

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.)
_____)

DEFENDANTS' MOTION TO DISMISS OR, IN THE
ALTERNATIVE, FOR SUMMARY JUDGMENT

Defendants respectfully move this Court to dismiss this action, pursuant to Rules 12(b)(1) Rules 12(b)(6) of the Federal Rules of Civil Procedure, on the grounds that the Court lacks jurisdiction over the subject matter of this action and that the complaint fails to state a claim upon which relief can be granted.

Alternatively, defendants move for summary judgment, pursuant to Rule 56 of the Federal Rules of Civil Procedure, on the ground that no genuine issue exists as to any material fact and defendants are entitled to judgment as a matter of law.

In support of this motion defendants submit the attached memorandum of points and authorities and rely upon the declarations of Quinlan J. Shea, Jr., filed April 13, 1981 and James P. Turner, filed October 27, 1981, and the Supplemental Declaration of James P. Turner, filed December 7, 1981.

Respectfully submitted,

Charles F. C. Ruff

CHARLES F. C. RUFF
United States Attorney

Royce C. Lamberth

ROYCE C. LAMBERTH
Assistant U.S. Attorney

Jason D. Kogan

JASON D. KOGAN
Assistant U.S. Attorney

UNITED STATES DISTRICT COURT
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STATEMENT OF MATERIAL FACTS
AS TO WHICH THERE IS NO GENUINE DISPUTE

Pursuant to Local Rule 1-9(h), defendants submit the following statement of material facts as to which there is no genuine dispute.

1. By letter dated December 27, 1981, plaintiff, through his attorney, James H. Lesar, requested the Acting Deputy Attorney General, Department of Justice, to provide him, under the Freedom of Information Act, with access to "records on or pertaining to the assassination of Dr. Martin Luther King, Jr. originated by, or in the possession of the Office of the Deputy Attorney General." Affidavit of Quinlan J. Shea, Jr., exhibit A.

2. On January 7, 1978, plaintiff, through his attorney, James H. Lesar, again wrote the Acting Deputy Attorney General and requested, under the Freedom of Information Act, access to "records pertaining to the assassination of Dr. Martin Luther King, Jr. which are now, or ever were, in the possession of the Office of the Attorney General of the United States." Affidavit of Quinlan J. Shea, Jr., exhibit B.

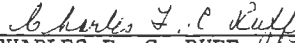
3. The searches conducted in response to plaintiff's two requests resulted in the identification of 102 documents. Affidavit of Quinlan J. Shea, Jr., paras. 6, 7 and 8.

4. After a review of the documents, the Department of Justice released 87 documents and withheld 12 documents in whole or in part. Plaintiff disclaimed any interest in 3 of the documents. Affidavit of Quinlan J. Shea, Jr., paras. 6, 7 and 8.


5. Plaintiff, through counsel, has stated in court that he contests only the information excised from one document, a 51 page memorandum dated March 31, 1976 from Robert A. Murphy, Chief, Criminal

Section, Civil Rights Division to J. Stanley Pottinger, Assistant Attorney General, Civil Rights Division. In Lesar v. United States Department of Justice, 636 F.2d 472 (D.C. Cir. 1980), the District of Columbia Circuit upheld the defendants' withholding of the material deleted from this document.


Respectfully submitted,



CHARLES F. C. RUFF
United States Attorney



ROYCE C. LAMBERTH
Assistant U.S. Attorney



JASON D. KOGAN
Assistant U.S. Attorney

UNITED STATES DISTRICT COURT
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MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS'
MOTION TO DISMISS OR, IN THE ALTERNATIVE,
FOR SUMMARY JUDGMENT

Preliminary Statement

By letter dated December 27, 1977, plaintiff, through his attorney, James H. Lesar, requested the Acting Deputy Attorney General to provide him, under the Freedom of Information Act (FOIA), with access to "records on or pertaining to the assassination of Dr. Martin Luther King, Jr. originated by, or in the possession of the Office of Deputy Attorney General." On January 7, 1978, plaintiff, through his attorney, James H. Lesar, again wrote the Acting Deputy Attorney General and requested access under the FOIA to "records pertaining to the assassination of Dr. Martin Luther King, Jr. which are now, or ever were, in the possession of the Office of the Attorney General of the United States."

The searches conducted in response to plaintiff's requests resulted in the identification of 102 documents. Of these 102 documents, only 12 documents were withheld in part. Plaintiff, through counsel, has stated in court that he contests only the information excised from one document, a 51 page memorandum dated March 31, 1976 from Robert A. Murphy, Chief, Criminal Section, Civil Rights Division to J. Stanley Pottinger, Assistant Attorney General, Civil Rights Division (Murphy Report).

I. Plaintiff's Claim With Respect To The
Murphy Report Is Barred By Res Judicata.

Res judicata operates to preclude a claim where there has been an earlier, valid, final judgment in the same cause of action between the same parties or their privies. Montana v. United States, 440 U.S. 147, 153 (1979); Parklane Hosiery Co. v. Shore, 439 U.S. 322, 326 n.5 (1979); Lawlor v. National Screen Service Corp., 349 U.S. 322, 326 (1955); 1B Moore's Federal Practice ¶ 0.405 [1], at 621 (2d ed. 1980). The earlier judgment is conclusive of the parties' rights as to all matters actually litigated, as well as to those matters which could have been litigated.

In brief, the doctrine [of res judicata] is designed to conserve judicial resources, avoid inconsistent results, engender respect for judgments of predictable and certain effect, and to prevent serial forum-shopping and piecemeal litigation. Under the doctrine, the parties to a suit and their privies are bound by a final judgment and may not relitigate any ground for relief which they already have had an opportunity to litigate -- even if they chose not to exploit that opportunity -- whether the initial judgment was erroneous or not. The appeal process is available to correct error; subsequent litigation is not. Hardison v. Alexander, 655 F.2d 1281, 1288 (D.C. Cir. 1980) (emphasis added).

Accord, Montana v. United States, supra, 440 U.S. at 153-154; Mervin v. FTC, 192 U.S. App. D.C. 212, 221, 591 F.2d 821, 830 (1978); 1B Moore's Federal Practice, supra ¶ 0.410[2] at 1163. Application of this principle here leads to the conclusion that appellant's suit is barred by res judicata.

In Lesar v. United States Department of Justice, 636 F.2d 472 (D.C. Cir. 1980), the court of appeals had before it for review whether the district court properly sustained the Department of Justice's withholding of portions of the Murphy Report under exemptions 1 and 7(C). The court of appeals agreed with the district court and held that the Department of Justice acted properly in withholding portions of the Murphy Report. With several minor exceptions, 1/ the information deleted from the Murphy Report

1/ Some portions of the Murphy Report, which had been classified at the time Lesar was decided, were declassified during this litigation. However, part of the declassified information is also protected under exemptions 7(C) and 7(D). Declaration of James P. Turner, paras. 3, 17, filed October 27, 1981. See discussion, infra, parts III and IV.

under exemptions 1 and 7(C) in Lesar is the same information deleted from the Murphy Report under exemption 1 and 7(C) in this case. See affidavit of Lewis L. Small, pp. 35-38, filed May 11, 1978 in Lesar v. United States Department of Justice, Civil Action No. 77-0692 (exhibit 1); supplemental affidavit of James P. Turner, paras. 4, 6, filed May 11, 1978 in Lesar v. United States Department of Justice, Civil Action No. 77-0692 (exhibit 2); declaration of James P. Turner, filed in the instant case on October 27, 1981. Because the withholding of the information from the Murphy Report has been actually litigated, res judicata bars plaintiff 2/ from proceeding with this law suit. 3/

