IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG
Route 8
Frederick, Maryland,

Plaintiff,

v.

U.S. DEPARTMENT OF JUSTICE
10th & Constitution Avenue, N.W.
Washington, D. C.

and

U.S. DEPARTMENT OF STATE
Virginia Avenue, N.W.
Washington, D. C.,

Defendants.

Civil Action No. 718-70

DEFENDANTS' OPPOSITION TO PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

Defendants, by their undersigned attorneys, hereby oppose plaintiff's motion for summary judgment herein. The ground for this opposition is that this action is now moot, since the Attorney General has advised plaintiff's attorney, by letter dated May 6, 1970, that plaintiff will be given access to the documents sought in this action. That letter states in pertinent part that "whether or not the documents you seek are technically exempt under one or more of the provisions of § 552(b), I have determined that you shall be granted access to them."

Respectfully submitted

WILLIAM B. RUCKELSHAUS
Assistant Attorney General

HARLAND F. LEATHERS

DAVID J. ANDERSON

Attorneys, Department of Justice
Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing Defendants' Opposition to Plaintiff's Motion for Summary Judgment this 5th day of May 1978 upon plaintiff by mailing a copy, postage prepaid, to its attorneys:

Bernard Kleinwald, Jr., Esquire
927 - 15th Street, N.W.
Washington, D. C. 20005.

/s/ David J. Anderson

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG,

Plaintiff,

v.

U.S. DEPARTMENT OF JUSTICE, et al.,

Defendants.

Civil Action No. 715-70

POINTS AND AUTHORITIES IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS

Rule 12, Federal Rules of Civil Procedure; District of Columbia v. Duffy, 387 F.2d 860 (D.C. Cir. 1967).

Respectfully submitted,

WILLIAM D. RUCKELSHAUS
Assistant Attorney General

HAROLD F. REINHART

DAVID J. ANDERSON

Attorneys, Department of Justice
Attorneys for Defendants