



U.S. Department of Justice

Washington, D.C. 20530

MAY 21 1990

Mr. Harold Weisberg
7627 Old Receiver Road
Frederick, MD 21701

Re: Appeal No. 81-0533
RLH:MAP

Dear Mr. Weisberg:

This is in further response to your appeal from the action of the Criminal Division on your request for access to records relating to the assassination of President John F. Kennedy. In particular, this letter addresses a small number of records originally located in a safe in the Criminal Division. These records include the original dictabelt provided to the House Select Committee on Assassinations by the Dallas Police Office. We have determined that this dictabelt is part of your Appeal No. 81-0533.

Please be advised that because of their historical importance, all of the records pertaining to the assassination which were located in the Criminal Division's safe have been transferred to the National Archives and Records Service. This includes the original Dallas police dictabelt. By copy of this letter, your Freedom of Information Act request is being forwarded to that agency for review and direct response to you.

Since these records are no longer in the possession of the Department of Justice and since appeals can only be taken from actual denials of access to records that can be located in departmental files, this Office can be of no further assistance to you regarding this matter. Therefore, I am closing your appeal with this Office.

Sincerely,

Richard L. Huff, Co-Director
Office of Information and Privacy

cc: National Archives
and Records Administration
FOIA Officer
National Archives
Washington, D.C. 20408

3/13/84

Re:AG/AAG82-UE MR:PLH:TH

Agency
Thank you very much for your letter of the 9th and its enclosures, which are in this historical case.

Some years ago I filed a relevant appeal that to the best of my knowledge was never acted on. Four or more years ago Mr. Shea discussed it with me. I now do not recall whether Mr. Eubell was present then and I do not know whether she ever saw that appeal. This is the background:

The FBI obtained dubs of the recordings of the Dallas Police Department on both channels, as established by the records of the Warren Commission and the FBI itself. Those dubs were kept in the Dallas office. They also were transcribed for the Commission, with the transcripts only sent to FBIHQ for forwarding to the Commission. It published the FBI's typescripts. The Dallas FBI did not send its dubs of the police recordings either to FBIHQ or the Commission. It also did not file them in its main assassination files. They clearly are filed elsewhere, perhaps as related to the police rather than the assassination investigation. They are not included in the Dallas index, which I have and have checked. This index is to the main files from which information was provided to FBIHQ for it to provide to the Commission. It does not include any of the other relevant information that is in other files.

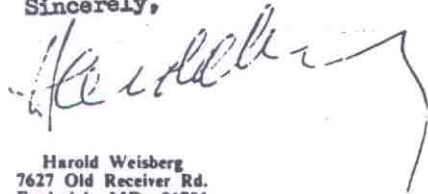
To the best of my knowledge, no search has ever been made for these dubs in Dallas.

I believe that the NAS study of other dubs and possible original recordings makes these FBI dubs even more important to the historical record. I believe there is no real question, that they are within my requests.

Of course I am still anxious to receive them.

Will you please thank the Criminal Division for me for recalling that this NAS study is within my requests and for sending it to you for me?

Sincerely,



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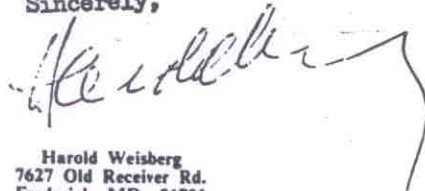
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file in appeals.

Dallas police broadcasts.

if there is no such appeals
file, put in subject file folder

with this file. Second copy
for subject file if there is an appeals
file.