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UNITED STATES DISTRICT COURT  
WASHINGTON, D.C. FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG,

Plaintiff,

Civil Action  
No. 2301-70

v.

U.S. DEPARTMENT OF JUSTICE,

Defendant.

FILED

NOV 17 1970

JAMES F. DAVEY, Clerk

ORDER

Upon consideration of the complaint; the motion of defendant to dismiss the action or in the alternative, for summary judgment; the answer of plaintiff to defendant's motion; the argument of counsel in support thereof and in opposition thereto, it is by the Court this 17<sup>th</sup> day of November, 1970,

ORDERED that the motion of defendant to dismiss the action is granted and the above entitled cause be, and it is hereby, dismissed.

*John L. Livica*  
UNITED STATES DISTRICT JUDGE

Certificate of Service

I HEREBY CERTIFY that service of the foregoing proposed Order has been made upon plaintiff by mailing a copy thereof to his attorney, Bernard Fensterwald, Jr., Esquire, 927 15th Street, N.W., Washington, D.C. 20005, on this 16th day of November, 1970.

*Robert M. Wendig, Jr.*  
ROBERT M. WENDIG, JR.  
Assistant United States Attorney

A TRUE COPY

JAMES F. DAVEY, Clerk  
By *James P. Capitani*  
James P. Capitani  
Deputy Clerk