

United States Attorney
District of Columbia

RECORDED ORIGINAL OCT 26, 1970

William D. Ruzelshaus
Assistant Attorney General, Civil Division
By: Harland F. Leathers
Chief, General Litigation Section

WDR:JTB/ab/ra
145-12-1449

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. DeLoach	<input checked="" type="checkbox"/>
Mr. Mohr	<input checked="" type="checkbox"/>
Mr. Bishop	<input checked="" type="checkbox"/>
Mr. Brennan	<input checked="" type="checkbox"/>
Mr. Callahan	<input checked="" type="checkbox"/>
Mr. Casper	<input checked="" type="checkbox"/>
Mr. Conrad	<input checked="" type="checkbox"/>
Mr. Felt	<input checked="" type="checkbox"/>
Mr. Gale	<input checked="" type="checkbox"/>
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Tavel	<input checked="" type="checkbox"/>
Mr. Walters	<input checked="" type="checkbox"/>
Mr. Soyars	<input checked="" type="checkbox"/>
Tele. Room	<input checked="" type="checkbox"/>
Miss Holmes	<input checked="" type="checkbox"/>
Miss Gandy	<input checked="" type="checkbox"/>

Harold Weisberg v. Department of Justice
USDC D.C., Civil Action No. 2301-70

Attention: Mr. Robert Worley
Asst. U.S. Attorney

*Assassination of President
John F. Kennedy*

Thank you for sending us copies of Answer of Plaintiff to our motion in these proceedings. We suggested the basis for each of these proceedings in our September 3, 1970, September 11, 1970 and October 9, 1970 memoranda. As our October 9, 1970 memoranda continue, please file the affidavit executed by Special Agent William showing that the file pertaining to the assassination of President Kennedy plaintiff demands was compiled as part of the FBI investigation. Congressional reports pertaining to 5 U.S.C. 552 indicate that Congress intended to protect all such files by enactment of exemption 7. 3. Rep. No. 813, 91st Cong., 1st Sess., p. 3; House Report No. 1497, 91st Cong., 2nd Sess., p. 2; Clinton v. Sherman Corp. of America, 50 F.R.D. 130 (D.C. 1970). 1/

We also suggest that you file a supplementary statement of material facts pursuant to local Rule 9(h) incorporating the facts stated in the affidavit.

Please continue to send us copies of all papers filed and keep us informed of all developments.

cc: Mr. J. Edgar Hoover
Director, Federal Bureau of Investigation
(w/copy of Answer of Plaintiff)

REC 74

62-1090606967

The initial suggestion that the FBI could not properly investigate the assassination of the President of the United States is clearly frivolous and ought to be rejected out of hand. In any event, the exemption 7 is whether or not the file is "compiled for law enforcement purposes" rather than national use. Clearly, it would be in any properly done with the conclusion no crime has been committed.

W.D. Ruzelshaus

3 ENCLOSURE

OCT 6 1970

APPROX. -OCT-27 1970

Handwritten signature