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Mr. Daniel M. Cathey  
First Deputy Clerk  
U.S. Court of Appeals  
for the D.C. Circuit  
U.S. Courthouse  
3rd & Constitution Avenue, N.W.  
Washington, D.C. 20001

Re: No. 82-1229, Harold Weisberg v. U.S.  
Department of Justice

Dear Mr. Cathey:

This is in response to your letter of January 25, 1983, requesting a status update on this appeal in which proceedings are stayed.

The district court on January 20, 1983, issued a Memorandum Opinion and Order resolving the remaining issues of consequence in the case. On January 31, 1983, the plaintiffs filed a ten-day motion seeking reconsideration of this order.

The government is currently considering whether or not to appeal the court's latest order. After the Justice Department, in consultation with several of its subdivisions (including the Federal Bureau of Investigation), has made this decision, we will move either to dismiss the pending appeal or to consolidate it with a new appeal.

Sincerely yours,

LEONARD SCHAITMAN  
Assistant Director, Appellate Staff  
Civil Division

cc: James N. Lesar  
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