned Voters," entitled

- 1 - Mr. [redacted]
- 1 - Public Affairs Office
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [redacted]
- 1 - Mr. [redacted]

DE-51 11-20/19

JAN 29 1980

1: pfb (9)

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64 MAR 5 1980

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

*D. J. F. J. F. J.*

FBI/DOJ



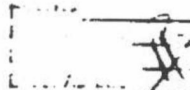
Memorandum from David G. Flanders to Mr. Bailey  
Re: Freedom of Information-Privacy Acts (FOIPA) Release  
to Robin Toner of the Charleston Daily Mail Newspaper  
Regarding Communist Activities in the United Mine Workers  
of America (UMWA) Since 1970

"The UMWA: CPUSA Support for a Militant Union." The second inquiry pertained to information that the UMWA was receiving literature from the Communist Party USA. In each instance, there was insufficient evidence to justify an investigation.

Toner has indicated in her correspondence that her FOIPA request is for "journalistic purposes." Therefore, it is anticipated that this release will be made public in the near future.

RECOMMENDATION: None. For information.

APPROVED:



Att. Secy. \_\_\_\_\_

Com. \_\_\_\_\_

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UNITED STATES GOVERNMENT

# Memorandum

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

Exec AD Inv. \_\_\_\_\_  
 Exec AD Adm. \_\_\_\_\_  
 Exec AD LES \_\_\_\_\_  
 Asst. Dir.:  
 Adm. Servs. \_\_\_\_\_  
 Crim. Inv. \_\_\_\_\_  
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 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO : Mr. Bailey

DATE: 5/1/80

FROM : T. H. Bresson

SUBJECT: FREEDOM OF INFORMATION ACT REQUEST OF  
MONICA ANDRES RE DOCUMENTS CITED IN  
THE CHURCH COMMITTEE REPORT

PURPOSE:

To advise of FOIA release which discloses evidence of knowledge by former Attorney General Robert F. Kennedy regarding the FBI's use of microphones and other electronic devices.

DETAILS:

The FOIPA Branch will soon release 105 pages of record material in response to a request from Monica Andres of the Center for National Security Studies (CNSS), a project sponsored by the American Civil Liberties Union. The request sought access to several memoranda and documents referred to in the Church Committee Report.

Included in the release are several documents which clearly show that former Attorney General Kennedy not only knew of certain FBI wiretaps but listened to some of the recordings when he visited Bureau field offices. You will recall there were news stories in the past concerning controversy over whether or not Mr. Kennedy had knowledge of, or approved, certain Bureau wiretaps.

Although the subject matter has been made public before, CNSS frequently refers its FOIA obtained materials to the media and has obtained considerable publicity regarding them in the past.

RECOMMENDATIONS: None, for information.

- 1 - Mr. Boynton
  - 1 - Mr. [redacted]
  - 1 - Mr. Young
  - 1 - Mr. Bailey
  - 1 - Mr. Flanders
  - 1 - Mr. Bresson
  - 1 - Mr. [redacted]
  - 1 - Mr. Smith
- rer:jmr (9)

b6  
b7C



Mr. Bailey

4/29/80

T. H. Bresson

**FREEDOM OF INFORMATION ACT (FOIA)  
REQUEST OF ATHAN THEOHARIS  
REGARDING O & C FILES OF LOUIS NICHOLS**

**PURPOSE:**

To advise of Freedom of Information Act release of documents to Mr. Theoharis concerning Official and Confidential (O & C) files of former Assistant to the Director Louis B. Nichols.

**DETAILS:**

Mr. Theoharis has made previous requests under FOIA, and in a letter November 20, 1978, in regard to another matter, he was advised that approximately 11,200 pages exist in Mr. Nichols' O & C files. These files which at one time were in Mr. Nichols' office, are now maintained in the special file room and are indexed in the central records system at FBIHQ. Theoharis is with the History Department of Marquette University, Milwaukee, Wisconsin.

