

by informed personnel having no motive or reason to avoid disclosure. Weisberg v. U.S. Department of Justice, 745 F.2d 1476, 1485 (D.C.Cir. 1984).

Much is made by plaintiffs of delays within the Department, but there was a lack of communication both ways over a long period and the Department was never made aware that response to the request was being awaited, if in fact it was.

Defendant's motion for summary judgment must be granted and an appropriate Order is filed herewith.

January 8, 1987.


UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG and)
JAMES H. LESAR,)
)
Plaintiffs,)
)
v.)
)
U.S. DEPARTMENT OF JUSTICE,)
)
Defendant.)
_____)

Civil Action No. 86-1547

ORDER

This matter having come before the Court on defendant's motion for summary judgment, and the Court having considered the memoranda supporting and opposing the motion and the entire record, and it appearing to the Court that there is no genuine issue as to any material fact and defendant is entitled to judgment as a matter of law, it is by the Court, this 8 day of January, 1987,

ORDERED that summary judgment is granted in favor of defendant; and it is further

ORDERED that this action is dismissed with prejudice.

Gerhard A. Gezell

GERHARD A. GESELL
United States District Judge