

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,

Plaintiff,

v.

CIVIL ACTION NO. 77-692


DEPARTMENT OF JUSTICE,

Defendant.

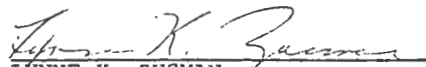
NOTICE OF FILING

Pursuant to the Court's Memorandum Opinion of July 28, 1978, defendant hereby submits to the Court a proposed Order entering final judgment in this action and a second proposed Order placing copies of the Memphis and Atlanta Police Department records into the record of the Court under seal.

Respectfully submitted,


BARBARA ALLEN BABCOCK
Assistant Attorney General 1233

EARL J. SILBERT
United States Attorney


LYNNE K. ZUSMAN


DANIEL J. METCALFE

Attorneys, Department of Justice
P.O. Box 7219
Washington, D. C. 20044
Tel: (202) 739-4544

Attorneys for Defendant

Dated: July 31, 1978

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,

Plaintiff,

v.

CIVIL ACTION NO. 77-692

DEPARTMENT OF JUSTICE,

Defendant.

ORDER

Upon consideration of the parties' cross-motions for summary judgment in this action, the memoranda of points and authorities and other papers filed by the respective parties in support thereof and in opposition thereto, the argument of counsel in open Court on June 9 and July 20, 1978, and the entire record herein, and upon further consideration of the Court's in camera examination of the Memphis and Atlanta Police Department records at issue herein, and, for the reasons set forth in the Court's Memorandum Opinion issued July 28, 1978, it appearing to the Court that defendant is entitled to summary judgment as to all segments of information withheld by defendant as exempt under the Freedom of Information Act, it is by the Court this ___ day of July, 1978,

ORDERED that defendant's motion for summary judgment be, and it hereby is, granted; and it is further

ORDERED that plaintiff's cross-motion for summary judgment be, and it hereby is, denied; and it is further

ORDERED that all segments of information which have not been withheld by defendant as exempt under the Freedom of Information Act yet which nevertheless have not been disclosed by defendant because of the Order of The Honorable John Lewis Smith, Jr. dated January 31, 1977, in the consolidated Civil Actions Nos. 76-1185 and 1186, ^{1/} shall be disclosed in their entirety to plaintiff without delay, and it is further

ORDERED that the Clerk of the Court shall enter final judgment in favor of defendant in this action.

UNITED STATES DISTRICT JUDGE

^{1/} These segments appear on fifteen of the fifty-two reprocessed document pages attached to defendant's June 30 Report To The Court and are identified by the margin notation "Court Order" which appears where appropriate on those pages.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,

Plaintiff,

v.

CIVIL ACTION NO. 77-692

DEPARTMENT OF JUSTICE,

Defendant.

ORDER

It is by the Court this ___ day of July, 1978,

ORDERED that the attached documents, constituting copies of five volumes of Memphis Police Department records and twenty-nine pages of Atlanta Police Department records, be placed under seal into the record of the Court and be maintained under seal by the Clerk of the Court until further Order of this Court or another court of competent jurisdiction.

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Notice Of Filing, with attached proposed orders, has been served upon plaintiff pro se by deposit of a copy thereof in the United States mail, postage prepaid, first class mail, addressed to James H. Lesar, Esquire, 910 16th Street, N.W., Washington, D. C. 20006, on this 31st day of July, 1978, and also by hand delivery according to arrangements between counsel.


DANIEL J. METCALFE