

ATTENTION

The following documents appearing in FBI files have been reviewed under the provisions of The Freedom of Information Act (FOIA) (Title 5, United States Code, Section 552); Privacy Act of 1974 (PA) (Title 5, United States Code, Section 552a); and/or Litigation.

FOIA/PA Litigation Executive Order Applied

Requester: _____
Subject: _____
Computer or Case Identification Number: _____
Title of Case: _____ Section _____
* File _____
Serials Reviewed: _____

Release Location: *File _____ Section _____

This file section has been scanned into the FOIPA Document Processing System (FDPS) prior to National Security Classification review. Please see the documents located in the FDPS for current classification action, if warranted. Direct inquires about the FDPS to RIDS Service Request Unit, [] b2

File Number: 66-44-19249 Section 3
Serial(s) Reviewed: all

FOIPA Requester: _____
FOIPA Subject: National Archives
FOIPA Computer Number: 978509

File Number: _____ Section _____
Serial(s) Reviewed: _____

FOIPA Requester: _____
FOIPA Subject: _____
FOIPA Computer Number: _____

File Number: _____ Section _____
Serial(s) Reviewed: _____

FOIPA Requester: _____
FOIPA Subject: _____
FOIPA Computer Number: _____

THIS FORM IS TO BE MAINTAINED AS THE TOP SERIAL OF THE FILE, BUT NOT SERIALIZED.
SCANNED BY DocLab (RMD)

DATE: 5-8-06

LAST SERIAL: 99

ATTENTION

DO NOT REMOVE FROM FILE

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 1 OF 4

DATE 9/14/81

CLASSIFICATION UNCLASS E F T O

PRECEDENCE PRIORITY

#F0580PP ME0DE HQ #0058 #H04E0P 141759Z SEP 81

START HERE

FM

DIRECTOR FBI (66-19249)

TO

SAC MEMPHIS (66-796) PRIORITY

BT

14

UNCLASS E F T O

12

DESTRUCTION OF RECORDS; NATIONAL ARCHIVES AND RECORDS

SERVICE (NARS); APPRAISAL OF FBIHQ AND FIELD RECORDS

10

REURAIRTEL 8/26/81, CAPTIONED "DESTRUCTION OF FIELD OFFICE FILES AND RECORDS."

8

FBIHQ IS APPRECIATIVE OF INFORMATION FURNISHED IN REAIRTEL. THE FOLLOWING INFORMATION IS PROVIDED FOR YOUR INFORMATION RELATIVE TO DEVELOPMENTS IN THE CIVIL MATTER "AMERICAN FRIENDS SERVICE COMMITTEE, ET AL V.

6

WILLIAM H. WEBSTER, ET AL", USDC, WASHINGTON, D.C., CIVIL ACTION NO. 79-1655.

4

USDJ HAROLD H. GREENE IS PRESIDING OVER THIS MATTER IN RESPONSE TO GOVERNMENT MOTIONS FOR MODIFICATION OF JUDGE GREENE'S 6/9/81 ORDER, WHICH PROHIBITED THE RETURN OF

2

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APPROVED BY

RPF/2B

DRAFT BY

RWS/adp

DATE

9/14/81

ROOM

5644

TELE EXT.

- 1 - MR. MINTZ (ATTN: [redacted])
- 1 - MR. MONROE
- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY

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b7c

66-19249-70

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

01262 MS
SEP 15 1981

17 SEP 17 1981

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/12/09 BY 60290 BCE/AC/je

FBI/DOJ
91254

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DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 2

CONTINUATION SHEET

PAGE TWO DE HQ 0058 UNCLAS E F T O

20 DOCUMENTARY EVIDENCE BY THE FBI, HE ISSUED ANOTHER ORDER ON
 18 7/28/81, WHICH PERMITTED THE FBI TO RETURN DOCUMENTARY
 16 EVIDENCE AT THE REQUEST OF THE OWNER OR CONTRIBUTOR,
 14 PROVIDED THE FBI MADE A LEGIBLE COPY OF EACH DOCUMENT RETURNED
 12 AND PROPERLY RECORDED THE RETURN OF THE ORIGINAL DOCUMENTARY
 10 EVIDENCE TO THE OWNER OR CONTRIBUTOR. THE REQUIREMENT
 8 FOR DUPLICATING DOCUMENTARY EVIDENCE RETURNED AT THE OWNER'S
 6 OR CONTRIBUTOR'S REQUEST WOULD OBVIOUSLY INVOLVE A
 4 CONSIDERABLE EXPENDITURE OF FBI PERSONNEL AND MATERIAL
 2 RESOURCES. ACCORDINGLY, THE GOVERNMENT SOUGHT TO HAVE
 JUDGE GREENE MODIFY HIS 7/28/81 ORDER TO ELIMINATE THE
 REQUIREMENT FOR DUPLICATION OF RETURNED DOCUMENTARY
 EVIDENCE. IN RESPONSE TO THE GOVERNMENT'S REQUEST, JUDGE
 GREENE ISSUED AN ORDER ON 8/26/81, WHICH AUTHORIZED THE
 FBI TO RETURN DOCUMENTARY EVIDENCE AT THE OWNERS' OR
 CONTRIBUTOR'S REQUEST, PROVIDED THAT NARS PERSONNEL FIRST
 EXAMINE THE MATERIAL TO DETERMINE WHETHER RETENTION IS
 MANDATED BECAUSE OF HISTORICAL OR OTHER VALUE WITHIN THE
 MEANING OF THE ARCHIVAL LAWS. SHOULD NARS PERSONNEL
 DETERMINE THAT THE MATERIAL HAS NO ARCHIVAL VALUE, IT

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DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 3

CONTINUATION SHEET

PAGE THREE DE HQ 0058 UNCLAS E F T O

20 MAY BE RETURNED TO THE OWNER OR CONTRIBUTOR WITHOUT
 18 BEING DUPLICATED. AT FIRST GLANCE, IT WOULD APPEAR
 16 THAT JUDGE GREENE'S 8/26/81 ORDER PROVIDES THE METHOD
 14 FOR RETURNING DOCUMENTARY EVIDENCE AT THE OWNER'S OR
 12 CONTRIBUTOR'S REQUEST, OR AS ORDERED BY OTHER COURTS.
 10 UNFORTUNATELY, THERE ARE MAJOR OBSTACLES WHICH PRECLUDE A
 8 PROMPT APPLICATION OF JUDGE GREEN'S 8/26/81 ORDER. FIRST,
 6 NARS HAS ABSOLUTELY NO FUNDING TO TRAVEL TO THE VARIOUS FBI
 4 FIELD OFFICES TO EXAMINE DOCUMENTARY EVIDENCE. IN THIS SAME
 2 CONNECTION, THE ENTIRE NARS FBI APPRAISAL STAFF IS WORKING
 TO MEET A SHORT DEADLINE IMPOSED BY JUDGE GREENE FOR THE
 SUBMISSION OF RETENTION SCHEDULES FOR FBI RECORDS. SECOND,
 RULE 6(E) OF THE FEDERAL RULES OF CRIMINAL PROCEDURE
 PRECLUDES NARS PERSONNEL FROM EXAMINING 6(E){GRAND JURY}
 MATERIAL. SINCE THE VAST MAJORITY OF DOCUMENTARY EVIDENCE
 RETAINED BY THE FBI IS OBTAINED THROUGH THE ISSUANCE OF A
 GRAND JURY SUBPOENA, NARS PERSONNEL WOULD BE PRECLUDED
 FROM EXAMINING THIS MATERIAL. THE G. WEEKS SECURITY, INC.
 MATTER {ME FILE 1968-372} CITED IN REAIRTEL IS A TYPICAL
 EXAMPLE OF SUCH A CASE.

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DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 4

CONTINUATION SHEET

PAGE FOUR DE HQ 0058 UNCLAS E F T O

20 FBIHQ NOTES THE DECISION MADE BY YOUR OFFICE TO
 18 DUPLICATE DOCUMENTARY EVIDENCE OBTAINED BY GRAND JURY SUBPOENA,
 16 SO THAT THE ORIGINALS MAY BE RETURNED IN KEEPING WITH JUDGE
 14 WELLFORD'S ORDER, IS THE ONLY ALTERNATIVE OPEN TO YOUR OFFICE.
 IT IS SUGGESTED THAT THE ABOVE INFORMATION BE PROVIDED TO
 AUSA WILLIAMS AND THAT JUDGE WELLFORD BE INFORMED OF THE
 FACTS AT THE SHOW CAUSE HEARING.

INFORMATION CONTAINED IN REAIRTEL HAS BEEN
 FURNISHED TO U. S. DEPARTMENT OF JUSTICE ATTORNEYS.
 CONTINUING EFFORTS ARE BEING MADE TO OBTAIN RELIEF FROM
 JUDGE GREENE'S ORDER DEALING WITH THE RETURN OF DOCUMENTARY
 EVIDENCE.

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9/16/81 UNCLAS E F T O IMMEDIATE

FM DIRECTOR FBI

TO FBI, PHILADELPHIA (87A-28548) IMMEDIATE

BT

UNCLAS E F T O

NATIONAL ARCHIVES AND RECORDS SERVICE
Source

[Redacted] ITSP (A); OO: PHILADELPHIA

REURTEL 9/15/81

AUTHORITY IS GRANTED TO RETURN ORIGINAL DOCUMENTARY

EVIDENCE DESCRIBED IN RETEL TO [Redacted] TRUCK SALES, [Redacted] PENNSYLVANIA. YOU SHOULD MAKE LEGIBLE MACHINE COPIES OF ALL MATERIAL RETURNED AND DOCUMENT ITS RETURN IN YOUR OFFICE'S FILE ON CAPTIONED. YOU SHOULD ALSO SECURE A RECEIPT FOR THE RETURNED EVIDENCE.

BT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-12-04 BY AUC 60290BCE
913504 AG/edc

DO NOT TYPE MESSAGE BELOW THIS LINE

APPROVED BY: [Signature] DATE: 9/16/81 ROOM: 5644 TELETYPE: [Redacted]

- 1 - 66-19249
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [Redacted])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

20482 ON
SEP 16 1981

NOT RECORDED
16 SEP 24 1980
17 SEP 23 1981

59 OCT 6 1981
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UNCLASS E F T O

ROUTINE

RECEIVED PHILA HQ 00077 04/10/81 11:20Z SEP 81

TO DIRECTOR FBI

TO SAC, PHILADELPHIA (158D-1021)

BT

NATIONAL PROTECTIVES AND RECORDS SERVICE

UNCLASS E F T O

FRANK MANN, AKA; ET AL; RICO 00; PH

REUTEL 8/21/81.

PROVIDED USA, EDPA CONCURS, YOU ARE AUTHORIZED TO RETURN DOCUMENTARY EVIDENCE DESCRIBED IN RETEL TO THE HAMADA ROOFING COMPANY, PHILADELPHIA, PENNSYLVANIA. YOU SHOULD MAKE A LEGIBLE MACHINE COPY OF EACH DOCUMENT RETURNED AND RETAIN SAME IN YOUR OFFICE FILE ON CAPTIONED. YOU SHOULD SECURE A RECEIPT FOR THE RETURNED EVIDENCE AND DOCUMENT THE RETURN OF THIS MATERIAL IN YOUR OFFICE'S FILE ON INSTANT MATTER.

BT

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 1-12-04 BY 2050BCE/AG/dec 918504

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183-3761-31

RWS:adp

9/10/81

5644

66-19249

NOT RECORDED
16 SEP 24 1980

- 1 - 66-19249
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [redacted])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER

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59 OCT 1 1981

15 SEP 17 1981

AIRTEL

9/11/81

Director, FBI (66-19249)

All SAC's and Legats

Exam
DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
~~APPRAISAL OF FBIHQ AND FIELD RECORDS~~
BUDED 9/25/81

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-12-04 BY AUC60290807 JAG/jedc
918504

ReButel 9/1/81 captioned as above requesting each field office and legat to advise FBIHQ of the number of volumes of single zero files created in each classification as well as the serial number of the first document in the oldest existing volume of each classification.

In order to compile cost data related to this request, each field office and legat is requested to advise FBIHQ of the number of employees engaged in this effort, their GS rating and salary, and amount of time each employee expended on this project. This information should be forwarded to FBIHQ, Attention: SA Robert W. Scherrer, Section Chief, Records Systems Section, Records Management Division, Room 5644, by COB 9/25/81.

(cc)

NOTE: On 9/1/81 the NARS appraisal group requested FBIHQ to canvass all field offices and legal attaches to determine the number of volumes of single zero files created in each classification how many volumes currently exist, and the serial number of the first document in the oldest existing volume of each classification. In order to compile cost data related to this request, each field office and legat is being requested to advise FBIHQ of the personnel resources, time, and related salaries committed to this effort.

66-19249-71

- 1 - Mr. Colwell
- 1 - EAD Investigation
- 1 - Mr. Otto
- 1 - Each Assistant Director
- 1 - Mr. ~~Roim~~ *1021181*
- 1 - Mr. Steel
- 1 - Miss Devine
- 1 - Liaison Unit
- 1 - Mr. Scherrer
- 1 - Mr. Dudney
- 1 - Manuals Desk

MAILED 51
SEP 14 1981
FBI

- Exec AD Inv. _____
- Exec AD Adm. _____
- Exec AD LES _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

TBD: tfc (24) EBT

REC'D

APPROVED:

- Director _____
- Exec. AD-Adm. _____
- Exec. AD-Inv. _____
- Exec. AD-LES _____

- Adm. Servs. _____
- Crim. Inv. _____
- Laboratory _____
- Legal Coun. _____
- Off. of Cong. & Public Affs. _____
- Rec. Mgnt. *7/1/81*
- Tech. Servs. _____
- Training _____
- Ident. _____
- Inspection _____
- Intell. _____

SEP 16 1981

4 OCT 6 1981

MAIL ROOM

1 2

9/21/81

UNCLAS E F T O

ROUTINE

National Archives and Records Service

FM DIRECTOR FBI

Ryf

TO FBI, ATLANTA (196-789) ROUTINE

FBI, MEMPHIS (162-339) ROUTINE

FBI, SEATTLE (196-483) ROUTINE

BT

UNCLAS E F T O



ECT: FBW - MFA 00: MEMPHIS

REATEL 9/17/81.


IN ACCORDANCE WITH YOUR REQUEST, THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS), WASHINGTON, D.C., WAS REQUESTED TO DISPATCH AN ARCHIVIST TO ATLANTA IN ORDER TO REVIEW DOCUMENTS DESCRIBED IN RETEL TO DETERMINE WHETHER THEY HAVE ARCHIVAL OR HISTORICAL VALUE. NARS ADVISED THAT BUDGETARY RESTRAINTS AND LIMITED PERSONNEL WOULD PRECLUDE THEM FROM DISPATCHING AN ARCHIVIST TO ATLANTA FOR THE AFOREMENTIONED PROJECT.

RBS:ovp

9/21/81

5644



- ① - 66-19249
- 1 - MR. MONROE
- 1 - MR. HINTZ (ATTN: )
- 1 - MR. DUBNEY
- 1 - MR. SCHERRER

66-19249-

NOT RECORDED
23 SEP 22 1981

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/12/04 BY Auc60290 BEE/AG/edc
918504

*file
6/4/81*

2

IN AN ORDER DATED JULY 28, 1981, U.S. DISTRICT JUDGE HAROLD H. GREENE, IN THE CIVIL CASE "AMERICAN FRIENDS SERVICE COMMITTEE, ET AL., V. WILLIAM H. WEBSTER, ET AL., CIVIL ACTION NUMBER 79-1655" AUTHORIZED THE RETURN OF ORIGINAL DOCUMENTARY EVIDENCE TO THE OWNER OR CONTRIBUTOR, PROVIDED THAT THE FBI MADE LEGIBLE MACHINE COPIES OF EACH DOCUMENT RETURNED AND SECURE APPROPRIATE RECEIPTS FOR THE RETURNED MATERIAL. BASED ON THE INABILITY OF NARS REPRESENTATIVES TO TRAVEL TO ATLANTA, IT IS SUGGESTED THAT YOU DUPLICATE THE MATERIAL REQUESTED BY CHARLES HUSBY OF SEATTLE, WASHINGTON, IN ACCORDANCE WITH JUDGE GREENE'S JULY 28, 1981 ORDER. YOU SHOULD MAKE LEGIBLE MACHINE COPIES OF EACH ORIGINAL DOCUMENT RETURNED AND OBTAIN A RECEIPT FOR THE RETURN OF THIS MATERIAL.

SHOULD YOU ENCOUNTER ANY DIFFICULTY IN HANDLING THIS MATTER, YOU SHOULD CONSULT FBING, ATTENTION SA ROBERT W. SCHERRER, SECTION CHIEF, RECORDS SYSTEMS SECTION, RECORDS MANAGEMENT DIVISION.

BT

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1 1

9/22/81

UNCLASS E F T O

IMMEDIATE

JP

FM DIRECTOR FBI

TO FBI, LOS ANGELES (87D-46758) IMMEDIATE

BT

UNCLASS E F T O

Noted Archives and Records Service

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[Redacted]

AKA, ET AL, ITSP, OO: LOS ANGELES

REURTEL 9/17/81.

PROVIDED CONCURRENCE OF APPROPRIATE U.S. ATTORNEY SECURED, YOU ARE AUTHORIZED TO RETURN ORIGINAL DOCUMENTARY EVIDENCE DESCRIBED IN RETEL TO THE LEGAL OWNERS. YOU SHOULD MAKE A LEGIBLE MACHINE COPY OF EACH ITEM OF EVIDENCE RETURNED AND DOCUMENT THE RETURN OF SAME IN YOUR OFFICE'S FILE ON CAPTIONED. YOU SHOULD ALSO SECURE A RECEIPT ACKNOWLEDGING THE RETURN OF THE EVIDENCE.

BT

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66-19249-

NOT RECORDED
16 SEP 24 1980

RMS:evp

9/22/81

5644

[Redacted]

- ① - 66-19249
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [Redacted])
- 1 - MR. FINZEL
- 1 - MR. DUDNEY
- 1 - MR. SCHERRER

JS

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *1/12/04* BY *60290 BCE/AB/edc*
918504

file 4/18/81

2

NOTE: IN RESPONSE TO RELATEL. RETURN OF ORIGINAL DOCUMENTARY
EVIDENCE AT THE REQUEST OF THE OWNER AND/OR CONTRIBUTOR
AUTHORIZED BY THE 7/28/81 ORDER OF U.S. DISTRICT JUDGE HAROLD H.
GREENE IN THE CIVIL MATTER "AMERICAN FRIENDS SERVICE COMMITTEE,
ET AL., V. WILLIAM H. WEBSTER, ET AL, CIVIL ACTION NUMBER
79-1655."

1 2
9/23/81

UNCLAS E F T O

IMMEDIATE

FM DIRECTOR FBI

TO FBI, ATLANTA (196B-1082) IMMEDIATE

BT

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UNCLAS E F T O

National Archives and Records Service

[Redacted]

DBA NATIONAL ENERGY SALES CORP., AL-

PHARETTA, GA99

[Redacted]

DBA TOTAL ENERGY MANAGEMENT

CORP., NORCROSS, GA., (TEMCO); ITSP; MFA SECURITY'S FRAUD; 00:AT

REUR IMMEDIATE TEL 9/22/81 AND FBIHQ TEL 9/23/81.

DESPITE THE 9/22/81 ORDER OF THE U.S. MAGISTRATE, NORTHERN DISTRICT OF GEORGIA, REGARDING THE RETURN OF ALL DOCUMENTS AND RECORDS SEIZED FROM THE TEMCO COMPANY, THERE IS NO AVAILABLE ALTERNATIVE OTHER THAN DUPLICATING THE ORIGINAL OF THESE RECORDS PRIOR TO RETURNING THEM. FACTS SET FORTH IN URRETEL WERE AGAIN PRESENTED TO THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS); HOWEVER, THAT AGENCY INDICATED THAT THEY WOULD BE UNABLE TO ORDER AN ARCHIVIST TO YOUR OFFICE TO REVIEW DOCUMENTARY EVIDENCE

RWS:evp

9/23/81

5644

[Redacted]

- ① - 66-19249
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [Redacted])
- 1 - MR. FINZEL
- 1 - MR. DUDNEY

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[Handwritten signature]

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4/8/81*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/27/04 BY 60290BCE/AG/etc
918504

BASED ON BUDGETARY CONSTRAINTS AND OTHER COMMITMENT OF PERSONNEL. THE GOVERNMENT HAS CONSISTENTLY PETITIONED THE COURT TO MODIFY THE JULY 28, 1981, AND AUGUST 26, 1981, ORDERS WITH REGARD TO THE RETURN OF DOCUMENTARY EVIDENCE. THE GOVERNMENT IS CONTINUING IN ITS EFFORTS IN THIS REGARD. INFORMATION SET FORTH IN URRETEL HAS BEEN PRESENTED TO THE CIVIL DIVISION OF THE U.S. DEPARTMENT OF JUSTICE.

BT

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NOTE: IN RESPONSE TO REATTEL 9/22/81. ALSO REFERENCE TO
FBIHQTEL TO AT 9/23/81.



copy file

August 19, 1981

FEDERAL GOVERNMENT

Mr. Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division
Federal Bureau of Investigation
Washington, DC

NATIONAL ARCHIVES AND RECORDS SERVICES

Dear Bob:

One issue the NARS FBI Appraisal Task Force is now addressing is the linkage of investigative files among Field Offices and Headquarters and the duplication of information therein. In order for us to examine this issue carefully, we wish to review all extant material relating to the case files listed on the attachment. We would appreciate your canvassing FBI Field Offices and asking them to send to Headquarters as soon as possible extant case files. In some instances, the office of origin is given and it is assumed that the case file is extant there. Since we are equally interested in case files maintained by auxiliary offices, a search of the main subject index in the remaining Field Offices is necessary. I hasten to add that we are not interested in "see references."

Thank you for your assistance and cooperation.