2/ Although Harold Weisberg is the plaintiff in this case, and James H. Lesar was the plaintiff in Lesar v. United States Department of Justice, supra, Mr. Weisberg is certainly in privity with Mr. Lesar. In paragraph 17 of his affidavit filed on July 13, 1977 in Lesar, Mr. Lesar stated that

[d]uring the course of my representation of James Earl Ray, I have relied very heavily upon Mr. Harold Weisberg [plaintiff in this case] for advice and information regarding the assassination of Dr. King. Mr. Weisberg is far and away the most knowledgeable authority on Dr. King's assassination. All records which I obtained as a result of this suit will be made available to Mr. Weisberg for his study. In October, 1975 Mr. Weisberg was hospitalized with acute thrombophlebitis. In recent weeks his health seems to have deteriorated and he will soon undergo tests to determine whether or not surgery is needed. Because his work capacity has already diminished considerably and he may not have much longer to live, it is imperative that these records pertaining to Dr. King's assassination be made public as soon as possible.

On May 24, 1978, Mr. Weisberg also filed an affidavit in Lesar, stating, at paragraph 13:

Although this lawsuit was filed in Mr. Lesar's name, he requested that the records disclosed as a result be mailed directly to me. When I have received these records, my wife has made two copies, one for my personal use and another for Mr. Lesar.

We also note that Mr. Lesar represents Mr. Weisberg in the instant case. Given these facts, it is quite clear that Mr. Weisberg is bound by the decision in Lesar.

3/ Even if this suit were considered to be a different cause of action from that in Lesar, plaintiff would still be barred by collateral estoppel from relitigating the propriety of the withholding of information from the Murphy Report. "Under the doctrine of collateral estoppel, . . . the second action is upon a different cause of action and the judgment in the prior suit precludes relitigation of issues actually litigated and necessary to the outcome of the first action." Lawlor v. National Screen Service Corp., supra at 326. See Parklane Hosiery Co. v. Shore, supra at 326.

II. Portions Of The Murphy Report Were Properly Withheld Under Exemption One, 5 U.S.C. §552(b)(1).

Under the first exemption of the FOIA, 5 U.S.C. §552(b)(1), an agency is authorized to withhold matters that are 4/

(A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order
.....

The burden is on the agency to show that the documents were properly classified. Hayden v. National Security Agency, 608 F.2d 1381, 1384 (D.C. Cir. 1979). This burden may be met by the submission of "affidavits and other evidence to the court to show that the documents are properly classified and thus clearly exempt from disclosure." *Id* at 1386.

The district court is "required to accord substantial weight to an agency's affidavit concerning the details of the classified status of the disputed record." Military Audit Project v. Casey, 656 F.2d 724, 738 (D.C. Cir. 1981) (emphasis in original).

Classification of portions of the Murphy Report was authorized pursuant to Executive Order 12065. 5/ To be properly classified, Executive Order 12065 requires the information to fall within one of seven categories. Section 1-301. In addition, even if information falls within the criteria established in section 1-301, it still may not be classified unless release of the information is expected to cause at least identifiable damage to the national security. Section 1-302. However, if the information would reveal foreign government information or the identify of a confidential source, it is presumed that the unauthorized disclosure of such

4/ Should the Court find that plaintiff can again litigate the propriety of the classification of portions of the Murphy Report then, for the reasons stated, infra, these portions are still properly classified.

5/ The Murphy Report was originally classified under the terms of Executive Order 11,652. In connection with this litigation, the Department of Justice reviewed the Murphy Report in accordance with the requirements of Executive Order 12,065, the Executive Order currently in effect.

information will cause at least identifiable damage to the national security. Section 1-303.

"The standard that a court must follow in reviewing the agency's classification decision under Executive Order No. 12,065, then, is whether the information fits within one of the seven enumerated categories and whether unauthorized disclosure of the material reasonably could be expected to cause the requisite potential harm." Baez v. United States Department of Justice, 647 F.2d 1328, 1334 (D.C. Cir. 1980). In making its de novo determination as to the applicability of exemption one, the district courts "must recognize that the Executive departments responsible for national defense and foreign policy matters have unique insights into what adverse affects [sic] might occur as a result of public disclosures of a particular classified record." Military Audit Project v. Casey, supra, at 738, quoting S. Rep. No. 93-1200, 93rd Cong., 2d Sess. 12 (1974). See Hayden v. National Security Agency, supra at 1388 ("for us to insist that the Agency's rationale here is implausible would be to overstep the proper limits of the judicial role in FOIA review").

The Murphy Report bears the appropriate markings on its face to show it contains classified information. Also, portions of the document are properly classified pursuant to the substantive criteria of Executive Order 12,065.

Information withheld under exemption one is found on pages 3, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 22, 23, 24, 27, 30, 31, 34, 35, 37, 38 and 48 of the Murphy Report. The classified information concerns intelligence activities, sources or methods and foreign relations or foreign activities of the United States. Section 1-301 (c) and (d). Specifically, the withheld information (1) identifies intelligence sources, (2) reports information provided by intelligence sources which could lead to the identification of the source, (3) describes foreign counterintelligence operations and (4) refers to the Federal Bureau of Investigation's interest in a specific foreign relations matter in connection with a foreign counterintelligence investigation. The disclosure of this

information would cause at least identifiable damage to the national security and is therefore exempt from release under the first exemption of the FOIA. Affidavit of James P. Turner, paras. 9-14, filed October 27, 1981. See Military Audit Project v. Casey, supra; Baez v. United States Department of Justice, supra; Lesar v. United States Department of Justice, supra; Hayden v. National Security Agency, supra.

III. The Information Deleted On Pages 34 and 36 Was Properly Withheld Under Exemption 7(C).

Specifically excluded from disclosure under the FOIA are "investigative records compiled for law enforcement purposes, but only to the extent that the production of such records would. . . constitute an unwarranted invasion of personal privacy." 5 U.S.C. §552(b)(7)(C). "To determine whether this exemption is applicable, the district court must conduct a de novo review, balancing the privacy interest at stake against the public interest in disclosure." Lesar v. United States Department of Justice, supra at 486. Failure of the requester to show any substantial public interest in the disclosure of the information when balanced against the possible harm, damage or harassment to an individual requires the protection of such information under exemption 7(C). See Malloy v. U.S. Department of Justice, 457 F. Supp. 543 (D.D.C. 1978); Tarnopol v. FBI, 442 F. Supp. 5 (D.D.C. 1977).

When certain portions of the Murphy Report were declassified during this litigation, some of the declassified information contained material which required continued withholding under exemption 7(C). This information is found on pages 34 and 36 of the Murphy Report.

