

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

Mark A. Allen)
102 Shamrock Rd. #16)
Charlottesville, Va.)
22903)
Plaintiff)
v.)
Central Intelligence Agency)
Washington, D.C. 20505)
Stansfield Turner)
Washington, D.C. 20505)
Defendants)

CIVIL ACTION NO. _____
COMPLAINT FOR
DECLARATORY AND
INJUNCTIVE RELIEF

JURISDICTION

1. This is an action under the Freedom of Information Act, 5 U.S.C. §552, to order defendant to produce certain documents for inspection and copying, viz., that document denominated Central Intelligence Agency Freedom of Information number 509-803, also denominated document number 347 by the President's Commission on the Assassination of President Kennedy. (hereinafter referred to as the requested document)

2. This court has jurisdiction over this action pursuant to 5 U.S.C. §552(a)(4); Title 28, U.S.C. 1361.

PARTIES

3. Plaintiff is a law student at the University of Virginia who has done extensive research into the circumstances surrounding the assassination of President Kennedy, with particular emphasis on Lee Harvey Oswald's trip to Mexico City in late September-early October, 1963.

4. Defendant Central Intelligence Agency is an agency of the Executive Branch in which the document is located; Defendant Stansfield Turner is the Director of the Central Intelligence Agency; he is sued in his official capacity as custodian of the requested document, and as head of the agency in which the requested document is located.

5. By letter dated July 24, 1978, addressed to Mr. Gene Wilson, FOIA Coordinator, Central Intelligence Agency, Washington, D.C. 20505, plaintiff requested access to the requested document. [Exhibit A]

6. By letter dated August 8, 1978 plaintiff's request was denied. [Exhibit B]

7. By letter dated August 9, 1978, addressed to Mr. Gene Wilson, FOIA Coordinator, Central Intelligence Agency, Washington, D.C. 20505, plaintiff appealed the initial denial of the request. [Exhibit C]

8. Twenty working days have past since the filing of my appeal without any response from the defendants. As my last Freedom of information appeal to the Central Intelligence Agency took over six months to process, plaintiff has decided to exercise his right to file suit under the Freedom of Information Act prior to a ruling on the appeal.

9. Plaintiff has exhausted all appropriate administrative remedies.

10. Plaintiff is entitled, pursuant to 5 U.S.C. §552(a), to inspect and copy the requested documents.

WHEREFORE, plaintiff prays (1) that the Court order defendants to produce the requested document to him for inspection and copying, (2) that this Court award plaintiff his costs and disbursements in this action as provided in 5 U.S.C. § 552(a)(4)(e), (3) that this Court grant such other and further relief as the Court may deem just and proper, and(4) provide for expedition of proceedings on this complaint as provided in 5 U.S.C. §552(a)(4)(C)(D).

Dated: Washington, D.C.

September 18, 1978

Mark A. Allen

Pro Se

102 Shamrock Rd. #16
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22903

804-295-6236

filed 9/18/78