

EMORY L BROWN, JR.  
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April 20, 1971

Dear Hal:

Enclosed is a copy of the Governments response to my complaint. I sent a copy to Jim Lesar (NCIA) yesterday. What my attorneys want me to now do is (1) provide documentation that all investigative materials were to be turned over to the Archives and Lesar said he would send me a copy of Bob Kennedys instructions on that, when he was Attorney General. (2) Document if possible, that the FBI was supposed to have made all of its investigative files relating to the Assassination available to the Warren Commission and Lesar said he wasn't sure if he could provide documentation for that.

We feel that Schutz's affidavit is weak in several respects. First of all, the Foreign Operations and Government Information Subcommittee which wrote the Freedom of Information Act manual are of the opinion that my description of the sought files is sufficient. 5 USC 552 § 16.4 provides of searching fees and therefore the time and personnel required to locate such files is not an excuse. Concerning paragraph 4, during my 1968 visit to FBI, Hq., in D.C., I was informed that the case was closed, and I have given my attorney a statement to this affect, in which identifying details of the FBI official and the conversation are given. I, my lawyers and Lesar all feel that the FBI's investigation was not a law enforcement matter because it was a special investigation ordered by the President and the crime was not in the jurisdiction of the FBI or the Federal Government.

If you would make any comments or can supply any documentation for the material needed in the first paragraph, the case will be decided on 17 May.

Sincerely,