In December, 1979, Theoharis made a formal request of Nichols' O & C files. At this time, approximately 330 pages have been prepared for release. Instant release includes material from the following folders of the O & C files: American Magazine, American Mercury, American Youth Congress, [redacted]

[redacted] Most of the material in these folders is general correspondence and newspaper clippings, with two exceptions. [redacted]

[redacted]

b6  
b7C

- 1 - Mr. Boynton
- 1 - Mr. [redacted]
- 1 - Mr. Young
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [redacted]
- 1 - Mr. Smith

djs/mdr (9)

CONTINUED - OVER

T. H. Bresson to Mr. Bailey Memo  
Re: Freedom of Information Act (FOIA)  
Request of Athan Theoharis  
Regarding O & C Files of Louis Nichols

The current release is only partial with much material remaining to be processed. Future releases will be made including material concerning [REDACTED]

b7C

Most releases after this one are expected to be approximately 1,000 pages in volume.

It is anticipated the first release will be made approximately May 2, 1980.

RECOMMENDATION:

None. For information.

Mr. Bailey

6/16/80

T. H. Bresson

**FREEDOM OF INFORMATION ACT (FOIA) REQUEST BY  
PROFESSOR SIGMUND DIAMOND**

**PURPOSE:**

To advise of release of 19 pages of documents  
to Professor Diamond of Columbia University.

**DETAILS:**

This release consists of documents relating  
to the FBI investigation concerning the International  
Seminar at Harvard University, July 6 - August 26, 1953.

The investigation sets forth background information  
concerning the International Seminar at Harvard University,  
of which [redacted]

The International Seminar at Harvard University was designed  
to teach prominent foreign students about American life,  
with the objective that this would place American policy  
in a favorable position with these students and ultimately  
with the nations from which they came. During the seminar:

[redacted] became aware of communist propaganda  
being mailed to the students, when [redacted] one of the  
many letters being sent to these students through [redacted]

b6  
b7C

1 - Mr. Boynton  
1 - Mr. [redacted]  
1 - Mr. [redacted]  
1 - Mr. Young  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
1 - Mr. [redacted]  
1 - Mr. Smith  
cjl:jmr/ddb (10)

CONTINUED-OVER

T. W. Bresson to Bailey Memorandum

RE: Freedom of Information Act (FOIA) Request by  
Professor Sigmund Diamond

In a previous request by Professor Diamond, he requested documents in which Harvard University was referenced. One such document was a Boston letter dated July 15, 1953, in the Harvard Seminar file. Professor Diamond released this document to the press in November, 1979, at which time it received widespread publicity regarding

[REDACTED] As a result  
of this publicity, [REDACTED]

[REDACTED]

b7C

The release currently being made is in response to Professor Diamond's request for the International Seminar at Harvard file, which request was made subsequent to his obtaining the July 15, 1953, document mentioned above.

The majority of the deletions which were made involved classified material and material to be coordinated with another government agency.

These documents will be mailed to Professor Diamond on April 23, 1980.

RECOMMENDATION: None, for information.

Mr. Bailey

APR 14 1980

T. H. Bresson

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF  
THEODORE S. GUP, REPORTER FOR THE WASHINGTON POST**

**PURPOSE:** This memorandum is to advise you of a forthcoming release of information concerning the late Eleanor Roosevelt from Bufile 62-62735.

**DETAILS:** The requester, Theodore Gup, plans to release the information provided him by this Bureau through a series of news articles in The Washington Post.

The 62-62735 file is mainly a repository for third party correspondence dealing with Mrs. Roosevelt. Also included within this file are letters between Director Hoover and Mrs. Roosevelt. It is this latter correspondence that interests Mr. Gup. The released information will show the tenuous and often strained relationship which existed between Eleanor Roosevelt and Director Hoover. The opinions which Director Hoover had of Mrs. Roosevelt were expressed in the margins of several documents. For example: In December, 1958, Mrs. Roosevelt used her column "My Day" to attack an article which appeared in an American Legion publication. The American Legion responded to Mrs. Roosevelt's attack and Director Hoover noted, "a devastating reply but I doubt if it will have any effect on the old hoot owl and her clique."

