

UNITED STATES OF AMERICA
GENERAL SERVICES ADMINISTRATION

National Archives and Records Service
Washington, DC 20408



AUG 5 1976

Mr. Harold Weisberg
Route 12
Frederick, Maryland 21701

Dear Mr. Weisberg:

This is in further reply to your Freedom of Information Act appeal dated January 3, 1976, of certain Warren Commission and related records which were denied to you on July 31, 1975, by Albert H. Leisinger, Jr., Acting Assistant Archivist for the National Archives.

Although most of the material you have requested can be made available to you, small portions of some documents must remain restricted to public access.

Denials specified in this response to your appeal are based on the following exemptions to mandatory disclosure of the Freedom of Information Act as matters which are: (1)(A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order; (3) specifically exempted from disclosure by statute; (5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency; (6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and, (7) investigatory records compiled for law enforcement purposes, but only to the extent that the production of such records would . . . (C) constitute an unwarranted invasion of personal privacy, (D) disclose the identity of a confidential source and, in the case of a record compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, confidential information furnished only by the confidential source. Material which is

denied to you under 5 U.S.C. 552(b)(1) has been reviewed by the Central Intelligence Agency and remains security classified at the request of Mr. Gene Wilson, Information and Privacy Coordinator of that agency.

The following responses to your appeal are numbered in accordance with the denials to you in Mr. Leisinger's letter of July 31, 1975:

Item No. 5, Commission Document 434. Enclosed are copies of the first page of the FBI letterhead memorandum in Commission Document 434, including the formerly deleted part of the first paragraph of the memorandum, and the transmittal letter.

Item No. 7, Deletions in the Coleman-Slawson memorandum on Oswald's foreign activities. Enclosed are copies of pages 4, 19, 23, 41, 45, 64, 65, 73, 74, 80, 84, and 87 of this memorandum with formerly deleted portions restored. The following specific passages deleted from the memorandum are denied to you under 5 U.S.C. 552 (b)(1) and (b)(3) (i. e., 50 U.S.C. 403(d)):

<u>Page</u>	<u>Lines</u>
17	14-15
20	20-23
77	18-20
86	7-13
92	4-7, 11-13, 19-20, 24-25
93	15-18, 22-24
97	24-27
98	1
100	16-25
101	19-21
102	2-8
104	5-14, 22-23
106	10

Enclosed are copies of pages 17, 20, 77, 97, 98, 100, 104, and 106 which show the deletions on these pages. Some formerly deleted portions have been restored. You previously received pages 86, 92, 93, 101, and 102 which show the deletions on those pages.

Deleted portions of the following pages from the Coleman-Slawson memorandum are denied under 5 U.S.C. 552 (b)(6):

<u>Page</u>	<u>Lines</u>
56	10-12
109	25
110	1-4

Some formerly deleted portions of these pages have been restored.

The following denials of portions of the appendixes to the Coleman-Slawson memorandum are denied under 5 U.S.C. 552 (b)(1):

Commission Document 708 - ninth paragraph.
 "Memorandum for Record" by W. David Slawson
 drafted on April 21, 1964.
 Commission Document 1551 and face sheet.

Item No. 9, Nosenko records of any kind still withheld.

- (a) Letter of J. Lee Rankin to Richard Helms, March 6, 1964. Copy is enclosed.
- (b) Memorandum of Slawson to Jenner, Liebler, Ball, and Belin, March 9, 1964. Copy is enclosed.
- (c) Memorandum of Coleman and Slawson to Stern, March 12, 1964. Copy is enclosed.
- (d) Memorandum of Slawson to Rankin, July 15, 1964. Copy is enclosed.
- (e) Memorandum of Slawson to Coleman, July 17, 1964. Copy is enclosed.
- (f) Memorandum of July 23, 1964 (no names given). Denied to you under 5 U.S.C. 552(b)(1) and (b)(5).
- (g) Memorandum of Slawson to Rankin, August 22, 1964. Copy is enclosed.
- (h) and (i) Transcript of executive session of the Commission of June 23 and pages 63-73 of transcript of executive session of January 21, 1964. As you know, you have a suit under way at the present time for access to these two items.
- (j) Page 1 of Commission Document 651. Copy is enclosed. The information deleted from lines 1-6 is denied to you under 5 U.S.C. 552(b)(1) and (b)(7)(c) and (d).
- (k) Cover letter of CD 451. Copy is enclosed.

Records related to the withholding of the above documents: Lists of documents accompanying the note of Marion M. Johnson (NARS) to Arthur Dooley (CIA) of August 14, 1967: Deleted copies of these lists were sent to you with our letter of November 24, 1975. Enclosed are copies of the following pages of these lists with the deleted information restored: page 2 of List No. 1 (item 20) and page 2 of List No. 1A (item 10). The deleted information on the

following pages of these lists is denied under 5 U.S.C. 552 (b)(1) and (3), page 1 of List No. 1A (item 1), page 5 of List No. 2 (item 47), and page 2 of List No. 2A (item 12).

We understand that the CIA has responded directly to you concerning the letter of Thomas H. Karamessines to Robert H. Bahmer of October 2, 1967, as well as the letter of Lawrence R. Houston to James B. Rhoads of December 22, 1975.

Item No. 10, Documents concerning the declassification of certain records on March 13, 1975. Enclosed are copies of our correspondence with Mr. Paul L. Hoch relating to the declassification of certain records on March 13, 1975. Included are our letters sent to him dated July 10 and August 13, 1974, January 8, March 19 (rather than March 17), and April 15, 1975. Also enclosed are letters received from Mr. Hoch dated August 5, March 1, and March 9, 1975. The letter of June 25, 1974, from Mr. Hoch mentioned in our letter to him of July 10, 1974, has not been found. The letter of January 8, 1975, was sent to Mr. Hoch rather than received from him. We understand that the CIA has responded directly to you concerning the letter of Charles E. Savige to James B. Rhoads of May 20, 1975, relating to the Coleman-Slawson memorandum on Oswald's foreign activities.

You have the right to seek judicial review of this determination by filing an action in the Federal District Court for the District of Columbia or the Federal District Court for the district in which you reside or have your principal place of business.

You may also seek further administrative review of the following material by submitting an appeal to Mr. Gene Wilson, Information Review Committee, Room 2E42 - Headquarters Building, Central Intelligence Agency, Washington, D. C. 20505: deletions on pages 17, 20, 77, 86, 92, 93, 97, 98, 100, 101, 102, 104, and 106 of the Coleman-Slawson memorandum; deleted portion of Commission Document 708; "Memorandum for Record" by W. David Slawson drafted on April 21, 1964; Commission Document 1551, and the face sheet for this document.

Enclosed are copies of page 25 of a draft of part of the Report of the Commission entitled "The Existence of a Foreign Conspiracy" and a

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letter of J. Lee Rankin to J. Edgar Hoover of March 6, 1964, which contain references to Nosenko. These references were not known at the time of your original request.

Sincerely,


JAMES E. O'NEILL
Deputy Archivist
of the United States

Enclosures