

JFK-ULL

To Quin Shea from Harold Weinberg, JFK assassination, FA records appeals 8/20/80
Improper claims to exemption (b5)
Criminal Division records
OIG records
Files not searched (?)

The attached records, from 129-11, are from Criminal Division.

On 1306 two added handwritten notations seem to indicate other files to be searched, the Box Number at the ~~top~~ top and the unclear "File" notation at the bottom. The subject matter is a civil suit to obtain the Oswald rifle, purchased by King. Unless there is significant content pertaining to this litigation, it is my belief that what has been disclosed about this litigation is adequate.

In 1397 there is reference to two men, both dead. McNaughton was general counsel, DoD; Aebersold (Paul) was chief of AEC isotope developments. He wrote AAS Criminal offering help in neutron activation analysis of the JFK evidentiary materials. This and his correspondence are involved in my C.A. 75-226, just remanded for at least the fifth time. The only copy provided to me of one Aebersold letter is unclear. No pertinent documents have been provided.

Mc Naughton's letter was critical of the FBI's report to the President, later to be Warren Commission Document 1, which is disclosed. The (b)(5) claim was made without basis, apparently to withhold his pertinent and critical comments on the FBI's deficiencies despite the five-volume extent of that report. (Independently, in 1966, I made and published similar criticisms.) It is this kind of (b)(5) claim I have appealed re Criminal Division and other records.

Marion Johnson, who wrote the memo, is a NARS archivist who also is a lawyer.

The second paragraph of 1376 refers to the withholding of records that are pertinent in the request being processed and in C.A. 75-226. The reference to the 1/27/64 executive session transcript may be pertinent to my FA request. I sued to obtain that transcript (C.A. 2052-73) and I published it in full in facsimile in 1973. The content, non-secret, is embarrassing to the FBI and the CIA.

like 1376, 1377 is an OIG record I believe it has not provided in compliance with my 5/21/77 request. It pertains to records of the review of withheld Commission records. To a large degree, once withheld records were disclosed it was apparent that there was no real basis for the withholding. In many instances they might be attributed to a lack of knowledge on the parts of the reviewers. These could be historically important records. The withholdings had a significant relationship to the ongoing controversies about this important historical event. They had much to do with what was known and not know, including to officials from the President down, and to their many public statements.

If 1378 is relevant, it was referred to the FBI. It is a communication from the Dallas FBI to FBIHQ. FYI, the since retired case agent was Robert P. ~~CHERRY~~ Gemberling. He has since gone public, in interviews and on the lecture circuit his introduction to which was arranged on coast-to-coast TV news in the evening programs.