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January 6, 1982

Mr. Jason Kogan
Assistant United States Attorney
United States Courthouse
Washington, D.C. 20001

Re: Weisberg v. Department of
Justice, C.A. No. 81-0023

Dear Mr. Kogan:

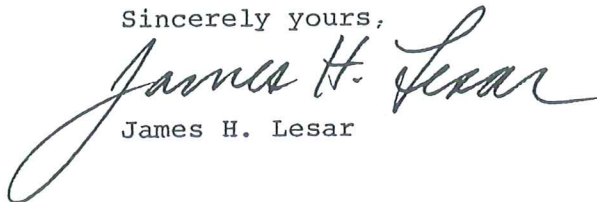
Pursuant to Section (a)(4)(E) of the Freedom of Information Act, 5 U.S.C. § 552, Mr. Weisberg is requesting payment of attorney's fees and costs reasonably incurred in the above litigation. The total amount of fees and costs requested is \$907.44. This breaks down as follows: attorney's fees \$820.00 (8.2 hours at \$100 per hour), and expenses \$87.44 (\$58.23 for xeroxing, \$19.21 for long distance phone calls, and \$10 for the filing fee). An itemization of attorney's time and the phone and xerox expenses is contained on the attached sheet.

Mr. Weisberg's claim that he has "substantially prevailed" is based on the facts that (1) he received no records at all until after he filed suit, notwithstanding the fact that more than three years had passed since his request; and (2) even after an initial release was made, the litigation resulted in further disclosures.

I hope we will be able to settle this claim quickly, without further resort to litigation. I would appreciate it if you would promptly advise me as to whether your client is inclined to settle, as this may obviate the need for me to any further action in this case.

If you have any further questions, please do not hesitate to give me a call.

Sincerely yours,


James H. Lesar

ITEMIZATION OF ATTORNEY'S TIME

<u>Date</u>	<u>Service Performed</u>	<u>Time</u>
1/2/81	Complaint	1.0 hrs.
1/22/81	<u>Vaughn v. Rosen</u> motion	1.0 hrs.
2/16/81	Response to Opposition to <u>Vaughn</u> motion	0.2 hrs.
3/10/81	Phone call--Jason Kogan	0.2
4/23/81	Conference with client	0.2
10/28/81	Review of government affidavit, phone conversation with client	1.9 hrs.
10/29/81	Status call and preparation therefore	1.5 hrs.
10/30/81	phone call--David Garrow	.3 hrs.
11/3/81	phone call--David Garrow	.4 hrs.
11/2/81	Review of Weisberg correspondence, calls to Weisberg, Garrow	.9 hrs.
11/4/81	phone call to Garrow re affidavit	.3 hrs.
12/17/81	phone call to Weisberg	<u>.3 hrs.</u>

TOTAL: . . . 8.2 hrs.

Expenses

A. Xeroxing

1/22/81	\$ 3.82
2/17/81	3.44
4/7/81	5.04
4/28/81	20.93
5/5/81	3.05
10/31/81	17.18
12/8/81	<u>4.77</u>

TOTAL: \$58.23

B. Phone

10/28/81	\$ 10.68
10/30/81	7.19
11/3/81	<u>1.34</u>

TOTAL: \$ 19.21