

7/10/76

From a hasty skimming of their response:

- #2, for Rhoads, note last grap Woz's ltr., last half.
- #3 Does this mean DJ said withhold transcripts? If so, interrog. to them? (under 3.)
 5. Here is it not clear that Rhoads was deceiving Justice? Rhoads had had custody for more than a year by this time and I believe from the records Howard obtained recently Reis was in on that.
 MJohnson to Dooley: if this does not include transcripts, why not?
 10/2/67 after effective date FOIA but response is not in accord with FOIA provisions, is it? No basis for withholdings when Johnson's ? is on availability. In MJ's list 20 is masked. Why when that memo is available. I showed it to you. With some or all of what CIA said to withhold available, ask basis of each withholding. The point here is that there never was any or it could not be available now. The N and D material relate to CIA and other official (WC) embarrassment, as do others. Some were available in FBI versions, like Reggab, Karapatnitsky.
 We ought to get what is referred to in 29 if not out.
- #4 If not including transcripts, why not? What provision guidelines permits withholding of the transcripts as of that time? Ask if withholding in compliance with last page, 3, of N deB K's ltr. Ask re each item p. 6, what basis for withholding? P. 7, CDs 1000,1011,1041. P. 8, CD1131. In the light of what they claim, how could there have been proper declassification if classified 1182 had been published as CE2773? P. 9, 1273, 1358, any reason for withholding other than embarrassing? (two more examples of the published.) P. 10. Everybody ~~we~~ knew we captured the Gestapo records and had access from Germany. Why other than embarrassment the withholding of 1532? They may say privacy. I don't recall if not available. 1552. Helms 8/9/65. Ask them to reconcile this with subsequent release, esp. if Briggs did it this earlier time. Ask him and basis.
- #5 In addition to MJ's open solicitation of a basis for continued withholding, ask Arch why this was not done earlier in response to my many requests. We published their 1971 response WW IV 189. Prior to 11652.
- #6 With the requirements of the law why did to require from March to May for the CIA to respond to this request under FOIA? Why did Johnson wait from 5/1/75 to 3/25/76 to ~~regulate~~ regrade? Why was it illegal held TOP SECRET almost 11 months with a Complaint filed? With a request years old?
- #7 How did 5/19 ever qualify for Top Secret? Why no cited authority for declassification 4/24/75? (1971 reasons b 1,6.)
 O'Neill's affidavit. Do we want records on those listed under 11? Garfinckle is GSA counsel. He went over in 1972. Did he rendered legal opinion, etc? Did Rhoads write anything? If Dooley got access in 1972, why did it have to go over again in 1975? Any writing by Dooley (both agencies). Ditto Dexter. If nat. security why no copy to FBI, etc? Ditto for 12, 1/21.
 (We knew about Dexter and Dooley earlier, I'm sure.)

Hastily,