



United States Department of Justice

OFFICE OF THE ASSOCIATE ATTORNEY GENERAL

WASHINGTON, D.C. 20530

JAN 24 1979

Mr. James H. Lesar  
Attorney at Law  
910 Sixteenth Street, N. W.  
Suite 600  
Washington, D. C. 20006

Re: Appeal No. 8-0240

Dear Mr. Lesar:

You appealed on behalf of your client, Harold Weisberg, from the action of the Federal Bureau of Investigation on his request for access to records pertaining to himself maintained in its Washington, D. C. Field Office.

As a result of discussions between Bureau personnel and members of my staff, a supplemental release of records either has been or will soon be made to you directly by the F.B.I. In light of this fact and after careful consideration of your appeal, I have decided to affirm the modified action in this case.

Mr. Weisberg is the subject of one Washington main file -- Civil Suit -- and is alluded to briefly in one other file, the subject of which is another individual. In this latter instance, your client is being furnished that portion of the file which pertains to him. One paragraph and the file characterization of the "see reference" are classified and I am affirming the denial of access to them on the basis of 5 U.S.C. 552(b)(1). These materials have been referred to the Department Review Committee for review and determination whether they warrant continued classification under Executive Order 12065. You will be notified if the Committee's final decision results in the declassification of any information. The name of a Special Agent was properly withheld from your client pursuant to 5 U.S.C. 552(b)(7)(C), which pertains to investigatory records compiled for law enforcement purposes, the release of which would constitute an unwarranted invasion of the personal privacy of a third party. None of the material being withheld is appropriate for discretionary release.

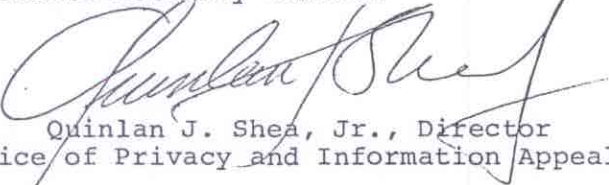
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Judicial review of my action on this appeal is available to your client in the United States District Court for the judicial district in which he resides or has his principal place of business, or in the District of Columbia, which is also where the records he seeks are located.

Sincerely,

Michael J. Egan  
Associate Attorney General

By:

  
Quinlan J. Shea, Jr., Director  
Office of Privacy and Information Appeals