

Dear Mr. O'Brien,

2/20/98

Harold Weisberg
7627 Old Receiver Rd.
Frederick, MD 21702

This with my response to your February 17 letter that tells me your backlog has kept you from acting on my Appeal No. 85-1444. Or, your backlog is longer than a dozen and a half years! You ask do I still want those records all of which were withheld improperly and I say I do. However, if your people work from your letter, that backlog as it relates to me will continue through the coming century! You will never process any records relating to "Yuri Ivenorid Nosenk" because there is no such person!

That request and that appeal were for records on or about Yuri (also spelled Yuriy) Ivanovic(h) Nosenko. And if there had ~~was~~ ever been any basis for withholding those records it no longer existed once the CIA gave its official testimony to the House assassins committee of the 1970s.

I put it this way because Mr. Hoover held that nothing that was made available to the Warren Commission could be withheld. Of course he was only the director so what he ordered was not the FBI's practise.

How there could have been a (b)(1) claim by the FBI when it held that what he said did not require classification and those reports which it gave the Commission, of which I have copies, bear no classification? How there could be any such claim after the Hart testimony to the House assassins committee is not apparent. But you made it then and repeat it now, after two decades at the least!

Is there any wonder you have a big backlog? You manufacture it!

That same "national security" claim is asserted to continue to withhold what in your words is "records ~~relating to~~ released by the FBI to Edward J. (he prefers "Jay") Epstein."

You continue to withhold records that you disclosed officially so many years ago!

Those records should have been disclosed to me in FOIA lawsuits I filed, as you can see for yourself unless you keep no files on FOIA lawsuits.

I've been fortunate to live to past 84. Maybe I'll be lucky enough for some of you to develop what is so long overdue, a sense of shame. If that happens you'll send me those records, none of which require any processing, and maybe, who knows, get around to all those other ignored appeal of improper denials of information.

Thanks for the SASE. It should at the least assure that this reaches you.

Sincerely,


Harold Weisberg

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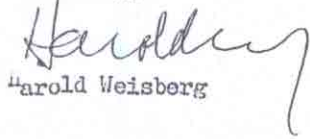
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Sincerely,


Harold Weisberg



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20535

February 17, 1998

Mr. Harold Weisberg
7622 Old Receiver Road
Frederick, Maryland 21701

Re: Appeal No. 85-1444

Dear Mr. Weisberg:

By letter dated January 27, 1986, a representative of the Office of Information and Privacy, Department of Justice, notified you that your administrative appeal concerning your request for access to records pertaining Yuri Ivenorid Nosenk and any records released by the FBI to Edward J. Epstein have been received. The communication also advised that denial of access to the requested information pursuant to 5 U.S.C., Section 552 (b) (1), were referred to the Department Review Committee (DRC) to determine if the information continues to warrant classification.

Due to our backlog, your appeal has not been reviewed by the DRC. Prior to processing the information for this purpose, we would appreciate being advised of your continued interest in pursuing your appeal.

You are requested to indicate your interest by checking the appropriate blank on the next page and returning this letter in the enclosed, self-addressed envelope. We will conclude that you are no longer interested and close the above appeal if we do not receive a response within 60 days of the date of this communication.

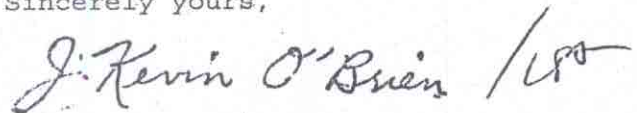
Harold Weisberg
Frederick, MD 21701

2/11/10 Continue Appeal (If Continue Appeal is checked, the documents will remain in the DRC backlog. You will be notified when action is taken and whether the DRC's action result in declassification of any information.)

_____ Discontinue Appeal (If Discontinue Appeal is checked, no further action will be taken.)

Thank you for your attention to this matter.

Sincerely yours,



J. Kevin O'Brien, Chief
Freedom of Information-Privacy
Acts (FOIPA) Section
Federal Bureau of Investigation