

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

.....  
HAROLD WEISBERG,

Plaintiff,

v.

Civil Action No. 77-1997

CENTRAL INTELLIGENCE AGENCY,  
et al.,

Defendants  
.....

STATEMENT OF GENUINE ISSUES  
PURSUANT TO LOCAL RULE 1-9(h)

Pursuant to Local Rule 1-9(h) plaintiff sets forth the genuine issues of material fact which he feels must be litigated. Incorporated herein by reference are the affidavits of Harold Weisberg and James H. Lesar which are attached to plaintiff's Opposition to Defendants' Motion for Summary Judgment.

1. Whether the CIA has made a thorough search of all relevant files which might contain records within the scope of plaintiff's request.

2. Whether all documents relevant to plaintiff's request have been produced.

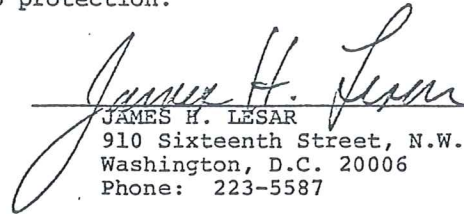
3. Whether the information which the CIA has withheld under exemptions 1 and 3 has been properly classified in accordance with the procedural and substantive requirements of Executive Order 11652. For example, whether such information was classified at the time of origination and properly marked in accordance with executive order.

4. Whether segregable portions of documents withheld by the NSA can be made available without a reasonable expectation that

their disclosure would damage the national security.

5. Whether plaintiff is entitled to a refund of the \$500.00 deposit he was required to make before the CIA would begin processing his request.

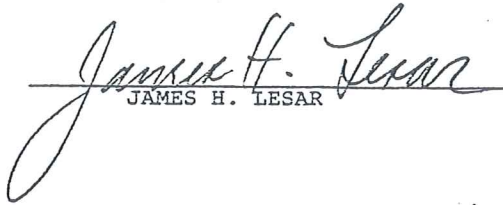
6. Whether information withheld by the CIA under exemptions 1, 3, and 6 has in fact already been publicly revealed and is therefore no longer entitled to protection.

  
JAMES H. LESAR  
910 Sixteenth Street, N.W.  
Washington, D.C. 20006  
Phone: 223-5587

Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that I have this 29th day of June, 1978,  
mailed a copy of the foregoing Opposition to Defendants' Motion for  
Summary Judgment to Miss Jo Ann Dolan, P.O. Box 7219, Washington,  
D.C. 20044.

  
JAMES H. LESAR