



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

APR 12 1984

James H. Lesar, Esq.  
Suite 900  
1000 Wilson Boulevard  
Arlington, Virginia 22209

Dear Mr. Lesar:

This is in further response to your client's, Mark Allen, requests for all records relating to the investigation of the House Select Committee on Assassinations (HSCA), reference number 211,326.

Enclosed is a portion of the material provided to the HSCA in response to their requests. For this release, a total of 5,335 pages have been reviewed with 1,122 pages released. Excisions have been made on the enclosed documents in order to protect material which is exempt from disclosure by the following subsections of Title 5, United States Code, Section 552:

- (b) (1) information which is currently and properly classified pursuant to Executive Order 12356 in the interest of the national defense or foreign policy;
- (b) (2) materials related solely to the internal rules and practices of the FBI;
- (b) (6) materials contained in sensitive records such as personnel or medical files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.
- (b) (7) investigatory records compiled for law enforcement purposes, the disclosure of which would:
  - (C) constitute an unwarranted invasion of the personal privacy of another person;

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- (D) reveal the identity of an individual who has furnished information to the FBI under confidential circumstances or reveal information furnished only by such a person and not apparently known to the public or otherwise accessible to the FBI by overt means;

Please be advised that included in the number of pages withheld are documents which are duplicative of documents you have previously received. Therefore, these are not being provided again.

Also, information which originated with other government agencies is being withheld at this time. This material is included in the number of pages denied. You will be advised of the disposition of this material after the review by the appropriate personnel. Documents which originated with other government agencies have been referred for direct response to you. Also, information from other agencies which was not provided to the HSCA is being denied as outside the scope of your client's request.

You will note that whenever pages have been withheld in their entirety, a sheet has been substituted listing the number of pages, the identity of their location within the file, and the exemptions and/or reasons for which they were withheld.

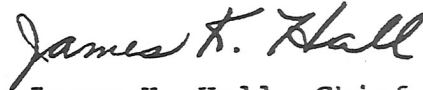
Included in the page count provided above are files on living individuals. Please be advised that in handling requests for information pertaining to third parties, the Freedom of Information Act (FOIA), while promoting a spirit of general openness in government, provides specific protection for personal privacy interests through both Exemption 6 and in the context of law enforcement records, Exemption 7(C). To confirm or deny the existence of investigatory files containing information on the activities of a living individual would represent an impermissible invasion of privacy. In addition, Title 5, United States Code, Section 552a, popularly known as the Privacy Act, specifically prohibits the release of records concerning an individual except upon request by or with the written consent of the individual to whom the record pertains.

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To the extent, however, that the FBI's investigative interest in a specific individual is already a matter of public record, there is no unwarranted invasion of privacy. Additionally, the HSCA published material from our files on individuals. In these instances you are being provided with public source material (i.e. material as published by the HSCA, newspaper clippings, etc.)

You may submit an appeal from any denial contained herein by writing to the Assistant Attorney General, Office of Legal Policy (Attention: Office of Information and Privacy), United States Department of Justice, Washington, D. C. 20530, within thirty days from receipt of this letter. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the FOIPA number assigned to your request so that it may be easily identified.

Sincerely yours,



James K. Hall, Chief  
Freedom of Information-  
Privacy Acts Section  
Records Management Division

Enclosures (13)