**RECOMMENDATION:** None. For information only.

- 1 - Mr. Boynton
- 1 - Mr. [redacted]
- 1 - Mr. Young
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [redacted]

b6  
b7C

rpr:jch (10)

UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

# Memorandum

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.:  
 Adm. Servs. \_\_\_\_\_  
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 Training \_\_\_\_\_  
 Public Affs. Off. \_\_\_\_\_  
 Telephone Rm. \_\_\_\_\_  
 Director's Sec'y \_\_\_\_\_

TO : Mr. Bailey

DATE: 4/9/80

FROM : T. H. Bresson

SUBJECT: FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUESTS  
CONCERNING JOHN ARTHUR PAISLEY

PURPOSE: To advise of proposed release of documents to four requesters which may result in media interest.

DETAILS: John Arthur Paisley was the former Deputy Director of Strategic Research, Central Intelligence Agency, whose body was recovered from the Chesapeake Bay on 10/1/78. He disappeared off his sloop "Brillig" on or about the night of 9/24-25/78.

Documents are expected to be released to [redacted]

[redacted] mid April. Two of the other three requesters are associated with newspapers. Releases to these individuals will be contemporaneous with the release to [redacted]

There has been considerable speculation in the news media surrounding the death of Paisley. One of the main questions is whether the death was a result of suicide or murder.

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The following information being released will possibly be of news media interest:

1. Phone calls were received at the "Washington Star" from [redacted]

In one of the calls he stated one of their commando units had seized Paisley in the Chesapeake Bay area. This call was subsequent to a newspaper article in the "Washington Post" regarding the disappearance of Paisley. These calls were assessed as crank calls.

- 1 - Mr. Boynton
- 1 - Mr. [redacted]
- 1 - Mr. Bailey
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [redacted]



hms:pcw/lis (7)

CONTINUED - OVER

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

Memorandum to Mr. Bailey  
Re: FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA)  
REQUESTS CONCERNING JOHN ARTHUR PAISLEY

2. The autopsy report prepared by the [redacted]  
[redacted]  
lists the cause of death as undetermined.

3. [redacted]  
and submitted to the FBI Identification Division for a  
fingerprint comparison. Prints suitable for comparison  
were obtained and matched to known prints of Paisley.

b7C

4. Results of laboratory examinations to  
determine if Paisley had discharged a firearm were  
inconclusive.

5. A report was prepared on 3/2/79 at the  
request of Senate Select Committee on Intelligence  
[redacted] This report makes an assessment  
and analysis of available facts and issues concerning  
Paisley's death. A substantial portion of the information  
in this report relates to Paisley's employment activities  
with CIA. Inasmuch as it was obtained from CIA, it is  
being referred to CIA for release recommendations.  
Information in this report relating to his disappearance  
and subsequent identification is being released.

RECOMMENDATIONS: None. For information.

Mr. Otto

4/3/80

W. L. Bailey

[REDACTED]  
REQUEST OF [REDACTED]  
FOIPA REQUEST

PURPOSE:

To transmit the pertinent portion of the FOIPA release to the Office of Professional Responsibility (OPR) for review and comments.

DETAILS:

Pursuant to discussions between [REDACTED] Research Analyst, Disclosure Section, FOIPA Branch, Records Management Division and SA [REDACTED] OPR, Planning and Inspection Division, transmitted to OPR is the proposed pertinent FOIPA release being made as a result of the FOIPA request of [REDACTED] on behalf of his client, [REDACTED] Exemption (b) (7) (A) which protects material compiled for law enforcement purposes, the disclosure of which would interfere with law enforcement proceedings, including pending investigations, is being cited [REDACTED]

[REDACTED] No excisions are being proposed with regard to the OPR situation. Release has been telephonically coordinated with [REDACTED]

RECOMMENDATION:

It is recommended OPR review the pertinent material proposed for release to insure it does not jeopardize the currently pending OPR inquiry.

Enclosure

- 1 - Mr. [REDACTED]
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- ① - Mr. [REDACTED]
- 1 - Mr. [REDACTED]

jhm:vas (8)

b6  
b7c



Mr. Bailey

3/28/80

T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA)  
REQUEST OF [REDACTED]

PURPOSE:

To advise of an FOIA release of [REDACTED]  
[REDACTED] which may be of interest  
to Bureau officials.

DETAILS:

[REDACTED]

RECOMMENDATION: None, for information.

