



U.S. Department of Justice

Office of Legal Policy

Office of Information and Privacy

Washington, D.C. 20530

MAR 30 1984

Ms. Lillian Weisberg  
7627 Old Receiver Road  
Frederick, Maryland 21701

Re: Appeal No. 80-0312  
RLH:CJS:PLH

Dear Ms. Weisberg:

You appealed from the action of the Federal Bureau of Investigation on your request for access to records pertaining to yourself. I have enclosed copies of the appeal letters for your reference.

After careful consideration of your appeal, I have decided to affirm the initial action in this case. You are the subject of four Bureau main files--Bureau Applicant, Federal Tort Claims Act, Internal Security-Hatch Act and Loyalty of Government Employees. Certain information was properly withheld from you pursuant to 5 U.S.C. 552(b)(7)(C) and (7)(D). These provisions pertain to investigatory records compiled for law enforcement purposes, the release of which would, respectively, constitute an unwarranted invasion of the personal privacy of third parties, in one instance by revealing an investigative interest in that person on the part of the FBI, and disclose the identities of confidential sources and/or confidential information furnished only by such sources. Names of Bureau agents were among the items excised on the basis of 5 U.S.C. 552(b)(7)(C).

All of the information protected in the Federal Tort Claims Act file was compiled in anticipation of litigation and will continue to be withheld pursuant to 5 U.S.C. 552(b)(5). Such material is exempt from the access provisions of the Privacy Act, 5 U.S.C. 552a(d)(5). None of the information being withheld is appropriate for discretionary release.

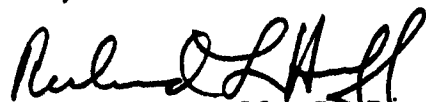
For your information, the material previously withheld from you as "outside scope" and "other" will continue to be withheld on the basis of Exemption (7)(C). I wish to assure you also that our review disclosed that Exemption (7)(D) is not being used to protect the identity of a federal agency.

With reference to your letters, I wish to advise you that the Bureau is willing to process the see references to you upon your agreement to pay applicable charges. Please contact the Bureau if you wish to pursue this matter further.

Judicial review of my action on this appeal is available to you in the United States District Court for the judicial district in which you reside or have your principal place of business, or in the District of Columbia, which is also where the records you seek are located.

Sincerely,

Roger B. Clegg  
Acting Assistant Attorney General

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

Enclosures