

Exemptions Claimed - Inconsistencies - JFK

JFK assassination records appeals

Harold Weisberg 8/9/79

Inconsistent, arbitrary and capricious claims to exemptions

b3

b7C

b7D

At a recent time when the copying had accumulated undone and as I now recall as incidental to another appeal I indulged in some ridicule of the FBI's withholdings relating to Roger Ralph Oswald along with its failure to make its sometime claims to 7D to withhold police and similar names, which in this record it did not.

That record is the second Not Recorded after 5975 in 105-82555.

The police name not withheld is that of a New Orleans policeman assigned to the DA's office. After Oswald there is a withholding on the same page.

The page that follows is an FBI form headed with Roger Ralph Oswald's name and on which all that follows these parts of the form is obliterated: Race, Sex, Height, Weight, Hair, Eyes, Date and Place of Birth, Scars and Marks, address (which is on the previous sheet), Occupation, and fingerprint classification.

The same several sheets are also 62-109060-4967. Here what is withheld relating to the man on the first sheet in the 105 file is not withheld: he was involved in citizens.

But in the 62 file the other pages are withheld, under b3 claims.

I have no interest in this Oswald in my own work.

But I have great interest in the FBI's processing of records for me or for the historical record.

I don't think that Oswald's address, disclosed on the previous page, is subject to a b3 claim any more than is his hair or eye color. Or that the entire sheet need have been withheld in the other file.

Here the FBI does not withhold a police name while it refuses to disclose other police names that are already within the public domain. (Both King and JFK cases.)

These kinds of inconsistencies are more than arbitrariness and capriciousness. They violate the AG's policy and they are intended as harassment and to run up the costs of and to delay all FOIA processing.