



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

SEP 18 1990

Mr. Harold Weisberg
7627 Old Receiver Road
Frederick, Maryland 21701

Subject of Request: Harold Weisberg
FOIPA No. 277,836

Dear Mr. Weisberg:

Reference is made to your Freedom of Information-Privacy Acts (FOIPA) request to this Bureau concerning yourself and our release letters to you dated June 22, 1989, and December 15, 1989, in which we informed you that other Government agencies were reviewing their information contained in FBI documents.

The following agencies have completed their review and returned the material to us for response to you: Department of the Army; Central Intelligence Agency (CIA); and Department of State. The documents are enclosed.

The Army requested that two documents be withheld pursuant to Freedom of Information Act (FOIA), Title 5, United States Code, Section 552, subsection (b)(1) and Privacy Act (PA) Title 5, United States Code, Section 552a subsection (k)(1). The CIA recommended that their information be denied according to FOIA exemptions (b)(6), (b)(3), and (b)(1) and PA exemptions (b), (j)(1), and (k)(1). See CIA explanation form attached. Department of State advised that one name should be excised pursuant to FOIA exemptions (b)(6) and (b)(7)(C).

We made additional excisions on the enclosed consulted cross-references (see explanation on cover page) in accordance with (b)(2), (b)(7)(C) and (b)(7)(D). Where excisions were made, the appropriate exempting subsection was cited opposite the deletion. See Form 4-694a, also enclosed, for an explanation of these exemptions.

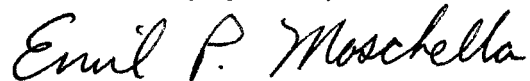
This release concludes our processing of FBI documents concerning yourself.



Mr. Harold Weisberg

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,



Emil P. Moschella, Chief
Freedom of Information-
Privacy Acts Section
Information Management Division

Enclosures (3)

Office Memorandum • UNITED STATES GOVERNMENT

DATE: March 4, 1958

TO : Mr. R. B. [redacted]
FROM : Mr. [redacted]
SUBJECT: [redacted] ESPIONAGE - B.

U17635

- Tolson _____
- Nichols _____
- Boardman _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Tamm _____
- Trotter _____
- Nease _____
- Tele. Room _____
- Holloman _____
- Gandy _____

Brantigan

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ACTION:

The above information and enclosure are being referred to the attention of the Espionage Section.

(S)(1), (K)(1), (b)(3), (b)(1) per CIA letter 12/9/57

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7-19-90 BY SP7mac/BJB
277,836

116
104 cards

Enclosure

- (5) b7c
- 1 - Mr. Brantigan
- 1 - Mr. Aull
- 1 - Liaison Sect
- 1 - Mr. [redacted]

REC-457-117
REC-93
EX-126

100-206388-62

~~105-31912-594~~

11 MAR 25 1958

Enclosure Behind File

ENC 93

3-19-58

57 APR 15 1958

Cover memo Belmont to Boardman (encl) 3/18/58
Let to NY (encl) 3/18/58

UNRECORDED COPY FILED IN 105-31942-1
1 ACT 0 STA

CLASSIFIED

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FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

1 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deleted under exemption(s) (J)(1), (K)(1), (b)(3), (b)(1) with no segregable material available for release to you. per CIA letter 12/6/89

Information pertained only to a third party with no reference to you or the subject of your request.

Information pertained only to a third party. Your name is listed in the title only.

Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld for the following reason(s):

For your information: _____

The following number is to be used for reference regarding these pages:

100-206388 Serial 62 enclosure pg 36

XXXXXX
XXXXXX
XXXXXX

XXXXXXXXXXXXXXXXXXXXX
X DELETED PAGE(S) X
X NO DUPLICATION FEE X
X FOR THIS PAGE X
XXXXXXXXXXXXXXXXXXXXX

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[REDACTED] D

The Washington Committee for Democratic Action has been declared as an organization coming within the purview of Presidential Order #9835. U

[REDACTED] U

[REDACTED] U

The personnel file of HAROLD WEISSBERG was reviewed at the State Department building, 1734 New York Avenue, N. W., Washington, D. C. This file shows he first came to the State Department by transfer on July 1, 1946 as a Political Analyst from the Office of Strategic Services where he was a Consultant from January 15, 1945. On March 7, 1947 he was advanced to Research Analyst. He was assigned to the Division of Research for the American Republics. His file showed he resigned on June 23, 1947. His previous Government service was as follows:

1. 1935 - 1936, Department of Agriculture—File Clerk
2. U. S. Senate Office building as Editor, Investigator and Assistant Secretary of the Subcommittee of Education and Labor from 1937 to 1939.
3. Self-employed from 1939 to 1942 as a Writer of articles on national and international affairs for various national publications.
4. U. S. Army from December, 1942, to November, 1944, when he was honorably discharged.

The file further disclosed his parents, FREDERICK and SARAH ~~WEISSBERG~~, were born in Russia and became naturalized citizens of the United States. The place of naturalization was not shown.

In a letter dated June 16, 1947 he was offered an opportunity to accept an appropriate position in another competitive level. The reason was given as reduction in force. There was nothing to indicate he was disloyal or that the matter leading up to his resignation on June 23, 1947

WFC 121-3454

was based on information concerning subversive activities. The reasons advanced seemingly were founded on the belief of some of his Supervisors that his work was not of a calibre they believed suitable for his rating because he did not have the background or education to properly discharge his duties.

