



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

MAR 7 1983

Bernard Fensterwald, Jr., Esq.
Fensterwald and Associates
Suite 900
Twin Towers Building
1000 Wilson Boulevard
Arlington, Virginia 22209

Dear Mr. Fensterwald:

Reference is made to your Freedom of Information-Privacy Acts (FOIPA) requests, on behalf of your clients Mr. J. Gary Shaw of Cleburne, Texas and Mr. Mark Allen of Washington, D. C., which are discussed below. All of these requests are at issue in the United States District Court (USDC) for the District of Columbia in Civil Action (CA) 82-1602. These ten requests were at issue under CA 82-1602 prior to the consolidation of your other related litigations, with CA 82-1602, by USDC Judge Harold H. Greene. This letter is to advise you of the final disposition of each request, at issue in this lawsuit, as reached by the Federal Bureau of Investigation (FBI).

FOIPA request number 224,746;
Visit by DeGaulle to Mexico City
in March, 1964

By letter dated January 18, 1983, you were advised that a search of the indices to the Central Records System at FBI Headquarters (HQ) had located two documents responsive to this request and that these documents would be forwarded to other agencies of the Federal government for a determination regarding their release. The agencies handling the documents responsive to request number 224,746 should correspond directly with you concerning the availability of the material.

FOIPA request number 224,817;
American sympathizers with
O.A.S. during period 1961-64

This request was withdrawn by you at the meeting between yourself and representatives of the FBI on December 21, 1982. All requests for information pertaining to the O.A.S. have been consolidated under FOIPA request number 224,526 at issue in CA 82-2110.

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FOIPA request number 224,950;
Independence movements in
Guadeloupe and Martinique
during period 1960-64

By letter dated September 9, 1982, you were advised that a search of the indices to the Central Records System at FBIHQ failed to locate any information identifiable with the subject of your request.

FOIPA request number 225,026
Organization Renseignement
Operation during period 1961-65

This request was withdrawn by you at the meeting between yourself and representatives of the FBI on December 21, 1982. All requests for information pertaining to the O.A.S. have been consolidated under FOIPA request number 224,526 at issue in CA 82-2110.

FOIPA request number 225,078;
Permanent Industrial Exhibition
(PERMINDEX) during period 1958-63

By letter dated September 9, 1982, you were advised that a search of the indices to the Central Records System at FBIHQ failed to locate any information identifiable with the subject of your request.

FOIPA request number 225,079;
Jean Claude Perez

By letter dated December 9, 1982, you were advised that a search of the indices to the Central Records System at FBIHQ failed to locate any John F. Kennedy (JFK) assassination related material identifiable with the subject of your request. The indices search was limited to a search for information related to the JFK assassination, inasmuch as you have failed to furnish, to FBIHQ, documented proof of death for Mr. Perez. In view of this fact your request has been placed in a closed status.

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FOIPA request number 225,212;
William George Gaudet

By letter dated January 18, 1983, twenty pages of JFK assassination related material was released to you. This material was located as a result of a search of the indices to the Central Records System at FBIHQ. Inasmuch as you have failed to furnish, to FBIHQ, documented proof of death for Mr. Gaudet, no additional search will be conducted for material other than the information previously furnished. Therefore, your request for material pertaining to William George Gaudet has been placed in a closed status.

FOIPA request number 225,226;
Centro Mondiale Commerciale
during period 1958-63

By letter dated September 9, 1982, you were advised that a search of the indices to the Central Records System at FBIHQ failed to locate any information identifiable with the subject of your request.

FOIPA request number 225,558;
Jerry Milton Brooks

By letter dated January 18, 1983, ten pages of JFK assassination related material was released to you. This material was located as a result of a search of the indices to the Central Records System at FBIHQ. Inasmuch as you have failed to furnish, to FBIHQ, notarized authorization from Mr. Brooks, no additional search will be conducted for material other than the information previously furnished. Therefore, your request for material pertaining to Jerry Milton Brooks has been placed in a closed status.

