



United States Department of State

Washington, D.C. 20520

MAR 13 1985

Case Control No. 8500029

Mr. Harold Weisberg
Rt 12
Frederick, Md. 21701

Dear Mr. Weisberg:

Reference is made to your request under the Freedom of Information Act seeking copies of all documents and records relating to Yuri Nosenko. Although your request was directed to The FBI, that agency has located in its files three documents which originated in the Department of State. Since these documents relate to visa matters, they have, been referred to this office for consideration.

Although the Freedom of Information Act generally provides for public access to government records, by its own terms (5 USC 552(b)(3)) it specifically exempts from disclosure such records which are otherwise protected from release by statute. As visa documents are separately protected from disclosure by Section 222(f) of the Immigration and Nationality Act (8 USC 1202(f)), they fall within the cited exemption of the Freedom of Information Act. It is, therefore, regretted that the document(s) relating to visa application(s) cannot be released under the Freedom of Information Act.

This decision may be appealed to the Chairman of the Appeals Panel of the Department of State pursuant to Section 171.60 Title 22 of the Code of Federal Regulations. For your information a copy of this regulation is enclosed.

Sincerely,

Allan W. Otto

Allan W. Otto, Acting
Deputy Assistant Secretary
for Visa Services

Enclosure(s)
As stated