Sincerely,

Charles
Charles M. Dollar
Deputy Director, FBI
Appraisal Task Force

66-19249-72

M
ENCLOSURE

AUG 21 1981

*files from 66-19249-72
RWS*

*10/1/81
to SACs
negative
on 10/1/81
1981/10*

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-12-04 BY *auc60290 BAE/AG/ele*
918504

6/4/81

ATTACHMENT

Classification 2

1. BUFile 2-1486

00: WFO 2-258

Captioned subject: [redacted] Neutrality Matters - Cuba

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2. BUFile 2-1766

00: HQ

Captioned subject: Friends of Mexican Democracy, Internal Security-
Mexico

3. BUFile 2-2466

00: HQ

Captioned subject: [redacted]
[redacted]

Classification 15

1. BUFile 15-82502

00: BS 15-19161

Captioned subject: [redacted]
Fugitive TFIS; ITSP; ITSMV

2. BUFile 15-74058

00: NK 15-41219

Captioned subject: Unsub; theft of tractor trailer containing musical
instruments, 7/31-8/1/73

3. BUFile 15-55059

00: NK 15-24287

Captioned subject: [redacted]

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-12-04 BY AUC60290BCE/AE/ed
918504

66-19249-72
ENCLOSURE

Classification 65

1. BUFile 65-59324

00: NO 65-1868

Captioned subject:

[Redacted]

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2. BUFile 65-65945

00: Unclear

Captioned subject:

[Redacted]

3. BUFile 65-77074

00: NY 65-26799

Captioned subject:

[Redacted]

Classification 77

1. BUFile 98396

00: HQ

Captioned subject:

[Redacted]

2. BUFile 77-122106

00: HQ

Captioned subject:

[Redacted]

3. BUFile 77-138703

00: HQ

Captioned subject:

[Redacted]

Classification 91

1. BUFile 91-54336

00: CI 91-10419

Captioned subject:

[Redacted]

2. BUFile 91-70632

00: DN 91-7274

Captioned subject:

[Redacted]

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Association

3. BUFile 85891

00: DE 91-13598

Captioned subject:

[Redacted]

Michigan National Bank

Classification 100

1. BUFile 100-325757

00: PG 100-7828

Captioned subject:

[Redacted]

2. BUFile 100-306349

00: NO 100-13027

Captioned subject:

[Redacted]

3. BUFile 100-343233

00: BH 100-3676

Captioned subject:

[Redacted]

Classification 92

1. BUFile 92-13792

00: SI 194-4

Captioned subject:

[Redacted]

[Redacted]

2. BUFile 92-15976

00: SI 92-1741

Captioned subject: unsub, vandalism of a asphalt mixing plant of Rock

Road Construction Company

3. BUFile 92-18706

00: JK 193-1

Captioned subject: unsub; threat to extort \$30,000 from Daytona

Beach News Journal

Classification 157

1. BUFile 157-24809

00: PH 157-2583

Captioned subject:

[REDACTED]

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b7C

2. BUFile 157-28821

00: KC 157-3073

Captioned subject:

[REDACTED]

3. BUFile 157-34839

00: SD 157-5290

Captioned subject:

[REDACTED]

Classification 164

1. BUFile 164-3871

00: ME 164-146

Captioned subject:

[REDACTED]

2. BUFile 164-4626

00: LA 164-1380

Captioned subject:

[REDACTED]

3. BUFile 165-5230

00: DN 164-720

Captioned subject:

[REDACTED]

Classification 209

1. BUFile 209-98

00: BA 209A-1 SubA-9

Captioned subject:

[REDACTED]

2. BUFile 209-406

00: DN 209-129

Captioned subject:

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b7C

3. BUFile 209-714

00: CG 209B-206

Captioned subject:

September 22, 1981

JL

Dr. James E. O'Neill
Assistant Archivist for Presidential Libraries
FBI Appraisal Project Director
National Archives and Records Service
Washington, D. C. 20408

Dear Dr. O'Neill:

I am writing to request that the National Archives and Records Service (NARS) make an archivist available to review documentary evidence being held by the Atlanta Office, which the owner requested be returned.

By way of background, [redacted] was indicted by a Federal Grand Jury in Nashville, Tennessee on July 21, 1981, for violation of Title 18, U.S. Code, Sections 1341 and 1343. Kay was apprehended by FBI Agents on July 23, 1981, in Atlanta, Georgia, at his place of business. At the time of [redacted] arrest, an authorized search warrant, issued by the U.S. Magistrate, Northern District of Georgia in Atlanta, was executed and voluminous documents relating to [redacted] business were seized. On 9/17/81, [redacted] Barron Financial Ltd., Seattle, Washington, advised he is seeking the return of approximately ten financial packages, which he submitted to [redacted] as a result of the latter's representations and which were seized by FBI Agents in Atlanta during the search of [redacted] business premises. [redacted] advised that he expended a considerable amount of funds in preparing these financial packages for clients and added that he is under a performance contract with these clients. [redacted] would be subject to severe civil litigation if he was unable to return the original financial packages to his clients. The responsible Assistant U.S. Attorneys in Nashville, Tennessee, and Atlanta, Georgia, have no objection to the return of these items to [redacted]

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66-19249-

- ① - 66-19249
 - 1 - Mr. Monroe
 - 1 - Mr. Mintz (Attn: [redacted])
 - 1 - Mr. Dudney
 - 1 - Mr. Scherrer
- RWS:evp (1)

60 OCT 27 1981

NOT RECORDED
38 OCT 23 1981

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/12/04 BY AUC60290 BCE/AG/alc
918504

32 1981

Dr. James E. O'Neill

I realize the severe budgetary constraints imposed upon your agency, but I am bringing the foregoing to your attention for whatever possible action by NARS.

Sincerely,

Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

NOTE: Based on ATtel dated 9/17/81, captioned [REDACTED] ECT; FBW-MF; OO: MEMPHIS. Order of U. S. District Judge Harold H. Greene, dated 8/26/81, in the civil matter "American Friends Service Committee, et al. v. William H. Webster, et al" Civil Action Number 79-1655, U.S. District Court, Washington, D. C., authorized the return of seized documentary evidence to the owner and/or contributor without duplication provided NARS reviews same and certifies documents have no archival value. Also, see FBIHQtel to AT, ME & SE, dated 9/21/81 under the [REDACTED] caption.

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General Services Administration

National Archives and Records Service Washington, DC 20408

August 24, 1981

FEDERAL GOVERNMENT

BA

Mr. Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division
Federal Bureau of Investigation
Washington, D.C. 20535

Dear Bob:

The National Archives and Records Service appraisal staff recently completed its examination of inspection files and workpapers. In reviewing inspection workpapers maintained in the basement "bulky room" of the J. Edgar Hoover Building, the staff discovered that several inspection reports designated "original" on their outer covers were maintained among the workpapers. The Detroit inspection workpapers for 1979 included the original inspection report of January 1979 and the original recheck inspection report of August 1979. The Philadelphia inspection workpapers for 1978 included the original inspection report of October 1978. It is our understanding from discussions with Records Management Division personnel that inspection reports are incorporated into the Special Files maintained by the Personnel Records Unit. Yet the Special File covering Detroit inspections (67-520-1) did not contain the inspection report of January 1979 or the recheck inspection report of August 1979.

The preliminary recommendations developed by the NARS appraisal staff indicate that the inspection reports have historical value, but the inspection workpapers do not. Therefore, we are concerned that the inspection reports, both those appropriately maintained in the Special Files and those interfiled in the inspection workpapers, be preserved. I wish to alert you to this situation so that all necessary measures can be taken to insure the preservation of all inspection reports maintained among the inspection workpapers.

Jemo

Sincerely,

Jemo
JAMES E. O'NEILL
Assistant Archivist
for Presidential Libraries
FBI Appraisal Project Director

50 OCT 23 1981

file 66-19249
RWS

66-19249-73

15 SEP 4 1981

32
Let. to
Dr. O'Neill
9-3-81
RWS/evp

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918504

file
4/81

September 3, 1981

FEDERAL GOVERNMENT

Dr. James E. O'Neill
Assistant Archivist for Presidential Libraries
FBI Appraisal Project Director
National Archives and Records Service
Washington, D. C. 20408

BN

Dear Dr. O'Neill:

I am in receipt of your letter dated 8/24/81 concerning the original copies of FBI field office inspection reports.

As you noted in your letter, established Records Management Division policy is to file the original of FBI field office inspection reports in the Personnel Records Unit. The corresponding work papers for FBI field office inspections were generally destroyed after the preparation of the inspection report, unless for some reason it is deemed advisable to retain a copy of the work papers. During the pendency of the civil suit "American Friends Service Committee, et al., v. William H. Webster, et al, Civil Action Number 79-1655," no inspection work papers have been destroyed and they have been retained in the Bulky Room of the Filing Subunit, located in the basement of the J. Edgar Hoover Building. I have ascertained that the original of the FBI inspection reports for the Detroit Field Office inspection, which was conducted in January, 1979, and the recheck inspection of the same office, which was conducted in August, 1979, as well as the original of the FBI inspection report for the Philadelphia Office, which was conducted in October, 1978, were inadvertently filed in the Bulky Room. I have taken the necessary action to transfer this material from the Bulky Room to the Personnel Records Unit and have instructed that a review be made of all inspection work papers maintained in the Bulky Room in order to identify any other original FBI field office inspection reports which may have been similarly inadvertently filed in that location. I would like to note that, as an additional precaution, to insure that the original of FBI field office inspection reports are not destroyed, the

to file

MAILED 13
SEP 03 1981

- Exec AD Inv. 66-19249
- Exec AD Adm. 1 - Mr. Finzel
- Exec AD LES 1 - Mr. Andrews
- Asst. Dir.: 1 - Mr. Donaldson
- Adm. Servs. 1 - Mr. Dudney
- Crim. Inv. 1 - Mr. Bower
- Ident. 1 - Miss Cone
- Intell. 1 - Miss Glock
- Laboratory 1 - Mr. Scherrer
- Legal Coun. 1 - Mr. Scherrer
- Plan. & Insp. 1 - Mr. Scherrer
- Rec. Mgnt. 1 - Mr. Scherrer
- Tech. Servs. 1 - Mr. Scherrer
- Training 1 - Mr. Scherrer
- Public Affs. Off. 1 - Mr. Scherrer
- Telephone Rm. 1 - Mr. Scherrer
- Director's Sec'y 1 - Mr. Scherrer

SEP 03 1981

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66-19249-74

SEP 4 1981

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918504

MAIL ROOM Box

Dr. James E. O'Neill

folders containing these reports maintained in the Personnel Records Unit have been stamped with the notation "DO NOT DESTROY HISTORICAL VALUE NATIONAL ARCHIVES."

I appreciate your bringing this matter to my attention.

Sincerely,



Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

NOTE: In response to Dr. O'Neill's letter of 8/28/81. See R. W. Scherrer memo to Mr. Finzel dated 9/3/81.

APPROVED:	Adm. Servs. _____	Laboratory _____
	Crim. Inv. _____	Legal Coun. _____
Director _____		Off. of Cong. & Public Affs _____
Exec. AD-Adm. _____	Ident. _____	Rec. Mgnt. <u>J. R. W.</u>
Exec. AD-Inv. _____	Inspection _____	Tech. Servs. _____
Exec. AD-LES _____	Intell. _____	Training _____



General Services Administration

National Archives and Records Service

Washington, DC 20408

September 1, 1981

FEDERAL GOVERNMENT

Mr. Robert W. Scherrer
Section Chief, Records Systems
Records Management Division
Federal Bureau of Investigation
Washington, D.C. 20535

TL

Dear Bob:

NATIONAL Archives and Records Service

Our task force is investigating the permanent value of Bureau "O" files in Headquarters and the field. A survey of Headquarters was completed this week. We now need information about field "O" files to complete the study.

Please provide us by Wednesday, September 9 the following information about field "O" files:

- 1) The number of sections originally created.
- 2) The number of Sections still extant
- 3) The date of the first serial in the extant sections.

Sincerely,

John Sawcatt

For JAMES E. O'NEILL
Assistant Archivist
for Presidential Libraries
FBI Appraisal Project Director

(CD)

*Addressed to
FBI HQ on
9/2/81 by
George Harwood,
NARS. See Butler
to all SPCA & Registar
done 9/1/81. BWT
110*

66-19249-75

*file in
66-19249
BWT*

17 SEP 8 1981

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*file
4/1/81*

1 2

9/23/81

UNCLAS E F T O

ROUTINE

FM DIRECTOR FBI

TO FBI, ATLANTA (196B-1082) ROUTINE

BT

UNCLAS E F T O

*National Archives and
Records Service*

[redacted] DBA NATIONAL ENERGY SALES CORP., AL-

PHARETTA, GA; [redacted] DBA TOTAL ENERGY MANAGEMENT

CORP., NORCROSS, GA., (TEMCO); ITSP; MF; SECURITYS FRAUD; OO:AT

REURTEL 9/21/81

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THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS) HAS BEEN REQUESTED TO ASSIGN AN ARCHIVIST TO REVIEW MATERIAL DESCRIBED IN RETEL AND OTHER DOCUMENTARY EVIDENCE CONTAINED IN YOU OFFICE'S RECORDS HOLDINGS, WHICH THE OWNER OR CONTRIBUTOR HAS REQUESTED BE RETURNED. HOWEVER, DUE TO SEVERE BUDGETARY CONSTRAINTS AND THE COMMITMENT OF NARS PERSONNEL TO DEVELOP A RETENTION PLAN FOR FBI RECORDS, IT IS DOUBTFUL THAT NARS WILL BE ABLE TO ASSIGN AN ARCHIVIST TO TRAVEL TO YOU OFFICE. AS AN ALTERNATIVE, IT IS

RWS:evp

9/23/81

5644

[redacted]

- ① - 66-19249
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [redacted])
- 1 - MR. FINZEL
- 1 - MR. DUDNEY
- 1 - MR. SCHERRER

66-19249-

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NOT RECORDED
31 SEP 25 1981

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DATE 1/12/04 BY *auc602908CE / K6jdc*
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2

SUGGESTED THAT YOU MAKE A LEGIBLE COPY OF EACH DOCUMENT SEIZED FROM TEMCO AND RETAIN THE COPY IN YOUR OFFICE'S FILE ON CAPTIONED. SHOULD YOU DESIRE TO FOLLOW THIS COURSE OF ACTION, YOU SHOULD SECURE A RECEIPT DOCUMENTING THE RETURN OF THE ORIGINAL TEMCO MATERIAL AND RETAIN THIS RECEIPT IN YOUR OFFICE'S FILE ON INSTANT MATTER.

BT

1

NOTE: IN RESPONSE TO ATTEL 9/21/81. 8/26/81 ORDER OF U.S. DISTRICT JUDGE HAROLD H. GREENE IN THE CIVIL MATTER "AMERICAN FRIENDS SERVICE COMMITTEE, ET AL., V. WILLIAM H. WEBSTER, ET AL.," CIVIL ACTION NUMBER 79-1655 PERMITS RETURN OF ORIGINAL DOCUMENTARY EVIDENCE AT THE OWNER'S AND/OR CONTRIBUTOR'S REQUEST WITHOUT DUPLICATION BY THE FBI, PROVIDED NARS PERSONNEL REVIEW THE MATERIAL AND CERTIFY THAT IT HAS NO ARCHIVAL VALUE. AS SET FORTH IN ~~ATTEL~~ ATTEL, DUE TO BUDGETARY CONSTRAINTS AND COMMITMENT OF NARS PERSONNEL, IT IS DOUBTFUL THAT NARS WILL BE IN A POSITION TO DISPATCH AN ARCHIVIST TO AT. ALTERNATIVE SUGGESTED TO AT IS AUTHORIZED BY JULY 28, 1981, ORDER OF U.S. DISTRICT JUDGE HAROLD H. GREENE, SUPRA. SEE LETTER DATED 9/24/81 TO NARS.

Memorandum



*Smc
al*

To : DIRECTOR, FBI ^{*RWX*} Date 9/16/81
(ATTENTION: SA ROBERT W. SCHERRER, SECTION CHIEF,
RECRODS SYSTEMS SECTION, RECORDS MANAGEMENT
DIVISION, ROOM 5644)
SAC, CINCINNATI (66-1659)

Subject : ~~DESTRUCTION OF RECORDS~~
~~NATIONAL ARCHIVES AND RECORDS~~
~~SERVICE (NARS) APPRAISAL OF~~
~~FBIHQ AND FIELD RECORDS~~
BUDED: 9/25/81

National Archives and Records Service

Re Bu airtel dated 9/11/81, captioned above, cost associated with collection of information previously submitted to bureau are as follows:

<u>Employees</u>	<u>Grade</u>	<u>Salary</u>	<u>Time Spent</u>
1	GS-4	\$10,963	5 hours
1	GS-7	\$18,735	7 hours

1
2-Bureau
1-Cincinnati

DHV:mag
(3)

(Handwritten signature)

DE-108

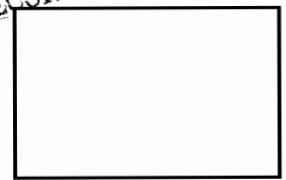
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23 SEP 28 1981

V-63

RECORDS SYSTEMS



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ALL INFORMATION CONTAINED
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DATE 4/12/04 BY auc 602908 CEA/ede

918504

9 OCT 21 1981

October 16, 1981

FEDERAL GOVERNMENT

Dr. James E. O'Neill
Assistant Archivist for Presidential Libraries
FBI Appraisal Project Director
National Archives and Records Service
Washington, D. C. 20408

Dear Dr. O'Neill:

*NATIONAL ARCHIVES AND RECORDS SERVICE
REAPPRAISAL OF FBIHQ AND FIELD RECORDS*

Enclosed are the completed FBI disposition schedules for review by your agency in compliance with the June 9, 1981, Order of U.S. District Judge Harold H. Greene in the civil matter "American Friends Service Committee, et al., v. William H. Webster, et al.," U.S. District Court, Washington, D. C.

Mr. Finzel and I would like to express our sincere gratitude for the outstanding assistance rendered by Ed Barrese of your staff in the preparation of the attached FBI disposition schedules. Mr. Barrese worked side-by-side with us during the long holiday weekend of October 10-12, 1981, and obviously sacrificed a great deal of his personal time in rendering assistance to my staff.

Please do not hesitate to contact Mr. Finzel or me should you have any questions regarding the enclosed FBI disposition schedules.

Sincerely,

66-19249-77

18 OCT 16 1981

Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

NOTE: 1 CP OF ENC. TO DELIVERED TO LEO, DOJ, CIVIL DIVISION, + DOJ JMB, 10-16-81 RWS

ENCLOSURE

"ENCLOSURE IN BULKY ROOM"

- Exec AD Inv. _____
- Exec AD Adm. _____
- Exec AD LES _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

- 1 - Mr. Colwell
- 1 - Mr. Mintz (Attn:)
- 1 - Mr. Finzel
- 1 - Mr. Dudney
- 1 - Mr. Scherrer
- 1 - Ms. Glock

RWS:evp (8)

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file 66-19249 RWS

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SEE NOTE PAGE 2.

NOTE: HAND CARRIED TO NAAS 3:00 PM, 10-16-81, BY A RMD REPRESENTATIVE (C. Glock) RWS

MAIL ROOM 57 OCT 16 1981

Dr. James E. O'Neill

NOTE: The FBI disposition schedules for FBI records were developed based on the National Archives and Records Service's (NARS) retention plan, which was delivered to FBIHQ during the period 9/21/81 - 10/13/81, on a piecemeal basis. Court-ordered deadline in the civil matter "American Friends Service Committee, et. al. v. William H. Webster, et. al.," supra, to submit the FBI's retention schedules to NARS was established as 10/16/81.

APPROVED:	Adm. Servs. _____	Laboratory _____
	Crim. inv. _____	Legal Coun. _____
Director _____		Off. of Cong. & Public Affs. _____
Exec. AD-Adm. _____	Ident. _____	Rec. Mgnt. <u>FJ/Red</u>
Exec. AD-Inv. _____	Inspection _____	Tech. Servs. _____
Exec. AD-LES _____	Intell. _____	Training _____

September 24, 1981

FEDERAL GOVERNMENT

Dr. Charles M. Dollar
Deputy Director
FBI Appraisal Project
National Archives and Records Service
Washington, D.C. 20408

Dear Dr. Dollar:

Reference is made to your letter dated September 17, 1981, regarding "Exceptional Cases" and requesting that, prior to September 28, 1981, my staff identify and provide you with the number of cases by classification cited in the annual reports contained in FBI files.

This project was completed on September 24, 1981, the results of which are enclosed herewith.

Please feel free to call on me if my staff or I can be of further assistance with your appraisal of FBI files.

V-80

DE-73

66-19249-78

Sincerely,

OCT 19 1981

Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

Enclosures 32-

"ENCLOSURE IN BULKY ROOM"

NOTE: In response to letter 9/17/81 from Dr. Charles M. Dollar, Deputy Director, FBI Appraisal Project, National Archives and Records Service, Washington, D.C., requesting the FBI to identify the number of cases by classification cited in FBI annual reports over the last sixty years or so. Dr. Dollar requested that he be provided this information before 9/28/81. Attached are xerox copies of information furnished Dr. Dollar which should be filed as an enclosure behind file or bulky enclosure to this letter.

- Exec AD Inv. _____
- Exec AD Adm. _____
- Exec AD LES _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. _____
- Telephone Rm. _____
- Director's Sec'y _____

66-19249

- 1 - Mr. Finzel
- 1 - Mr. Scherrer
- 1 - Mr. Dudney

TBD/adp (3)

OCT 28 1981

Delivered to Dr. Dollar 9-24-81

APPROVED:

- Director _____
- Exec. AD-Adm. _____
- Exec. AD-Inv. _____
- Exec. AD-LES _____

- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Off. of Cong. & Public Affs. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____

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OCT 30 1981



General Services Administration

National Archives and Records Service

Washington, DC 20408

SEP 17 1981

FEDERAL GOVERNMENT

Mr. Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division
Federal Bureau of Investigation
Washington, D.C. 20535

Dear Bob:

As you know, a key element in our efforts to develop a records retention plan for FBI records is the identification of "exceptional cases." Our review of annual reports for four years between 1924 and 1963 suggests that these reports constitute a convenient and unusually rich source of exceptional cases. The records disposition schedule would be enhanced if we could identify the number of cases by classification cited in the annual reports over the last sixty years or so. We estimate there are probably 12,000 such cases. Could your staff identify the number of cases by classification cited in the annual reports? It would be very useful if we could have this information before September 28, 1981.

Sincerely,

CHARLES M. DOLLAR
Deputy Director
FBI Appraisal Project

66-19249-79

OCT 19 1981

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DATE 11/21/04 BY AUC 60290 BCE/AG/alc
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file
66-19249
Rux

D. [Signature]

file 4/Rux

53 OCT 21 1981

FEDERAL GOVERNMENT September 22, 1981

Dr. James E. O'Neill
Assistant Archivist for Presidential Libraries
FBI Appraisal Project Director
National Archives and Records Service
Washington, D. C. 20408

Dear Dr. O'Neill:

I am writing to request that the National Archives and Records Service (NARS) make an archivist available to review documentary evidence being held by the Atlanta Office, which the owner requested be returned.

By way of background, [redacted] was indicted by a Federal Grand Jury in Nashville, Tennessee on July 21, 1981, for violation of Title 18, U.S. Code, Sections 1341 and 1343. [redacted] was apprehended by FBI Agents on July 23, 1981, in Atlanta, Georgia, at his place of business. At the time of [redacted] arrest, an authorized search warrant, issued by the U.S. Magistrate, Northern District of Georgia in Atlanta, was executed and voluminous documents relating to [redacted] business were seized. On 9/17/81, [redacted] Barron Financial Ltd., Seattle, Washington, advised he is seeking the return of approximately ten financial packages, which he submitted to [redacted] as a result of the latter's representations and which were seized by FBI Agents in Atlanta during the search of [redacted] business premises. [redacted] advised that he expended a considerable amount of funds in preparing these financial packages for clients and added that he is under a performance contract with these clients. [redacted] noted that he would be subject to severe civil litigation if he was unable to return the original financial packages to his clients. The responsible Assistant U.S. Attorneys in Nashville, Tennessee, and Atlanta, Georgia, have no objection to the return of these

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- Exec AD Inv. _____
- Exec AD Adm. _____
- Exec AD LES _____ 1 - 66-19249
- Asst. Dir.: _____
- Adm. Servs. _____ 1 - Mr. Monroe
- Crim. Inv. _____ 1 - Mr. Mintz (Attn: [redacted])
- Ident. _____ 1 - Mr. Dudney
- Intell. _____ 1 - Mr. Scherrer
- Laboratory _____
- Legal Coun. _____ RWS:evp (7)
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

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TO SEP 30 1981

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918504

MAIL ROOM

~~Dr. James E. O'Neill~~

I realize the severe budgetary constraints imposed upon your agency, but I am bringing the foregoing to your attention for whatever possible action by NARS.

Sincerely,

RS
Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

NOTE: Based on ATtel dated 9/17/81, captioned [REDACTED] ECT; FBW-MF; OO: MEMPHIS. Order of U. S. District Judge Harold H. Greene, dated 8/26/81, in the civil matter "American Friends Service Committee, et al. v. William H. Webster, et al" Civil Action Number 79-1655, U.S. District Court, Washington, D. C., authorized the return of seized documentary evidence to the owner and/or contributor without duplication provided NARS reviews same and certifies documents have no archival value. Also, see FBIHQtel to AT, ME & SE, dated 9/21/81 under the [REDACTED] caption.

