

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG, )  
 )  
 Plaintiff, )  
 )  
 v. ) Civil Action No. 81-0023  
 )  
 U.S. DEPARTMENT OF JUSTICE, )  
 et al., )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

A N S W E R

First Defense

The complaint fails to state a claim upon which relief can be granted.

Second Defense

The Court lacks jurisdiction over the subject matter of this action in that no records have been improperly withheld from plaintiff within the meaning of 5 U.S.C. §552(a)(4)(B).

Third Defense

Benjamin R. Civiletti is not a proper party to this action.

Fourth Defense

Answering specifically the numbered paragraphs of the complaint, defendants admit, deny and aver as follows:

1. This paragraph contains plaintiff's characterizations of this action to which no answer is required, but insofar as an answer may be deemed required, deny.
2. This paragraph contains a conclusion of law to which no answer is required, but insofar as an answer may be deemed required, deny.
- 3-4. Admit.
5. Deny first clause. The second clause contains plaintiff's characterization of this action to which no answer is required, but insofar as an answer may be deemed required, deny.
- 6-8. Admit.
9. Deny.
10. This paragraph contains conclusions of law to which no answer is required, but insofar as an answer may be deemed required, deny.

Each and every allegation not hereinbefore admitted or denied is denied.

Defendants deny that plaintiff is entitled to the relief prayed for or any relief whatsoever.

Respectfully submitted,

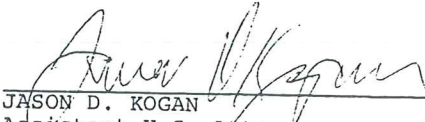
CHARLES F. C. RUFF  
United States Attorney

ROYCE C. LAMBERTH  
Assistant U.S. Attorney

  
JASON D. KOGAN  
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing ANSWER has been mailed this 11th day of February, 1981 to plaintiff's counsel James H. Lesar, Esquire, 2101 L Street, N.W., Suite 203, Washington, D.C. 20037.

  
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