

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

PAUL HOCH
1525 Acton Street
Berkeley, California 94702

Plaintiff,

v.

CENTRAL INTELLIGENCE AGENCY
Washington, D.C. 20505

Defendant.

ROBINSON, J.

Civil Action No. 82- 0754

MAR 16 1982

COMPLAINT

For Declaratory and Injunctive Relief

1. This case is brought under the Freedom of Information Act, 5 U.S.C. Sec. 552, as amended by Pub. L. No. 93-502, 88 Stat. 1561, and the Administrative Procedure Act, 5 U.S.C. Secs. 701-706, to require defendant to permit access to certain records in its possession.
2. This Court has jurisdiction over this cause of action pursuant to 5 U.S.C. 552(a)(4)(B) and 5 U.S.C. 702.
3. Plaintiff Paul Hoch is an individual residing at 1525 Acton Street, Berkeley, California 94702.
4. Defendant Central Intelligence Agency is an agency of the United States and has possession of the records to which plaintiff seeks access.
5. Beginning on March 17, 1976, plaintiff made formal requests under the Freedom of Information Act, 5 U.S.C. 552, to defendant Central Intelligence Agency for:
 - a. The "final batch" of CIA documents which relate to the John F. Kennedy assassination and which were being "re-reviewed" by the Agency for

purposes of declassification;

b. JFK/CIA documents originally numbered 1004-1129;

c. Certain specified CIA material provided to the Rockefeller Commission
and

d. All records relating to the interception of mail to or from Lee
Harvey Oswald or his wife.

6. On no less than eleven occasions (June 25, 1976; July 13, 1976;
May 2, 1977; February 14, 1978; April 20, 1978; December 29, 1978; August 27,
1979; March 3, 1980; June 19, 1981; December 15, 1981; and January 27, 1982)
in the intervening six years, the Agency has counselled the plaintiff to be
patient, as the Agency was working on his requests.

7. Having received not a single document in six years, on January 4,
1982, plaintiff appealed the denial to the CIA's Information Review Committee.

8. On January 27, 1982, the CIA replied that there were 225 appeals
ahead of his and that they would be taken on a FIFO basis.

9. Plaintiff construes this as a further denial and asserts that his
administrative remedies have been exhausted.

10. The lengthy correspondence in this matter is attached hereto.

REQUESTED RELIEF


11. Pursuant to 5 U.S.C. 552(a)(3), plaintiff is entitled to access to
the requested records.

12. There is no legal basis for defendant's withholding of such access.

13. The defendant has abused its discretion and acted in an arbitrary
and capricious manner in withholding information sought by plaintiff.

WHEREFORE, plaintiff prays that the Court (1) order defendant by a date
certain to produce the requested documents to him for inspection and copying;

(2) in cases of withholding or deletions, order defendant by a date certain to prepare an index, description, and justification in accordance with the requirements of Vaughn v. Rosen, 484 F.2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974); (3) provide for expeditious proceedings in this action as provided in 5 U.S.C. 552(2)(4)(D); (4) award plaintiff his costs and reasonable attorneys' fees in this case; and (5) grant such other and further relief as the Court may deem just and proper.


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Dated: March 15, 1982