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NOTES
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PAGE 1 OF 5
DATE 10/7/81 CLASSIFICATION UNCLAS E F T O PRECEDENCE ROUTINE

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FM DIRECTOR FBI (66-19249)

TO ALL FBI FIELD OFFICES ROUTINE
ALL LEGAL ATTACHES ROUTINE

BT

UNCLAS E F T O

DESTRUCTION OF RECORDS, NATIONAL ARCHIVES AND RECORDS SERVICE
{NARS} APPRAISAL OF FBIHQ AND FIELD RECORDS

IN RESPONSE TO RECENT INQUIRIES FROM SEVERAL FIELD OFFICES,
THE FOLLOWING DATA IS PROVIDED FOR YOUR INFORMATION RELATIVE TO
DEVELOPMENTS IN THE CIVIL MATTER "AMERICAN FRIENDS SERVICE
COMMITTEE, ET AL. V. WILLIAM H. WEBSTER, ET AL.," USDC,
WASHINGTON, D.C., CIVIL ACTION NUMBER 79-1655, WITH SPECIFIC
REFERENCE TO THE DISPOSITION OF DOCUMENTARY EVIDENCE BEING HELD
BY FBI FIELD OFFICES.

USDJ HAROLD H. GREENE IS THE PRESIDING JUDGE IN THE
AFOREMENTIONED CIVIL MATTER. JUDGE GREENE ISSUED AN ORDER ON
6/9/81 PROHIBITING THE DESTRUCTION OR RETURN OF DOCUMENTARY

DO NOT TYPE PAST THIS LINE

108

APPROVED BY *RPA*

FORWARDED BY *RWS:evp*

DATE 10/7/81

ROOM 5644

TELE EX

- 1 - MR. COLWELL
- 1 - EAD INVESTIGATIONS
- 1 - MR. OTTO
- 1 - EACH ASSISTANT DIRECTOR
- 1 - MR. HOTIS
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY
- 1 - MS. GLOCK
- 1 - MR. GANTS

- 1 - MR. S. R. ANDREWS
- 1 - MS. DOUGLAS
- 1 - [Redacted]
- 1 - MANUALS DESK

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66-19249-80

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

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OCT 8 1981

OCT 9 1981

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OCT 23 1981

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918504

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 2

CONTINUATION SHEET

PAGE TWO DE HQ 0139 UNCLAS E F T O

EVIDENCE BY THE FBI UNTIL NARS HAD AN OPPORTUNITY TO CONDUCT AN APPRAISAL OF FBI RECORDS AND DEVELOP A RETENTION AND DISPOSITION SCHEDULE FOR SUBMISSION TO THE COURT. IN RESPONSE TO GOVERNMENT MOTIONS FOR MODIFICATION OF THE 6/9/81 ORDER, JUDGE GREENE ISSUED ANOTHER ORDER ON 7/28/81, WHICH PERMITTED THE FBI TO RETURN DOCUMENTARY EVIDENCE AT THE REQUEST OF THE OWNER OR CONTRIBUTOR, PROVIDED THE FBI MADE A LEGIBLE COPY OF EACH DOCUMENT RETURNED AND PROPERLY RECORDED THE RETURN OF THE ORIGINAL DOCUMENTARY EVIDENCE TO THE OWNER OR CONTRIBUTOR. THE REQUIREMENT FOR DUPLICATING DOCUMENTARY EVIDENCE RETURNED AT THE OWNER'S OR CONTRIBUTOR'S REQUEST OBVIOUSLY WOULD INVOLVE A CONSIDERABLE EXPENDITURE OF FBI PERSONNEL AND MATERIAL RESOURCES. ACCORDINGLY, THE GOVERNMENT AGAIN SOUGHT TO HAVE JUDGE GREENE MODIFY HIS 7/28/81 ORDER TO ELIMINATE THE REQUIREMENT FOR FBI DUPLICATION OF RETURNED DOCUMENTARY EVIDENCE. IN RESPONSE TO THE GOVERNMENT'S REQUEST FOR MODIFICATION, JUDGE GREENE ISSUED ANOTHER ORDER ON 8/26/81, AUTHORIZING THE FBI TO RETURN DOCUMENTARY EVIDENCE AT THE OWNER'S OR CONTRIBUTOR'S REQUEST, PROVIDED THAT NARS PERSONNEL FIRST EXAMINE THE MATERIAL TO DETERMINE WHETHER RETENTION

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE

3

CONTINUATION SHEET

PAGE THREE DE HQ 0139 UNCLAS E F T O

WOULD BE MANDATED BECAUSE OF HISTORICAL OR ARCHIVAL VALUE WITHIN
20 THE MEANING OF ARCHIVAL LAWS AND REGULATIONS. SHOULD NARS
18 PERSONNEL DETERMINE THAT THE MATERIAL HAS NO HISTORICAL OR
ARCHIVAL VALUE, IT MAY BE RETURNED TO THE OWNER OR CONTRIBUTOR
16 WITHOUT BEING DUPLICATED BY THE FBI. AT FIRST GLANCE, IT WOULD
APPEAR THAT JUDGE GREENE'S 8/26/81 ORDER PROVIDES THE METHOD OF
14 RETURNING DOCUMENTARY EVIDENCE AT THE OWNER'S OR CONTRIBUTOR'S
REQUEST, OR AS ORDERED BY OTHER COURTS WITHOUT THE NECESSITY OF
12 DUPLICATION BY THE FBI. UNFORTUNATELY, THERE ARE MAJOR
OBSTACLES WHICH PRECLUDE THE PROMPT APPLICATION OF JUDGE
10 GREENE'S 8/26/81 ORDER. FIRST, NARS HAS ABSOLUTELY NO FUNDING
FOR TRAVEL TO THE VARIOUS FIELD OFFICES TO EXAMINE DOCUMENTARY
8 EVIDENCE. IN THIS CONNECTION, THE ENTIRE NARS APPRAISAL STAFF
IS WORKING TO MEET AN EXTREMELY SHORT DEADLINE IMPOSED ON NARS
6 AND THE FBI FOR THE SUBMISSION OF A RETENTION PLAN AND
DISPOSITION SCHEDULE FOR FBI RECORDS TO THE COURT. SECOND, AND
4 MORE IMPORTANT, RULE 6(E) OF THE FEDERAL RULES OF CRIMINAL
PROCEDURE PRECLUDE NARS PERSONNEL FROM EXAMINING 6(E) {GRAND
2 JURY} MATERIAL. SINCE THE VAST MAJORITY OF DOCUMENTARY EVIDENCE

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 4

CONTINUATION SHEET

PAGE FOUR DE HQ 0139 UNCLAS E F T O

20 RETAINED BY FBI FIELD OFFICES HAS BEEN OBTAINED THROUGH THE
18 ISSUANCE OF GRAND JURY SUBPOENAS, NARS PERSONNEL WOULD BE
PRECLUDED FROM EXAMINING OR APPRAISING THIS MATERIAL.

EVERY OFFICE HOLDING DOCUMENTARY EVIDENCE, THE RETURN OF
16 WHICH HAS BEEN REQUESTED BY THE OWNER OR CONTRIBUTOR OR BY ORDER
OF ANOTHER COURT, SHOULD PROMPTLY ADVISE FBIHQ ON A CASE-BY-CASE
14 BASIS BY MEANS OF A BRIEF, CONCISE TELETYPE UNDER THE INDIVIDUAL
CASE CAPTION, OUTLINING THE METHOD OF ACQUISITION OF THE
12 DOCUMENTARY EVIDENCE, THE VOLUME OF DOCUMENTARY EVIDENCE
INVOLVED AND THE REASON WHY THE DOCUMENTARY EVIDENCE IS TO BE
10 RETURNED, I.E., REQUEST OF THE OWNER OR CONTRIBUTOR OR OTHER
COURT ORDERS. ALSO, INDICATE WHETHER THE CONCURRENCE OF THE
8 RESPONSIBLE USA HAS BEEN OBTAINED FOR THE RETURN OF THE ORIGINAL
DOCUMENTARY EVIDENCE. ALL SUCH COMMUNICATIONS SHOULD BE
6 MARKED FOR THE ATTENTION OF SA ROBERT W. SCHERRER, SECTION
CHIEF, RECORDS SYSTEMS SECTION, RECORDS MANAGEMENT DIVISION, TO
4 INSURE THAT EFFECTIVE, TIMELY COORDINATION IS ACCOMPLISHED AT
FBIHQ. YOUR OFFICE WILL PROMPTLY BE FURNISHED INSTRUCTIONS
2 REGARDING DISPOSITION OF THE DOCUMENTARY EVIDENCE. DO NOT
HESITATE TO TELEPHONICALLY CONTACT SA SCHERRER SHOULD ANY

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 5

CONTINUATION SHEET

PAGE FIVE DE HQ 0139 UNCLAS E F T O

PROBLEMS OR QUESTIONS ARISE WITH REGARD TO THE DISPOSITION OF DOCUMENTARY EVIDENCE BEING HELD BY YOUR OFFICE.

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THE GOVERNMENT IS CONTINUING EFFORTS TO OBTAIN RELIEF FROM JUDGE GREENE'S ORDERS DEALING WITH THE RETURN OF DOCUMENTARY EVIDENCE. YOU WILL BE PROMPTLY ADVISED OF CURRENT DEVELOPMENTS IN THIS MATTER.

THE FOREGOING IS PROVIDED THE LEGAL ATTACHES ONLY FOR INFORMATION.

BT

|

1 3
10/5/81

UNCLAS E F T O

ROUTINE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/12/04 BY Auc60290 BCE/AG/et
918504

Ryc

FM DIRECTOR FBI {40-85019}
TO FBI, SALT LAKE CITY {40-17} ROUTINE
BT

National Archives And Records
Service

UNCLAS E F T O

b6
b7C

[Redacted] AKA; PASSPORT AND VISA MATTER, OO: SU

REURTEL 8/17/81.

FOR YOUR INFORMATION, THE JULY 28, 1981, ORDER OF U.S. DISTRICT JUDGE HAROLD H. GREENE IN THE CIVIL MATTER "AMERICAN FRIENDS SERVICE COMMITTEE, ET AL., V. WILLIAM H. WEBSTER, ET AL., CIVIL ACTION NUMBER 79-1655, U.S. DISTRICT COURT, WASHINGTON, D.C.," PERMITS THE RETURN OF ORIGINAL DOCUMENTARY, REPEAT DOCUMENTARY, EVIDENCE AT THE OWNER'S OR CONTRIBUTOR'S REQUEST, PROVIDED THE FBI MAKES LEGIBLE COPIES OF THE ORIGINAL DOCUMENTARY EVIDENCE AND RETAINS SAME IN FBI RECORDS. THUS, THE ORIGINALS OF ANY DOCUMENTARY EVIDENCE INCLUDED IN THE MATERIAL SEIZED IN SUBJECT'S BRIEFCASE MAY BE COPIED BY YOUR OFFICE AND

ORIGINAL FILED IN 40-85019-54

RWS:evp

10/5/81

5644

[Redacted]

- 1 - 66-19249
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [Redacted])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY
- 1 - MS. GLOCK

NOT RECORDED
23 OCT 8 1981

b6
b7C

DUPLICATE YELLOW

THE ORIGINALS RETURNED. ANY OTHER NONDOCUMENTARY EVIDENCE MAY BE RETURNED AT THE OWNER'S OR CONTRIBUTOR'S REQUEST WITHOUT BEING DUPLICATED BY THE FBI. IN AN ORDER DATED AUGUST 26, 1981, IN THE AMERICAN FRIENDS SERVICE COMMITTEE CIVIL MATTER, JUDGE GREEN AUTHORIZED THE RETURN OF ORIGINAL DOCUMENTARY EVIDENCE IN THE POSSESSION OF THE FBI AT THE OWNER'S AND/OR CONTRIBUTOR'S REQUEST WITHOUT DUPLICATION, PROVIDED AN ARCHIVIST FROM THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS) REVIEWS THE MATERIAL AND CERTIFIES THAT IT HOLDS NO ARCHIVAL OR HISTORICAL VALUE. IN ORDER TO PROMPTLY RESOLVE THIS MATTER AND TO AVOID THE NECESSITY FOR YOUR OFFICE TO MAKE A JUDGMENT REGARDING DOCUMENTARY AND PHYSICAL EVIDENCE CONTAINED IN SUBJECT'S BRIEFCASE WHEN IT WAS SEIZED, YOU ARE REQUESTED TO FORWARD THE BRIEFCASE AND THE MATERIAL CONTAINED THEREIN AT THE TIME OF SEIZURE BY COVER AIRTEL UNDER THE ABOVE CAPTION TO FBIHQ, MARKED FOR THE ATTENTION OF SECTION CHIEF ROBERT W. SCHERRER, RECORDS SYSTEMS SECTION, RECORDS MANAGEMENT DIVISION. FBIHQ WILL REQUEST AN ARCHIVIST TO REVIEW ALL MATERIAL CONTAINED IN THE BRIEFCASE AND TO RENDER AN OPINION AS TO ITS ARCHIVAL VALUE.

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IF ANY. AFTER REVIEW BY THE NARS ARCHIVIST, THE BRIEFCASE AND MATERIAL CONTAINED THEREIN WILL PROMPTLY BE RETURNED TO YOUR OFFICE WITH DISPOSITION INSTRUCTIONS.

BT

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NOTE: IN RESPONSE TO RE SALT LAKE CITY TELETYPE. SINCE THE NATURE OF MATERIAL CONTAINED IN SUBJECT'S BRIEFCASE AT THE TIME OF SEIZURE BY SAS OF THE SALT LAKE CITY OFFICE APPEARS TO BE IN QUESTION, SALT LAKE CITY IS BEING INSTRUCTED TO FORWARD THE BRIEFCASE AND MATERIAL TO FBIHQ FOR A REVIEW BY A NARS ARCHIVIST.

RECEIVED
TELETYPE UNIT

20 OCT 01 08 54z

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

[Handwritten signature]

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FM HQ

BT 80

R 240575Z OCT 81

FM SAN DIEGO (196-85) (P)

TO DIRECTOR, FBI (ROUTINE)

BT

UNCLAS

National Archives and Records Service

NORMAN WILLIAMS, AKA; ET AL. FSB (S). OO: SAN DIEGO.

SAN DIEGO TELEPHONE CALL OF EVIDENCE CLERK LORRY CANARIS
TO ROBERT W. SCHERRER, SECTION CHIEF, RECORDS SYSTEM SECTION,
RECORDS MANAGEMENT DIVISION, OCTOBER 19, 1981.

BASED UPON REFERENCED TELEPHONE CALL, ORIGINAL EVIDENCE
CONSISTING OF DISPOSITION OF NORMAN A. WILLIAMS, TAKEN OCTOBER 31,
1974, BY CLARENCE W. FINLEY, ATTORNEY AT LAW, 7330 CLAREMONT
HERSA BOULEVARD, SUITE B, SAN DIEGO, CALIFORNIA, AND DISPOSITION
OF NORMAN A. WILLIAMS, TAKEN NOVEMBER 18, 1977, AT SAN DIEGO,
CALIFORNIA, BY ATTORNEY R. GENE STEINECKERT, FSC., 825 JADWAY,
1928 CENTRAL FEDERAL TOWER, SAN DIEGO, CALIFORNIA, ARE BEING
RETURNED TO THESE ATTORNEYS PER THEIR REQUEST. SAN DIEGO
DIVISION WILL MAINTAIN COPIES OF BOTH DISPOSITIONS.

BT

*No action or
response necessary
RWS 10-20-81*

9 OCT 23 1981

*ORIGINAL FILED IN
66-19249-
66-19249*

NOT RECORDED
30 OCT 21 1981

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE *11/2/04* BY *60290 BCE/AG/ELC*
98509

file #116

FBI

TRANSMIT VIA:

- Teletype
- Facsimile
- AIRTEL

PRECEDENCE:

- Immediate
- Priority
- Routine

CLASSIFICATION:

- TOP SECRET
- SECRET
- CONFIDENTIAL
- UNCLAS E F T O
- UNCLAS

Date 10/1/81

ALL INFORMATION CONTAINED
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DATE 11/2/04 BY 6060290 BCF/AG
918564 ebc

M

TO: DIRECTOR, FBI (66-19249) *nt*
ATTENTION: SA [redacted] SECTION *b6*
CHIEF, RECORDS SYSTEMS SECTION, *b7C*
RECORDS MANAGEMENT DIVISION,
ROOM 5644

FROM: SAC, MEMPHIS (66-796) *d*

SUBJECT: DESTRUCTION OF RECORDS; NATIONAL ARCHIVES
AND RECORDS SERVICE (NARS); APPRAISAL OF
FBIHQ AND FIELD RECORDS *(circled stamp)*

Re Memphis airtels 8/4/81 and 8/26/81, and
Bureau teletype 9/14/81.

Referenced Memphis airtel 8/26/81, requested
specific written policy and/or procedures concerning the
possibility of xeroxing documents in Bureau possession
and returning the originals.

Memphis Division is receiving an increasing
number of requests from Agent personnel as well as from
United States Attorney's Office, Western District of
Tennessee, to xerox and return documentary evidence.

Memphis Division, based on previous communi- *OCT 9 1981*
cations with Bureau, has continued to deny such requests
unless they are approved by FBIHQ on a case by case basis
regardless of number of copies to be duplicated. However,

*cc detached &
retained in Rm 5644
for T.*

- ② - Bureau
- 1 - Memphis
- CWS:mcp
- (3)

*TELETYPE
TO ME, 10-6-81.
RWS:evp*

*file 66-19249
RWS*

RECORDS SECTION

Approved: *[Signature]* *1/10*

Transmitted _____ (Number) _____ (Time)

Per _____

ME 66-796

in view of the fact that there is no official policy in writing, it is becoming increasingly difficult to justify this position, particularly to members of the USA's office. Therefore, Memphis again requests some clarification or direction in this area.

In addition to the above, Memphis also refers the Bureau to referenced Memphis airtel dated 8/4/81, in which other problems relative to Judge Greene's order have been identified.

|| POLICY WAS
SET FORTH IN
BUTEL TO ME
9-14-81
(66-19249)
RWS:evp.

PAGE 1 OF 4
DATE 10/6/81

CLASSIFICATION UNCLAS E F T O

PRECEDENCE PRIORITY

FM074PP MEWDE HQ H0074 #H44EPP 0717*647Z OCT 81

COMMUNICATIONS

FM DIRECTOR FBI {66-19249}
TO FBI, MEMPHIS {66-796} PRIORITY
PERSONAL ATTENTION

BT

UNCLAS E F T O

DESTRUCTION OF RECORDS; NATIONAL ARCHIVES AND RECORDS SERVICE
{NARS}, APPRAISAL OF FBIHQ AND FIELD RECORDS

REURAIRTEL 8/4/81, WHICH WAS REFERRED TO RECORDS MANAGEMENT
DIVISION BY LEGAL COUNSEL DIVISION ON 10/5/81; URAIRTEL 10/1/81;
FBIHQTEL 9/14/81.

WITH REGARD TO SPECIFIC CASES CITED IN REURAIRTEL 8/4/81,
IF NOT ALREADY DONE, YOU ARE AUTHORIZED TO MAKE A LEGIBLE
MACHINE COPY OF THE ORIGINAL MOTOR VEHICLE TITLE IN YOUR CASE
CAPTIONED [REDACTED] URFILE 26-40311, AND DELIVER THE
ORIGINAL TO THE RESPONSIBLE INSURANCE COMPANY, AS SPECIFIED IN
USDJ NIXON'S EARLIER ORDER. YOU SHOULD RETAIN A COPY OF THE
ORIGINAL MOTOR VEHICLE TITLE IN YOUR OFFICE'S FILE ON [REDACTED]

DO NOT TYPE PAST THIS LINE

b6
b7c

APPROVED BY

[Signature]

DRAFT BY
RUS:evp

DATE
10/6/81

ROOM
5644

TELE EXT

- 1 - 206-296
- 1 - 26-447697
- 1 - 87-146999
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [REDACTED])
- 1 - MR. FINZEL
- 1 - MR. DUDNEY
- 1 - MS. GLOCK
- 1 - MR. SCHERRER

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

202429
OCT 7 1981

66 OCT 26 1981

66-19249-82

5 OCT 9 1981

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DATE 11/2/04 BY AUC60290BCE/PA
918504 ed

DO NOT FILE WITHOUT COMMUNICATIONS STAMP

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 2

CONTINUATION SHEET

PAGE TWO DE HQ 0074 UNCLAS E F T O

[REDACTED] AND OBTAIN AN APPROPRIATE RECEIPT DOCUMENTING THE
RETURN OF THIS TITLE.

b6
b7c

20 WITH REGARD TO THE [REDACTED] CASE, URFILE
18 206-17, CITED IN RE 8/4/81 AIRTEL, THIS MATTER IS BEING TAKEN UP
16 WITH THE U.S. DEPARTMENT OF JUSTICE CIVIL DIVISION IN ORDER TO
14 ASCERTAIN WHETHER IT IS PERMISSIBLE FOR YOUR OFFICE TO DUPLICATE
12 THE ORIGINAL OF DOCUMENTARY EVIDENCE OBTAINED BY YOUR OFFICE IN
10 THIS CASE AND TO RETAIN THE DUPLICATES IN YOUR OFFICE'S FILE.
8 IT IS NOTED THAT SUCH DUPLICATION MAY BE IN CONFLICT WITH THE
6 PROVISIONS OF THE RIGHT TO FINANCIAL PRIVACY ACT. YOU WILL BE
4 ADVISED OF THE DEPARTMENT'S DECISION IN THIS MATTER. IT IS
2 SUGGESTED THAT YOU INFORM AUSA DYCUS, WD OF TENNESSEE REGARDING
THE FOREGOING AND POINT OUT TO HIM THAT JUDGE GREENE'S 6/10/81
ORDER, DESCRIBED IN REBUTEL, PROHIBITS THE DESTRUCTION OF THE
BANK RECORDS INVOLVED. UNTIL THIS MATTER IS RESOLVED BY THE
U.S. DEPARTMENT OF JUSTICE, IT IS SUGGESTED THAT YOU DUPLICATE
THE ORIGINAL BANK RECORDS BEING HELD BY YOUR OFFICE AS
DOCUMENTARY EVIDENCE, RETURN THE ORIGINALS TO THE APPROPRIATE
BANK AND REQUEST AUSA DYCUS, SUPRA, TO PRESENT THE DUPLICATES TO

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 3

CONTINUATION SHEET

PAGE THREE DE HQ #074 UNCLAS E F T O

A USDJ WITH A REQUEST THAT THEY BE PLACED UNDER COURT SEAL,

PENDING THE RESOLUTION OF THIS MATTER BY THE U.S. DEPARTMENT OF JUSTICE.

CONCERNING THE [REDACTED] MATTER, URFILE 87A-17495, DOCUMENTED IN REURAIRTEL 8/4/81, YOU ARE AUTHORIZED TO DUPLICATE THE ORIGINAL DOCUMENTARY EVIDENCE OBTAINED BY GRAND JURY SUBPOENA AND RETURN THE ORIGINALS TO THE WILLIAMSON COUNTY BANK, FRANKLIN, TENNESSEE. AGAIN, YOU SHOULD RETAIN COPIES OF THE ORIGINAL DOCUMENTARY EVIDENCE IN YOUR OFFICE'S FILE ON [REDACTED] AND OBTAIN AN APPROPRIATE RECEIPT FOR THE RETURN OF THE ORIGINAL DOCUMENTARY EVIDENCE.