The Murphy Report was compiled for a law enforcement purpose, i.e., to determine whether the FBI might have been responsible in some way for Dr. King's death and whether the FBI might have had any other adverse effect on Dr. King. Affidavit of James P. Turner, para. 18, filed October 27, 1981. The specific information

withheld under exemption 7(C) pertains to an intimate aspect of Dr. King's personal life. Disclosure of this information would constitute an unwarranted invasion of the privacy of Dr. King's family by creating unnecessary public attention, embarrassment and harassment to Dr. King's family. Affidavit of James P. Turner, paras. 18, 20(U) and 20(W), filed October 27, 1981. Thus, the information was properly withheld under exemption 7(C). Lesar v. United States Department of Justice, supra at 468-88. 6/

IV. Information On Page 36 Was Properly Withheld Under Exemption 7(D).

Exempted from disclosure pursuant to subsection (b) (7) (D) of the FOIA are:

investigatory records compiled for law enforcement purposes but only to the extent that the production of such records would . . . disclose the identity of a confidential source, and, in the case of a record compiled by a criminal law enforcement authority, in the course of a criminal investigation, . . . confidential information furnished only by the confidential source.


This exemption protects "the identity of a person other than a paid informer. . . if the person provided information under an express assurance of confidentiality or in circumstances from which such an assurance would be reasonably inferred." Joint Comm. Print, House Comm. on Government Operations and Senate Comm. on the Judiciary, Freedom of Information Act and Amendments of 1974, 94th Cong., 1st Sess., 230 (1975). "[P]ublic disclosure of the identities of persons giving information to [a law enforcement agency] will most likely discourage full cooperation by such persons with [law enforcement] investigations." Malloy v. United States Department of Justice, supra at 547. Further, as the court of appeals recently explained:

6/ In Lesar, the court of appeals upheld the use of exemption 7(C) to protect the privacy of the members of Dr. King's family. Id. at 488.


Exemption 7(D) differs from other FOIA exemptions in that its applicability depends not on the specific factual contents of a particular document; instead, the pertinent question is whether the information at issue was furnished by a 'confidential source' during the course of a legitimate criminal law investigation. Once that question is answered in the affirmative, all such information obtained from the confidential source receives protection. Lesar v. United States, supra at 492.

Here, after a portion of page 36 of the Murphy Report was declassified, information identifying an FBI informant required continued withholding under exemption 7(D). This informant was given an express assurance that his identity would be kept confidential. Affidavit of James P. Turner, paras. 19 and 20(W), filed October 27, 1981. Consequently, the identity of the source is entitled to protection under exemption 7(D). See Nix v. United States, 572 F.2d 998 (4th Cir. 1978); Maroscina v. Levi, 569 F.2d 1000 (7th Cir. 1977).

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 Defendants' Motion to Dismiss, Or, In The Alternative, For Summary Judgment, Statement of Material Facts-As To Which There Is No Genuine Dispute, Memorandum of Points and Authorities In Support Thereof, and proposed Order has been mailed this 7th day of December, 1981 to plaintiff's counsel James H. Lesar, Esq., 2101 L Street, N.W., Suite 203, Washington, D.C. 20037.


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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG,)
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 Plaintiff,)
)
 v.)
)
 U.S. DEPARTMENT OF JUSTICE,)
 et al.,)
)
 Defendants.)
 _____)

ORDER

Upon consideration of defendants' motion to dismiss or, in the alternative, for summary judgment, plaintiff's opposition thereto, and the record herein, it is, by the Court, this _____ day of _____, 1981

ORDERED that defendants' motion is hereby granted and this action is dismissed for lack of jurisdiction.

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES H. LESAR,)
)
 Plaintiff)
)
 v.)
)
 UNITED STATES DEPARTMENT OF JUSTICE, ET AL.,)
)
 Defendants)

CIVIL ACTION NO.
77-0692

FILED

MAY 1 1978

AMES E. DAVEY, Clerk

AFFIDAVIT OF LEWIS L. SMALL

I, Lewis L. Small, being duly sworn, depose and say as follows:

(1) This affidavit is supplemental to an affidavit subscribed to and signed by Special Agent (SA) William N. Preusse on February 1, 1978, and is intended to expand and clarify that affidavit in all respects.

(2) I am a Special Agent of the Federal Bureau of Investigation (FBI), assigned in a supervisory capacity to the Document Classification Review Unit in the Records Management Division at FBI Headquarters, Washington, D. C.

(3) I have been authorized to classify FBI documents pursuant to Executive Order (EO) 11652, Section 2(A)(3) and 2(C), and 28 C.F.R. 17.23, et seq. My current assignment in classification matters involves a variety of duties including review of classified documents requested under the Freedom of Information Act and Privacy Act as to their suitability for continued classification, and, when indicated, declassification.

(4) I have made a personal independent examination of all documents listed hereinafter and have personal knowledge of the information set forth in those documents for which the exemption (b)(1) pursuant to Title 5, United States Code, Section 552, is claimed.

EXHIBIT "1"

(5) Documents reviewed by me are part of what is referred to as Appendix A and Appendix C to the "Report of the Department of Justice Task Force to Review the FBI Martin Luther King, Jr. Security and Assassination Investigations." My review of all classified portions of these appendices encompassed 1 volume of Appendix A and 12 volumes of Appendix C. These documents contain summaries of documents some of the originals of which were deemed to have come under a court order in the cases styled Bernard S. Lee v. Clarence M. Kelley, et al. and Southern Christian Leadership Conference v. Clarence M. Kelley, et al., Civil Action Numbers 76-1185 and 76-1186, U. S. District Court for the District of Columbia. This court order is referred to in the affidavit of Michael E. Shaheen, Jr., which was filed with the Court on February 1, 1978. Some of the originals of these documents from which the summaries came were created at a time at which the FBI did not place a classification marking on documents prepared for internal use only, despite the fact the information contained therein required classification under EO 10450, the predecessor of EO 11652.

(6) My examination was conducted in strict adherence to the standards and criteria found in EO 11652. Because these documents were classified in paragraph, and on occasion line units, my review was conducted on a paragraph-by-paragraph and where warranted, a line-by-line basis. As a result of my examination, I have concluded that each and every document or portion thereof is currently and properly classified under the applicable substantive and procedural requirements of EO 11652, and that their disclosure could reasonably be expected to cause damage to the national security as specified below.

(7) The harm in revealing certain materials withheld as classified is as follows:

(A) Intelligence Sources.

Disclosure of these materials would reveal the identities of confidential intelligence sources. These sources are of three types: sources operating in contact with a foreign establishment within the United States; sources who are either foreign nationals or American citizens having contact with foreign establishments or individuals in foreign countries; and sources who have penetrated a domestic organization which is controlled in whole or in part by a foreign power, and which is the target of a national security investigation. The need for the protection of such sources is evident.

At the very least, exposure of sources will end their particular usefulness for gathering further intelligence. Confidential sources of intelligence information can be expected to furnish information only so long as they feel secure in the knowledge that they are protected from retribution or embarrassment by the pledge of confidentiality that surrounds the information transaction. It is only with pledges of extreme secrecy that the aid of such individuals can be enlisted in the first place, and it is only through confidence in the ability to maintain extreme secrecy that such individuals can be persuaded to remain in place and act as informants over an extended period of time. Moreover, if sources cannot be given assurances that their involvement will be kept confidential, or if such assurances are not honored, intelligence sources will be difficult to find. Potential agents and informants will be discouraged and inhibited from becoming active providers of needed intelligence if the United States Government's record indicates a failure to protect such sources. Any action on the Government's part which indicates that it may fail in any way to protect its intelligence sources lessens the confidence of such sources in this country's intelligence organization. This

loss of confidence reduces the capability to attract and hold new sources and this loss of capability, in turn, diminishes the United States Government's ability to collect needed intelligence.