It was noted Mr. WEISBERG worked on a report entitled, "Activities of FRANCO Agents in the Other American Republics, I Argentina."

[REDACTED]

b7D

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Washington T-7, a Federal agency that conducts personnel and intelligence investigations, has in its files an investigative report dated April 23, 1947 concerning HAROLD WEISBERG, [REDACTED]. This report disclosed that the United States Senate Disbursing Office showed that WEISBERG was an employee of the La Follette Civil Liberties Committee from September, 1936, to October, 1939, and was discharged for permitting certain information to leak to the press.

Further, the report sets forth that [REDACTED] stated WEISBERG had been dismissed for a breach of trust which involved releasing confidential information to a newspaper. [REDACTED] said he was quite certain the newspaper in question was the Daily Worker. He advised he could not recommend WEISBERG to the State Department and that, although he had not seen him since 1939, "he considered him to be a 'fellow traveler' at that time."

b7c, b7D

Washington T-8, an Investigator of another Federal agency that conducts personnel and intelligence investigations, supplied Washington T-7 with similar information to that set forth in the preceding paragraph and,

WFO 121-3454

in addition, said he felt HAROLD WEISBERG had been employed by [REDACTED] the Labor Non-Partisan League, an organization opposed to the Dies Committee. Further, WEISBERG reportedly promised one DAVID MAYNE, a former Agent of WILLIAM DUDLEY PELLEy of the Silver Shirt Legion of America, one hundred dollars and a Government job if MAYNE would give him certain letters purportedly linking MARTIN DIES with PELLEy and the Silver Shirts. b7C

According to Washington T-8, [REDACTED] and WEISBERG reportedly forwarded these letters which WEISBERG obtained from MAYNE to a Congressman who read them into the Congressional Record. The letters were proved later to be fraudulent and were stricken from the Record and MAYNE was prosecuted and given a suspended sentence for forgery. This same informant stated he is of the opinion WEISBERG knew the letters were fraudulent and that there is little doubt in his mind but that "WEISBERG is a Communist or at least a fellow traveler." b7C

The investigation conducted by Washington T-7 and included in their report dated April 28, 1947 went on to show that WEISBERG formerly had worked for MAURICE HALPERIN and that besides having worked for him, he was also friendly with [REDACTED] who was dismissed from the State Department on loyalty grounds. b6, b7C per State Dept letter 4/26/90

As a result of the investigation of HAROLD WEISBERG by Washington T-7 and included in the above-mentioned report, it was recommended that he be removed from the rolls of the State Department.

It was noted in this report that "there were certain individuals who were interviewed during the course of investigation who spoke favorably concerning HAROLD WEISBERG as regards his loyalty but that considerable information was disclosed which reflected unfavorably on his loyalty."

CONFIDENTIAL INFORMANTS

[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

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Washington T-7 is the confidential investigative files of the State Department, 515 22nd Street, N. W.

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Washington T-8 is [REDACTED] Investigator for the House Committee on Un-American Activities.

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b7C

[REDACTED]

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[REDACTED]

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CIA
EXPLANATION OF EXEMPTIONS

FREEDOM OF INFORMATION ACT:

- (b)(1) applies to material which is properly classified pursuant to an Executive order in the interest of national defense or foreign policy;
- (b)(2) applies to information which pertains solely to the internal rules and practices of the Agency;
- (b)(3) applies to the Director's statutory obligations to protect from disclosure intelligence sources and methods, as well as the organization, functions, names, official titles, salaries or numbers of personnel employed by the Agency, in accord with the National Security Act of 1947 and the CIA Act of 1949, respectively;
- (b)(4) applies to information such as trade secrets and commercial or financial information obtained from a person on a privileged or confidential basis;
- (b)(5) applies to inter- and intra-agency memoranda which are advisory in nature;
- (b)(6) applies to information release of which would constitute an unwarranted invasion of the personal privacy of other individuals; and
- (b)(7) applies to investigatory records, release of which could (C) constitute an unwarranted invasion of the personal privacy of others, (D) disclose the identity of a confidential source, (E) disclose investigative techniques and procedures, or (F) endanger the life or physical safety of law enforcement personnel.

PRIVACY ACT:

- (b) applies to information concerning other individuals which may not be released without their written consent;
- (j)(1) applies to polygraph records; documents or segregable portions of documents, release of which would disclose intelligence sources and methods, including names of certain Agency employees and organizational components; and, documents or information provided by foreign governments;
- (k)(1) applies to information and material properly classified pursuant to an Executive order in the interest of national defense or foreign policy;
- (k)(5) applies to investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, or access to classified information, release of which would disclose a confidential source; and
- (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.

EXPLANATION OF EXEMPTIONS**SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552**

- (b) (1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order;
- (b) (2) related solely to the internal personnel rules and practices of an agency;
- (b) (3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b) (4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b) (5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b) (6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b) (7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of a confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of a record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life of physical safety of any individual;
- (b) (8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b) (9) geological and geophysical information and data, including maps, concerning wells.

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 12356 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 did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her 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.