PROCEDURES SET FORTH IN REBUTEL RELATED TO JUDGE GREENE'S 7/28/81 ORDER MAY BE FOLLOWED WITH REGARD TO THE DISPOSITION OF ORIGINAL DOCUMENTARY EVIDENCE BEING HELD BY YOUR OFFICE. HOWEVER, A BRIEF, CONCISE COMMUNICATION SHOULD BE SUBMITTED TO FBIHQ ON A CASE-BY-CASE BASIS IN THOSE INSTANCES WHERE YOUR OFFICE OPTS TO DUPLICATE THE ORIGINAL DOCUMENTARY EVIDENCE BEING HELD BY YOUR OFFICE FOR RETURN TO THE OWNER AND/OR CONTRIBUTOR AT THEIR REQUEST. THIS PROCEDURE IS NECESSARY SINCE USDJ HAROLD

b6
b7C

100-443887-1000

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 4

CONTINUATION SHEET

PAGE FOUR DE HQ 0074 UNCLAS E F T O

20 H. GREENE, WHO IS PRESIDING IN THE CIVIL MATTER "AMERICAN
 18 FRIENDS SERVICE COMMITTEE, ET AL., V. WILLIAM H. WEBSTER, ET
 16 AL.," U.S. DISTRICT COURT, WASHINGTON, D. C., CIVIL ACTION
 14 NUMBER 79-1655, MUST BE APPRISED OF EACH AND EVERY INSTANCE AND
 12 THE CIRCUMSTANCES WHEREIN DOCUMENTARY EVIDENCE WAS RETURNED AT
 10 THE OWNER'S AND/OR CONTRIBUTOR'S REQUEST. ALL SUCH
 8 COMMUNICATIONS FROM YOUR OFFICE SHOULD BE DIRECTED TO THE
 ATTENTION OF SA ROBERT W. SCHERRER, SECTION CHIEF, RECORDS
 SYSTEMS SECTION, RECORDS MANAGEMENT DIVISION, IN ORDER THAT
 EFFECTIVE, TIMELY COORDINATION MAY BE ACCOMPLISHED AT FBIHQ. DO
 NOT HESITATE TO TELEPHONICALLY CONTACT SA SCHERRER SHOULD ANY
 ADDITIONAL PROBLEMS OR QUESTIONS ARISE WITH REGARD TO THE
 DISPOSITION OF DOCUMENTARY EVIDENCE BEING HELD BY YOUR OFFICE.

BT

1

Memorandum



Exec AD Adm. ___
 Exec AD Inv. ___
 Exec AD LES ___
 Asst. Dir. :
 Adm. Servs. ___
 Crim. Inv. ___
 Ident. ___
 Intell. ___
 Laboratory ___
 Legal Coun. ___
 Plan. & Insp. ___
 Rec. Mgnt. ___
 Tech. Servs. ___
 Training ___
 Off. of Cong. & Public Affs. ___
 Telephone Rm. ___
 Director's Sec'y ___

To : Mr. Finzel *f/RR*

Date 9/25/81

From : R. W. Scherrer *RR*

Subject : DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS
SERVICE (NARS) APPRAISAL OF
FBIHQ AND FIELD RECORDS

PURPOSE:

To relate costs associated with the NARS review as of September 25, 1981.

RECOMMENDATION:

None. For information.

APPROVED: Adm. Servs. ___ Laboratory ___
 Director ___ Crim. Inv. ___ Legal Coun. ___
 Exec. AD-Adm. ___ Ident. ___ Off. of Cong. & Public Affs. ___
 Exec. AD-Inv. ___ Inspection ___ Rec. Mgnt. *f/RR* ___
 Exec. AD-LES ___ Intell. ___ Tech. Servs. ___
 Training ___

DETAILS:

The attached sheet indicates cumulative costs of the Field, FBIHQ and Legat Offices in the collection of information relating to the ongoing NARS review. Personnel and voucher/travel related costs are listed separately. The costs relating to the review performed at the field offices includes personnel and space associated costs.

Records Management Division (RMD) has spent a total 17,045 hours on NARS. Total RMD costs (including voucher and personnel) since inception of the NARS review have been \$276,703.07.

The FBI (including RMD) has utilized 588 personnel expending 19,765 hours on the NARS review at a cost of \$323,065.90.

Enclosures (2) **ENCLOSURE**

- 1 - Mr. Finzel
- 1 - Mr. Bresson
- 1 - Mr. Scherrer
- 1 - Mr. Dudney
- 1 - Ms. Rudden

RR/adp (5)

64 OCT 27 1981

110

file 66-19249 RR

66-19249-83

9 SEP 30 1981

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 918504

file 4

NARS PERSONNEL COSTS

<u>FIELD OFFICE</u>	<u># OF EMPLOYEES</u>	<u>TOTAL HOURS</u>	<u>TOTAL COST</u>
Albany	10	21	158.86
Albuquerque	6	16	135.61
Alexandria	5	8	45.03
Anchorage	3	9	89.00
Atlanta	9	63	547.50
Atlanta review costs			490.25
Baltimore	21	42	292.34
Birmingham	4	17	110.94
Boston	4	24	176.64
Buffalo	8	10	90.96
Butte	8	17	131.46
Charlotte	9	36	262.05
Chicago	20	167	867.33
Chicago review costs		84	662.41
Cincinnati	5	13	112.61
Cleveland	5	27	220.14
Columbia	7	24	231.68
Dallas	7	49	347.83
Dallas review costs		44	711.09
Denver	9	20	178.98
Detroit	15	71	432.06
El Paso	8	18	167.73
Honolulu	3	23	248.06
Houston	5	21	182.34
Indianapolis	9	22	229.28
Jackson	3	10	122.94
Jacksonville	7	13	89.00
Kansas City	10	42	290.35
Knoxville	12	70	607.73
Las Vegas	10	12	97.04
Little Rock	5	42	484.62
Los Angeles	9	34	309.98
Los Angeles review costs		259	3,583.83
Louisville	10	40	495.11
Memphis	2	32	246.72
Miami	8	47	199.63
Miami review costs		20	6,082.88
Milwaukee	8	20	138.25
Minneapolis	7	11	82.14
Mobile	2	14	99.82
Newark	14	67	553.28
New Haven	9	39	321.55
New Orleans	3	26	161.06
New York City	35	173	1,224.91
New York City review costs			16,243.42
Norfolk	3	41	284.52
Oklahoma City	10	54	413.16
Omaha	3	13	144.68

66-19249-83

ENCLOSURE

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DATE 4/21/04 BY AUC60280
98504 BC/AC d

<u>FIELD OFFICE</u>	<u># OF EMPLOYEES</u>	<u>TOTAL HOURS</u>	<u>TOTAL COST</u>
Philadelphia	11	20	166.67
Phoenix	11	37	287.47
Pittsburgh	11	17	102.42
Portland	11	40	271.68
Richmond	8	20	137.50
Sacramento	4	50	379.14
Saint Louis	14	28	177.71
Salt Lake City	8	22	155.13
San Antonio	1	32	239.54
San Diego	15	36	287.92
San Francisco	15	49	434.15
San Juan	6	9	57.31
Savannah	9	15	134.82
Seattle	7	35	413.06
Springfield	4	34	245.30
Tampa	8	22	95.32
Washington Field	8	190	1,286.53
Washington Field review costs		40	843.15
Quantico	2	5	34.40
DCRS	10	1,264	12,653.42
Other RMD personnel			
Personnel costs	17	8,363	122,596.96
Vouchers			22,437.93
Records Research Staff			
Personnel costs	18	6,930	86,567.45
Vouchers			21,225.15
Records Systems Section F.O.	6	488	11,222.16
LEGAT OFFICES:			
Bern	6	10	134.50
Bogota	3	7	74.59
Bonn	3	9	121.65
Hong Kong	1	3	31.56
London	2	10	87.12
Manila	4	6	102.69
Mexico City	3	11	101.99
Ottawa	3	26	207.16
Panama	2	11	101.55
Paris	3	7	67.30
Rome	2	9	77.89
Tokyo	2	11	106.81
TOTAL	588	19,765	323,065.90

66-19249-83

Memorandum



Exec AD Adm. _____
 Exec AD Inv. _____
 Exec AD LES _____
 Asst. Dir.: _____
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Servs. _____
 Training _____
 Off. of Cong. & Public Affs. _____
 Telephone Rm. _____
 Director's Sec'y _____

To : Mr. Mintz

Date 9/23/81

From : P. P. Finzel

Subject : DESTRUCTION OF RECORDS
 NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
 APPRAISAL OF FBIHQ AND FIELD RECORDS

ALL INFORMATION CONTAINED
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 918504

PURPOSE:

To request the opinion of the Legal Counsel Division (LCD) regarding access to FBI files by advisory historians and scholars working with NARS in connection with the FBI Appraisal Project.

RECOMMENDATION: That LCD provide the Records Management Division (RMD) with an opinion as to the legality of access to FBI files by advisory historians and scholars working with NARS in connection with the FBI Appraisal Project.

Rev APPROVED:

Director _____	Adm. Servs. _____	Laboratory _____
Exec. AD-Adm. _____	Crim. Inv. _____	Legal Coun. _____
Exec. AD-Inv. _____	Ident. _____	Off. of Cong. & Public Affs. _____
Exec. AD-LES _____	Inspection _____	Rec. Mgnt. _____
	Intell. _____	Tech. Servs. _____
		Training _____

DETAILS:

On 9/23/81, Dr. Charles Dollar, Deputy Director, FBI Appraisal Project, NARS, advised that a group of historians and scholars are working with NARS in an advisory capacity with regard to the methodology and techniques being utilized by NARS in the appraisal of FBI files and records. In this connection, Dr. Dollar requested that these historians and scholars be afforded a briefing of RMD operations and taken on a tour of the FBI Central Records System at FBIHQ on 10/2/81. Dr. Dollar requested that between 6 to 10 FBI investigative files which had previously been appraised by NARS personnel be made available to the historians and scholars serving as advisors to NARS in order that the methodology utilized by the NARS appraisers during the review of these files could be verified. Dr. Dollar advised that none of the historians and scholars serving NARS in an advisory capacity are U.S. Government employees or under contract to NARS.

10
[Handwritten initials]

66-19249-84
 DE-73

OCT 6 1981

66-19249
 1 - Mr. Colwell
 1 - Mr. Mintz / (Attn:)
 1 - Mr. Finzel
 1 - Mr. Scherrer
 RWS:evp

Oral response provided to RMD and assistance provided in drafting of Colwell to Morris, DOS letters dated 9/30/81 and 10/1/81

CONTINUED OVER

30 OCT 30 1981

Memorandum R. W. Scherrer to Mr. Finzel
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

On 9/23/81, Dr. Dollar was informed that this matter would be referred to the FBI LCD for consideration. It was pointed out to Dr. Dollar that there may be Privacy Act problems involved and also authority from the U.S. Department of Justice for access to FBI files by private individuals would have to be arranged.

Captioned matter relates to the civil matter "American Friends Service Committee, et al. v. William H. Webster, et al." Civil Action Number 79-1655.



FEDERAL GOVERNMENT

September 30, 1981

Mr. Robert Finzel
Assistant Director
Records Management Division
Federal Bureau of Investigation
Washington, D.C. 20535

National Archives and Records Services

Dear Mr. Finzel:

In response to a request from the FBI that NARS make an archivist available to review documentary evidence being held by the Atlanta Field Office that the owner requested be returned, Mr. Ed Barrese, a member of the FBI Appraisal Project Staff, traveled to Atlanta on September 29, 1981, to appraise this material.

The business records were seized under search warrant in connection with case 196B-1082, Curtis G. Bridges, DVA National Energy Corporation and James Lamar Griggs, DBA Total Energy Management Company: Fraud by Wire. The seized documents consist of routine business records including sales brochures, employee folders, telephone diaries, travel vouchers, and a wide range of fiscal records such as billings and invoices. Under the criteria the Task Force has followed in appraising FBI records, the seized material lacks sufficient archival value to merit permanent retention. Neither the seized business records nor the case file itself contains unique information with a future research potential. Furthermore, the case does not deviate from established Bureau procedures and consequently would not document changes in investigative methodology.

The seized records may be returned to the subject without duplication since the records retention plan NARS recently submitted to the FBI calls for the retention of a substantial number of Headquarters and Field Office case files from Classification 196. I believe that the case files to be retained under the records retention plan will be sufficient to meet the anticipated needs of researchers.

Sincerely,

James E. O'Neill
JAMES E. O'NEILL
Assistant Archivist
for Presidential Libraries
Director, FBI Appraisal Project

66-19249-

NOT RECORDED
43 OCT 7 1981

Stamp: 17 OCT 6 1981

918504

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/23/04 BY AUC/BA790 BOC/AG/edc

87-1540-1-7
ORIGINAL FILED IN

AT TELEPHONE-
10711LY ADVISED
12:00PM, 9-30-81. RW
AIRTEL TO
AT 10-1-81
w/copy of
THIS LET.
RWS/evp

Xerox
made
for 66-19249
Rux

file
BA/Rux

AIRTEL

10/1/81

Director, FBI

SAC, Atlanta

[Redacted]

DBA NATIONAL ENERGY SALES CORP.,
AL- PHAETTA, GA9; JAMES LANAN GRIGGS
DBA TOTAL ENERGY MANAGEMENT CORP.,
MORCROSS, GA., (TEMCO)
ISSP; NP; SECURITIES FRAUD; CO:AF

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/2/04 BY AUC60290 AC/AG/aw
98504

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ReBulet 9/23/81 and your teletype 9/22,23/81 under the above caption. ReBUCal to your office 9/30/81.

Enclosed is a copy of a self-explanatory letter dated 9/30/81 from Dr. James L. O'Neill, National Archives and Records Service (NARS), to Assistant Director Finzel of the Records Management Division, FBIHQ, concerning captioned matter.

ReBUCal authorized your office to return documentary evidence seized in captioned matter to the owner without duplicating same. FBIHQ authority for the return of the original evidence seized in captioned matter was based on authorization from NARS, which is documented in enclosure.

Enclosure

NOTE: 8/26/81 Order of U.S. District Judge Harold H. Greene in the civil matter "American Friends Service Committee, et al.," authorized the return of original documentary evidence at the owner's and/or contributor's request without duplication, provided a NARS archivist first reviewed the evidence and certified that it contained no archival or historical material requiring retention. A NARS archivist visited the Atlanta Office 9/29/81 and his findings are reflected in Dr. O'Neill's letter to Assistant Director Finzel dated 9/30/81, which is being forwarded to the Atlanta Office via instant airtel.

- ① - 66-19249
- 1 - Mr. Monroe
- 1 - Mr. Mintz (Attn: [Redacted])
- 1 - Mr. Finzel
- 1 - Mr. Dudley
- 1 - Mr. Scherrer
- RMS:evp (9)

66-19249-
SEP

OCT 7 1981

DUPLICATE YELLOW

87-154040-13
ORIGINAL FILED IN

Memorandum



Exec AD Adm. _____
 Exec AD Inv. _____
 Exec AD LES _____
 Asst. Dir.:
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Servs. _____
 Training _____
 Off. of Cong. & Public Affs. _____
 Telephone Rm. _____
 Director's Sec'y _____

DL

To : Mr. Finzel *7/RW*

Date 10/23/81

From : R. W. Scherrer *RW*

Subject: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

Reference is made to your memorandum to Mr. Colwell dated 10/13/81, captioned as above, which provided a summary of the NARS proposed retention plan for FBI records.

PURPOSE: To document the receipt of the NARS proposed retention plan for FBI records, which was delivered by NARS on a piecemeal basis to FBIHQ during the period 9/28/81 through 10/13/81.

RECOMMENDATION: For information.

APPROVED: _____
 Director _____
 Exec. AD-Adm. _____
 Exec. AD-Inv. _____
 Exec. AD-LES _____
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Inspection _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Off. of Cong. & Public Affs. _____
 Rec. Mgnt. *7/RW*
 Tech. Servs. _____
 Training _____

(Handwritten initials)

DETAILS: During the period ~~9/28/81~~ through ~~10/13/81~~, NARS delivered the proposed retention plan for FBI records to FBIHQ on a piecemeal basis. 1,545 modifications and revisions to the proposed retention plan were submitted by NARS on 9/28/81, 10/8/81, 10/9/81, 10/11/81, 10/12/81 and 10/13/81. Revisions and modifications submitted to FBIHQ by NARS on the aforementioned dates involved 208 changes to obsolete classifications; 881 modifications and revisions to classifications created after 1977; 379 modifications and revisions for classifications created prior to 1978; and finally, 77 revisions and modifications for classifications created after 1978. In addition, NARS revised the definitions of terms used in the proposed retention plan for FBI records originally submitted to FBIHQ on 9/28/81.

Attached to the original of this memorandum is the original NARS proposed retention plan, which was submitted on 9/28/81, which should be filed as a bulky enclosure or enclosure behind file to this memorandum.

Enclosure

66-19249

- 1 - Mr. Mintz (Attn:)
- 1 - Mr. Finzel
- 1 - Mr. Scherrer
- 1 - Mr. Dudney
- 1 - Ms. Glock

RWS:evp (6)

66-19249-85

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b7c

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE *4/24/04* BY *Aucb0290BCE/AG/edc*
98504

OCT 26 1981

180
ENCLOSURE
57 OCT 26 1981

ENCLOSURE IN BULKY ROOM

file +/RW

FBI/DOJ

Memorandum



Exec AD Adm. _____
 Exec AD Inv. _____
 Exec AD LES _____
 Asst. Dir.:

- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Off. of Cong. & Public Affs. _____
- Telephone Rm. _____
- Director's Sec'y _____

To : Mr. Colwell

Date 10/2/81

From : R. P. Finzel

Subject : ACCESS TO FBI HEADQUARTERS FILES
BY NONGOVERNMENT EXPERTS APPOINTED BY
THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)

Reference is made to your memoranda dated 9/30/81 and 10/1/81, to Associate Deputy Attorney General Stanley E. Morris regarding access to a limited number of FBIHQ files containing nonclassified material for nongovernmental experts designated by NARS.

PURPOSE:

To advise of the Deputy Attorney General's authorization for access to a limited number of FBIHQ files containing nonclassified material to nongovernmental experts designated by NARS.

Rux APPROVED: *WJW*

Director _____	Adm. Servs. _____	Laboratory _____
Exec. AD-Adm. _____	Crim. Inv. _____	Legal Coun. _____
Exec. AD-Inv. _____	Ident. _____	Off. of Cong. & Public Affs. _____
Exec. AD-LES _____	Inspection _____	Rec. Mgnt. _____
	Intell. _____	Tech. Servs. _____
		Training _____

DETAILS:

Referenced memoranda detailed the request of the Archivist of the United States for access to a limited number of FBIHQ files containing nonclassified information to nongovernmental experts designated by NARS. Associate Deputy Attorney General Morris was requested to advise the FBI of the Department's decision in this regard. At 12:30 p.m., 10/2/81, Associate Deputy Attorney General Morris contacted me at FBIHQ to advise that after consulting with Civil Division of the

10
J. [unclear]

66-19249

- 1 - Mr. Colwell
- 1 - Mr. Mintz (Attn:)
- 1 - Mr. Finzel
- 1 - Mr. Hotis
- 1 - Mr. Scherrer
- 1 - Mr. Gants
- 1 - Mr. S R. Andrews
- 1 - Miss Devine
- 1 - Mr. Dudley

66-19249-86

b6
b7C

7 OCT 13 1981

RWS:evp
(10)

CONTINUED OVER

ALL INFORMATION CONTAINED
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DATE 4/12/04 BY AUC60290PCE

918504

FBI/DOJ

AG/ede

NOV 3 1981

Memorandum R. P. Finzel to Mr. Colwell
RE: ACCESS TO FBI HEADQUARTERS FILES
BY NONGOVERNMENT EXPERTS APPOINTED BY
THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)

Department and Deputy Attorney General Schmults, the latter authorized access by nongovernmental experts designated by NARS to a limited number of FBIHQ files containing nonclassified information.

Files selected by NARS are identified below:

25-90113	100-174296
42-268247	116-467751
44-10213	121-5390
46-72231	175-147
52-47968	176-2125
65-74773	

Records Management Division personnel have pre-screened these files to isolate classified material, Grand Jury (Rule 6e) information, Title III information, Foreign Intelligence Surveillance Court information and Internal Revenue Service information. In addition, the true identities of FBI assets and informants were masked. The above files were made available to NARS personnel and the nongovernmental experts designated by NARS during the afternoon of 10/2/81. The review of these files was conducted in the presence of senior Records Management Division, Records Research Staff personnel.

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 1 OF 2		CLASSIFICATION		PRECEDENCE	
DATE		UNCLAS E F T O		ROUTINE	
#F#HERR NYDE HQ H0027 #H04EER 161311Z OCT 81					
START HERE					
FM	FM DIRECTOR FBI (66-19249)				
TO	TO ADIC, NEW YORK ROUTINE				
	BT				
14	UNCLAS E F T O				
12	DESTRUCTION OF RECORDS; NATIONAL ARCHIVES AND RECORDS SERVICE				
	{NARS}; APPRAISAL OF FBIHQ AND FIELD RECORDS				
10	THE REVIEW AND APPRAISAL OF FBIHQ AND FIELD RECORDS PURSU-				
8	ANT TO PRELIMINARY INJUNCTION ISSUED IN U. S. DISTRICT COURT,				
	WASHINGTON, D. C., 1/10/80, ENJOINING THE FBI FROM FURTHER				
6	RECORDS DESTRUCTION UNTIL NARS CONDUCTS AN APPRAISAL OF FBIHQ				
	AND FIELD RECORDS IS STILL ONGOING. IN THIS REGARD DR. TRUDY				
4	PETERSON, NARS, PLANS TO VISIT NYO 10/22/81, TO CONDUCT AN				
	APPRAISAL OF INDICES IDENTIFIED IN ENCLOSURE TO NYAIRTEL 2/9/77				
2	CAPTIONED "GENERAL ACCOUNTING OFFICE (GAO) REVIEW OF FBI				
	OPERATIONS-INDICES" NY FILE 62-15043.				
	AS YOU WILL RECALL DR. PETERSON PARTICIPATED WITH OTHER				
	NARS REPRESENTATIVES IN THE APPRAISAL OF CERTAIN OF YOUR RECORDS				
DO NOT TYPE MESSAGE BELOW THIS LINE					
APPROVED BY	<i>lva</i>	DRAFTED BY	<i>TBD</i>	DATE	ROOM
		TBD/adp		10/14/81	5640
					TELE EXT.

Some

DO NOT TYPE PAST THIS LINE

dip

b6
b7c

66-19249-87

- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY

10 OCT 20 1981

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

OCT 16 1981

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DATE 1/12/04 BY AUC6027005/AC
918504

DO NOT FILE WITHOUT COMMUNICATIONS STAMP

FBI/DOJ

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE

PAGE

2

CONTINUATION SHEET

PAGE TWO DE HQ 0027 UNCLAS E F T O

20
18
16
14
12
10
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4
2

DURING JUNE AND JULY, 1981. SHE HAS DETERMINED THAT IT IS NECESSARY FOR HER TO RETURN TO NYO TO COMPLETE THE APPRAISAL OF INDICES, SUPRA.