Additionally, these individuals, who have been willing to act as agents or informants for United States intelligence, are subject to retribution if and when they are exposed. This remains true of informants who are no longer active. For exposed sources residing abroad, the risk of the more serious forms of retaliation is particularly acute. Of course, disclosure of intelligence operations by the United States directed against any foreign establishment also risks damage to our foreign relations.

Finally, disclosure of the identities of those sources who have penetrated domestic subversive organizations, controlled in whole or in part by a foreign power, in addition to the foregoing, will reveal an intelligence method; namely, the FBI's methodology of infiltrating such organizations. Again, such exposure will decrease the FBI's intelligence capability by inviting effective countermeasures from those organizations presently subject to such investigations.

(B) Foreign Agency Cooperation.

Material that would reveal cooperation with a foreign police agency has been classified at the specific instructions of these agencies. These foreign police agencies specify that all cooperation they afford us should be held in strict confidence. Failure to honor confidential agreements established between the FBI and these foreign agencies will cause them to cease to provide cooperation. Loss of such cooperation would be a serious blow to the intelligence gathering abilities of the United States, thereby adversely impacting on the national defense. Furthermore, the violation of our promise of confidentiality risks damage to our relations with the countries in which these foreign police agencies are located.

(8) The pages listed immediately below in paragraphs (9) and (11), which were attached as part of Exhibit I to the affidavit of Michael E. Shaheen, Jr., filed with the Court on February 1, 1978, come within the scope of the request. The pages specifically examined by the affiant in Appendix A and C are identified by numbers which appear circled in the bottom center portion of the pages. The circled numbers appear sequentially, but appear only on pages which contain classified information. The pages attached to the affidavit of Michael E. Shaheen, Jr., from Volumes 2, 3, 4 and 5 of Appendix C were divided for purposes of convenience into the pages which pertained to the assassination of Dr. Martin Luther King, Jr., (MURKIN) and the pages which pertained to the security-type investigation conducted of Dr. King (SECURITY). This affidavit utilizes the same division.

(9) The following pages contained in Appendix A are currently and properly classified as is indicated as follows:

Page 1, paragraph 1, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 1, paragraph 3, was classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 2, paragraph 3, was classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 2A, paragraph 2, a handwritten notation following paragraph 1, furnished in Exhibit I, not previously identified by page number, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 3, paragraph 2, was classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 4, paragraph 13, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 5, paragraph 3, was classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 5, paragraph 4, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 5A, not previously included in Exhibit I and attached hereto as Exhibit A, paragraphs 1, 2, 3 and 4, were classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 5A, paragraphs 5 and 6, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 5B, not previously included in Exhibit I and attached hereto as Exhibit B, paragraphs 1 and 3, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 5B, paragraph 2, was classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 6, paragraph 2, was classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 6, paragraph 4, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 7, paragraph 1, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 7, paragraph 2, a portion of line 1, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 7A, not previously included in Exhibit I and attached hereto as Exhibit C, paragraphs 1 and 2, were classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 7A, paragraph 3, was classified Confidential on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 7A, paragraphs 4 and 5, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 8, paragraphs 1 and 2, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 9, paragraph 1, was classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 10, paragraphs 3 and 9 through 16, were classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 10, paragraphs 4 through 8, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 11, paragraphs 17, 26 and 27, were classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in specific foreign relations matter or place an individual in physical jeopardy.

Page 11, paragraphs 19 through 25 and 28 through 30, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 12, paragraphs 34 through 35, were classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 12, paragraphs 36 through 40, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 13, paragraphs 41 and 55 through 58, were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 13, paragraphs 51 through 53, were classified Top Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 13, paragraph 54, was classified Confidential on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter or place an individual in physical jeopardy.

Page 14, paragraphs 59 through 62 and 72 through 74 were classified Secret on January 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter, or place an individual in physical jeopardy.

(10) Additionally, within Appendix A an 11-page document referred to within Appendix A as "Exhibit 17" and a one-page document referred to within Appendix A as "Exhibit 18" were exempted in their entirety per classification dated January 17, 1977, by classification officer 4915 pursuant to Executive Order 11652, inasmuch as release of the information contained therein could reveal an intelligence source as described above, reveal the FBI's interest in a specific foreign relations matter, as described above, or place an individual in physical jeopardy.

(11) The following pages contained in Appendix C are properly classified with the appropriate exemption and classification officer provided:

VOLUME I MURKIN

Page 1, paragraph 2, was classified Secret on December 8, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 1, paragraph 5, was classified Top Secret on December 8, 1977, by Classifying Officer 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME II SECURITY

Page 1, paragraph 1, was classified Confidential on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraph 3, was classified Confidential on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraphs 4 and 5, were classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 3, paragraphs 2 and 3, were classified Secret on December 16, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

VOLUME II MURKIN

Page 1, paragraph 4, was classified Top Secret on December 8, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraphs 14 and 15, were classified Secret on December 8, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 3, paragraph 3, was classified Secret on December 8, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME III MURKIN

No classified pages.

VOLUME III SECURITY

Page 1, paragraphs 1 and 2, were classified Confidential on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 1, paragraph 3, was classified Secret on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraph 4, was classified Confidential on May 16, 1977 by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 3, paragraph 2, was classified Confidential on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 4, paragraphs 2 and 3, were classified Secret on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 5, paragraph 1, was classified Confidential on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 6, paragraph 3, was classified Confidential on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 7, paragraphs 13 and 14, were classified Secret on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

VOLUME IV MURKIN

No classified pages.

VOLUME IV SECURITY

Page 1, paragraph 1, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 1A, paragraph 7, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraph 6, was classified Secret on May 6, 1977 by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 3, paragraph 15, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 4, paragraphs 2 and 5, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 5, paragraph 5, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 6, paragraphs 5 and 11, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 6, paragraph 16, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 7, paragraph 1, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 8, paragraph 10, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 9, paragraphs 5 and 6, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 10, paragraph 3, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 11, paragraph 1, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 12, paragraph 2, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 13, paragraphs 1, 2 and 6 (previously identified as paragraph 7), were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 14, paragraph 2, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME V MURKIN

No classified pages.

VOLUME V SECURITY

Page 1, paragraph 3, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraphs 2, 6, and 8, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 2, paragraph 5, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 3, paragraphs 1 and 2, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 3, paragraph 3, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 4, paragraph 1, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 5, paragraph 1, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order number 11652, as its disclosure could reveal an intelligence source as described above.

Page 6, paragraph 2, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 7, paragraphs 1, 2, 4, and 5, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 8, paragraph 2, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 8A, (which has previously been identified in the lower right corner as page 208), paragraphs 1 and 2, were classified Confidential pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above. This document was inadvertently not stamped by the Classifying Officer.

Page 9, paragraph 8, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 10, paragraph 2, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME VI

Page 1, paragraph 9, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraph 2, was classified Top Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraphs 7 and 8, were classified Secret on May 12, 1977 by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 3, paragraphs 1, 2, 7, 8, 11 and 12, were classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 4, paragraph 1, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 5, paragraphs 1, 5, 6, 7 and 9, were classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 6, paragraphs 1, 2 and 12, were classified Secret on May 12, 1977 by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 7, paragraph 6, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 8, paragraph 2, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 9, paragraphs 1, 5, 6, 7, 9, 11 and 12 were classified Secret on May 25, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 10, paragraph 5, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 11, paragraph 2, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 12, paragraph 8, was classified Top Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 13, paragraphs 1 and 2, were classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 14, paragraphs 1 and 2, were classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 15, paragraphs 4 and 5, were classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 16, paragraph 8, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 17, paragraphs 3 and 4, were classified Secret on January 17, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 18, paragraph 3, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 19, paragraph 10, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, and reveal the FBI's interest in a specific foreign relations matter.

