

1/23/78

Dear Jim,

Exemptions claimed in 75-1996; name withholdings

Some time back you gave me a copy of the Scientology decision, 76-1131.

I read it on the bus, made some notes and promptly buried them on my desk shortly after I got home.

Tonight I found one of the slips of paper. I'm not certain this is complete but I do believe it is applicable in 1996 as well as else.

Both citations are to page six, in the typed form in which you gave it to me.

It is very good on the withholding of names of federal personnel. The FBI continued to do this despite our judge, the Rose and perhaps other decisions and the AG's policy statement. This is a newer decision that may or may not broaden earlier ones.

It also holds that exemption 5 requires the deliberative process. I doubt very much that this can be established by the FBI to justify its exemption 5 claims in the Murkin records.

Best,