DR. PETERSON WILL NOT BE ACCOMPANIED BY AN FBIHQ REPRESENTATIVE; THEREFORE, SHE HAS BEEN FURNISHED THE NAME OF YOUR SUPPORT SERVICES SUPERVISOR, [REDACTED] AS THE PERSON TO CONTACT FOR ASSISTANCE UPON HER ARRIVAL. YOUR COOPERATION AND ASSISTANCE IN LOCATING THE MATERIAL IN WHICH DR. PETERSON IS INTERESTED IS SOLICITED. ANY QUESTIONS REGARDING THIS MATTER MAY BE DIRECTED TO FBIHQ, ATTENTION ROBERT W. SCHERRER, SECTION CHIEF, RECORDS MANAGEMENT DIVISION.

b6
b7C

BT

|

September 24, 1981

~~FEDERAL GOVERNMENT~~

Dr. James E. O'Neill
Assistant Archivist for Presidential Libraries
FBI Appraisal Project Director
National Archives and Records Service
Washington, D. C. 20408

Dear Dr. O'Neill:

I am writing again to request that you assign an archivist to review documentary evidence being held by the FBI Atlanta Office, which the owner requested be returned.

For your information, the FBI Atlanta Office, pursuant to a Federal search warrant, seized 15 boxes of records on 5/19/81, which were the property of the Total Energy Management Corporation (TEMCO), Norcross, Georgia. TEMCO was operated by Curtis Gordon Bridges and James Lamar Griggs, who, based on the results of an FBI investigation, were indicted on July 20, 1981, in the Northern District of Georgia and charged with multiple counts of violations of Title 18, U.S. Code, Section 2314 and 1341, as well as Title 15 U.S. Code, Sections 77(a) and 77(X). The TEMCO records are of no further value in the FBI investigation and the U.S. Attorney for the Northern District of Georgia has agreed to return the records to the owner through his attorney.

On 9/22/81, a preliminary hearing was held by the U.S. Magistrate, Northern District of Georgia, Atlanta, Georgia. The Magistrate ordered the return of all documents and records seized by the FBI from TEMCO on May 19, 1981. The volume of records involved amounts to 15 boxes and it would be a costly undertaking for the FBI Atlanta Office to duplicate these records as permitted by the July 28, 1981, Order of U.S. District Judge Harold H. Greene.

MAILED 3
SEP 24 1981

66-19249

- 1 - Mr. Monroe
- 1 - Mr. Mintz (Attn:)
- 1 - Mr. Dudley
- 1 - Mr. Scherrer

DE-110

66-19249-88

- Exec AD Inv. _____
- Exec AD Adm. _____
- Exec AD LES _____
- Asst. Dir.: _____
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

RWS:evp (7)

b6
b7c

SEP 29 1981

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DATE 11/24/04 BY Amc60290 BCE/AG/etc
918504

MAIL ROOM

Dr. James E. O'Neill

Realizing the tight budget constraints under which your agency is operating, I am forwarding this information to you for whatever action possible by NARS.

Sincerely,

but

Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

NOTE: In response to ATTEL 9/21/81 captioned "CURTIS GORDON BRIDGES; DBA NATIONAL ENERGY SALES CORP., ALPHARETTA, GA9; JAMES LAMAR GRIGGS, DBA TOTAL ENERGY MANAGEMENT CORP., NORCROSS, GA., (TEMCO); ITSP; MF; SECURITYS FRAUD; OO:AT." See FBIHQTEL to Atlanta.

APPROVED:	Adm. Servs. _____	Laboratory _____
Director _____	Crim. Inv. _____	Legisl. Coun. _____
Exec. AD-Adm. _____	Ident. _____	Off. of Cong. & Public Affs. _____
Exec. AD-Inv. _____	Inspection _____	Rec. Mgnt. <i>FR</i> _____
Exec. AD-LES _____	Intell. _____	Tech. Servs. _____
		Training _____

FBI

TRANSMIT VIA:

- Teletype
- Facsimile
- AIRTEL

PRECEDENCE:

- Immediate
- Priority
- Routine

CLASSIFICATION:

- TOP SECRET
- SECRET
- CONFIDENTIAL
- UNCLAS E F T O
- UNCLAS

Date 10/7/81

TO: DIRECTOR, FBI
ATTN: RECORDS MANAGEMENT DIVISION

FROM: SAC, KNOXVILLE (91A-6043) (C)

718504

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/2/04 BY Anchorage/PA/C/c

BLOUNT NATIONAL BANK,
ALCOA BRANCH,
ALCOA, TENNESSEE
2/11/81
BR (A)
OO: KX

National Archives and Records Service

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b7c

On 9/22/81, subject's wife, [redacted] requested return of personal items belonging to her husband, which were seized subsequent to the 2/11/81, robbery of the Blount National Bank. These items include three jackets, one of which was worn during the robbery, one pair of shoes, and a savings passbook in the name of [redacted]. The savings passbook is the only documentary evidence which would be returned. It could be photocopied in less than five minutes and would require five pages of paper. It is noted that all evidence to be returned was obtained from the vehicle driven by [redacted] at the time of the robbery pursuant to a consent to search.

The Bureau is requested to grant Knoxville permission to return these items of evidence.

66-19249

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34 OCT 22 1981

- ② - Bureau
- 1 - Knoxville

CB/cc
(3)

TELETYPE
TO KX
10-20-81
RWS/evp

ICE DETACHED
& RETAINED AS
T. RM 5644 Box

file 66-19249

5 OCT 22 1981

Original Filed in 91-86720-5

Approved: _____ Transmitted _____ (Number) _____ (Time) Per _____

FBI

TRANSMIT VIA:

- Teletype
- Facsimile
- Airtel

PRECEDENCE:

- Immediate
- Priority
- Routine

CLASSIFICATION:

- TOP SECRET
- SECRET
- CONFIDENTIAL
- UNCLAS E F T O
- UNCLAS

Date 10/9/81

TO: DIRECTOR, FBI
 ATTN: ROBERT W. SCHERRER
 RECORDS MANAGEMENT DIVISION

FROM: SAC, LOS ANGELES (196C-1560)(WCC-1)

RE:
 BRISTOL - MYERS COMPANY -
 VICTIM
 New York City, New York
 POSSIBLE FBW

b6
b7c

NATIONAL Archives And Records Service

Pursuant to a subpoena received from the Riverside County District Attorney's Office, Riverside, California, Special Agent (SA) appeared in Municipal Court, Riverside, California, on 10/9/81, and turned over an original letter received from Robert J. Quinn, Security Investigator for Bristol-Myers Company, New York City, New York.

A true and correct copy was made of this letter and is maintained in captioned case file. The original was furnished to the District Attorney with instructions to return it to the FBI when it is no longer needed.

This is being provided for information purposes to record original document dissemination to comply with Judge Greene's order of 7/28/81.

66-19249-41
file in 66-19249-41
original in captioned file lux

2 - Bureau
 1 - Los Angeles (196C-1560)

DRS/lmc
 (3)

EMB/MS

NO RECORDED
 30 OCT 21 1981

- 1* -

CARBON COPY

Approved: _____ Transmitted _____ (Number) _____ (Time) Per _____

918504
 ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 1/12/04 BY AUC 60290 BCF/AE/AC

ORIGINAL FILED IN 100-1195-2

file 4/10/81

Memorandum



- Exec AD Adm. _____
- Exec AD Inv. _____
- Exec AD LES _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Off. of Cong. & Public Affs. _____
- Telephone Rm. _____
- Director's Sec'y _____

To : Mr. Bayse *wab/ep*

Date 10/13/81

From : R. P. Finzel *R/lex*

Subject : DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

Reference is made to my memorandum to Mr. Colwell, dated 10/13/81, captioned as above, which requested that each Assistant Director designate a representative to attend a meeting at 2:30 p.m. on 10/14/81 in the Records Management Division Special Conference Room, Room 5641, to discuss three general issues concerning the FBI's proposed disposition, retention and transfer schedules.

PURPOSE:

To request that your representative be prepared to provide your Division's wishes regarding your desired destruction schedule for three categories of tapes maintained by the Engineering Section, Signal Analysis Unit, at the 10/14/81 meeting.

RECOMMENDATION:

That your designated representative be prepared to provide your Division's wishes regarding your desired destruction schedule for three categories of tapes maintained by the Engineering Section, Signal Analysis Unit, at the 10/14/81 meeting.

APPROVED:	Adm. Servs. _____	Laboratory _____
Director _____	Crim. Inv. _____	Legal Coun. _____
Ex. AD-Adm. _____	Ident. _____	Off. of Cong. & Public Affs. _____
Exec AD-Inv. _____	Inspection _____	Rec. Mgnt. <i>R/lex</i>
Exec AD-LES _____	Intell. _____	Tech. Servs. <i>wab/ep</i>
		Training _____

DETAILS:

In addition to the three general issues to be considered at the 10/14/81 meeting, described above, NARS has requested that your Division establish a desired destruction period for audio tapes processed by the Engineering Section.

- 1 - Mr. Colwell
- 1 - Mr. Bayse
- 1 - Mr. Finzel
- 1 - Mr. Bresson

- 1 - Mr. Scherrer
- 1 - Mr. Mr. Andrews
- 1 - Mr. Dudley
- 1 - Ms. Glock

RWS:evp (9)

CONTINUED OVER

66-19249-89

Gordon Jacob
will handle

UNCLASSIFIED COPY FILED IN

ALL INFORMATION CONTAINED
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DATE 11/2/04 BY Auc 60290 BCP/act/RWS

98504

OCT 15 1981

Memorandum R.P. Finzel to Mr. Bayse
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

Signal Analysis Unit, i.e., (1) tapes processed in conjunction with FBI cases and returned to field offices; (2) tapes processed on behalf of local law enforcement agencies; and (3) copies of other tapes maintained by the Signal Analysis Unit. Based on recommendations from your Division, Records Management Division will establish the destruction period with NARS in the FBI's disposition schedules.

FEDERAL GOVERNMENT

September 23, 1981

Dr. James E. O'Neill
Assistant Archivist for Presidential Libraries
FBI Appraisal Project Director
National Archives and Records Service
Washington, D. C. 20408

Dear Dr. O'Neill:

I am communicating with you to request that the National Archives and Records Service (NARS) make an archivist available to the Los Angeles Office to examine documentary evidence, which the owners requested be returned.

By way of background, the Los Angeles Office is in possession of 25 stolen bearer bonds valued at \$1,460,000, plus coupons which were recovered as a result of an FBI investigation. The aforementioned bearer bonds and coupons were retained by the FBI Los Angeles Office as evidence. As a result of the FBI investigation, two convictions were obtained and the U.S. Attorney, Central District of California, advised that no additional prosecution would be forthcoming. Bonds valued at \$150,000 matured on May 6, 1981, with the remaining bonds in the amount of \$1,310,000 maturing on October 2, 1981. The Security Pacific National Bank, Los Angeles, California, honored the bonds that have matured and have paid the \$150,000. An official of the Security Pacific National Bank requested that all of the bonds be returned in order that they might be redeemed. The Security Pacific National Bank pointed out that failure to receive the bonds from the FBI would mean an additional loss of \$1,310,000 to the Security Pacific National Bank, when payment is made on the maturity date of October 2, 1981, to the legal owners. Obviously, such a loss could give rise to civil litigation against the U. S. Government.

- Exec AD Inv. _____
- Exec AD Adm. _____
- Exec AD LES _____ 1 - 66-19249
- Asst. Dir.: _____
- Adm. Servs. _____ 1 - Mr. Monroe
- Crim. Inv. _____ 1 - Mr. Mintz (Attn: [redacted])
- Ident. _____ 1 - Mr. Dudney
- Intell. _____ 1 - Mr. Scherrer
- Laboratory _____
- Legal Coun. _____ RWS:evp (7)
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

MAIL ROOM

66-19249-90

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7 OCT 1 1981

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 4/27/09 BY Auc60290 BCE/AB/ede
918504

Dr. James E. O'Neill

Realizing the tight budget constraints under which your agency is operating, I am forwarding this information to you for whatever action possible by NARS.

Sincerely,

RS

Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

NOTE: In response to LAtel to FBIHQ captioned "Robert Roscoe Fairchild, Jr., aka, et al, ITSP, OO: Los Angeles." Also, see FBIHQ tel to LA dated 9/22/81 under the same caption. Order of U. S. District Judge Harold H. Greene, dated 8/26/81, in the civil matter "American Friends Service Committee, et al. v. William H. Webster, et al" Civil Action Number 79-1655, U.S. District Court, Washington, D. C., authorized the return of seized documentary evidence to the owner and/or contributor without duplication provided NARS reviews same and certifies documents have no archival value.

APPROVED:	Adm. Servs. _____	Laboratory _____
	Crim. Inv. _____	Legal Coun. _____
Director _____		Public Aff. _____
Exec. AD-Adm. _____	Ident. _____	Rec. Mgnt. <u>RS</u>
Exec. AD-Inv. _____	Inspection _____	Tech. Servs. _____
Exec. AD-LES _____	Intell. _____	Training _____



General Services Administration

National Archives and Records Service

Washington, DC 20408



25 SEP 1981

FEDERAL GOVERNMENT

Sparks

[Handwritten initials]

Mr. Edward C. Schmults
Deputy Attorney General
Department of Justice
Washington, D.C. 20530

Dear Mr. Schmults:

[Handwritten mark]

As you probably know, the National Archives and Records Service, acting under court orders (American Friends Service Committee, et al. v. William H. Webster, et al.), has been conducting an appraisal of the records of the Federal Bureau of Investigation. In order to complete this task effectively, and to do so within the deadline imposed by the court, we have concluded that it is necessary to involve non-governmental experts in the various disciplines and professions for which FBI records will ultimately be useful for research. A list of those experts is attached.

We believe that these experts can be most useful to us if their advice is based upon actual exposure to some FBI records, excluding, of course, any security classified material. I am, therefore, writing to request permission for the experts to be able to examine selected case files. This would be done at FBI headquarters and under the oversight of FBI officials.

[Handwritten initials]

Most of the experts will be in Washington to assist us on Friday, October 2, at which time they will be briefed by FBI officials. In view of the court-imposed deadline, it is my hope that they can also examine case files at that time.

If you need further information, please have your staff contact the FBI Appraisal Project leader, Dr. James E. O'Neill. He can be reached at 523-3212.

Sincerely,

Robert M. Warner V-80

DE-5266-19249-90X

ROBERT M. WARNER
Archivist of the United States

Attachment

file 66-19249 Box

OCT 2 1981

1 *[Handwritten]*
ENCLOSURE
66 NOV 24 1981

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/2/04 BY AUC 60290 BCE/AB/etx/RW
918504

etx/RW

Professor Marcellus Barksdale
Department of History
Morehouse College
223 Chestnut Street, N.W.
Atlanta, GA 30314

Professor Howard S. Erlanger
Department of Sociology
University of Wisconsin
Madison, WI 53706

Dr. Richard Jensen
Department of History
University of Illinois
at Chicago Circle
Chicago, IL 60680

Dr. Richard S. Kirkendall
Department of History
649 Rawles Hall
Iowa State University
Ames, IA 50011

Professor Louis Ray Sadler
Department of History
Box 3JBR
New Mexico State University
Las Cruces, NM 88003

Professor Claudine Schweber
Department of Criminal Justice
State University College at Buffalo
1300 Elmwood Avenue
Buffalo, NY 14222

Professor Athan Theoharis
Department of History
Marquette University
Milwaukee, WI 53233

Mr. Sanford Unger
National Public Radio
2025 M Street, N.W.
Washington, DC 20036

Dr. Allen Weinstein
Editorial Board
The Washington Post
1150 15th Street, N.W.
Washington, DC 20071

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/21/04 BY AUC60290BCE/AG/PLC
918504

DE-52 66-17-69-90X
ENCLOSURE

Exec. AD-Adm.	_____
Exec. AD-Inv.	_____
Exec. AD-LES	_____
Asst. Dir.:	
Adm. Servs.	_____
Crim. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Rec. Mgnt.	_____
Tech. Servs.	_____
Training	_____
Off. of Cong. & Public Affs.	_____
Telephone Rm.	_____
Director's Sec'y	_____

RECEIVED
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TELETYPE UNIT

10 OCT 01 04 45Z
10 OCT 01 04 45Z

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

LVO004 2830435Z
RR HQ
DE LV
R 100435Z OCT 81
FM LAS VEGAS (145-344)

TO DIRECTOR (145-5633) ROUTINE

BT
National Archives and Records Service
UNCLAS

ATTN: RECORDS MANAGEMENT SECTION, SECTION CHIEF ROBERT W. SCHERRER.

DISPOSITION OF EVIDENCE.

RE LAS VEGAS TELCALLS TO BUREAU, OCTOBER 7 AND 9, 1981.

LAS VEGAS IS IN POSSESSION OF FOUR LETTER SIZE FILE CABINET DRAWERS PLUS TWO BOXES OF EVIDENCE SEIZED PURSUANT TO SEARCH WARRANT SIGNED BY U. S. MAGISTRATE JOSEPH L. WARD, LAS VEGAS, NEVADA, ON FEBRUARY 1, 1977, IN CASE ENTITLED: "RALPH LEON LEVINE MICHAEL ANGELO COHEN, DBA TALK OF THE TOWN ADULT BOOK STORE, 2233 EAST CHARLESTON BOULEVARD, LAS VEGAS, NEVADA", BUFILE 145-5633.

THIS EVIDENCE CONSIDERED BUSINESS RECORDS OF DEFENDANTS IN THIS CASE. AS PART OF THE FINAL ADJUDICATION IN THIS CASE THE COURT

(Handwritten initials)

66-19249-91

5 OCT 20 1981

UNRECORDED COPY FILED IN 145-5633

① TELETYPE TO LV 10-14-81
ANS:evp

② RE VISIT TO NARS BY ARCHIVIST TO LV CONFIRMING ABILITY OF NARS ARCHIVIST TO TRAVEL 10-14-81

③ TELCALL TO NARS RE: ABILITY OF NARS ARCHIVIST TO TRAVEL 10-14-81

④ TELCALL TO LV 11:30 AM RE CONTENT OF RALPH TEL 10-14-81

*file 66-19249
cc placed in Bufile 145-5633*

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED
DATE 11/2/04 BY 918504
9- Richardson 3/2/8

PAGE TWO LV (145-344) UNCLAS

HAS ORDERED LAS VEGAS TO RETURN ALL BUSINESS RECORDS SEIZED AS A RESULT OF REFERENCE SEARCH. THOSE BUSINESS RECORDS ARE CONSIDERED OBSCENE BY THIS OFFICE. A MAJORITY ARE ADVERTISEMENT TYPE RECORDS WITH PHOTOGRAPHS AND SHOW DESCRIPTIONS OF MATERIAL AVILABLE. IT IS FELT THIS MATERIAL IS NOT SUITABLE FOR REPRODUCING BY SUPPORT EMPLOYEES AND LAS VEGAS IS REQUESTING THAT IF AVAILABLE AN ARCHIVIST BE SENT TO LAS VEGAS TO VIEW THIS MATERIAL TO SEE IF IT HAS ANY HISTORICAL VALUE. IF XEROXED, LAS VEGAS ESTIMATES IT WILL TAKE SUPPORT EMPLOYEES AT LEAST 20 HOURS TO COMPLETE.

THE COURT ORDER STATES THAT THESE RECORDS SHOULD BE RETURNED TO DEFENDANTS ON OR BEFORE OCTOBER 15, 1981.

BT

FBI

TRANSMIT VIA:

- Teletype
- Facsimile
- Airtel

PRECEDENCE:

- Immediate
- Priority
- Routine

CLASSIFICATION:

- TOP SECRET
- SECRET
- CONFIDENTIAL
- UNCLAS E F T O
- UNCLAS

Date 10/8/81

AK

TO: DIRECTOR, FBI
 (ATTENTION: LEGAL COUNSEL DIVISION,
 SSA [redacted] ROOM 3648)

b6
b7C

FROM: SAC, MINNEAPOLIS (66-3597)

SUBJECT: DESTRUCTION OF FIELD FILES AND RECORDS

National Archive and Records Service Appraisal of FBIHQ and field

Re Bureau teletype to all offices dated 6/10/81 and Minneapolis telcall to SSA [redacted] Legal Counsel Division, FBIHQ, 10/1/81.

Enclosed for Legal Counsel Division are two copies each of a letter to the FBI from Attorney [redacted] St. Paul Minnesota, dated 9/21/81 and Minneapolis letter to Attorney [redacted] dated 10/8/81.

The enclosed letter from Attorney [redacted] requested that certain records obtained from his client, [redacted] be returned inasmuch as FBI investigation has been concluded and the records pertain to pending civil action in Ramsey County District Court, Ramsey County, Minnesota.

Investigation in this matter has been completed and the records are being retained by FBI, Minneapolis, pursuant to the Memorandum and Order issued by U. S. District Judge HAROLD H. GREENE, District of Columbia, on 6/9/81.

Legal Counsel Division is requested to obtain authorization, on an individual basis, to permit return of records requested by Attorney [redacted]. In the interim, copies of the records will be provided to Attorney [redacted] upon request.

66-19249-92

- 2 - Bureau (Enc. 4)
- 2 - Minneapolis (1 - 66-3597) (1 - 196B-476)

JPO:gms (4)

ENCLOSURE

2 ENCS. DETACHED & RETAINED AS T. RM 5644 Box
1 CC OF AIRTEL DETACHED & RETAINED AS T. RM 5644 Box
*1**

10 OCT 23 1981

Approved: *[Signature]*

Transmitted _____ Per _____

(Number) (Time) ★ U.S. GOVERNMENT PRINTING OFFICE: 1980-305-750/5402

53 NOV 3 1981

918504
 ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 11/2/04 BY AUC 60390 BCE/AG/edc

AK

LAW OFFICE OF
JAY B. KELLY

SUITE W-1294
FIRST NATIONAL BANK BUILDING
SAINT PAUL, MINNESOTA 55101

(612) 221-0962

September 21, 1981

Mr. Richard H. Blay
Special Agent-In-Charge, F.B.I.
Federal Courts Building
110 South Fourth Street
Minneapolis, Minnesota 55401

Re: Reed S. MacKenzie, et ux., v.
Summit National Bank of St. Paul
Ramsey County District Court File No. 445888

Dear Mr. Blay:

This refers to a receipt given by Special Agents [redacted] in response to a United States District Court (M.D. No. Car.) Grand Jury subpoena duces tecum served on [redacted] in connection with the investigation of [redacted]

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[redacted]

I am informed the records have served the purposes of the Federal government. Accordingly, this is to request the return of such records to me.

