



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

 FBI Search Slips on
 Subject of Request: Harold Weisberg
FOIPA No. 254,713 /190-
 Mr. Harold Weisberg
 7627 Old Receiver Road
 Frederick, Maryland 21701

MAR 21 1985

Dear Mr. Weisberg:

Enclosed are copies of documents from FBI records. Excisions have been made to protect information exempt from disclosure pursuant to Title 5, United States Code, Section 552 and/or Section 552a. In addition, where excisions were made, the appropriate exempting subsections have been cited opposite the deletions. Where pages have been withheld in their entirety, a deleted page information sheet has been substituted showing the reason or basis for the deletion. The subsections cited for withholding information from the enclosed documents are marked below.

Section 552Section 552a (b) (1) (b) (2) (b) (3) (b) (4) (b) (5) (b) (6) (b) (7) (A) (b) (7) (B) (b) (7) (C) (b) (7) (D) (b) (7) (E) (b) (7) (F) (b) (8) (b) (9) (d) (5) (j) (2) (k) (1) (k) (2) (k) (3) (k) (4) (k) (5) (k) (6) (k) (7)

(See Form 4-694a, enclosed, for an explanation of these exemptions.)

Pursuant to your request, 9 pages(s) were reviewed and 9 page(s) are being released.

During the review of material pertinent to the subject of your request, documents were located which

 originated with another Government agency(ies).

These documents were referred to that agency(ies) for review and direct response to you.

 contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

In certain instances, information collected in our field office files is not forwarded to FBI Headquarters. These instances include cases in which the perpetrators of the violations were not identified; cases in which the United States Attorney declined prosecution; and cases in which the allegations were unsubstantiated or not within the jurisdiction of the FBI. If you believe records of interest to you are located in the files of an FBI field office and were not reported to Headquarters, you may write directly to that field office for those materials.

If you know of any other matter in which information concerning you or the subject of your request may have been recorded by the FBI, and can identify the matter in sufficient detail, including the approximate time frame and location, a further search will be made.

Your request for information has been considered in light of the provisions of both the Freedom of Information Act (FOIA) (Title 5, United States Code, Section 552) and the Privacy Act (PA) of 1974 (Title 5, United States Code, Section 552a). It has been determined by the Attorney General that requests by individuals seeking information about themselves are governed by the Privacy Act. In addition, as a matter of administrative discretion, any documents which are found to be exempt from disclosure under the Privacy Act are also processed under the provisions of the FOIA. Through these procedures, you receive the greatest degree of access authorized by both laws.

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b) (1) information which is currently and properly classified pursuant to Executive Order 12356 in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods
- (b) (2) materials related solely to the internal rules and practices of the FBI
- (b) (3) information specifically exempted from disclosure by statute (see continuation page)
- (b) (4) privileged or confidential information obtained from a person, usually involving commercial or financial matters
- (b) (5) inter-agency or intra-agency documents which are not available through discovery proceedings during litigation; documents, the disclosure of which would have an inhibitive effect upon the development of policy and administrative direction; or documents which represent the work product of an attorney-client relationship
- (b) (6) materials contained in sensitive records such as personnel or medical files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy
- (b) (7) investigatory records compiled for law enforcement purposes, the disclosure of which would: (A) interfere with law enforcement proceedings; (B) deprive a person of the right to a fair trial or an impartial adjudication, or give one party of a controversy an undue advantage by exclusive access to such information; (C) constitute an unwarranted invasion of the personal privacy of another person; (D) reveal the identity of a confidential source or reveal confidential information furnished only by the confidential source; (E) disclose investigative techniques and procedures, thereby impairing their future effectiveness; and (F) endanger the life or physical safety of law enforcement personnel
- (b) (8) information collected by Government regulatory agencies from financial institutions
- (b) (9) geological and geophysical information, including maps, produced by private companies and filed by them with Government agencies.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d) (5) information compiled in reasonable anticipation of a civil action proceeding
- (j) (2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals, except records of arrest
- (k) (1) information which is currently and properly classified pursuant to Executive Order 12356 in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods
- (k) (2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence
- ~~(k) (3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056~~
- (k) (4) required by statute to be maintained and used solely as statistical records
- (k) (5) investigatory material compiled solely for the purpose of determining suitability eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his identity would be held in confidence
- (k) (6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process
- (k) (7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his identity would be held in confidence.