- 1 - Mr. Boynton
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. Bailey
- 1 - Mr. Planders
- 1 - Mr. Bresson
- 1 - Mr. [REDACTED]
- 1 - Mr. Smith

bsb:jar (9)

b6  
b7C

Mr. Bailey

3/25/80

T. H. Bresson

FREEDOM OF INFORMATION ACT (FOIA) REQUEST OF  
[REDACTED] REGARDING [REDACTED]  
[REDACTED] DECEASED  
FEDERAL JUDGES WILLIS W. RITTER, ALFRED P. MURRAH  
AND OTTO KERNER

PURPOSE:

To advise of FOIA release of documents on March 21,  
1980, pursuant to court deadline, to [REDACTED]  
private citizen, concerning [REDACTED]  
[REDACTED] deceased Federal Judges Willis W.  
Ritter, Alfred P. Murrah and Otto Kerner.

DETAILS:

On March 21, 1980, pursuant to a court order,  
the Disclosure Section of the FOIPA Branch released  
107 pages of processed documents regarding [REDACTED]  
[REDACTED] deceased Federal Judges Ritter, Murrah and Kerner,  
responsive to the FOIA request of [REDACTED] to  
the Department of Justice (DOJ).

b6  
b7C

1 - Mr. Boynton  
1 - Mr. [REDACTED]  
1 - Mr. Bailey  
1 - Mr. Flanders  
1 - Mr. Bresson  
① - Mr. [REDACTED]  
1 - Mr. Smith  
wps:jmr (8)

CONTINUED-OVER

T. H. Bresson to Bailey Memorandum

RE: Freedom of Information Act (FOIA) Request of  
Gregory Rushford regarding [redacted]  
[redacted] deceased  
Judges Willis W. Ritter, Alfred P. Murrah and  
Otto Kerner

b7C

Documents referred to the FBI from the DOJ concerning deceased Judges Ritter, Murrah and Kerner reflect information that former Judge Ritter was the subject of an Administrative Inquiry in 1974 concerning allegations that he accepted a bribe while acting in his official capacity. This information is already public knowledge as a result of an FOIA release to Lynn Packer concerning Judge Ritter, by communication dated December 17, 1979.

Information concerning deceased Judge Murrah reflects an allegation that he and another United States District Court Judge held stock in an oil company during the period that company was involved in litigation in Federal Court. Released material reflects this information and the fact that the FBI looked into the allegation.

Information concerning deceased Judge Kerner reflects nothing derogatory regarding Judge Kerner in the documents referred by DOJ. (No documents were referred regarding the investigation resulting in conviction and imprisonment of Judge Kerner.)

This release may result in publicity because of the positions held by these four individuals.

RECOMMENDATION: None, for information.

Mr. Bailey

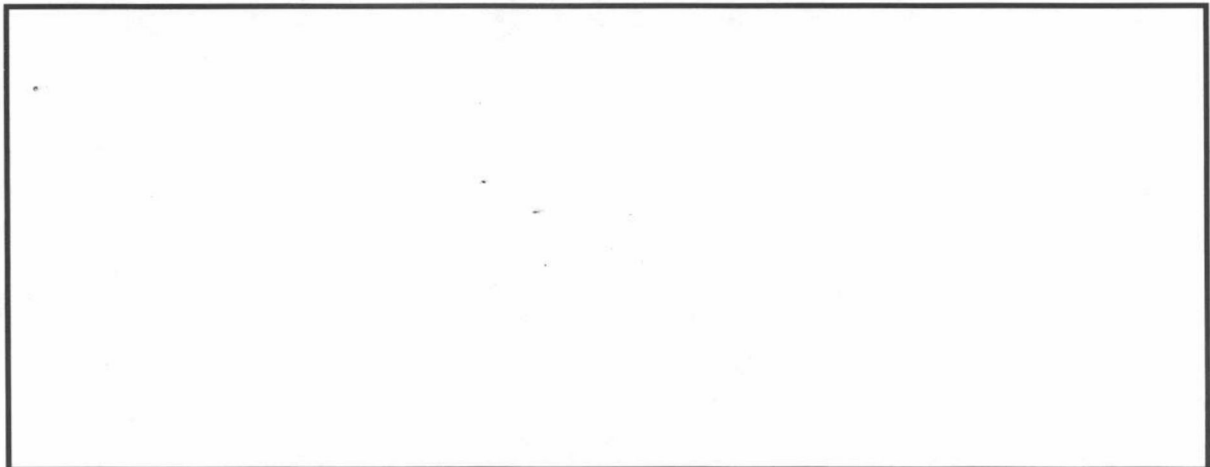
3/17/80

T. H. Bresson

FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA) REQUEST OF [REDACTED]  
[REDACTED]