[redacted]

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/2/04 BY ANC60290 BCE/AG/ede
918504

ENCLOSURE

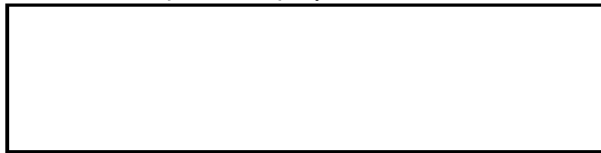
66-2058-19249-92

Mr. Richard H. Blay
September 21, 1981
Page 2



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Very truly yours,



JBK:kuob

ENCLOSURE

66-2058-19249-92

132

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 1 OF 2		DATE 10/21/81		CLASSIFICATION UNCLAS E F T O	PRECEDENCE ROUTINE
<p>FM DIRECTOR FBI (66-19249)</p> <p>TO MINNEAPOLIS (66-3597) ROUTINE</p> <p>BT</p> <p>UNCLAS E F T O</p> <p>DESTRUCTION OF RECORDS: NATIONAL ARCHIVES AND RECORDS SERVICE</p> <p>{NARS} APPRAISAL OF FBIHQ AND FIELD RECORDS</p> <p>REURAIRTEL 10/8/81, CAPTIONED "DESTRUCTION OF FIELD FILES AND RECORDS" WHICH WAS REFERRED TO THE RECORDS MANAGEMENT DIVISION FOR RESPONSE.</p> <p>YOUR ATTENTION IS INVITED TO BUTEL TO ALL SACS AND LEGATS, DATED 10/7/81, CAPTIONED AS ABOVE, FOR BACKGROUND CONCERNING THE 7/28/81 AND 8/26/81 ORDERS OF USDJ HAROLD H. GREENE IN THE CIVIL MATTER, AMERICAN FRIENDS SERVICE COMMITTEE, ET AL V. WILLIAM H. WEBSTER, ET AL", USDC, WDC, CIVIL ACTION NUMBER 79-1655. IT IS REALIZED THAT REBUTEL CROSSED IN THE MAIL WITH REAIRTEL.</p> <p>WITH REGARD TO THE CASE SPECIFIED IN REAIRTEL, PROVIDED</p>					
DO NOT TYPE MESSAGE BELOW THIS LINE					
APPROVED BY	DRAFTED BY	DATE	ROOM	TELETYPE	
<i>RWS</i>	RWS/adp	10/21/81	5644		

DO NOT TYPE PAST THIS LINE

b6
b7c

- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [redacted])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY
- 1 - MS. GLOCK



66-19249-93

OCT 29 1981

COMMUNICATIONS CENTER
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OCT 21 1981

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DATE 11/2/04 BY RNC 6029BCE/AE/le
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FBI/DOJ

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

PAGE 2

COMMUNICATION SECTION

PAGE TWO DE HQ 0132 UNCLAS E F T O

RESPONSIBLE U. S. ATTORNEY CONCURS, YOU ARE AUTHORIZED TO MAKE
LEGIBLE MACHINE COPIES OF DOCUMENTARY EVIDENCE TO BE RETURNED
AT THE CONTRIBUTOR'S REQUEST AND RETAIN THESE COPIES IN YOUR
OFFICE'S FILE ON CAPTIONED. YOU SHOULD ALSO OBTAIN A RECEIPT
FROM THE CONTRIBUTOR AND RETAIN SAME IN YOUR FILE ON INSTANT
MATTER.

BT

|

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

29

PAGE 1 OF 2		CLASSIFICATION	PRECEDENCE
DATE 10/20/81		UNCLAS E F T O	ROUTINE
FM DIRECTOR FBI			
TO FBI, KNOXVILLE (91A-6043) ROUTINE			
BT <u>National Archives and Records Service</u>			
UNCLAS E F T O			
[REDACTED]			BLOUNT NATIONAL b6 b7C
BANK, ALCOA BRANCH, ALCOA, TENNESSEE 2/11/81 BR (A) 00:KX REURAIRTEL 10/7/81.			
ALL PHYSICAL EVIDENCE DESCRIBED IN REAIRTEL MAY BE RETURNED TO SUBJECT'S WIFE, PROVIDED CONCURRENCE OF RESPONSIBLE U.S. ATTORNEY (USA) SECURED. DOCUMENTARY EVIDENCE OUTLINED IN REAIRTEL MAY ALSO BE RETURNED, AGAIN WITH THE CONCURRENCE OF THE USA, PROVIDED YOUR OFFICE FIRST MAKES LEGIBLE MACHINE COPIES OF THE SAVINGS PASSBOOK. THESE COPIES SHOULD BE RETAINED IN YOUR OFFICE'S FILE ON CAPTIONED. ALSO, SECURE APPROPRIATE RECEIPTS FOR THE RETURN OF PHYSICAL AND DOCUMENTARY EVIDENCE AND RETAIN SAME IN INSTANT FILE.			
DO NOT TYPE MESSAGE BELOW THIS LINE			
APPROVED BY: <i>RWS</i>	DATE: <i>RWS</i>	TIME: 10/20/81	NOT RECORDED 34 OCT 20 1981 564400

DW
ST

66-19249

- 1 - 66-19249-
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [REDACTED])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY
- 1 - MS. GLOCK

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

CONTINUATION SHEET

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Memorandum



Exec AD Adm. ___
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 Exec AD LES ___
 Asst. Dir. *SP/1/2*
 Adm. Serv. ___
 Crim. Inv. ___
 Ident. ___
 Intell. ___
 Laboratory ___
 Legal Coun. ___
 Plan. & Insp. ___
 Rec. Mgnt. ___
 Tech. Servs. ___
 Training ___
 Off. of Cong. & Public Affs. ___
 Telephone Rm. ___
 Director's Sec'y ___

To : *MF* Finzel

Date 9/28/81

From : R. W. Scherrer *RWS*

BPK
 Subject : DESTRUCTION OF RECORDS
 NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
 APPRAISAL OF FBIHQ AND FIELD RECORDS

PURPOSE:

To seek approval for an archivist employed by NARS to visit the Atlanta Office to review a volume of documentary evidence on an emergency basis at FBI expense.

RECOMMENDATION:

That approval be granted for a NARS archivist to visit the Atlanta Office to review a volume of documentary evidence on an emergency basis at FBI expense.

APPROVED: Adm. Serv. *[Signature]* Laboratory ___
 Crim. Inv. ___ Legal Coun. ___
 Director ___ Off. of Cong. & Public Affs. ___
 Exec. AD-Adm. ___ Ident. ___ Rec. Mgnt. *[Signature]*
 Exec. AD-Inv. ___ Inspection ___ Tech. Servs. ___
 Exec. AD-LES ___ Intell. ___ Training ___

DETAILS:

Recent teletype communications from the Atlanta Office indicate that a volume of documentary evidence secured through non-Grand Jury means is being held by that Office, which the owners and/or contributors have requested be returned. In one case, the U. S. Magistrate has ordered that documentary evidence obtained through the service of an authorized Federal search warrant be returned to the owners forthwith. In other cases, the FBI has been threatened with civil action for failure to return evidence. The July 28, 1981, Order of U.S. District Judge Harold H. Greene in the civil matter "American Friends Service Committee, et al., v. William H. Webster, et al," permits the return of documentary evidence to the owner and/or contributor, provided the FBI

10
[Signature]

66-19249

- 1 - Mr. Revell (Attn: *[Redacted]*)
- 1 - Mr. Mintz (Attn: *[Redacted]*)
- 1 - Mr. Monroe
- 1 - Mr. Finzel
- 1 - Mr. Scherrer
- 1 - Mr. Dudley
- 1 - Ms. Glock

66-19249-94

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10 OCT 19 1981

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 DATE *11/2/04* BY *AUC6290BC/AG/jeb*
918504

RWS:evp (8)

CONTINUED OVER

file 4/1/81

Memorandum R. W. Scherrer to Mr. Finzel
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

makes a copy of each document returned and retains the copy. An August 26, 1981, Order by Judge Greene in the American Friends Service Committee case permits the return of original documentary evidence to the owner and/or contributor without duplication by the FBI, after the evidence is reviewed by a NARS archivist and certification is made that the material holds no archival or historical value as defined in various archival statutes. According to SAC Glover, the duplication of the documentary evidence to be returned to the owner and/or contributor by Atlanta Office personnel would severely impede his office's operations. Accordingly, contact was made with Dr. Charles Dollar, Deputy Director, FBI Appraisal Project, NARS, on 9/25/81, in order to seek the services of an Archivist to travel to Atlanta to review the documentary evidence in question. NARS had previously declined to make an archivist available for such travel to FBI field offices due to severe budgetary constraints and commitment of all NARS archivists in meeting Judge Greene's orders in the American Friends Service Committee case. However, Dr. Dollar agreed to order an archivist to Atlanta, based on information set forth in the previously mentioned Atlanta teletypes and information supplied by SAC Glover, provided the FBI funded the travel and per diem costs. Accordingly, Edward Barrese, a NARS archivist, will travel to the Atlanta Office on 9/29/81. This matter was coordinated with Inspector-Deputy Assistant Director Clyde Groover, Administrative Services Division, and with SAC Glover. Since Mr. Barrese is familiar with FBI field office operations as a result of his previous travel to several FBI field offices in connection with the FBI Appraisal Project, no RMD employee will accompany Mr. Barrese.



FEDERAL GOVERNMENT

M

September 28, 1981

Mr. Robert Finzel
Assistant Director
Records Management Division
Federal Bureau of Investigation
Washington, D.C. 20535

Dear Mr. Finzel:

Attached is the retention plan for the records of the Federal Bureau of Investigation, submitted in compliance with paragraph 4 of the Court Order of June 9, 1981, in the case of American Friends Service Committee, et al. v. William H. Webster, et al.

As you know, the outside experts appointed by the National Archives and Records Service (NARS) to review and comment on the plan are scheduled to meet on October 2 and 3, 1981. It is our intent that selected NARS archivists who are not members of the FBI Project staff will meet to review the plan during the following week, and that the subcommittee of the National Archives Advisory Council will examine the plan and comments shortly thereafter. We will, of course, keep you informed of the results.

Sincerely,

James E. O'Neill

JAMES E. O'NEILL
Assistant Archivist
for Presidential Libraries
Director, FBI Appraisal Project

66-19249-95

Attachment

10-2
SEP 30 1981

file 66-19249
Rux

Letter to Dr. O'Neill
9-29-81 RWS/evp.
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Enc. detached &
returned in 1981
RM 5644.
[Signature]

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DATE 11/12/04 BY AUC60290/ACE/AG/adk
918504

file
4/RWS

14

FEDERAL GOVERNMENT

September 29, 1981

Dr. James E. O'Neill
Assistant Archivist for Presidential Libraries
FBI Appraisal Project Director
National Archives and Records Service
Washington, D. C. 20408

Dear Dr. O'Neill:

I acknowledge receipt of your letter dated September 28, 1981, which transmitted the retention plan for records of the Federal Bureau of Investigation, which was submitted by your agency in compliance with paragraph four of Judge Harold H. Greene's Order dated June 9, 1981, in the civil matter "American Friends Service Committee, et al., v. William H. Webster, et al."

My staff will immediately begin work to review the retention plan in order to develop appropriate disposition schedules for Federal Bureau of Investigation records for submission to your agency and to the Court. I would appreciate being promptly advised of any modifications or changes in the retention plan after the plan has been reviewed by outside experts appointed by your agency, by archivists who were not members of the FBI Appraisal Project and by the Subcommittee of the National Archives Advisory Council.

Mr. Finzel and I appreciate the outstanding efforts of you and your staff in developing the aforementioned retention plan.

Sincerely,

151

Robert W. Scherrer
Section Chief
Records Systems Section
Records Management Division

10-2
16 SEP 30 1981

MAILED 13
SEP 30 1981
FBI

- Exec AD Inv. _____
- Exec AD Adm. _____
- Exec AD LES _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
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- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

66-19249

- 1 - Mr. Mintz (Attn: [redacted])
- 1 - Mr. Finzel (1981)
- 1 - Mr. Dudney
- 1 - Mr. Scherrer
- 1 - Ms. Glock

RWS:evp (1)

SEE NOTE PAGE 2.

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DATE 1/12/04 BY AUC60290BCE/AG/dlc
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MAIL ROOM

Dr. James E. O'Neill

NOTE: In response to Dr. O'Neill's letter, ~~dated~~ dated 9/28/81, which transmitted the retention plan developed by NARS for FBI records. This matter relates to the civil matter quoted above.

APPROVED:	Adm. Servs. _____	Laboratory _____
	Crim. Inv. _____	Legal Coun. _____
Director _____		Off. of Cong. & Public Affs. _____
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Exec. AD-Inv. _____	Inspection _____	Tech. Servs. _____
Exec. AD-LES _____	Intell. _____	Training _____

E

NOTE: IN RESPONSE TO REIPTEL: ALSO SEE 10/14/81 LETTER TO DR.
JAMES E. O'NEILL OF NARS (BUFILE 66-19249) RWS:evp.

1 2

10/14/81

UNCLAS E F T O

ROUTINE

FM DIRECTOR FBI (17B-32227)

TO FBI, INDIANAPOLIS (17B-568) ROUTINE

BT

UNCLAS E F T O

National Archives and Records Service

[Redacted]

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b7c

[Redacted]

INSTRUCTOR, NORTHEASTERN HIGH

SCHOOL, FOUNTAIN CITY, INDIANA; FAG-VA (EDUCATION); OO:IP

REURTEL 10/13/81.

CONTACT WITH THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS) BY FBIHQ ESTABLISHED THAT NARS HAS NO FUNDING OR PERSONNEL AVAILABLE TO TRAVEL TO YOUR OFFICE TO REVIEW THE DOCUMENTARY EVIDENCE REQUESTED RETURNED BY THE OWNER.

ACCORDINGLY, YOU ARE AUTHORIZED TO MAKE LEGIBLE MACHINE COPIES OF THE DOCUMENTARY EVIDENCE IN QUESTION AND SECURE A RECEIPT FOR THE RETURN OF SAME. YOU SHOULD RETAIN THE COPIES OF THE DOCUMENTARY EVIDENCE AND THE RECEIPT IN YOUR CASE FILE ON

RUS:evp

10/14/81

5644

4285

① - 66-19249

- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [Redacted])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY
- 1 - MS. GLOCK

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CAPTIONED.

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10/14/81

UNCLAS E F T O

IMMEDIATE

FM DIRECTOR FBI (145-5633)

TO FBI, LAS VEGAS (145-344) IMMEDIATE

BT

UNCLAS E F T O

National Archives and Records Service

[Redacted]

DBA TALK OF THE TOWN

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ADULT BOOK STORE, 2233 EAST CHARLESTON BOULEVARD, LAS VEGAS, NEVADA.

REURTEL 10/10/81, CAPTIONED "DISPOSITION OF EVIDENCE," FBIHQCAL TO YOUR OFFICE 10/14/81.

CONTACT WITH THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS) BY FBIHQ ON 10/14/81, DISCLOSED THAT THAT AGENCY HAS NO FUNDING OR AVAILABLE PERSONNEL TO TRAVEL TO YOUR OFFICE TO EXAMINE DOCUMENTARY EVIDENCE IN RETEL.

ACCORDINGLY, YOU ARE AUTHORIZED TO DUPLICATE AND RETURN COPIES OF LEGITIMATE BUSINESS RECORDS SEIZED PURSUANT TO A FEDERAL SEARCH WARRANT ON 2/1/77. YOU SHOULD RETAIN COPIES OF

RWS:evp

10/14/81

5644

[Redacted]

- 1 - 66-19249
- 1 - MR. MONROE
- 1 - MR. MINTZ (ATTN: [Redacted])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY
- 1 - MS. GLOCK

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ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 1/12/04 BY *Aucba290BE/AG/dlc*
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file 4/20/81

DUPLICATE YELLOW

NOV 18 1981

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RETURNED LEGITIMATE BUSINESS RECORDS IN YOUR OFFICE'S CASE FILE ON CAPTIONED MATTER AND SECURE RECEIPT FOR THE RETURN OF THESE DOCUMENTS. WITH REGARD TO THE OBSCENE MATERIAL DESCRIBED IN RETEL, THIS MATERIAL SHOULD BE RETURNED IN SEALED MANILA ENVELOPES WITH A GENERAL DESCRIPTION OF THE CONTENTS, I.E., 20 OBSCENE ADVERTISEMENTS, ETC. SINCE THE OBSCENE MATERIAL HAS BEEN SEALED AND RETAINED BY YOUR OFFICE IN THE FOREGOING MANNER, IT WILL ONLY BE NECESSARY TO DUPLICATE THE OUTSIDE OF THE SEALED ENVELOPES CONTAINING THE OBSCENE MATERIAL. SHOULD YOU HAVE DIFFICULTY IN MEETING THE COURT'S DEADLINE OF RETURNING THE ORIGINAL DOCUMENTARY EVIDENCE IN THIS CASE ON OR BEFORE OCTOBER 15, 1981, IT IS SUGGESTED THAT YOU CONTACT THE APPROPRIATE U.S. ATTORNEY AND REQUEST HIM TO EXPLAIN THE UNAVAILABILITY OF A NARS ARCHIVIST TO VISIT YOUR OFFICE TO REVIEW DOCUMENTARY EVIDENCE TO BE RETURNED, THUS, NECESSITATING THE DUPLICATION OF THIS MATERIAL BY YOUR OFFICE. ADVISE FBIHQ SHOULD YOU ENCOUNTER ANY PROBLEMS WITH THE FOREGOING PROCEDURES.

BT

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NOTE: IN RESPONSE TO REBUTEL. NARS HAS NO FUNDING FOR TRAVEL
OF ARCHIVIST TO THE LV OFFICE TO REVIEW DOCUMENTARY EVIDENCE
ORDERED TO BE RETURNED TO THE OWNER ON OR BEFORE 10/15/81.

RECEIVED TELETYPE UNIT

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H0020P 2882339Z

RR HQ
DE HO

R 15 2339Z OCT 81FM HOUSTON (147A-1096) (C)

L TO DIRECTOR (147A-26796) ROUTINE
BT NATIONAL ARCHIVES AND
RECORD SERVICES
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RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Exec. AD-Adm.	
Exec. AD-Inv.	
Exec. AD-LES	
Asst. Dir.:	
Adm. Serv.	
Ident.	
Inspection	
Intell.	
Labors.	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Serv.	
Training	

ATTENTION SECTION CHIEF ROBERT W. SCHERRER (RECORDS SYSTEMS SECTION)
RECORDS MANAGEMENT DIVISION.

RICHARD JEROME KOTRLA, DIRECTOR, HOUSING AND DEVELOPMENT, COMMUNITY
DEVELOPMENT BLOCK GRANT PROGRAM (CDBG), WEST COLUMBIA, TEXAS, ET AL;
FAG-HUD (CDBG). OO: HOUSTON.

RE HOUSTON TELETYPE TO BUREAU, AUGUST 17, 1981; BUREAU TELETYPE
TO ALL FBI FIELD OFFICES, OCTOBER 7, 1981, CAPTIONED "DESTRUCTION
OF RECORDS; NATIONAL ARCHIVES AND RECORDS SERVICE (NARS); APPRAISAL
OF FBIHQ AND FIELD RECORDS." BUFILE 66-19249.

REFERENCED HOUSTON TELETYPE TO BUREAU PROVIDES REQUESTED
BACKGROUND DATA CONCERNING CAPTIONED MATTER EXCEPT FOR APPROPRIATE
AUSA CONCURRENCE.

ON OCTOBER 15, 1981, AUSA EARL SHAMWELL, SDT, HOUSTON, AUSA

NO RESPONSE
NECESSARY
10-16-81
BWX

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1/13/2004 BY AUC 60290 BCF/AB/ede
918504

66-19249-
J. R. [Signature]

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PREVIOUSLY PROVIDING PROSECUTIVE OPINION THIS MATTER, STATED HE HAD NO OBJECTION TO THE DOCUMENTS BEING RETURNED TO THE CITY OF WEST COLUMBIA, TEXAS.

DUPLICATION OF THE DOCUMENTS THIS CASE IS ALMOST COMPLETED. COPIES WILL BE RETURNED TO CONTRIBUTOR WITH ORIGINALS TO REMAIN IN HOUSTON, UACB.

BT

cc. [REDACTED] ADV DSE

Memorandum



Exec AD Adm.
 Exec AD LES
 Asst. Dir.:
 Adm. Servs.
 Crim. Inv.
 Ident.
 Intell.
 Laboratory
 Legal Coun.
 Plan. & Insp.
 Rec. Mgmt.
 Tech. Servs.
 Training
 Public Affs. Off.
 Telephone Rm.
 Director's Sec'y

To : The Director

Date 10/1/81

From : R. S. Young

Subject : SENATE JUDICIARY COMMITTEE, SUBCOMMITTEE ON SECURITY AND TERRORISM, HEARING SCHEDULED ON OCTOBER 5, 1981, CONCERNING THE RECORD RETENTION AND DESTRUCTION PLAN OF GOVERNMENT AGENCIES DEALING WITH INTERNAL SECURITY FILES AND GOVERNMENT APPLICANT INVESTIGATIONS

NATIONAL ARCHIVES AND RECORDS SERVICE

PURPOSE: To advise of a request from captioned Subcommittee for an FBI witness to testify at a hearing scheduled for October 5, 1981.

DETAILS: By letter dated September 22, 1981 (copy attached), the Subcommittee on Security and Terrorism requested that Assistant Director Robert Finzel, Records Management Division, provide testimony concerning the FBI's retention of internal security files from prior years.

On Wednesday, September 30, 1981, Assistant Director Finzel; [redacted] Management Analyst, Records Management Division; [redacted] Unit Chief, Criminal Investigative Division; and SA [redacted] Congressional Affairs Unit, met with [redacted] Counsel, Subcommittee on Security and Terrorism, to discuss the purpose, issues, and possible questions that the FBI will be expected to answer at this hearing.

[redacted] explained that the Subcommittee would have representatives of the FBI, Office of Personnel Management, and the National Archives testify regarding current plans to destroy or maintain records and files concerning existing government personnel records maintained by OPM, and corresponding files in the possession of the FBI, directly pertaining to investigations of alleged subversive activity on the part of

Enclosure

CONTINUED-OVER

- 1 - Mr. Colwell
- 1 - Mr. Finzel
- 1 - Mr. Mintz
- 1 - Mr. Young
- 1 - Mr. Bresson
- 1 - Mr. Riley
- 1 - Mr. Scherrer
- 1 - Mr. Haynes
- 1 - Mr. Moschella

TPM:lmb (12)

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Memorandum from R. S. Young to the Director
RE: SENATE JUDICIARY COMMITTEE, SUBCOMMITTEE ON SECURITY AND
TERRORISM, HEARING SCHEDULED ON OCTOBER 5, 1981, CONCERNING
THE RECORD RETENTION AND DESTRUCTION PLAN OF GOVERNMENT
AGENCIES DEALING WITH INTERNAL SECURITY FILES AND GOVERNMENT
APPLICANT INVESTIGATIONS

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former government applicants. [] stated that the Subcommittee is interested in assuring that these internal security files from the period 1928 - 1959 are not totally purged by the FBI, OPM, and the Archivist. The Subcommittee will attempt to establish by testimony from the various agencies that these records and files have both historical value and intrinsic value in terms of our current internal security efforts and, therefore, should not be destroyed.

[] was fully apprised of the current civil action, American Friends Service Committee, et al., v. William H. Webster, et al., and the court's order prohibiting the destruction of FBI records pending formulation and approval by the court of a record retention plan.

[] advised that no prepared statement would be necessary for the hearing, and the questions directed to the FBI would be limited to the type of internal security records maintained by the FBI, and additionally whether or not any of these personnel internal security files have been destroyed. [] stated that the Subcommittee will request a status report on the current lawsuit.

The Subcommittee will hold further hearings on October 15 and 22, 1981, to further establish a record that would demonstrate the need to strengthen current procedures in handling loyalty aspects of government applicant investigations.

RECOMMENDATION: That the Director approve the appearance of Assistant Director Robert Finzel as the designated witness at captioned hearing.

APPROVED: <i>[Signature]</i>	Adm. Servs. _____	Laboratory _____
Director _____	Crim. Inv. _____	Legal Coun. _____
Exec. AD-Adm. <i>[Signature]</i>	Ident. _____	Off. of Cong. & Public Affs. _____
Exec. AD-Inv. _____	Inspection _____	Rec. Mgnt. <i>[Signature]</i>
Exec. AD-LES _____	Intell. _____	Tech. Servs. _____
		Training _____

WPH
sfu

United States Senate

COMMITTEE ON THE JUDICIARY
WASHINGTON, D.C. 20510

STROM THURMOND, S.C. CHAIRMAN

CHARLES McC. MATHIAS, JR., MD.
PAUL LAXALT, NEV.
ORRIN G. HATCH, UTAH
ROBERT DOLE, KANS.
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CHARLES E. GRASSLEY, IOWA
JEREMIAH DENTON, ALA.
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DENNIS DeCONCINI, ARIZ.
PATRICK J. LEAHY, VT.
MAX BAUCUS, MONT.
HOWELL HEFLIN, ALA.

