



UNITED STATES DEPARTMENT OF JUSTICE
 FEDERAL BUREAU OF INVESTIGATION
 RECORDS DISCLOSURE COVER SHEET
 FOI/PA BRANCH
 RECORDS MANAGEMENT DIVISION

Washington, D. C. 20535 **OCT 23 1978**

Subject of Request: Records Furnished to
 Michael J. Levy
 (Civil Action 78-0307)

Mr. Harold Weisberg
 Route 12 - Old Receiver Road
 Frederick, Maryland 21701

Dear Requester:

Enclosed are copies of documents from our files. Excisions have been made from these documents and/or entire documents withheld in order to protect materials which are exempted from disclosure by the following subsections of Title 5, United States Code, Section 552 and Section 552a. The exemption number(s) indicated by a mark appearing in the block to the left of the subsection cited constitutes the authority for withholding the deleted material. (See below and reverse side of this sheet for an explanation of these exemptions.)

<u>Section 552</u>		<u>Section 552a</u>
<input type="checkbox"/> (b) (1)	<input type="checkbox"/> (b) (7) (A)	<input type="checkbox"/> (d) (5)
<input type="checkbox"/> (b) (2)	<input type="checkbox"/> (b) (7) (B)	<input type="checkbox"/> (j) (2)
<input type="checkbox"/> (b) (3)	<input checked="" type="checkbox"/> (b) (7) (C)	<input type="checkbox"/> (k) (1)
<input type="checkbox"/> (b) (4)	<input checked="" type="checkbox"/> (b) (7) (D)	<input type="checkbox"/> (k) (2)
<input type="checkbox"/> (b) (5)	<input type="checkbox"/> (b) (7) (E)	<input type="checkbox"/> (k) (3)
<input checked="" type="checkbox"/> (b) (6)	<input type="checkbox"/> (b) (7) (F)	<input type="checkbox"/> (k) (4)
	<input type="checkbox"/> (b) (8)	<input type="checkbox"/> (k) (5)
	<input type="checkbox"/> (b) (9)	<input type="checkbox"/> (k) (6)
		<input type="checkbox"/> (k) (7)

The decision to withhold exempt portions of our records is the responsibility of William H. Webster, Director of the FBI

If you believe your name may also have been recorded by the FBI incident to the investigation of other persons or some organization, please advise us of the details describing the specific incident or occurrence and time frame. Thereafter, further effort will be made to locate, retrieve and process any such records.

Your request for information concerning yourself has been considered in light of the provisions of both the Freedom of Information Act (FOIA) (Title 5, United States Code, Section 552) and the Privacy Act of 1974 (Title 5, United States Code, Section 552a). It has been determined by the Attorney General that requests by individuals seeking information about themselves are governed by the Privacy Act. In addition, as a matter of administrative discretion, any documents which were found to be exempt from disclosure under the Privacy Act were also processed under the provisions of the FOIA. Through these procedures, you have received the greatest degree of access authorized by both laws.

You have thirty days from receipt of this letter to appeal to the Deputy Attorney General from any denial contained herein. Appeals should be directed in writing to the Deputy Attorney General (Attention: Office of Privacy and Information Appeals), Washington, D. C. 20530. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal."

See additional information on continuation page.

Enclosures (2)

Allen H. McCreight

Allen H. McCreight, Chief
 Freedom of Information-Privacy Acts Branch
 Records Management Division

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b) (1) information which is currently and properly classified pursuant to Executive Order 11652 in the interest of the national defense or foreign policy
- (b) (2) materials related solely to the internal rules and practices of the FBI
- (b) (3) information specifically exempted from disclosure by statute (see continuation page)
- (b) (4) privileged or confidential information obtained from a person, usually involving commercial or financial matters
- (b) (5) inter-agency or intra-agency documents which are not available through discovery proceedings during litigation; or documents, the disclosure of which, would have an inhibitive effect upon the development of policy and administrative direction; or which represent the work product of an attorney-client relationship
- (b) (6) materials contained in sensitive records such as personnel or medical files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy
- (b) (7) investigatory records compiled for law enforcement purposes, the disclosure of which would; (A) interfere with law enforcement proceedings, including pending investigations; (B) deprive a person of the right to a fair trial or an impartial adjudication, or give one party to a controversy an undue advantage by exclusive access to such information; (C) constitute an unwarranted invasion of the personal privacy of another person; (D) reveal the identity of an individual who has furnished information to the FBI under confidential circumstances or reveal information furnished only by such a person and not apparently known to the public or otherwise accessible to the FBI by overt means; (E) disclose investigative techniques and procedures, thereby impairing their future effectiveness; and (F) endanger the life or physical safety of law enforcement personnel
- (b) (8) information collected by Government regulatory agencies from financial institutions
- (b) (9) geological and geophysical information, including maps, produced by private companies and filed by them with Government agencies.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d) (5) information compiled in reasonable anticipation of a civil action or proceeding
- (j) (2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminal, except records of arrest
- (k) (1) information which is currently and properly classified pursuant to Executive Order 11652 in the interest of the national defense or foreign policy
- (k) (2) material compiled during civil investigations for law enforcement purposes and which would reveal the identity of an individual who has furnished information pursuant to a promise that his identity would be held in confidence
- (k) (3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056
- (k) (4) required by statute to be maintained and used solely as statistical records
- (k) (5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his identity would be held in confidence
- (k) (6) the substance of tests used to determine individual qualifications for appointment or promotion in Federal Government service
- (k) (7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his identity would be held in confidence.

Mr. Harold Weisberg

This is in response to your letter addressed to Mr. Quin Shea dated September 17, 1978. Please be advised that the FOIPA request of Michael Levy was for United States Secret Service (USSS) file number CO-2-34030. The USSS forwarded to the FBI 42 documents from USSS file number CO-2-34030 for processing under the provisions of the FOIPA, inasmuch as the documents originated with the FBI. The documents consist of 370 total pages. A total of 361 pages were released to Mr. Levy and are being furnished to you at this time.