Page 20, paragraph 13, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, and reveal the FBI's interest in a specific foreign relations matter.

Page 21, paragraph 2, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's cooperation with a foreign agency and an intelligence source as described above.

Page 22, paragraph 1, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 23, paragraph 7, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 24, paragraph 1, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 25, paragraph 6, was classified Confidential on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 26, paragraph 7, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 27, paragraphs 4 and 7, were classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal the FBI's cooperation with a foreign agency, an intelligence source as described above, and the FBI's interest in a specific foreign relations matter.

Page 27, paragraph 8, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's cooperation with a foreign agency, as described above, and the FBI's interest in a specific foreign relations matter.

Page 28, paragraph 5, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's cooperation with a foreign agency as described above.

Page 29, paragraph 1, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's cooperation with a foreign agency as described above.

Page 30, paragraph 2, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's cooperation with a foreign agency as described above.

Page 31, paragraph 2, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source and the FBI's cooperation with a foreign agency as described above.

Page 32, paragraph 10, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 33, paragraph 6, was classified Confidential on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 34, paragraph 3, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's cooperation with a foreign agency as described above.

Page 35, paragraph 1, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 36, paragraph 13, was classified Confidential on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 37, paragraph 12, was classified Confidential on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 38, paragraph 7, was classified Confidential on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 39, paragraph 6, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 40, paragraph 3, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 41, paragraph 1, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 42, paragraph 4, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 43, paragraph 6, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 44, paragraphs 2 and 3, were classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 45, paragraph 4, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 46, paragraphs 1, 3, and 4, were classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 47, paragraph 9, was classified Top Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 48, paragraph 1, was classified Secret on May 12, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 49, paragraph 3, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 50, paragraph 8, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 51, paragraphs 1 and 5, were classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 51, paragraph 2, was classified Confidential on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's cooperation with a foreign agency as described above.

Page 52, paragraphs 4 and 5, were classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 53, paragraph 5, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 54, paragraph 5, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 55, paragraph 6, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 56, paragraph 1, (previously identified as paragraph 7), was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 57, paragraph 7, was classified Secret on December 21, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME VII

Page 1, paragraph 1, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 1, paragraphs 2, 4, 5, 6, 7 and 11, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 1, paragraph 12, was classified Top Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, all paragraphs, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 3, paragraph 2, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 4, paragraphs 1 and 6, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 4, paragraphs 7 and 8, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 5, paragraphs 1, 4, 8, 11 and 13, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 5, paragraphs 6 and 12, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 6, paragraphs 1, 2, 3, 4, 5 and 7, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 7, paragraphs 1, 2, 3, 4, 5, 6, 7 and 8, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 8, paragraphs 1, 4, 5, 6 and 8, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 8, paragraphs 2 and 9, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 9, paragraph 1, was previously listed as being classified. The information in this paragraph is unclassified and was included in EXHIBIT I.

Page 9, paragraphs 3, 5, 7, 8 and 10, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 9, paragraphs 4 and 11, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 10, paragraphs 2, 3, 11, 12, 13, 14 and 15, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 10, paragraphs 6, 7, 8, 9 and 10, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 11, paragraphs 2 and 3, were classified Confidential on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 12, paragraphs 2, 3 and 6, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 12, paragraphs 4 and 5, (and the notation in the margin), were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 12, paragraph 7, was previously listed as being classified. The information in this paragraph is unclassified and was included in EXHIBIT I.

Page 13, paragraphs 2, 4 and 9, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 13, paragraphs 3, 6, 7, 8, 11 and 12, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 14, paragraphs 1, 2 and 10, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 14, paragraphs 4, 5, 7, 8 and 9, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 15, paragraphs 1, 3, 5 and 7, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 15, paragraphs 2 and 9, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 16, paragraph 2, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 16, paragraph 11, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 17, paragraph 8, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 17, paragraphs 9, 10, 11, 13 and 14, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 18, paragraphs 1, 2, 3, 4, 5, 6, 7, 8 and 10, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 19 was previously listed as containing classified information. Upon subsequent review it was found that page 19 contains no classified material and was included in EXHIBIT I.

Page 20, (previously identified as page 19), paragraphs 2, 4, 5 and 6, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 20, (previously identified as page 19), paragraph 7, was classified Top Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 20, (previously identified as page 19), paragraphs 8 and 10, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 21, (previously identified as page 20), paragraphs 2, 3, 4, 5, 6 and 7, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 21, (previously identified as page 20), paragraphs 8 and 10, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 22, (previously identified as page 21), paragraphs 3 and 10, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 22, (previously identified as page 21), paragraphs 8, 9 and 11, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 23, (previously identified as page 22), paragraphs 3 and 4, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 23, (previously identified as page 22), paragraphs 5, 6 and 7, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 24, (previously identified as page 23), paragraphs 1, 2, 3 and 4, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 25, (previously identified as page 24), paragraphs 2, 4, 5, 6, 7, 8, 9, 10 and 11, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 26, (previously identified as page 25), paragraph 9, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 27, (previously identified as page 26), paragraph 6, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 27, (previously identified as page 26), paragraph 13, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 28, (previously identified as page 27), paragraph 2, was classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 28, (previously identified as page 27), paragraph 3, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 29, (previously identified as page 28), paragraphs 1 and 2, were classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 29, (previously identified as page 28), paragraphs 4, 5, 6, 8, 9, 10 and 11, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 30, (previously identified as page 29), paragraphs 2, 3, 4, 5, 6, 8 and 9, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 31, (previously identified as page 30), paragraphs 1, 2, 3, 4, 5, 6, 7 and 8, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 32, (previously identified as page 31), paragraphs 1, 2, 3, 5, 6 and 13, were classified Confidential on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 32, (previously identified as page 31), paragraph 8, was classified Secret on May 6, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME VIII

Page 1, paragraph 6, was classified Secret on December 16, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraph 4, was classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 3, paragraph 1, was classified Secret on December 16, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 4, paragraphs 2 and 3, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 5, paragraphs 6, 7, 8, 9, 10, 11, 12, 13 and 14, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 6, paragraph 1, was classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 7, paragraph 1, was classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 8, paragraph 1, was classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 8, paragraph 2, was classified Top Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 9, paragraphs 2, 5, 6 and 7, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 9, paragraphs 3 and 4, were classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 10, paragraphs 1, 2 and 3, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 11, paragraphs 2, 4, 6 and 7, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 12, paragraph 2, was classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 13, paragraphs 3 and 4, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 14, paragraphs 1, 4, 10 and 11, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 14, paragraph 2, was classified Top Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 14, paragraphs 8 and 9, were classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 15, paragraphs 13, 14, 15, 16, 17 and 18, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 16, paragraphs 1, 5 and 9, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 16, paragraphs 7 and 8, were classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 17, paragraph 2, was classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 18, paragraph 3, was classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 19, paragraphs 2 and 3, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 20, paragraph 2, was classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 21, paragraphs 2, 3, 5, 6 and 7, were classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 22, paragraphs 1 and 2, were classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 23, paragraph 1, was classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 24, paragraph 1, was classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 25, paragraph 1, was classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 26, paragraphs 2 and 3, were classified Secret on May 10, 1977, by Classifying Officer number 4915, pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 26, paragraph 4, was classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 27, paragraph 1, was classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 28, paragraphs 1 and 2, were classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 29, paragraph 1, was classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above. .