PURPOSE: [REDACTED]  
[REDACTED]

DETAILS: By letter dated [REDACTED] requested all files on himself. FBI Headquarters (FBIHQ) by letter dated June 21, 1979, advised [REDACTED] that processing of documents in his files may result in charges of approximately [REDACTED] and he agreed to pay up to that amount.



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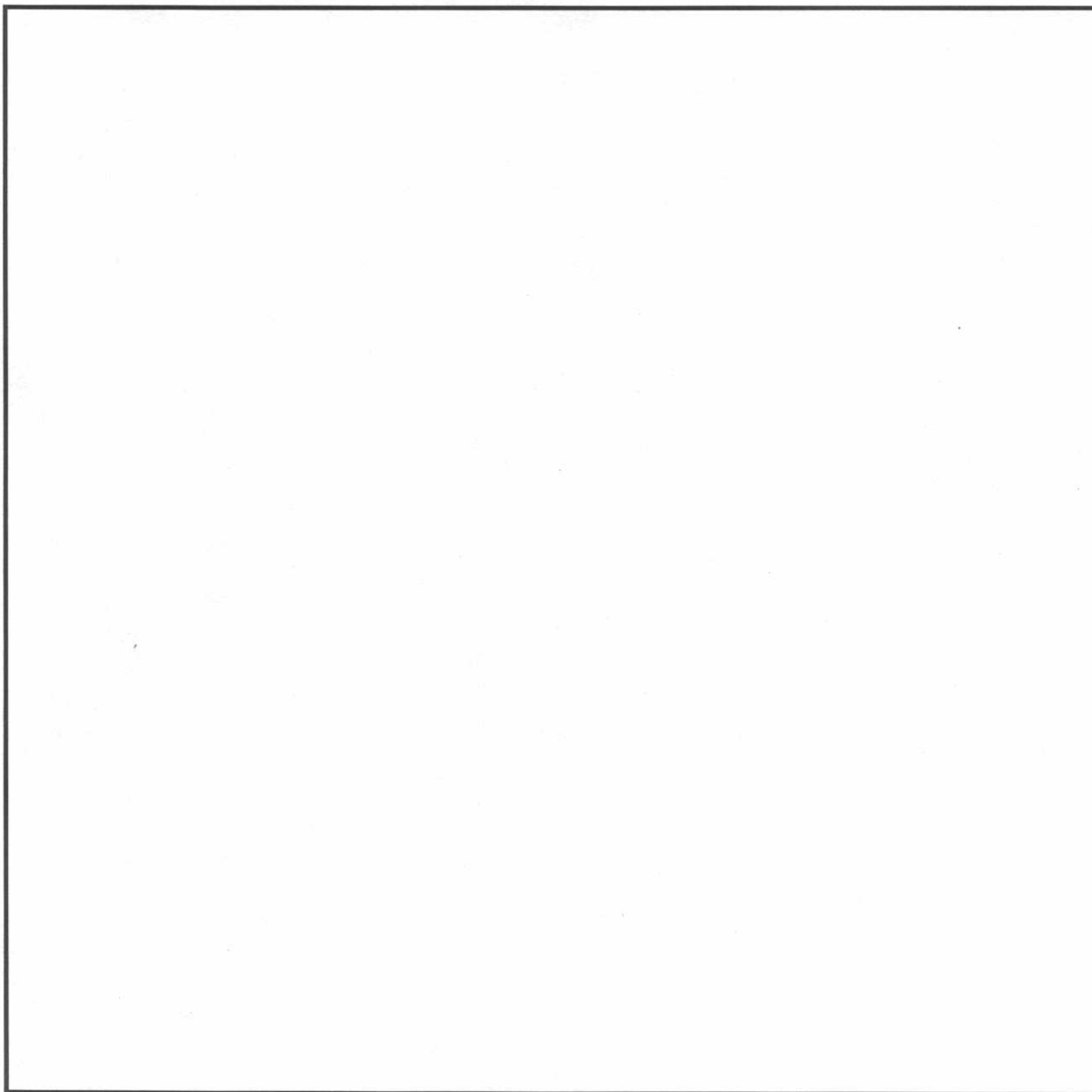
- 1 - Mr. Boynton
- 1 - Mr. [REDACTED]
- 1 - Mr. Mints
- 1 - Mr. Bailey
- 1 - Mr. Mullen
- 1 - Mr. Flanders
- 1 - Mr. Bresson
- 1 - Mr. [REDACTED]
- Attn: Mr. Miller
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]

