

- Assoc. Dir. \_\_\_\_\_
- Dep. AD Adm. \_\_\_\_\_
- Dep. AD Inv. \_\_\_\_\_
- Asst. Dir.:
- Admin. \_\_\_\_\_
- Comp. Syst. \_\_\_\_\_
- Ext. Affairs \_\_\_\_\_
- Files & Com. \_\_\_\_\_
- Gen. Inv. \_\_\_\_\_
- Ident. \_\_\_\_\_
- Inspection \_\_\_\_\_
- Intell. \_\_\_\_\_
- Laboratory \_\_\_\_\_
- Plan. & Eval. \_\_\_\_\_
- Spec. Inv. \_\_\_\_\_
- Training \_\_\_\_\_
- Legal Coun. \_\_\_\_\_
- Telephone Rm. \_\_\_\_\_
- Director Sec'y \_\_\_\_\_

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OFFICIAL

(JFK FILES)

WASHINGTON (UPI) -- THE SUPREME COURT REFUSED TODAY TO ORDER THE FBI TO REMOVE THE SECRECY LABEL ON ITS FILES ON THE JOHN F. KENNEDY ASSASSINATION.

THE COURT DECLINED TO REVIEW A LOWER COURT RULING WHICH HELD THAT THE FBI HAS BROAD POWERS TO DETERMINE WHAT IT CAN SUPPRESS UNDER THE FREEDOM OF INFORMATION ACT.

THE LEGAL ACTION WAS BROUGHT BY HAROLD WEISBERG, AUTHOR OF FOUR BOOKS ON THE ASSASSINATION. HE HAD ASKED THE FBI FOR ITS SPECTROGRAPHIC ANALYSIS OF BULLET FRAGMENTS FOUND AT THE SCENE OF THE KENNEDY SHOOTING IN DALLAS ON NOV. 22, 1963.

THE FBI REFUSED THE REQUEST ON GROUNDS THE EVIDENCE WAS PART OF "INVESTIGATORY FILES COMPILED FOR LAW ENFORCEMENT PURPOSES" AND WAS EXEMPT FROM THE FREEDOM OF INFORMATION ACT. THE ACT IS INTENDED TO FORCE GOVERNMENT AGENCIES TO PROVIDE THE PUBLIC WITH OFFICIAL DOCUMENTS ON REQUEST.

WEISBERG'S ATTORNEYS ARGUED THAT THE ACT PLACED THE BURDEN ON THE FBI OF SHOWING WHY THE EVIDENCE SHOULD NOT BE RELEASED IN CASES WHERE "NO PROSECUTION IS CONTEMPLATED AND DISCLOSURE WOULD NOT HARM THE AGENCY'S LEGITIMATE LAW ENFORCEMENT FUNCTIONS."

THE LOWER COURTS SAID HOWEVER THAT THE FBI HAD MET ITS OBLIGATIONS BY PROVIDING AN AFFIDAVIT FROM A SPECIAL AGENT SAYING RELEASE OF THE INFORMATION WOULD "SERIOUSLY INTERFERE WITH THE EFFICIENT OPERATION OF THE FBI AND WITH THE PROPER DISCHARGE OF ITS IMPORTANT LAW ENFORCEMENT RESPONSIBILITIES."

UPI 05-13 11139 AED

*Legal Counsel to*  
*Miller*  
 62-109060-7118  
 REAED