Page 30, the title and paragraph 1, were classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 31, the title and paragraph 1, were classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 32, the title and paragraph 1, were classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 33, paragraph 1, was classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME IX

Page 1, paragraph 10, was classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's interest in a specific foreign relations matter.

Page 2, paragraph 2, was classified Secret on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 3, paragraph 9, was classified Secret on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 4, paragraph 1, was classified Secret on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 5, paragraphs 3, 4, 5 and 6, were classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 6, paragraph 2, was classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 7, paragraph 5, was classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's interest in a specific foreign relations matter.

Page 8, paragraph 5, was classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 9, paragraph 1, was classified Secret on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 9, paragraph 2, was classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 10, paragraphs 3 and 7, were classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 11, paragraph 1, was classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 12, paragraph 7, was classified Secret on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's interest in a specific foreign relations matter.

Page 13, paragraph 1, was classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 14, paragraph 6, was classified Secret on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 15, paragraphs 2 and 9, were classified Secret on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 16, paragraph 3, was classified Confidential on January 10, 1978, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 17, paragraphs 3 and 4, were classified Confidential on May 9, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 18, paragraphs 4 and 5, were classified Confidential on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 19, paragraph 7, was classified Secret on May 10, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

VOLUME X

Page 1, paragraph 7, was classified Secret on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraph 6, was classified Secret on May 16, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 3, paragraph 6, was classified Secret on December 20, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal the FBI's interest in a specific foreign relations matter.

VOLUME XI

Page 1, paragraph 1, was classified Top Secret on May 17, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 2, paragraphs 1 and 12, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 3, paragraphs 1 and 2, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 4, paragraphs 4, 8 and 10, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 5, paragraphs 7, 14 and 16, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 6, paragraphs 1 and 6, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 7, paragraph 4, was classified Secret on December 14, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 8, paragraphs 6 and 11, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 9, paragraph 2, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 10, paragraphs 6 and 9, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 11, paragraph 8, was classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 12, paragraphs 2 and 3, were classified Secret on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 13, paragraphs 8 and 9, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 14, paragraph 5, was classified Secret on December 14, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 14, paragraph 8, was classified Confidential on December 14, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 15, paragraphs 5 and 7, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 15, paragraph 6, was classified Secret on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 16, paragraph 3, was classified Secret on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 16, paragraphs 4, 8 and 9, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 17, paragraph 4, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 17, paragraph 5, was classified Confidential on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 18, paragraphs 1, 2, 3, 4, 5, 7 and 8, were classified Secret on December 14, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 18, paragraph 11, was classified Confidential on December 14, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 19, paragraph 6, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 20, paragraph 1, was classified Top Secret on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 21, the bottom of paragraph 1, was classified Confidential on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 22, paragraphs 10 and 11, were classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 23, paragraph 2, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 24, paragraph 9, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 25, paragraphs 4 and 5, were classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source, as described above, and the FBI's interest in a specific foreign relations matter.

Page 26, paragraphs 1, 2 and 7, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 27, paragraphs 1, 4 and 6, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 28, paragraphs 3 and 6, were classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 29, paragraph 9, was classified Confidential on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 30, paragraph 10, was classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 31, paragraph 1, was classified Secret on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 43, paragraph 1, was classified Confidential on December 15, 1977, by Classifying Officer number 6922, pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 44, paragraph 8, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 45, paragraphs 1, 2 and 5, were classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 46, paragraph 7, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 47, paragraph 9, was classified Confidential on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 48, paragraphs 1, 2 and 4, were classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 49, paragraph 5, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 50, paragraph 2, was classified Secret on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 51, paragraph 2, was classified Secret on May 11, 1977, by Classifying Officer number 4915 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 52, paragraph 8, was classified Confidential on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 53, paragraph 1, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 53, paragraphs 3 and 6, were classified Confidential on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 54, paragraph 1, was classified Secret on December 15, 1977, by Classifying Officer number 6922 pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

the documents were also reviewed by William N. Preusse of the Document Classification and Review Section, Federal Bureau of Investigation. Classification was then reviewed and endorsed by the Department of Justice Classification Review Committee.

(15) As a result of the Department's Classification review, the determination was made that certain portions of the subject documents no longer warrant classification. Other portions of the documents were determined to warrant reclassification as Top Secret, since disclosure thereof would reveal the most sensitive of the Federal Bureau of Investigation's national security informants in certain organizations.

(16) Inasmuch as multiple source and not single source derivative material was utilized in these documents, final reclassification authority rests with the First Deputy Assistant Attorney General for the Civil Rights Division, pursuant to Title 28, Code of Federal Regulations, Section 17.23. Therefore, with the guidance and concurrence of the Department of Justice Classification Review Committee, the Document Classification and Review Section of the Federal Bureau of Investigation and the Chief, Security Programs Group, Office of Management and Finance, First Deputy Assistant Attorney General James P. Turner regraded the classification of certain national security information contained in the subject documents from Secret to Top Secret, and declassified most of the other information contained herein, in accordance with Title 28, Code of Federal Regulations, Section 17.26.

(17) My examination was conducted in strict adherence to the standards and criteria found in EO 11652. Because these documents were classified in paragraph units, my review was conducted on a paragraph by paragraph basis. As a result of my examination, I have concluded that each and every document

or portion thereof is currently and properly classified under the applicable substantive and procedural requirements of EO 11652, and that their disclosure could reasonably be expected to cause damage to the national security as specified below.

Those portions of the subject document dated April 9, 1976, are currently and properly classified as is indicated below:

Page 2, paragraph 2 continuing to the top of page 3, was classified Top Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above, or the FBI's interest in a specific foreign relations matter.

Page 8, paragraph 2 and its title, were classified Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above, or the FBI's interest in a specific foreign relations matter.

Those portions of the subject document dated March 31, 1976, currently and properly classified as is indicated below:

Page 3, paragraph 1, was classified Top Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 8, paragraph 2, was classified Top Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 9, paragraphs 2 and 3, were classified Top Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 10, paragraphs 1 and 2, were classified Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as their disclosure could reveal an intelligence source as described above.

Page 11, paragraph 2, was classified Top Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 12, paragraph 3, was classified Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

Page 12, paragraph 5, was classified Top Secret on December 2, 1977, by Classifying Officer James P. Turner pursuant to Executive Order 11652, as its disclosure could reveal an intelligence source as described above.

~~TOP SECRET~~

[REDACTED]

(b)(1)

Financial Support

[REDACTED]

(b)(1)

Hunter Pitts O'Dell (B)

[REDACTED]

(b)(1)

[REDACTED]

(b)(1)

~~TOP SECRET~~

(5B)

EXHIBIT B

~~TOP SECRET~~

(b)(1)

[REDACTED]

(b)(1)

[REDACTED]

(b)(1)

The Second Factor

[REDACTED]

(b)(1)

Moves Being Considered

[REDACTED]

(b)(1)

[REDACTED]

(b)(1)

~~TOP SECRET~~

(7A)

EXHIBIT C

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JAMES HIRAM LESAR,)
)
 Plaintiff,)
)
 v.)
)
 U.S. DEPARTMENT OF JUSTICE, ET AL.)
)
 Defendants.)