(CONTINUED - OVER)

ATR:slw (12)

Memorandum from T. H. Bresson to Mr. Bailey

Re: Freedom of Information-Privacy Acts (FOIPA) Request of  
[REDACTED]



b7C

RECOMMENDATION: None. For information.

Mr. Bailey

3/26/80

T. K. Bresson

**FREEDOM OF INFORMATION-PRIVACY ACTS (FOIPA)  
REQUEST OF DREW A. HAYES REGARDING THE MAY 26, 1979,  
RACIAL CONFRONTATION IN DECATUR, ALABAMA**

**PURPOSE:**

To advise of the forthcoming FOIPA release of captioned request.

**DETAILS:**

The FOIPA Branch is preparing a release of 368 pages to Drew A. Hayes, a reporter for the Decatur Daily. The material to be released is from the Bureau's civil rights investigation of the confrontation between Southern Christian Leadership Conference (SCLC) and Invisible Empire Knights Of The Ku Klux Klan (KKK). The Director upon being advised of this confrontation instructed that this matter receive a priority investigation and designated Section Chief John C. Lawn to personally handle this investigation in Decatur, Alabama. Material is retained by the Disclosure Section and is available for review. The Civil Rights Division of the Department of Justice has advised that this matter is closed.

**RECOMMENDATION:**

For information.

1 - Mr. Boynton

1 - Mr. [redacted]

1 - Mr. Mullen

Attn: Mr. [redacted]

1 - Mr. Bailey

1 - Mr. Flanders

1 - Mr. Bresson

1 - Mr. [redacted]

pd:vas (10)

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Mr. Bailey

2/25/80

T. H. Bresson

**FREEDOM OF INFORMATION ACT (FOIA)  
REQUESTS OF [REDACTED] AND [REDACTED]  
THE SOUTH TEXAS NUCLEAR PROJECT**

**PURPOSE**

To advise of FOIA release of documents to be made on February 29, 1980, to [REDACTED] concerning the South Texas Nuclear Project (STNP).

**DETAILS**

On February 29, 1980, the Disclosure Section of the FOIPA Branch will release 80 pages of processed documents regarding the STNP responsive to the FOIA requests of [REDACTED]  
[REDACTED]

The STNP is a currently ongoing nuclear power construction project financed by Houston Lighting and Power, Central Power and Light Company, and Municipal Utilities of San Antonio and Austin, Texas with the prime contractor being Brown and Root, Inc.

[REDACTED] is a representative of Citizens Concerned about Nuclear Power and Citizens for Equitable Utilities, Inc.

[REDACTED]

- 1 - Mr. Boynton
  - 1 - Mr. [REDACTED]
  - 1 - Mr. Bailey
  - 1 - Mr. Flanders
  - 1 - Mr. Bresson
  - 1 - Mr. [REDACTED]
  - 1 - Mr. Smith
  - 1 - Mr. [REDACTED]
- wps:mas (11)

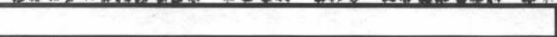
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Bresson to Bailey Memo  
RE: The South Texas Nuclear Project



b7C | Material to be released will include allegations  
| as to faulty work and falsified reports submitted to NRC  
| by employees of Brown and Root, Inc. The material will  
| also reflect that NRC was aware of two false statements  
| and did not consider them material to the safe construction  
| of the STNP. This fact has not previously been released.

This release may result in publicity since the investigation itself received widespread coverage in Houston and San Antonio, Texas newspapers. This release has been coordinated with the Houston Division, the NRC, and with  Fraud Section, Department of Justice.

RECOMMENDATION

None, for information.