

UNITED STATES GOVERNMENT

Memorandum

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Serv. _____
- Ext. Affairs _____
- Fin. & Pers. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Rec. Mgnt. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

DATE: 11/18/76

Popper

TO : Assistant Director
Records Management Division

FROM : Legal Counsel

SUBJECT: HAROLD WEISBERG v. U. S. DEPARTMENT OF JUSTICE
(U.S.D.C., D.C.)
CIVIL ACTION NO. 75-1996

PURPOSE:

To furnish copy of attached affidavit of Special Agent Donald L. Smith of the FOIPA Branch, Records Management Division.

SYNOPSIS:

Attached affidavit complies with the Court's desire to be advised of the FBI's response, if any, to plaintiff's prior FOIA requests for information in possession of the defendant concerning the Martin Luther King assassination investigation. On 11/16/76, the original and three copies of this affidavit were furnished to Assistant United States Attorney (AUSA) John R. Dugan, with one copy being furnished Departmental Attorney Lynne Zusman.

RECOMMENDATION:

None. For information.

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|--------------------|--------------------|------------------------|
| APPROVED: | Adm. Serv. _____ | Legal Coun. <i>m/d</i> |
| Director _____ | Ext. Affairs _____ | Plan. & Insp. _____ |
| Asst. Dir. _____ | Fin. & Pers. _____ | Rec. Mgnt. _____ |
| Dep. AD Adm. _____ | Gen. Inv. _____ | S. & T. Serv. _____ |
| Dep. AD Inv. _____ | Ident. _____ | Spec. Inv. _____ |
| | Intell. _____ | Training _____ |

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CD
ENCLOSURE
Enclosure

- 1 - Mr. Cochran
Attn: Mr. Kilty
- 2 - Mr. Decker
(1 - Mr. Smith)
(1 - Mr. Schweickhardt)
- 1 - Mr. Mintz
- 1 - Mr. Blake

REC-14
EX-113
1977-184
17 DEC 3 1976

PTB:lso
(6)

CONTINUED - OVER



Memorandum to Assistant Director
Records Management Division
Re: Barold Weisberg v.
U. S. Department of Justice
(U.S.D.C., D. C.)
Civil Action No. 75-1996

DETAILS:

By memorandum from Legal Counsel to Assistant Director, Records Management Division, dated 10/5/76 and captioned as above, it was set forth that the Court desired to see the FBI's responses to requests plaintiff had made as far back as 1969 for Laboratory material concerning the Martin Luther King assassination investigation, and that by Notice Of Filing Of Attached Exhibits, plaintiff furnished copies of five of these requests. Although only one of them was directed to the FBI, we did locate copies of two of the requests in our records, along with internal memoranda concerning these two requests which indicated that no response was made to plaintiff. The other three requests were made to the Department, and we were unable to locate copies of any of these three in our files.

Attached affidavit sets forth the above-mentioned information, but does not refer to the internal memoranda. It was prepared after conferences between Special Agents Donald L. Smith of the FOIPA Branch, Records Management Division, and Parle Thomas Blake of the Legal Counsel Division, AUSA John R. Dugan, and Departmental Attorney Lynne Zusman. On 11/16/76, the original and three copies of the affidavit were furnished Dugan, and one copy was furnished Zusman.