

JFK assassination records appeals

Harold Weisberg 10/2/79

Improper classification and declassification and
2040

Withholding of what the Warren Commission disclosed and the reasonably segregable
Improper withholdings

Oswald-Mexico

Arbitrariness, capriciousness and inconsistency

Referrals

Attached is more of 2040's unhandiwork from the 62-109090 file, the [#]Not Recorded
Serial of 4/10/64, and the same record not processed by 2040, from the 105-82555 file,
where it is Serial 3133.

Once again it is apparent that the record was not classified for a decade and more
and through not fewer than three reviews until on one of his more industrious days
2040 classified it in the guise of declassifying it.

Or so the records says, because the proper declassification markings do not
appear. Instead there is someones note reporting that the record was "declassified by
2040 7-7-77."

The record itself states that with the removal of the attachment the record is
not classified. So whether or not classification of the attachment was justified,
without the attachment this record is not classified. The attachment was not provided
to me in either file.

What was so important to the national security is "Upon detachment of the
enclosed March 26, 1964, memorandum, this letter may be regarded as unclassified"
and "Classified 'Confidential' ^{***}to protect Bureau's foreign operations..."

(There is an addition, short obliteration in both versions which I also appeal.)

Once again neither 2040 nor anyone in the FBI checked the record referred to, which
is the second attached record, or the disclosed records of the Warren Commission to
determine whether the public domain was being classified, as it was.

Once again there is withholding by referral, here more than two years ^{after} ~~after~~ the
referral, which was six months before the records were provided to me or more than
ample time for action on them (under a 10-day Act).

The 105 file leads to the belief that its Serials 2981 and 3229 are relevant.
The referral sheets for both are attached.