

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

[No Opinion]

No. 80-1506

September Term, 19 80

H. L. VANDER PAUWERT, APPELLANT

Civil Action No. 79-1218
United States Court of Appeals
for the District of Columbia Circuit

v.

DEPARTMENT OF THE TREASURY, *et al.*

FILED DEC 02 1980

No. 80-1507

H. L. VANDER PAUWERT, APPELLANT

Civil Action No. 79-1218
GEORGE A. FISHER
CLERK

v.

FEDERAL BUREAU OF INVESTIGATION, *et al.*

Appeals from the United States District Court for the District of Columbia.

Before: WRIGHT, Chief Judge, ROBB, Circuit Judge, and GESELL,* District Judge.

JUDGMENT

These causes came on for consideration on the record on appeal from the United States District Court for the District of Columbia and briefs were filed herein by the parties. While the issues presented occasion no need for an opinion, they have been accorded full consideration by the court. See Local Rule 13(c).

The District Court did not have the benefit of this court's opinion in Allen v. CIA, D.C. Cir. No. 80-1380, decided November 12, 1980, at the time it made its judgment in this case as to Exemption 2 of the Freedom of Information Act, 5 U.S.C. § 552(b)(2) (1976).

On consideration of the foregoing, it is ORDERED and ADJUDGED by this court that this case is remanded to the District Court for reconsideration of its judgment with respect to Exemption 2 in the light of Allen v. CIA, supra.

It is FURTHER ORDERED and ADJUDGED by this court that in all other respects the judgment of the District Court is hereby affirmed.

Per Curiam

For the Court



George A. Fisher
Clerk

*Of the United States District Court for the District of Columbia, sitting by designation pursuant to 28 U.S.C. § 292(a), (1976).

Bill of costs must be filed within 14 days of judgment. The court looks with open actions to file bill of costs.