SUBCOMMITTEE ON SECURITY AND

JEREMIAH DENTON, ALA., C
ORRIN G. HATCH, UTAH JOSEPH
JOHN P. EAST, N.C. PATRIC

JOEL S. LISKER, CHIEF COUNSEL AND

VINTON DEVANE LIDE CHIEF COUNSEL
QUENTIN CROMMELIN, JR. STAFF DIRECTOR

September 22, 19

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Exec AD Adm. _____
Exec AD LES _____
Asst. Dir.:
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Crim. Inv. _____
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Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. OW
Telephone Rm. _____
Director's Sec'y _____

FBI/DOJ

The Honorable William Webster
Director, Federal Bureau of
Investigation
9th and Pennsylvania Ave., N.W.
Washington, D.C. 20535

Dear Judge Webster: *National Archives and Records Service*

The Subcommittee on Security and Terrorism will hold hearings on October 5, 1981, for purposes of examining a request by Robert M. Warner, Archivist of the United States to dispose of 20,000 cubic feet of Civil Service Commission (CSC) personnel security investigation files for the years 1928-1959, and which are stored at the Washington National Records Center.

The CSC files contain investigative information regarding character, conduct and behavior of applicants seeking employment with the Federal Government, the Government of the District of Columbia, international organizations and security clearances, evaluations of qualification, loyalty to the U.S. and evaluations of qualifications and suitability for performance of contractual service for the U.S. Government.

I request that Robert Finzel, Assistant Director for the Records Management Division, testify at the October 5, 1981, hearing. In the next several days, [redacted] of my staff will contact Mr. Finzel with more details.

Sincerely,

Jeremiah Denton

Jeremiah Denton
United States Senate

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Memorandum



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 Asst. Dir.:

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- Tech. Servs. _____
- Training _____
- Off. of Cong. & Public Affs. _____
- Telephone Rm. _____
- Director's Sec'y _____

To : Mr. Finzel *+1/Rwx*

Date 10/20/81

From : R. W. Scherrer *Rwx*

Subject : DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

PURPOSE:

To advise that the NARS Appraisal Group was furnished copies of certain documents from FBIHQ files in connection with their appraisal of FBIHQ and Field Office records.

RECOMMENDATION:

For information.

APPROVED:	Adm. Servs. _____	Laboratory _____
	Crim. Inv. _____	Legal Coun. _____
Director _____		Off. of Cong. & Public Affs. _____
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Exec. AD-Inv. _____	Inspection _____	Tech. Servs. _____
Exec. AD-LES _____	Intell. _____	Training _____

DETAILS:

On 8/25/81 and 10/20/81, the NARS Appraisal Group was furnished copies of attached documents from FBIHQ files. Enclosed documents were reviewed by the Document Classification and Review Section, Records Management Division, for classification action prior to being furnished to the NARS group.

Enclosures

- 66-19249
- 1 - Mr. Finzel
- 1 - Mr. Scherrer
- 1 - Mr. Dudney
- 1 - Ms. Glock

CMG:tfc

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5 ENCLOSURE
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UNITED STATES GOVERNMENT

Memorandum

TO : Mr. E. S. Miller

FROM : T. J. Smith *TJS*

SUBJECT: **FBI "SURVEILLANCE" AND
"SECRET POLITICAL DOSSIERS"**

- 1 - Mr. A. Rosen
- 1 - Mr. T. E. Bishop
- 1 - Mr. M. A. Jones
- DATE: 6/7/72
- 1 - Mr. E. S. Miller
- 1 - Mr. T. J. Smith
- 1 - Mr. E. W. Larson

- Felt _____
- Mohr _____
- Rosen _____
- Bates _____
- Bishop _____
- Callahan _____
- Campbell _____
- Casper _____
- Cleveland _____
- Conrad _____
- Dalbey _____
- Miller, E. S. _____
- Ponder _____
- Soyars _____
- Waikart _____
- Walters _____
- Tele Room _____
- Holmes _____
- Gandy _____

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DATE *8-25-81* BY *URT/pceh*
we NARS special

Reference my memorandum 5/31/72, which discussed semantics of the term "surveillance." This term, as employed by some critics, is synonymous with investigation. Mr. Gray asked, "Do we ever conduct surveillances, or say we do?"

The answer to both these questions is "Yes." Surveillance in FBI terminology refers to a specific investigative technique selectively employed during investigation where individual circumstances warrant. The most common of these is physical surveillance of a subject of interest from a fixed or mobile base. Photographic surveillances are also used to record evidence of criminal or intelligence operations. Electronic surveillances (microphone or telephone) are employed in highly selective circumstances with the approval of the Attorney General. Any FBI reference to surveillance is in a narrow, tactical reference. The broad use of surveillance in place of investigation carries a calculatedly sinister and inaccurate connotation.

This is the Point!

All your public speeches must be directed to clearly distinguish between the two.

In an addendum to referenced memorandum, Mr. Felt noted, "Also we index and file information received where no investigation conducted." Mr. Gray asked, "Under what authority? Briefing book."

The storage and retrieval of information is a basic operational necessity for any investigative or intelligence-gathering agency. Other than the logic of this function, no specific authority exists. Information is the very heart of our operation and indexing and filing this commodity is a simple record of operational transactions. Procedures within the FBI provide that written record be made of all information received. This information comes to us through a broad variety of sources--confidential informants, confidential investigative techniques, open sources, anonymous communications.

EWL:dan *dan*
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ENCLOSURE

I know it is; and we are going to have to make a strong case for this procedure that is constitutionally sound.

ENCLOSURE

Memo Smith to Mr. Miller
Re: FBI "Surveillance" and
"Secret Political Dossiers"

The information also varies in quality and credibility. A great deal of this information is obtained from sources in unsolicited contact with our representatives; much information is also developed incidental to regular investigations.

When an allegation within the jurisdiction of the FBI is received, a case on an individual or an organization may be opened, depending on the quality of the allegation. Specific and nonspecific information on an individual or organization is placed in the pertinent file, if one exists, or is placed in a general file if the organization or individual is not already the subject of a specific file.

Because these files often contain derogatory information that may not be substantiated by further investigation, the Attorneys General have long taken the position that these files should not be available for public scrutiny. None has challenged the propriety or necessity of these files.

RECOMMENDATIONS:

1. Forgoing submitted in response to Mr. Gray's questions.

2. Attached for Crime Records Division are inserts prepared for Briefing Book pertaining to the second question.

- 2 -

EWK

EM

7 *gm* *AM* *JS* *DS* *gm*

Cjm 6/9
9:15 AM

The 2d question goes to the heart of much criticism of the FBI
BAR

QUESTION

Under what authority does the FBI index and file information where no investigation is conducted?

ANSWER

The storage and retrieval of information is a basic operational necessity for any investigative or intelligence-gathering agency. Other than the logic of this function, no specific authority exists. Information is the very heart of our operation and indexing and filing this commodity is a simple record of operational transactions. Procedures within the FBI provide that written record be made of all information received. This information comes to us through a broad variety of sources-- confidential informants, confidential investigative techniques, open sources, anonymous communications. The information also varies in quality and credibility. A great deal of this information is obtained from sources in unsolicited contact with our representatives; much information is also developed incidental to regular investigations.

When an allegation within the jurisdiction of the FBI is received, a case on an individual or an organization may be opened, depending on the quality of the allegation. Specific and nonspecific information on an individual or organization is placed in the pertinent file, if one exists, or is placed in a general file if the organization or individual is not already the subject of a specific file.

Because these files often contain derogatory information that may not be substantiated by further investigation, the Attorneys General have long taken the position that these files should not be available for public scrutiny. None has challenged the propriety or necessity of these files.

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. E. S. Miller *Em/waw*

DATE: 11/3/72

FROM : A. W. Gray *AG*

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- 1 - Mr. Dalbey
- 1 - Mr. Marshall
- 1 - Mr. E.S. Miller
- 1 - Mr. T.J. Smith
- 1 - Mr. A.W. Gray

SUBJECT: *Indexing*

- Port
- Baker
- Bates
- Briggs
- Callahan
- Cleveland
- Conrad
- Dalbey
- Jenkins
- Marshall
- Rosen
- Sullivan
- Tavel
- Walters
- Tele. Room
- Mr. Kinley
- Mr. Armstrong
- Ms. Herwig
- Mrs. Neenan

This is an informative memorandum addressed to our established policy of indexing and filing unsolicited information we receive when no active investigation is being conducted.

had earlier referred to this policy in his memorandum to the Acting Director 10/25/72, same caption.

The filing and indexing of such material are not based on any constitutional ground but rather are an administrative implementation derived from the lawful establishment of the FBI and the delineation of its jurisdiction and functions by the President, the Attorney General and the Congress. No specific authority exists for the storage and retrieval of such material except the compelling force of logic and our established experience in the need for and use of it in fulfilling our responsibilities.

The great bulk of unsolicited information is generated out of our normal investigative functions. Investigative interviews, reports from informants, citizen complaints and anonymous tips are some of the means by which the material is received. This material is the normal acquisition of any investigative agency and should not be equated--as it often erroneously is--with the establishment of dossiers and all the sinister connotations conjured up by the use of that term. We also benefit from the availability of public source materials such as special studies, newspaper clippings and articles from periodicals. Information received is filed and indexed. But with regard to public source materials only selected items deemed pertinent to the Bureau's jurisdiction and functions are retained.

Unsolicited information of this nature can and does serve a variety of useful purposes for the FBI. Often an item of information, although insufficient in itself to constitute a violation of Federal law, becomes sufficient when coupled with another or several such items in our files retrieved through a search of indices. Individual pieces of information of this nature do assist our investigative function. Even information from obvious psychopaths is useful when, on the receipt of such information, an indices search reveals prior allegations from the same individual. This rapid evaluation

FILING POLICY OF INDEXING AND UNSOLICITED INFORMATION

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Memorandum for Mr. Miller

RE:

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of the information can preclude wasted time and effort to check it out. It is, of course, established procedure upon the initiation of any investigation to check indices, and the retrieval of even minor background information in our files is of direct assistance to our investigative efforts. Moreover, this information in our files is vital to fulfilling our ~~name-check responsibilities to the Executive Branch and our foreign liaison contacts.~~ More than 2,000,000 of these requests were serviced during the last calendar year.

In many instances public source material retrieved through an indices search enables research into areas of vital interest to the Bureau as diverse as trends in crime, restrictions on investigations of individuals, new scientific approaches to investigative problems and modern methods of law enforcement training. In addition, the availability of public source material is helpful in providing information to requesting agencies. For example, many requests by other agencies can be serviced by public source material thereby precluding any necessity for revealing our sensitive coverage in some areas, live informants in others, or having to comment on a pending investigative matter. It is noteworthy that our use of public source material is even more limited than the accepted practices of keeping newspaper morgues and operating private and public libraries.

Since our ~~retention and retrieval of unsolicited material~~ is an administrative implementation derived from our functions, it would definitely strengthen our position if we were successful in obtaining an up-to-date Executive Order relating to FBI authority to conduct domestic intelligence investigations of individuals as recommended by memorandum T. J. Smith to Mr. Miller, 9/13/72, entitled "Scope of FBI Jurisdiction and Authority in Domestic Intelligence Investigations." It is believed that the clearer authority for the FBI to conduct such investigations based on guidelines established by the Attorney General and in accordance with constitutional principles could materially buttress our current policy for retention of this information.

ACTION:

None. For information.

~~7~~
DmAs

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JWM
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WRA
JH

Read by Mr. Gray
11/7 9:01 P.
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APK

FBI

Date: 2/9/77

Transmit the following in _____
(Type in plaintext or code)

df
RL
Via Airtel

(Precedence)

TO : DIRECTOR, FBI (62-56866)
(ATTN: FINANCE AND PERSONNEL DIVISION,
ROOM 6028)

FROM : ADIC, NEW YORK (62-15043)

SUBJECT: GENERAL ACCOUNTING OFFICE (GAO)
REVIEW OF FBI OPERATIONS - INDICES

Re Bureau airtel, 1/24/77.

Enclosed for the Bureau are six (6) copies of completed indices survey worksheets in form suitable for dissemination to GAO representing New York Office and New Rochelle MRA responses.

As the Bureau is aware, GAO auditor [redacted] visited the NYO during the week of 1/10-14/77, and thoroughly reviewed with NYO officials our previous submission in this matter.

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- 1 - New York
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ENCLOSURE

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CONFIDENTIAL MATERIAL ATTACHED

THREE

L/g

4-RCD/Jan

Approved: *70 MAY 31 1078* Special Agent in Charge

Sent

M Per

66-19249-97

Memorandum



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 Training _____
 Off. of Cong. & Public Affs. _____
 Telephone Rm. _____
 Director's Sec'y _____

To : Mr. Colwell

Date 10/19/81

From : P. Finzel

Subject : DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

Reference is made to my memorandum dated 10/13/81, captioned as above. (attached for reference)

PURPOSE:

To provide details of a meeting held on 10/14/81, between representatives of the Records Management Division (RMD) and other FBIHQ divisions regarding proposed FBI disposition schedules which were submitted to NARS on 10/16/81, by Order of the U.S. District Court, Washington, D.C.; also to advise of one modification to the proposed FBI disposition schedules outlined in Part IV A, B, and C of referenced memorandum.

RECOMMENDATION:

That RMD follow this matter with the National Archives and Records Service (NARS).

APPROVED: _____
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 Exec AD-Inv. _____
 Exec AD-LES _____

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 Training _____

1-ENCLOSURE

66-19249-98

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- 1 - Mr. Colwell
 - 1 - EAD. Inv.
 - 1 - Mr. Otto
 - 1 - Each Assistant Director
 - 1 - Mr. Hotis
 - 1 - Mr. Bresson
 - 1 - Mr. Scherzer
- RWS:evp (23) 10/19/81

- 1 - Mr. Dudney
- 1 - Ms. Glock
- 1 - Mr. S.R. Andrews
- 1 - Ms. Douglas
- 1 - [Redacted]
- 1 - Manuals Desk

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RECORDS SYSTEMS

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

SYNOPSIS AND DETAILS:

On 10/14/81, at 2:30 p.m., a meeting was held between representatives of RMD and other FBIHQ divisions to discuss the proposed FBI disposition schedules, as outlined in Part IV, A, B, and C of referenced memorandum, which, by Order of the U.S. District Court, Washington, D.C., were to be submitted to NARS on 10/16/81. Attendees at this meeting are identified below:

Robert P. Finzel, Assistant Director, RMD
Robert W. Scherrer, Section Chief, RMD
Thomas Barden Dudley, Chief, Records Research Staff, RMD
William H. Garvie, Assistant Section Chief, Identification
Division
James J. Dolan, Section Chief, Administrative Services

[redacted] Unit Chief, Criminal Investigative Division
Edwin P. Yee, Assistant Section Chief, Intelligence Division

[redacted] Unit Chief, Laboratory Division
[redacted] Unit Chief, Technical Services Division
[redacted] Unit Chief, Technical Services Division
[redacted] Unit Chief, Legal Counsel Division
[redacted] Supervisory Special Agent, Legal Counsel

Division

[redacted] Unit Chief, Inspection Division
[redacted] Supervisory Special Agent, Office of
Congressional and Public Affairs
[redacted] Special Assistant, Director's Office

RMD representatives presented a detailed background briefing, including a summary of the methodology and process utilized by NARS in appraising FBI records, to supplement information outlined in referenced memorandum. Legal Counsel Division representatives explained the provisions of Title 44, U.S. Code, Sections 2103 and 2104 with regard to the authority of the Archivist of the United States in matters related to the retention and transfer of Government records.

A discussion was held regarding the proposed general FBI disposition schedules with specific emphasis on ramifications of recommended records disposition schedules for field, Legat and FBIHQ records. After a thorough exchange of ideas, attendees approved the FBI's proposed disposition and retention schedules, as set forth in Part II, A and B of

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

referenced memorandum. The majority of attendees, however, recommended a modification to Part IV C of referenced memorandum with regard to the time period for the transfer (accession) to NARS of FBI records designated for permanent retention due to their historical or archival value. Attendees recommended that such field, Legat and FBIHQ files be transferred to NARS after the case has been closed for 50 years or 50 years after the date of the last relevant communication, whichever is later. Representatives from the Criminal Investigative Division (CID) and the Intelligence Division (INTD) requested time to consult with their respective Assistant Directors before agreeing to recommended disposition, retention and transfer schedules. Subsequent to the 10/14/81 formal meeting, the CID representative advised that CID concurred with the recommended disposition, retention and transfer schedules. The INTD representative advised of his Division's concurrence on 10/15/81. The proposed transfer period set forth in Part IV C of referenced memorandum suggested a 75 year time frame for transfer to FBI files designated for permanent retention due to their historical or archival value. The attendees felt that the 50 year transfer period of permanent FBI records to NARS would be sufficient to guarantee that no sensitive investigative techniques, sources, methods, assets or informants were prematurely disclosed to the public or otherwise compromised. Listed below is a general summary of the FBI's disposition schedules for all FBI records which was furnished to NARS on 10/16/81:

1. Auxiliary Office field files be retained one year prior to destruction;
2. Office of Origin criminal field files be retained for 10 years prior to destruction. With the exception of files to be retained permanently as part of the systematic sampling process, Legat criminal files be retained for 5 years prior to destruction. We will emphasize the critical security and space considerations which exist in our foreign offices. FBIHQ criminal files be retained for 20 years prior to consideration for destruction;
3. Office of Origin security field files be destroyed after 20 years. However, for reasons cited in Part 2 above, with the exception of files to be permanently retained as part of the

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

systematic sampling process, Legat security files be retained for 10 years prior to destruction. FBIHQ security files be retained for 30 years prior to destruction;

4. With the exception of files to be retained permanently as part of the systematic sampling process, applicant, field and Legat files be destroyed after one year, inasmuch as FBIHQ is Office of Origin in all applicant matters. Applicant FBIHQ files be considered for destruction after 30 years;
5. Field and Legat informant files be retained for 30 years prior to consideration for destruction. FBIHQ informant files will be retained permanently and not transferred to NARS.

Thus, if the proposed FBI disposition schedules with regard to the transfer (accession) of FBI records is approved by NARS and the Court, we will begin transferring field, Legat and FBIHQ files in noninformant matters designated for permanent retention from the time of creation of these records through 1931. The next transfer period will occur in 1991 when field, Legat and FBIHQ records designated for permanent retention from 1931 through 1941 will be considered for transfer. The process will thus continue each decade.

After the discussion outlined above, specific destruction periods were established for certain Technical Services Division and Laboratory Division material at the request of NARS. These destruction periods, as provided by Technical Services Division and Laboratory Division representatives, were included in the FBI's proposed disposition schedules and furnished to NARS on 10/16/81.

The proposed FBI disposition schedules were hand carried to NARS during the early afternoon of 10/16/81. RMD will follow this matter closely with NARS in order to ascertain any issues and/or objections raised by NARS.

The participation by representatives of other FBIHQ divisions in this matter is appreciated.

Mr. Finzel

Mr. Colwell

10/13/81

R. P. Finzel

DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

PURPOSE:

To provide a summary of the NARS proposed retention plan for FBI records, which was delivered by NARS on a piecemeal basis to FBIHQ during the period 9/28/81 through 10/13/81, and to advise details of the key points of the FBI's proposed disposition schedules to be submitted to NARS by 10/16/81, by Order of the U.S. District Court, Washington, D.C.; also to request that each Assistant Director review the proposed FBI disposition schedules and designate a representative to attend a meeting to discuss this matter at 2:30 p.m., 10/14/81, in the Records Management Division (RMD) Special Conference Room, Room 5641.

RECOMMENDATION:

1. That each Assistant Director review the key points of the FBI's proposed disposition schedules to be submitted to NARS.

2. That each Assistant Director designate a representative to attend a meeting at 2:30 p.m. on 10/14/81, in the RMD Special Conference Room, Room 5641, to discuss this matter.

ALL INFORMATION CONTAINED
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DATE 1/14/04 BY ANUC62508E/AC/e
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66-19249

- 1 - Mr. Colwell
- 1 - EAD. Inv.
- 1 - Mr. Otto
- ① - Each Assistant Director
- 1 - Mr. Hotis
- 1 - Mr. Bresson
- 1 - Mr. Scherrer

RWS:evp (23)

- 1 - Mr. Dudney
- 1 - Ms. Glock
- 1 - Mr. S.R. Andrews
- 1 - Ms. Douglas
- 1 - [Redacted]
- 1 - Manuals Desk

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66-19249-98
ENCLOSURE

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

SYNOPSIS AND DETAILS:

I. GENERAL BACKGROUND

The FBI has been enjoined from the destruction of administrative and investigative files, as well as other records, including documentary evidence, since 1/10/80, as a result of an Opinion and Order issued by U.S. District Judge Harold H. Greene in the civil matter "American Friends Service Committee, et. al., v. William H. Webster, et. al., Civil Action Number 79-1655," U.S. District Court, Washington, D.C. The plaintiffs in the aforementioned civil suit maintain that FBI records should be retained permanently, due to their unique historical and archival value. In Judge Greene's 1/10/80 Order and Opinion, supra, he instructed that NARS conduct an extensive detailed review of all FBI records in order to develop a retention plan for submission to the FBI for review. Judge Greene ordered that after the review of the proposed NARS retention plan, the FBI develop disposition schedules for submission to NARS and after review and comment by NARS, he instructed that the NARS retention plan and FBI disposition schedules be submitted to the Court for review and approval. NARS began an extensive review of FBIHQ, field and Legat files in February, 1981, and completed this review in early September, 1981. During the course of the NARS appraisal, NARS archivists, accompanied by senior RMD analysts, visited eight FBI field offices and the FBI Academy. According to NARS, their appraisal of FBI records was the most extensive, comprehensive undertaking ever conducted of Government records. The expenditure of both FBI and NARS personnel and material resources has been astronomical. NARS was required to detail 18 senior archivists from other duties to the FBI Appraisal Project and the Deputy Director of Presidential Libraries was designated the Director of the FBI Appraisal Project. NARS estimates to date that approximately \$750,000 in personnel and material expenses has been dedicated to the FBI Appraisal Project. As of 9/25/81, 588 FBI employees directly participated in the NARS Appraisal Project at a cost totaling \$323,065.90.

II. CURRENT STATUS -- COURT-ORDERED DEADLINES

Judge Greene ordered NARS to submit a comprehensive retention plan to the FBI by 9/28/81. NARS did submit a draft of their proposed retention plan for FBI records, which contained approximately 600 pages. A large portion of the plan

Memorandum R. P. Finzel to Mr. Colwell
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NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

was incomplete when submitted on 9/28/81, and major portions were submitted in rough draft, handwritten form. Since 9/28/81, NARS submitted revisions to the proposed retention plan on 10/8/81, 10/9/81, 10/11/81, 10/12/81 and 10/13/81. According to NARS, the proposed retention plan for FBI records is the most complicated, difficult plan ever promulgated by that agency. Judge Greene ordered the FBI to review the NARS retention plan, develop corresponding disposition schedules and submit same to NARS by COB 10/16/81. After review and comment by NARS, the FBI disposition schedules and the NARS retention plan must be submitted to Judge Greene by 11/9/81, at which time the plaintiffs will be given an opportunity to review the material and present their comments to the Court.

III. SUMMARY OF NARS PROPOSED RETENTION PLAN

A. General destruction plan for field, Legat and FBIHQ files.

1. Auxiliary Office (AO) field office files may be destroyed six months after the date of the last relevant communication.
2. Criminal Office of Origin (OO) field and Legat files may be destroyed 10 years after the case has been closed or 10 years after the last relevant communication, whichever is later. The destruction plan for FBIHQ criminal files is the same. Security OO field and Legat files may be destroyed 20 years after the case has been closed or 20 years after the last relevant communication, whichever is later. The destruction plan for FBIHQ security files is the same. Applicant field and Legat files may be destroyed 20 years after the case has been closed or 20 years after the last relevant communication, whichever is later. The destruction plan for FBIHQ applicant files is the same. FBIHQ informant files are to be permanently retained.

