

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG,

Plaintiff,

v.

Civil Action No. 77-1997

CENTRAL INTELLIGENCE AGENCY
et al.,

Defendants.

NOTICE OF FILING

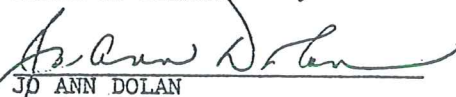
Defendants hereby file the attached two page letter which was inadvertently omitted from the Affidavit of Gerard O. Forcier filed with this Court on July 19, 1978. This letter should be inserted as Exhibit E to the Forcier Affidavit.

Respectfully submitted,


BARBARA ALLEN BABCOCK
Assistant Attorney General

EARL J. SILBERT
United States Attorney


LYNNE K. ZUSMAN


JO ANN DOLAN

Department of Justice
Post Office Box 7219
Washington, D.C. 20044
Telephone: 739-3255

Attorneys for Defendants.

3 MAR 1978

Mr. Harold Weisberg
Route 12
Frederick, MD 21701

Dear Mr. Weisberg:

On July 21, 1977 you requested access to the records of the Central Intelligence Agency (CIA) in the names of Martin Luther King and James Earl Ray. In acting on your request, the CIA located a portion of one (1) document (Pages 1, 10, and 11) which the Office of Security (A/SY), Department of State, had previously furnished to that agency. This portion was referred to this office for necessary action and may be released in part. The deletions are based on 5 USC 552b 7(C) (unwarranted invasion of personal privacy).

The bulk of Page 1 is based on information provided to this office by the Immigration and Naturalization Service (INS).

Page 10 and the top of Page 11 are based on information provided to this office by the U.S. Postal Service (USPS). The deletions made by A/SY are also based on 5 USC 552b 7(C).

Paragraphs 2 and 3 of Page 11 are based on information provided to this office by the Federal Bureau of Investigation (FBI). The deletions taken by A/SY are also based on 5 USC 552b 7(C).

The Director, Freedom of Information Staff (PA/FOI) will refer the above-cited material to the appropriate agency for review and direct response to you. You will be notified by the Director of PA/FOI when the portions to be released by A/SY will be available for your review.

I wish to advise you that under the Department's regulations, Part 6 of Title 22 of the Code of Federal Regulations, you may appeal this determination to the Department's Council on Classification Policy. A copy of the pertinent section (Section 6.8, titled Appeals) is attached for your information.

EXHIBIT E
Civil Action No. 77-1997

I also wish to advise you that any appeal of this determination must be made in writing within 60 days and addressed to Chairman, Council on Classification Policy, Department of State, Washington, DC 20520.

Sincerely,



Victor H. Eikeos
Freedom of Information Officer
Bureau of Administration

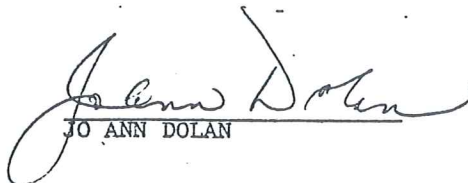
Enclosure:
22 CFR 6.8 (Appeals)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Notice of Filing and attachment have been served upon counsel for plaintiff by mailing, postage prepaid, to:

James H. Lesar, Esq.
910 Sixteenth St. N.W.
Washington, D.C. 20006

on this 24th day of July, 1978

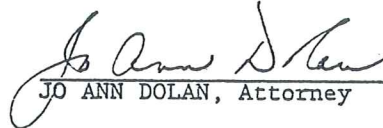

JO ANN DOLAN

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Reply Memorandum and Supplemental Memorandum in Support of Defendants' Motion for Summary Judgment with accompanying affidavits has been served upon counsel for plaintiff by mailing, postage prepaid, to:

James H. Lesar, Esquire
910 Sixteenth Street, N.W.
Washington, D.C. 20006

on this 19th day of ~~May~~ July, 1978.


JO ANN DOLAN, Attorney