

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

.....
HAROLD WEISBERG
Route 8
Frederick, Maryland

Plaintiff

v.

U.S. DEPARTMENT OF JUSTICE
10th & Constitution Ave., N.W.
Washington, D.C.

and

U.S. DEPARTMENT OF STATE
Virginia Ave., N.W.
Washington, D.C.

Defendants
.....

Civil Action No. 718-79

MEMORANDUM OF POINTS AND AUTHORITIES
IN SUPPORT OF PLAINTIFF'S MOTION TO
HAVE COMPLAINT MOVED TO HEAD OF DOCKET

Section 3(e) of the Freedom of Information Act under which this complaint is brought (P.L. 89-487; P.L. 90-23; 5 U.S.C. 552) provides:

".... Except to those causes which the Court deems of greater importance, proceedings before the district court as authorized by this subsection shall take precedence on the docket over all other causes and shall be assigned for hearing and trial at the earliest practicable date and expedited in every way."

Further, the Attorney General's Memorandum for the Executive Departments and Agencies on the Public Information Act (June, 1967)

states at p. 27:

"Since subsection (c) provides that these cases should be given a priority on the court docket, the agency should similarly accord priority to the submission of its report in order that a timely response to the complaint may be filed, thus avoiding the necessity of requesting extensions of time.

BERNARD FENSTERWALD, JR.
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Tel. 347-3919
ATTORNEY FOR PLAINTIFF

Dated: _____