Civil Action No. 77-0692

FILED

1978

AMES E. DAVEY, Clerk

SUPPLEMENTAL AFFIDAVIT OF JAMES P. TURNER

I, James P. Turner, being duly sworn, depose and say as follows:

1. I am the First Deputy Assistant Attorney General for the Civil Rights Division of the U.S. Department of Justice in Washington, D.C.

Pursuant to the memorandum dated July 7, 1975, I was designated by the Attorney General as a Top Secret Classifying Authority in accordance with Title 28, Code of Federal Regulations, Section 17.23.

By Civil Rights Division Memorandum 75-2, dated September 16, 1975, in accordance with Title 28, Code of Federal Regulations, Section 0.5, Appendix J, the authority previously delegated to the Assistant Attorney General, Civil Rights Division, to grant or deny requests made pursuant to the Freedom of Information Act, was delegated to the First Deputy Assistant Attorney General, Civil Rights Division.

The facts stated in this affidavit are based upon my personal knowledge of the processing and reclassification of the Civil Rights Division documents which are the subject of Plaintiff's suit and upon information obtained by me in my official capacity. This affidavit is offered as a supplementation and clarification of my January 6, 1978 affidavit filed with the Court on February 1, 1978.

EXHIBIT "2"

2. I reviewed the documents sought under Item 2 of Plaintiff's February 7, 1977 Freedom of Information Act request and determined that, on the basis of their Secret classification, they were exempt from disclosure pursuant to Title 5, United States Code, Section 552(b)(1). I further determined that, regardless of their classified status, these documents were also exempt from mandatory disclosure pursuant to Title 5, United States Code, Section 552(b)(5), and that portions were exempt from mandatory disclosure pursuant to Title 5, United States Code, Section 552(b)(7)(C) and (E). I advised Plaintiff of my determination by letter of March 9, 1977. [A true copy of this letter is attached to and made a part of my January 6, 1978 affidavit as Exhibit A.]

3. As a result of Plaintiff's administrative appeal from my March 9, 1977 denial of the documents sought under Item 2 of Plaintiff's request, the classification of the subject documents was reviewed pursuant to Title 28, Code of Federal Regulations, Section 17.38(a)(2).

The subject documents were initially reviewed for classification propriety by Debra J. Kossow, Office of the Deputy Attorney General. In view of the fact that the classified information contained therein is derived from multiple source documents classified by the Federal Bureau of Investigation, the documents were also reviewed by William N. Preusse of the Document Classification and Review Section, Federal Bureau of Investigation.

As a result of the Département's Classification review, the determination was made that certain portions of the subject documents no longer required classification. Other portions of the documents were determined to warrant reclassification as

Top Secret since disclosure thereof would reveal the most sensitive of the Federal Bureau of Investigation's national security informants in certain organizations. Classification was then reviewed and endorsed by the Department of Justice Classification Review Committee which found the remaining classified information to warrant continued classification under sections 5(B)(2) and (3) of Executive Order 11652.

Inasmuch as multiple source and not single source derivative material was utilized in the documents responsive to Item 2 of Plaintiff's request, final reclassification authority rests with the First Deputy Assistant Attorney General for the Civil Rights Division, pursuant to Title 28, Code of Federal Regulations, Sections 17.23-28. Therefore, with the guidance and concurrence of the Department of Justice Classification Review Committee, the Document Classification and Review Section of the Federal Bureau of Investigation and the Chief, Security Programs Group, Office of Management and Finance, I regraded the classification of certain national security information contained in the subject documents from Secret to Top Secret, downgraded the classification of certain national security information from Secret to Confidential and declassified most of the information contained in the subject documents, in accordance with Title 28, Code of Federal Regulations, Sections 17.23-28.

4. Upon further review of the declassified portions of the subject documents sought by Item 2 of Plaintiff's request, I determined that certain information contained therein should continue to be withheld pursuant to Title 5, United States Code, Section 552(b)(7)(C), since disclosure thereof would constitute a clearly unwarranted invasion of the personal privacy of Dr. King's family and/or certain third parties. This determination

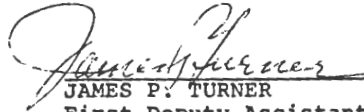
was upheld by the Deputy Attorney General and Plaintiff was so advised by letter of October 31, 1977. [A true copy of this letter is attached to and made a part of the January 10, 1978 Affidavit of Salliann Messenger Dougherty as Exhibit H.]

5. On the basis of my reclassification and review action and the Deputy Attorney General's October 31, 1977 administrative appeal decision, Salliann M. Dougherty, Freedom of Information/Privacy Act Officer for the Civil Rights Division, again reviewed the documents responsive to Item 2 of Plaintiff's request. Pursuant to Title 5, United States Code, Section 552(b)(1) and (b)(7)(C), the Freedom of Information/Privacy Act Officer excised all exempt information from the copies of the subject documents to be disclosed to Plaintiff. I then reviewed the responsive Civil Rights Division documents for final supplemental release action.

6. By letter of December 15, 1977, I provided Plaintiff with copies of the April 9, 1976 and March 31, 1976 intra-agency memoranda responsive to Item 2 of Plaintiff's February 7, 1977 Freedom of Information Act request. Plaintiff was advised that portions of the April 9, 1976 memorandum and one of the two March 31, 1976 memoranda (the one consisting of 51 pages) would continue to be withheld pursuant to Title 5, United States Code, Section 552(b)(1) because those portions warrant continued classification under Subsections 5(B)(2) and (3) of Executive Order 11652. Those portions of the subject documents are currently and properly classified as is indicated in Paragraph 13 of the Affidavit of Lewis L. Small. The declassified portions of the April 9, 1976 and March 31, 1976 memoranda were released to Plaintiff, subject only to excisions of names and other identifying data the disclosure of which would constitute a clearly unwarranted invasion of the personal privacy of Dr. King's family and/or certain third

parties. This information is not known to be within the public domain and is exempt from mandatory disclosure pursuant to Title 5, United States Code, Section 552(b)(7)(C).

Plaintiff was also provided a copy of the other March 31, 1976 intra-agency memoranda sought under Item 2 of Plaintiff's request. As a result of my reclassification action, this document was completely declassified and was disclosed to Plaintiff in its entirety, since it contains no information protected under Title 5, United States Code, Section 552(b)(7)(C). [A true copy of the Civil Rights Division's December 15, 1977 letter and expurgated copies of the subject documents are attached hereto and made a part hereof as Exhibit A.]



JAMES P. TURNER
First Deputy Assistant Attorney
General
Civil Rights Division
U.S. Department of Justice

Subscribed and sworn before me
this 17th day of May, 1978


NOTARY PUBLIC

My commission expires on February 14, 1983.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG,)
)
 Plaintiff,)
)
 v.) Civil Action No. 81-0023
)
 UNITED STATES DEPARTMENT)
 OF JUSTICE, et. al.,)
)
 Defendants.)
)
 _____)

SUPPLEMENTAL DECLARATION OF JAMES P. TURNER

I, James P. Turner, hereby declare and say as follows:

(1) I am Principal Deputy Assistant Attorney General of the Civil Rights Division of the Department of Justice. The matters stated herein are based upon my knowledge and upon my personal review and consideration of information available to me in my official capacity. I have been designated by the Attorney General, United States Department of Justice, as an original Top Secret classification authority¹ and a declassification authority² in accordance with Title 28, Code of Federal Regulations, Sections 17.9 and 17.36, respectively.