B. Permanent Retention Plan.

NARS identified specific categories of records which must be permanently retained by the field, Legats and FBIHQ. Categories of such records to be permanently retained are listed below:

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

1. Internal FBI operations and procedures.
2. FBI relations with the Department of Justice, the Federal judiciary, other Federal investigative agencies, the White House, Congress, foreign governments, state and local law enforcement organizations and other significant organizations.
3. FBI investigative policies and techniques.
4. FBI public relations activities.
5. Illegal activity, including "Do Not File" memoranda maintained at Headquarters, the Chicago Office and the New York Office.
6. The role of the FBI Director and his close associates, including former Director Hoover's "OC" files, the Nichols file, the Tolson file and Executive Conference minutes.
7. Official personnel folders limited to employees who attained the position of SAC (Section Chief) or above, recipients of the Attorney General's Award, the Rockefeller Public Service Award and Special Agents killed in the line of duty or those who received wide media attention in connection with alleged wrong doings.
8. Information of historical value which has specifically been identified by NARS, files on individuals who held a high public office, political leaders, labor leaders, prominent businessmen, members of an extremist group, leaders of professional associations, files on advocacy groups and ethnic association files on major cultural or intellectual figures, notorious criminals, an established asset, a significant foreign national who was engaged in intelligence activities for foreign elements.

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
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16. Cases accepted by the Supreme Court that involve FBI investigative activity.
17. All control files other than "O" files.
18. All cases containing a code word caption.
19. All cases which are maintained entirely in the FBIHQ Special File Room.
20. Files related to the Ten Most Wanted Program.
21. All "OO" files.
22. All FBI cases that have one or more newspaper clipping files.

In addition, NARS proposed that in the majority of administrative and investigative classifications, a percentage of the total file population at FBIHQ and in the field be permanently preserved as a systematic sampling. Each administrative and investigative classification has been addressed individually by NARS with further breakdowns by administrative and investigative files in obsolete classifications, classifications created after 1977, classifications created prior to 1978, and finally classifications created after 1978. It is pointed out that NARS took note of FBI report writing modifications in 1977 and 1978, which, in the opinion of NARS, weakened the completeness, accuracy and retrievability of administrative and investigative matters at FBIHQ.

C. Transfer (Accession Plan).

NARS proposed that field office, Legat and FBIHQ files identified in the proposed retention plan as having permanent value should be transferred to NARS 30 years after the date of the last relevant communication or document appearing in the file. NARS proposed that all FBI records identified by NARS as having permanent value, which were

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

9. A U.S. or foreign political party, an extremist group, labor organization, religious group, major legitimate businesses, a business allegedly controlled by or involved in organized crime, a special interest group, a major athletic, fraternal or social club, a Government agency or institution, a school or college or any other major organization.
10. Files dealing with events, including, but not limited to, civil disturbances, demonstrations and notorious crimes, including espionage, labor management disputes, major local causes, rallies, conventions and other public meetings. Files related to social and economic conditions, including, but not limited to, race relations and ethnic patterns, sexual mores, occupational patterns, labor relations, drugs and alcohol use, Government regulatory activities, family, political trends, business cycles and trends in criminal activities, as well as cultural and intellectual trends.
11. Specified files in the 214 FBI administrative and investigative classifications that have been judged to have informational and historical value.
12. Exceptional cases. Files that document FBI activities associated with a significant individual, event, organization, a precedent setting program and unusual investigative technique or a landmark case.
13. All files dealing with FBI specials, designated major cases and those files already designated by field offices as historical or files already designated by FBIHQ as historical.
14. Cases mentioned in annual reports of the FBI.
15. Cases mentioned in FBI testimony before Committees of Congress.

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RE: DESTRUCTION OF RECORDS
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created prior to 1951, be immediately transferred to the custody of NARS. Thereafter, NARS proposed that arrangements be made for the review of FBI files each 10 years, beginning in 1991, for the purpose of transferring these records to NARS.

Once FBI administrative and investigative files designated for permanent retention are transferred to NARS, they are no longer the property of the FBI and the maintenance, control and access to these files by the public (scholars, researchers, news media, etc.) becomes the exclusive responsibility of NARS. The release of information contained in FBI files permanently transferred to NARS is governed by the provisions of the Freedom of Information and Privacy Acts (FOI/PA); however, NARS has the exclusive responsibility in applying FOI/PA exemptions. The FBI has never transferred any substantial amount of administrative or investigative files to NARS. In the past, the FBI has transferred certain administrative and identification files, the and "Old German" (World War I era files), "Mexican" files, "Bureau Section" files, files related to miscellaneous investigations conducted by the Bureau of Investigation from 1914 through 1921, and the original documents of Dr. Heinrich F. Albert, German Commercial Attache in New York City during World War I.

IV. IDENTIFICATION OF ISSUES AND THE FBI'S PROPOSED DISPOSITION AND TRANSFER SCHEDULES

A. FBI's General Disposition Schedules

1. We will propose that AO field files be retained one year instead of the six months recommended by NARS.
2. We will propose that OO criminal field files be retained for 10 years as NARS has recommended. With the exception of files to be retained permanently as part of the systematic sampling process, we will recommend that Legat criminal files be retained for 5 years. We will emphasize the critical security and space considerations which exist in our foreign offices. We will propose that FBIHQ criminal files be retained for 20 years prior to consideration for destruction instead of 10 years recommended by NARS.

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

3. We will propose that OO security field files be destroyed after 20 years as NARS has recommended. However, for reasons cited in Part IV A(2), we will propose that, with the exception of files to be permanently retained as part of the systematic sampling process, Legat security files be retained for 10 years. We will propose that FBIHQ security files be retained for 30 years instead of the 20 years that NARS recommended.
4. With the exception of files to be retained permanently as part of the systematic sampling process, we will propose that applicant field and Legat files become eligible for destruction after one year, inasmuch as FBIHQ is OO in all applicant matters. We will propose that applicant FBIHQ files be considered for destruction after 30 years instead of the 20 years recommended by NARS.
5. We will recommend that field and Legat informant files be retained for 30 years prior to consideration for destruction instead of the 10 year destruction for criminal informant files and 20 year destruction for security informant files recommended by NARS. We will agree with NARS that FBIHQ informant files be retained permanently.

It is recognized that our proposals are for longer retention of administrative and investigative files than recommended by NARS. However, experience has demonstrated that these files should be retained for a longer period in order to satisfy our administrative and investigative needs. A recent RMD survey of all SACs established that the field also desires longer retention periods and our recommendations for the field conform to the wishes of the majority of the SACs.

B. Permanent Retention Plan

While permitting meaningful destruction, the NARS proposed retention plan requires the permanent retention of a volume of FBIHQ, field and Legat files. The obvious consideration of NARS in designating specific categories of

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

files to be permanently retained is to insure that files relating to historical events or matters of public interest are preserved. Generally, we have no objection to the categories of files designated by NARS for permanent retention, with the exception of those categories of files which would be difficult, if not impossible, to identify. These categories involve cases where FBI testimony before committees of Congress is mentioned; cases accepted by the Supreme Court that involve FBI investigative activities and those cases retained in their entirety in the FBIHQ Special File Room. These issues will be handled with NARS by RMD separately.

C. Transfer (Accession Plan)

The NARS proposal that files identified as having permanent historical or archival value be transferred to NARS after 30 years is unacceptable. The basic objection in furnishing such files to NARS after they have been closed for 30 years is that they may reveal sensitive investigative techniques and methods, as well as the true identity of FBI assets and/or informants. Many of these files still contain classifiable information which is not so identified or marked due to lack of formal classification procedures when the records were created. We will propose that FBI files designated for permanent retention due to their historical or archival value not be turned over to NARS until the case has been closed for 75 years or 75 years after the date of the last relevant communication, whichever is later. We feel this time frame will guarantee that no sensitive investigative techniques, sources, methods, assets or informants are prematurely disclosed to the public or otherwise compromised. Included in the NARS retention plan for transfer or accession of files to NARS are our asset and informant files. For obvious security reasons, as well as the disastrous chilling effect that would result when it became public knowledge that FBI asset and informant files were being turned over to NARS after 30 years, we will propose that all FBI asset and informant files be permanently retained by the FBI and not transferred to NARS.

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
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APPRAISAL OF FBIHQ AND FIELD RECORDS

V. GENERAL COMMENTS AND CONCLUSIONS

Present day records management concepts dictate that FBIHQ cannot retain administrative and investigative files in perpetuity as we have done thus far. We are literally bursting at the seams at FBIHQ from the accumulation of files dating from the 1920s. FBIHQ files must be destroyed in a reasoned, orderly fashion, always bearing in mind the need to retain certain records for our administrative and investigative needs. While requiring the retention of more files than originally envisioned, the NARS proposed retention plan provides us with the means to carry out meaningful destruction at FBIHQ and in the field. There is tremendous pressure being exerted by historians, researchers, scholars and special interest groups that the FBI permanently retain all records due to the unique role carried out by the FBI in our nation's history. Congress has also recently expressed an interest in insuring that the FBI not destroy certain categories of domestic security and loyalty investigative files. The methodology devised by NARS in developing their proposed retention plan hopefully will neutralize this pressure and allow us to begin a meaningful destruction program after consideration by the Court.

For a variety of reasons, past RMD officials had hoped to resolve the problem of the vast accumulation of records at FBIHQ by a liberal, widespread across-the-board destruction program of FBIHQ and field records. The current civil suit in which we find ourselves involved was a direct result of protests from various sectors to this proposed widespread destruction program.

RMD, since the inception of the American Friends Service Committee civil suit recognized that wholesale destruction of FBIHQ records would never become a reality. Appropriate long-range planning has been formulated to provide for a comprehensive micrographic program to reduce hard copy records which must be permanently retained to microfilm or microfiche. In addition, alternate storage and retrieval systems have been designed to reduce the space required to house records which must be permanently retained at FBIHQ until the hard copy records can be reduced to microfilm or microfiche. RMD hopes to apply these alternate storage and retention programs early in FY 1982. The Administrative Services Division has been working closely with RMD to accomplish this objective. RMD will formulate plans to retire field and Legat records which must be permanently retained to FBIHQ where they will be stored in conjunction

Memorandum R. P. Finzel to Mr. Colwell
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

with the corresponding FBIHQ file until transfer to NARS after 75 years. RMD is attempting to work out an arrangement with NARS to temporarily house FBIHQ and field records in secure classified repositories at NARS' Federal Records Centers until they become eligible for permanent transfer after 75 years.

VI. SPECIFIC QUESTIONS TO BE RESOLVED AT THE 10/14/81
MEETING BETWEEN RMD REPRESENTATIVES AND
REPRESENTATIVES OF OTHER FBIHQ DIVISIONS

1. Is the general disposition program for FBIHQ, field and Legat files, outlined in Part IV A, acceptable? If not, provide details of objections and an alternate plan with justification.

2. Is the permanent retention plan for FBIHQ, field and Legat records, outlined in Part IV B, acceptable? If not, provide details of objections and present an alternate plan with justification.

3. Is the transfer (accession) plan outlined in Part IV C, acceptable? If not, provide details of objections and an alternative plan with justification. v.
c.

As noted previously, we must meet a Court-imposed deadline for the submission of our disposition schedules to NARS by COB 10/16/81. The cooperation of other FBIHQ divisions is appreciated.

Memorandum



Exec AD Adm. _____
 Exec AD Inv. _____
 Exec AD LES _____
 Asst. Dir.:
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Servs. _____
 Training _____
 Off. of Cong. & Public Affs. _____
 Telephone Rm. _____
 Director's Sec'y _____

To : Mr. Finzel *f/Rwx*

Date 10/23/81

From : R. W. Scherrer *RWS*

Subject : DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
 APPRAISAL OF FBIHQ AND FIELD RECORDS

Reference is made to Mr. Colwell's memorandum to the Associate Deputy Attorney General dated 10/16/81 concerning the visit to FBIHQ on 10/16/81 by [redacted], a nongovernmental expert appointed by NARS (copy attached).

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PURPOSE:

To advise details of [redacted] visit to FBIHQ on 10/16/81.

RECOMMENDATION:

For information.

APPROVED:	Adm. Servs. _____	Laboratory _____
Director _____	Crim. Inv. _____	Legal Coun. _____
Exec. AD-Adm. _____	Ident. _____	Off. of Cong. & Public Affs. _____
Exec. AD-Inv. _____	Inspection _____	Rec. Mgnt. <i>f/Rwx</i>
Exec. AD-LES _____	Intell. _____	Tech. Servs. _____
		Training _____

DETAILS:

Referenced memorandum noted that, in connection with the visit of [redacted] supra, to FBIHQ on 10/16/81, the Associate Deputy Attorney General approved access to a limited number of nonclassified FBIHQ files, which had previously been appraised by NARS archivists, by [redacted]

[redacted] visited FBIHQ on 10/16/81, as scheduled, and was permitted access to the following FBIHQ files:

176-2125
 44-24605
 65-8563
 25-623512

66-19249-

ENCLOSURE

Enclosure
 66-19249

- 1 - Mr. Colwell (info.)
- 1 - Mr. Finzel
- 1 - Mr. Scherrer
- 1 - Mr. [redacted] 1981
- 1 - [redacted]

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Memorandum R. W. Scherrer to Mr. Finzel
RE: DESTRUCTION OF RECORDS
NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)
APPRAISAL OF FBIHQ AND FIELD RECORDS

All of the above files were first reviewed by the Document Classification and Review Section and all classified information was masked. Additionally, members of the Records Research Staff prescreened the files to mask Internal Revenue Service, Grand Jury (Rule 6(e)), Title III and Foreign Intelligence Surveillance Court information. The files were reviewed by [redacted] in the presence of a NARS archivist and Records Research Staff employees.

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A detailed explanation of the FBI Central Records System was also provided to [redacted] and he was taken on a tour of Records Management Division.

The Deputy Attorney General
Attention: Stanley E. Morris
Associate Deputy Attorney General

October 16, 1981

Lee Colwell
Executive Assistant Director

ACCESS TO FBI HEADQUARTERS FILES
BY NONGOVERNMENTAL EXPERTS APPOINTED BY
THE NATIONAL ARCHIVES AND RECORDS SERVICE (NARS)

*NARS
taken*

Reference is made to my memoranda dated September 30, 1981, and October, 1, 1981, captioned as above; conversation, October 14, 1981, between Deputy Attorney General Morris and Section Chief Robert W. Scherrer, Records Management Division.

Attached please find a copy of a self-explanatory letter dated October 15, 1981, from Dr. Robert M. Warner, Archivist of the United States, to Section Chief Robert W. Scherrer, Records Management Division.

Dr. Warner notes in his letter that "the authority of the Records Disposal Act (44 U.S. Code, Chapter 33), as recognized by the exemptions (sic) listed in the Privacy Act (5 U.S. Code 552a (b)(6)), the Administrator of General Services Administration or his designee is authorized to examine agency records to determine whether they have sufficient historical or other value to warrant continued preservation." Dr. Warner indicates that the "Administrator of General Services has delegated this authority to the Archivist of the United States (GSA Delegations of Authority Manual, Chapter 8, National Archives and Records Service, Paragraph 2)." According to Dr. Warner, "there are no restraints on this authority."

Dr. Warner advised that he has designated Dr. Michael Hindus to assist the National Archives and Records Service (NARS) to determine which records have sufficient historical or other value to merit continued preservation.

66-19249

1 - Mr. Colwell
1 - Mr. Mintz (Attn:)
1 - Mr. Finzel
1 - Mr. Hotis
① - Mr. Scherrer
1 - Mr. Gants
1 - Mr. S. R. Andrews
1 -
1 - Mr. Dudney
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SEE NOTE PAGE 2.

*66-19249-
ENCLOSURE*

The Deputy Attorney General

In your conversation with Section Chief Scherrer on October 14, 1981, you authorized access by Dr. Hindus to a limited number of FBI Headquarters files containing nonclassified information, which had previously been appraised by NARS archivists.

Subsequent contact with NARS by the Records Management Division established that Dr. Hindus would visit FBI Headquarters on October 16, 1981, accompanied by a NARS archivist in order to review four FBI Headquarters files. It was agreed that a representative of the General Counsel Office of the General Services Administration would brief Dr. Hindus on the pertinent provisions of the Privacy Act prior to his visit to FBIHQ on October 16, 1981. The four FBI Headquarters files to be reviewed by Dr. Hindus will be prescreened by Records Management Division personnel to isolate classified information and to mask the true identity of FBI informants, Federal Grand Jury, Internal Revenue Service, Title III electronic surveillance and Foreign Intelligence Surveillance Court information.

I appreciate your assistance in this matter.

Enclosure

NOTE: In connection with the civil matter "American Friends Service Committee, et al., v. William H. Webster, et al.," U.S. District Court, Washington, D. C., Civil Action Number 79-1655. Departmental authority for other nongovernmental experts designated by NARS was previously granted by the Deputy Attorney General on 10/2/81. (See R.P. Finzel memorandum to Mr. Colwell dated 10/2/81, under the above caption (66-19249)).

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DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 1 OF 3		CLASSIFICATION	PRECEDENCE
DATE 10/27/81		UNCLAS E F T O	PRIORITY
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FM DIRECTOR FBI (66-19249)		CONFIDENTIAL	
TO FBI CHICAGO PRIORITY			
PERSONAL ATTENTION			
BT			
UNCLAS E F T O			
DESTRUCTION OF RECORDS NATIONAL ARCHIVES AND RECORDS SERVICE			
{NARS} APPRAISAL OF FBIHQ AND FIELD RECORDS			
YOU WILL RECALL THAT A GROUP OF NARS ARCHIVISTS VISITED			
YOUR OFFICE DURING THE PERIOD 7/6-13/81, IN ORDER TO APPRAISE			
YOUR OFFICE'S RECORDS HOLDINGS AS ORDERED BY THE U.S. DISTRICT			
COURT, WASHINGTON, D.C., IN THE CIVIL MATTER "AMERICAN FRIENDS			
SERVICE COMMITTEE, ET AL., V. WILLIAM H. WEBSTER, ET AL.," CIVIL			
ACTION NUMBER 79-1655. DURING THEIR VISIT TO YOUR OFFICE, NARS			
PERSONNEL REVIEWED A NUMBER OF INVESTIGATIVE, ADMINISTRATIVE AND			
ASSET/INFORMANT FILES WHICH WERE SELECTED AT RANDOM THROUGH A			
COMPUTER-GENERATED SAMPLING PROCESS. ONE OF THE FILES SELECTED			
FOR APPRAISAL WAS YOUR FILE [REDACTED] WHICH RELATED TO THE SOLO b2			
DO NOT TYPE MESSAGE BELOW THIS LINE			
APPROVED BY	DRAWN BY	DATE	ROOM
<i>[Signature]</i>	RUS:evp	10/27/81	5644

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DATE OF REVIEW 10-27-2001
3-11-82

DO NOT TYPE PAST THIS LINE

- 1 - MR. MINTZ (ATTN: [REDACTED])
- 1 - MR. O'MALLEY (ATTN: [REDACTED])
- 1 - MR. FINZEL
- 1 - MR. SCHERRER
- 1 - MR. DUDNEY
- 1 - [REDACTED]

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DECLASSIFIED BY Auc 60290 BCE/AG/etc
ON 11-23-2004

OCT 28 1981

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

COOZSB
OCT 28 1981

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DO NOT FILE WITHOUT COMMUNICATIONS STAMP

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PAGE TWO DE HQ 0117 UNCLAS E F T O

ASSET: THE RECORDS MANAGEMENT DIVISION, AFTER CONSULTING WITH THE INTELLIGENCE DIVISION, REQUESTED THAT NARS SELECT ANOTHER ASSET/INFORMANT FILE FOR REVIEW, INASMUCH AS IT WAS DEEMED NOT ADVISABLE AT THAT TIME FOR NARS PERSONNEL TO REVIEW THE SOLO FILE, BASED ON THE IMMINENT PUBLIC DISCLOSURE OF SOLO'S IDENTITY AND DETAILS OF THE OPERATION. NARS ACCDED TO FBIHQ'S REQUEST AND SELECTED ANOTHER FILE FOR APPRAISAL; HOWEVER, OFFICIALS FROM NARS AND THE FBI WILL BE REQUIRED TO TESTIFY AS TO THE METHODOLOGY AND MECHANICS OF THE NARS APPRAISAL PROCESS OF FBI FILES AND THE ISSUE OF ACCESS TO THESE FILES IS CERTAIN TO SURFACE. IN ORDER TO PRECLUDE TESTIMONY BY NARS OFFICIALS INDICATING THAT ACCESS WAS DENIED TO ANY FBIHQ, FIELD OR LEGAT FILE, DR. JAMES O'NEILL, ASSISTANT ARCHIVIST FOR PRESIDENTIAL LIBRARIES AND DIRECTOR OF THE FBI APPRAISAL PROJECT, WILL VISIT YOUR OFFICE ON 10/29/81, AT WHICH TIME HE SHOULD BE PERMITTED ACCESS TO YOUR FILE [REDACTED] ON SOLO. THIS FILE SHOULD NOT BE MASKED TO CONCEAL THE ASSET'S IDENTITY, AS WAS DONE IN THE CASE OF OTHER ASSET/INFORMANT FILES APPRAISED BY NARS PERSONNEL DURING THEIR PREVIOUS VISIT TO YOUR OFFICE. DR. O'NEILL DOES

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PAGE THREE DE HQ 0117 UNCLAS E F T O

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NOT INTEND TO MAKE A DETAILED STUDY OF THE SOLO FILE AND HIS ONLY PURPOSE IN REVIEWING THE FILE IS TO ALLOW HIM TO TESTIFY THAT NARS PERSONNEL WERE NOT DENIED ACCESS TO ANY FILE RECORD. DR. O'NEILL WILL NOT BE ACCOMPANIED BY AN FBIHQ REPRESENTATIVE AND YOUR ASSISTANCE IN THIS MATTER IS SOLICITED. DR. O'NEILL HOLDS TOP SECRET, SI, TK SECURITY CLEARANCES, WHICH HAVE BEEN CURRENTLY VERIFIED BY FBIHQ.

SHOULD YOU HAVE ANY QUESTIONS REGARDING THE FOREGOING, CONTACT SECTION CHIEF ROBERT W. SCHERRER, RECORDS SYSTEMS SECTION, RECORDS MANAGEMENT DIVISION, AND/OR INSPECTOR-DEPUTY ASSISTANT DIRECTOR JAMES E. NOLAN, JR., INTELLIGENCE DIVISION. ADVISE FBIHQ OF ANY PROBLEM OR DIFFICULTIES CONCERNING DR. O'NEILL'S VISIT TO YOUR OFFICE. FOR YOUR INFORMATION, DR. O'NEILL WILL BE STAYING AT THE PALMER HOUSE AND IS SCHEDULED TO ARRIVE IN CHICAGO DURING THE AFTERNOON OF 10/28/81. DR. O'NEILL HAS BEEN FURNISHED WITH THE IDENTITY OF ASAC THOMAS E. DU HADWAY AS A CONTACT POINT.

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2/17/82

UNCLAS E F T O

ROUTINE

FM DIRECTOR FBI (36-2723)
TO FBI, SAN DIEGO (183D-249) ROUTINE
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UNCLAS E F T O

DONALD G. CAMPBELL, DDA TIAGO INDUSTRIES, INC. WF-FBWA RICO
(OO: SD)

REURAIRTEL 2/12/82, BUTEL 11/10/81 AND URTEL 10/17/81.

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