FOIPA request number 225,403;
William Dalzell

By letter dated January 18, 1983, 104 pages of JFK assassination related material was released to you. This material was located as a result of a search of the indices to the Central Records System at FBIHQ. Within this material was one document, responsive to this request, which was forwarded

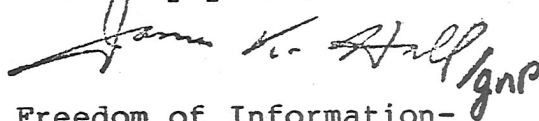
Bernard Fensterwald, Jr., Esq.

to the Central Intelligence Agency (CIA) for a determination regarding its release inasmuch as portions of the document contained information which originated with the CIA. The document has been returned to the FBI for release to you at this time. Excisions have been made, from the enclosed document, by the FBI and the CIA, in order to protect materials which are exempted from disclosure pursuant to Title 5, United States Code, Section 552, Subsections (b)(2), (b)(3), (b)(7)(C) and (b)(7)(D). The exemptions and agency responsible for the deletions have been noted opposite the excisions. Please see Form 4-694a, which is enclosed, for an explanation of the exemptions. Payment of duplication fees will be requested at a later date.

Inasmuch as you have failed to furnish, to FBIHQ, notarized authorization from Mr. Dalzell, no additional search will be conducted for material other than the information previously furnished or being furnished at this time. Therefore, your request for material pertaining to William Dalzell has been placed in a closed status.

As discussed at the last status hearing before Judge Greene, on January 5, 1983, the FBI is to notify the Court and yourself when all requests in a particular civil action are placed in a closed status. Based on our review, as well as the above-stated facts, all requests in CA 82-1602 have been placed in a closed status. This letter constitutes notification to you and a copy will promptly be filed with the Court. It is requested that you advise the FBI as to the extent to which a Vaughn affidavit will be needed for any of the ten requests in CA 82-1602. As previously stated, this letter provides you with the final disposition, as reached by the FBI, of each request at issue in CA 82-1602 prior to the consolidation by Judge Greene.

Sincerely yours,



Freedom of Information-
Privacy Acts Section
Records Management Division

Enclosures (2)

5024 (4-10-75)

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b) (1) information which is currently and properly classified pursuant to Executive Order 12065 in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods
- (b) (2) materials related solely to the internal rules and practices of the FBI
- (b) (3) information specifically exempted from disclosure by statute (see continuation page)
- (b) (4) privileged or confidential information obtained from a person, usually involving commercial or financial matters
- (b) (5) inter-agency or intra-agency documents which are not available through discovery proceedings during litigation; documents, the disclosure of which would have an inhibitive effect upon the development of policy and administrative direction; or documents which represent the work product of an attorney-client relationship
- (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: (A) interfere with law enforcement proceedings, including pending investigations; (B) deprive a person of the right to a fair trial or an impartial adjudication, or give one party of a controversy an undue advantage by exclusive access to such information; (C) constitute an unwarranted invasion of the personal privacy of another person; (D) reveal the identity of a confidential source or reveal confidential information furnished only by the confidential source; (E) disclose investigative techniques and procedures, thereby impairing their future effectiveness; and (F) endanger the life or physical safety of law enforcement personnel
- (b) (8) information collected by Government regulatory agencies from financial institutions
- (b) (9) geological and geophysical information, including maps, produced by private companies and filed by them with Government agencies.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE. SECTION 552a

- (d) (5) information compiled in reasonable anticipation of a civil action proceeding
- (j) (2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals, except records of arrest
- (k) (1) information which is currently and properly classified pursuant to Executive Order 12065 in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods
- (k) (2) investigatory material compiled for law enforcement purposes, other than criminal, which would reveal the identity of an individual who has furnished information pursuant to a promise that his identity would be held in confidence
- (k) (3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056
- (k) (4) required by statute to be maintained and used solely as statistical records
- (k) (5) investigatory material compiled solely for the purpose of determining suitability eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his identity would be held in confidence
- (k) (6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process
- (k) (7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his identity would be held in confidence.