



UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D.C. 20530

Address Reply to the  
Division Indicated  
and Refer to Initials and Number

VMG:WGCole:bjw

16 JAN 1980

Telephone  
633-4710

James H. Lesar, Esquire  
910 16th Street, N.W.  
Suite 600  
Washington, D.C. 20006

Re: Harold Weisberg v. Department of Justice  
Civil Action No. 75-1996

Dear Jim:

In compliance with the Court's request of January 3rd, we have submitted for in camera inspection copies of one hundred abstract cards with the documents to which they pertain. Enclosed here for your use are copies of those abstract cards with excisions. Although your client has previously been given the documents referenced by the abstracts, we have included another set for your reference. You will also note in our letter to the court (also enclosed), our intent to send you a Vaughn affidavit covering these items when it has been prepared.

Sincerely,

WILLIAM G. COLE  
Attorney  
Federal Programs Branch  
Civil Division

Enclosures



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16 JAN 1980

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The Honorable June L. Green  
United States District Judge  
United States Court House  
3rd & Constitution Ave., N.W.  
Washington, D.C. 20001

Re: Harold Weisberg v. Department of  
Justice, USDC D.C., C.A. #75-1996

Dear Judge Green:

Enclosed under seal are copies of one hundred abstract cards with accompanying affidavit as you requested in court on January 3, 1980. They were taken from the approximate center of the abstract file, beginning with serial no. 3000. Since you requested that these be submitted in camera, we are sending them to you with the excised portions high-lighted in yellow. With a copy of this letter, Mr. Lesar is being sent the same cards with those portions blacked out.

To aid you in reviewing these abstracts, we have also submitted the hundred documents from which they were made. The excised portions of those documents have also been high-lighted in yellow. Although his client has already received these documents, Mr. Lesar is being sent new copies with excisions blacked out.

Finally, in order for you to understand why the excisions were made on the abstracts and corresponding documents, I have asked the FBI to prepare a Vaughn v. Rosen affidavit covering them. This should be in your hands in several weeks. A copy will, of course, be provided Mr. Lesar.

The primary purpose for your request to see the cards in camera was, as I recall, to determine whether all of the over 6,000 abstract cards should be reviewed, processed and then released to plaintiff. I believe that this sample shows that these secretarial records contain nothing that has not already been provided to plaintiff from the MURKIN files.

Providing you with these one hundred abstracts, the corresponding documents, and a Vaughn v. Rosen affidavit, in addition, demonstrates graphically how we propose to finally settle this suit by means of sampling. We would provide these additional documents in camera with a full Vaughn v. Rosen affidavit for the court's inspection. The pages could be selected jointly by both parties and could include the corresponding abstracts as well, if desired.

I hope this will prove of value to you.

Sincerely,



WILLIAM G. COLE  
Attorney  
Federal Programs Branch  
Civil Division

Enclosures

NOTICE OF FILING

This letter together with an affidavit of Martin Wood and one hundred copies of abstracts and referenced documents were personally submitted for in camera inspection by the undersigned to the Honorable June L. Green on 16th January, 1980.

  
\_\_\_\_\_  
WILLIAM G. COLE

CERTIFICATE OF SERVICE

A copy of this letter, an affidavit of Martin Wood, and one hundred copies of abstracts and referenced documents with excisions were served on Mr. James H. Lesar, attorney for plaintiff, 910 16th Street, N.W., Suite 600, Washington, D.C. 20006, on this 16th day of January, 1980.

  
\_\_\_\_\_  
WILLIAM G. COLE

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

HAROLD WEISBERG

Plaintiff,

v.

U. S. DEPARTMENT OF JUSTICE

Defendant.

Civil Action  
No. 75-1996

FOURTH AFFIDAVIT OF MARTIN WOOD

I, Martin Wood, being duly sworn, depose and say  
as follows:

(1) I am a Special Agent of the Federal Bureau  
of Investigation (FBI), assigned in a supervisory capacity  
to the Freedom of Information-Privacy Acts (FOIPA) Branch,  
Records Management Division, of the FBI, at FBI Headquarters  
(FBIHQ), Washington, D. C. Due to the nature of my official  
duties, I am familiar with the procedures the FBI follows  
in processing requests for information from our files, received  
pursuant to Title 5, United States Code (USC), Section 552,  
more commonly known as the Freedom of Information Act (FOIA).

(2) In compliance with the order of United States  
District Court Judge June L. Green, I am attaching in a separate  
package for in camera review 100 abstracts and the corresponding  
serials from the Dr. Martin Luther King, Jr., assassination  
(MURKIN) file. This material is contained in a sealed package  
with the notation that it is to be opened only by United  
States District Court Judge June L. Green and it will be  
submitted to United States District Court Judge June L.  
Green contemporaneously with the filing of this affidavit.

(4) To assist the Court in reviewing this material  
during in camera inspection, a document number has been

assigned to each of the 100 abstracts, and the same number placed on the corresponding serial. These appear circled in the lower right corners so that each abstract can be matched with the document from which it was made. The information withheld from plaintiff under a claim of exemption is highlighted with yellow ink.

Martin Wood  
Martin Wood  
Special Agent  
Federal Bureau of Investigation  
Washington, D. C.

Subscribed and Sworn to before me this 15th day of May, 1980.

Leslie Ann Whiteagle  
Notary Public

My Commission Expires April 30, 1984.