

U.S. Probes Leak to Schorr

Washington

The Justice Department is conducting a criminal investigation into the leaking of the House intelligence committee report to Daniel Schorr, a high-ranking Justice Department official said yesterday.

"There is an ongoing criminal investigation," said Robert Keuch, deputy assistant attorney general for the department's criminal division, said.

Keuch cited the investigation as a reason for turning down a request under the Freedom of Information Act for department files relating to the publication of the report, which the House voted to keep secret.

Keuch refused to say whether the department is actively attempting to discover who leaked the report to Schorr or simply conducted an inquiry into whether any laws had been violated.

After a lengthy investigation, the House Ethics Committee was unable to determine who had leaked the report to Schorr but indicated that it had been done by a member of the intelligence committee staff.

Schorr, who admitted arranging publication of the report by the New York weekly newspaper *The Village Voice*, has refused to reveal his source.

In a letter dated November 5, Keuch denied a Freedom of Information request by Morton Halperin, director of the Center for National Security Studies, for copies of department files relating to publication of the report.

In denying Halperin's request, Keuch said the files were exempt from disclosure because they were "investigatory records compiled for law enforcement purposes, the production of which would interfere

with enforcement proceedings."

Halperin raised the possibility that the investigation was only a technical one being used as an excuse to deny him the documents.

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