(2) By Civil Rights Division Memorandum 78-1 appearing at 43 Fed. Reg. 37686, August 24, 1978, and in accordance with 28 C.F.R. 0.5, Appendix J, the authority previously delegated to the Assistant Attorney General, Civil Rights Division, to grant or deny requests made pursuant to the Freedom of Information Act, was delegated to the Principal Deputy Assistant Attorney General, Civil Rights Division.

1 Executive Order (EO) 12065, §§ 1-201 and 1-204.

2 Id., § 3-103.

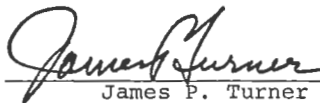
(3) This declaration is offered as a supplement to my declaration of October 23, 1981, and concerns portions of three paragraphs which were inadvertently excised from Exhibit B of that declaration due to administrative errors.

(4) A portion of page five, paragraph one was originally withheld from James H. Lesar in 1977 and was subsequently released to another requester in 1979. A copy of the page as it was released to Mr. Lesar in 1977 was incorrectly used when processing copies of the document for Exhibit B. Attached as Exhibit C is a copy of the page as it was released in 1979.

(5) Four words on page eleven, paragraph three and one word on page forty-four, paragraph two were inadvertently excised as the result of administrative errors in reproducing the original excisions. Correctly redacted copies of each page are attached as Exhibit D.

(6) In addition, several words were omitted from paragraph (13) of my declaration as the result of a typographical error. The first sentence of the paragraph should be as follows: "As the investigations regarding foreign intelligence and foreign counterintelligence in the United States are among the most important missions of the FBI, I have classified this material at the "Secret" as well as "Confidential" levels."

I declare under penalty of perjury that all of the above is true and correct to the best of my knowledge.


James P. Turner

Executed on December 2, 1981.

UNCLASSIFIED

- 5 -

~~SECRET~~

The major operating division on this matter was the Domestic Intelligence Division headed by Assistant Director William C. Sullivan and number one man Joseph A. Sizoo. Sullivan was later fired and is now in poor health following a heart problem. He lives in Sugar Hill, Vt. Sizoo has retired and lives in Whispering Pines, N.C. The sections in this division that were involved are the Subversive Control Section, which focused on individual security subjects and the Internal Security Section which focused on organizations and certain key individuals. This section, for example, handled the Smith Act prosecutions. When the bureau first started its coverage of Dr. King, it was handled in Subversive Control; when the investigation was intensified it was transferred to Internal Security. (u)

The Subversive Control Section was headed by James Bland whose number one man was Paul Cox. Both are now retired. The Internal Security Section was headed by Fred J. Baumgardner, assisted first by Dick Corman and later by Charles Brennan. Baumgardner is retired, [REDACTED]

b7c [REDACTED] Corman and Brennan are both retired. Within that section the King case was handled initially by William Forsythe (now deceased) and then continuously by [REDACTED] b7c [REDACTED] a unit chief who is still with the Bureau. (u)

The SCLC was headed by Dr. King. His principal associates in SCLC included Rev. Ralph Abernathy, Congressman Andrew Young and Congressman Walter Fauntroy. He also sought advice from Stanley Levison, Clarence Jones, [REDACTED]

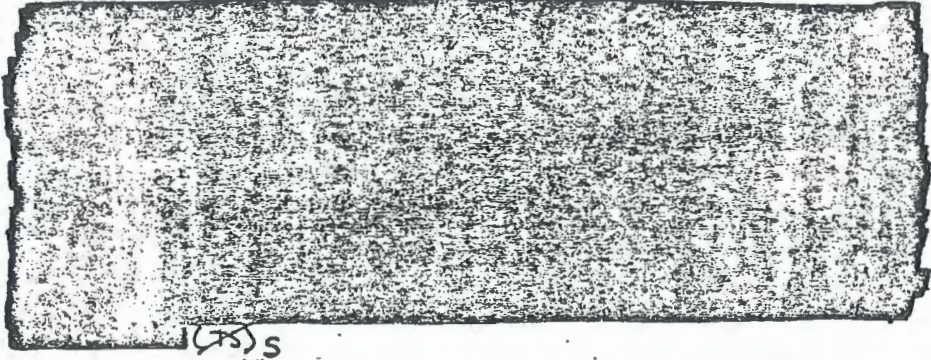
b7c [REDACTED] (u)

UNCLASSIFIED

EXHIBIT C

~~TOP SECRET~~

In April, the Atlanta office of the FBI submitted a 37 page monograph on Dr. King which included a statement that information obtained during a three year period ending in September 1961 indicated no communist influence on King or SCLC. On May 10, FBI Headquarters advised the SAC in Atlanta that his conclusion was not consistent with facts mentioned elsewhere in the monograph and instructed him to delete that conclusion from the monograph. The next day, Hoover placed King in Section A of the Reserve Index, labeled Communist. (u)



(S) S

In June 1962 the SAC in New York sent memoranda to the Bureau reporting that King and [redacted] had met and that [redacted] He speculated about whether the Attorney General might be able to [redacted]

b7c

This points up an inconsistency in the attitude of the Bureau concerning [redacted] On one hand, [redacted] was referred to in some Bureau memos as [redacted]

In others he was cited as part of the proof of [redacted] The Bureau also reported King's reaction to stories that [redacted] (u)

~~TOP SECRET~~

EXHIBIT D

UNCLASSIFIED ~~SECRET~~ 44 -

~~SECRET~~

E. Early 1965

On January 5, 1965, Atlanta advised Headquarters that King was becoming more and more upset, that he blamed the FBI and felt his phone was tapped. On the same day a report was made on the previously ordered review of King's writings and books in an effort to detect possible communist influence. The conclusion was that there were certain parallels but no casual link. On January 6, New York was directed to discreetly cover King in New York by physical and electronic surveillance because he might meet a woman there. The memo indicated, "security is paramount". Also on the sixth the SAC in Atlanta called the Bureau and reported that the wire-taps indicated that King was very nervous and upset and was not sleeping well. He believed the Bureau had his phone tapped. King said a tape and letter which referred to the [redacted] had been sent to his home and his wife had read the letter. King said: "They are out to break me". The SAC knew nothing of the tape. King said in a tapped conversation that he needed to talk with Hoover or DeLoach. (U)

b7c

The so-called [redacted] had actually been mailed in late November 1964 by Lish Whitson, a former agent who flew to Florida at Sullivan's instructions. Sullivan had previously told [redacted] to keep the microphone tapes together. Phillips was told to give some of the tapes to John Matter of the lab. He now thinks he [redacted] - When Matter returned the tapes, there was a composite added. Sullivan had [redacted] get him non-watermarked stationery. Sullivan took the tapes and the stationery and later gave [redacted] a package to deliver to Whitson. The tape was accompanied by a letter advising King that [redacted] Apparently King did not listen to the tape until he returned from Oslo. His wife is supposed to have listened to it also. (U)

b7c

UNCLASSIFIED

~~SECRET~~