

UNITED STATES GOVERNMENT

Memorandum

Assec. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:

- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

TO : Mr. Leavitt

DATE: 4-22-76

FROM : Mr. McDermott

10 -
Lmy

SUBJECT: FREEDOM OF INFORMATION PRIVACY ACTS (FOIPA)
REQUEST RE: Kerry Wendell Thornley

Attached is a copy of the FOIPA request and pertinent files and/or excised documents which appear subject to disclosure. Processing of same must be completed and returned to FOIPA within (10) working days. Addendum should include total Agent time expended in the review and justification for serials remaining or newly classified. Do not mark, alter or place any notations on the excised documents.

Mike SHAVET Questions on this matter should be discussed with Vincent J. ZIMMERMAN, Room 5438 JEH, extension 5580 5589

RECOMMENDATION(S): (only items checked apply)

(✓) 1. That the Intelligence Division:
() a. Review the classification of serial(s) _____ to insure these documents should remain classified, indicating the level of classification of each classified paragraph. Declassification actions should be included in the addendum.

(✓) b. Review the balance of the file, particularly serial(s) SEE ATTACHED SHEET, to determine if currently unclassified serials warrant classification, noting the classification level of each classified paragraph.

(✓) 2. That the Intelligence Division(s):

review the documents proposed for disclosure and furnish comments stating whether the disclosure would have significant impact upon future investigations and whether any particular disclosure being made involves any sensitive sources, unusual techniques or other special concerns. Issues raised will be reconsidered by the FOIPA Section to determine whether a statutory exemption may be invoked to cover the matter of concern. A detailed review of the disclosure involving considerations of privacy or internal administrative matters is specifically not required.

1 - Mr. Leavitt
1 - Mr. _____
1 - Mr. _____

Attn: Mr. Tunstall 117260-4
23 SEP 8 1976

SEE ADDENDUM PAGE TWO



6/8/76

A review of the documents proposed for disclosure and as enumerated on the attached sheet from the FOIA unit reveals that only serial 454 of Bureau file 105-82555 warrants current classification. This serial which is a report by SA Warren C. DeBrueys dated 12/2/63 at Dallas, Texas, is captioned "Lee Harvey Oswald aka; IS - R - Cuba." This report remains classified inasmuch as it contains information classified "Confidential" by the Immigration and Naturalization Service. However, information set forth in this report pertinent to the requester on pages 239, 275, 276, and 331 through 333 does not warrant classification.

Note, however, information set forth in the last paragraph of page 238 of this serial is pertinent to instant request and should be among items disclosed after appropriate excisions to delete the source of this information.

Serial 456 of Bureau file 105-82555, is unclassified report of SA Robert P. Gemberling at Dallas, Texas, dated 12/10/63, captioned "Lee Harvey Oswald aka; IS - R - Cuba." It contains information pertinent to the requester on page 419, which is not classified nor does it warrant classification. It should be noted, however, that cover page C of this report indicates it might contain information from Bureau sources, the identity of which would ordinarily be concealed and identified in the Administrative Section of the report. It is indicated that due to the gravity of this investigation that those sources could be revealed in the report without embarrassment in anticipation of the report's dissemination. It should be therefore pointed out that in the event this entire report should at some future time be pertinent to this request, it will be necessary to undertake its complete review and analyzation from a classification standpoint.

Additional review of documents proposed for disclosure indicates same would be no significant impact on future investigations nor do they involve sensitive sources, unusual techniques or other special concerns.

Agent time spent in this review - 7 hours.

1b.

62-109060, serials 1397; 1668, p.8,9; 6057, p8; and
6209, memo, p1-8.

100-0-41131, p1-4.

105-82555, serials 454, p 239,275,276,331-3; 456, p419
1129, p40; 1154, p.1,2; 3637, letter dated
5-8-64, p1; and 5425, p1.

ENCLOSURE

62. 117260 -4