

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

AUG 27 1979

JAMES F. DAVEY, Clerk

HAROLD WEISBERG

:

Plaintiff

:

v.

:

Civil Action No. 75-1996

U.S. DEPARTMENT OF JUSTICE

:

Defendant

:

ORDER

This matter is before the Court on defendant's motion for partial summary judgment on the issue of the thoroughness and scope of defendant's search for records responsive to plaintiff's Freedom of Information Act (FOIA) Request. Upon consideration of defendant's motion, plaintiff's response thereto, the supplementary filings of the parties, the entire record herein and the interests of justice, the Court concludes that defendant's motion must be denied as a matter of law.

Plaintiff has shown the existence of genuine issues of facts material to defendant's motion. The Court is also mindful of its order of August 15, 1979, granting plaintiff's motion for partial summary judgment on the issue of the disclosure of the indices of the FBI's Memphis Field Office, wherein the Court found that records pertinent to plaintiff's FOIA request had not been disclosed to plaintiff.

Accordingly, it is by the Court this 24th day of August 1979.

ORDERED that defendant's motion be denied.

