

REQUEST FOR RECORDS DISPOSITION AUTHORITY
(See Instructions on reverse)

LEAVE BLANK	
JOB NO	NC1 65 78 1
DATE RECEIVED	14 OCT 1977
NOTIFICATION TO AGENCY	
In accordance with the provisions of 44 U.S.C. 3303a the disposal request, including amendments, is approved except for items that may be stamped "disposal not approved" or "withdrawn" in column 10	
8-8-78 10-28-77	<i>James W. Awe</i> Archivist of the United States
Date	

TO GENERAL SERVICES ADMINISTRATION,
NATIONAL ARCHIVES AND RECORDS SERVICE, WASHINGTON, DC 20408

1 FROM (AGENCY OR ESTABLISHMENT)
Department of Justice

2 MAJOR SUBDIVISION
Federal Bureau of Investigation

3 MINOR SUBDIVISION
Records Management Division

4 NAME OF PERSON WITH WHOM TO CONFER
James W. Awe

5 TEL EXT
4185

6 CERTIFICATE OF AGENCY REPRESENTATIVE

I hereby certify that I am authorized to act for this agency in matters pertaining to the disposal of the agency's records, that the records proposed for disposal in this Request of 1 page(s) are not now needed for the business of this agency or will not be needed after the retention periods specified

- A** Request for immediate disposal.
- B** Request for disposal after a specified period of time or request for permanent retention

C DATE 8/9/77	D SIGNATURE OF AGENCY REPRESENTATIVE <i>James W. Awe</i>	E TITLE Section Chief
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7 ITEM NO	8 DESCRIPTION OF ITEM (With Inclusive Dates or Retention Periods)	9 SAMPLE OR JOB NO	10 ACTION TAKEN
1.	Files and related material (excluding index card) maintained at Federal Bureau of Investigation Headquarters and field offices relating to incident which occurred in 1967 and no longer serves a useful purpose. File material consists of approximately 12 documents which the requester has asked to be destroyed. Continued retention would violate provisions of the Privacy Act of 1974, 5 U.S.C. 552a (e) (1) and (5). Case file 70-46010. Immediate destruction.		<i>1 item</i>

NMF, Agency 8-9-78 [Signature]

APPRAISAL REPORT ON DISPOSITION OF RECORDS

DATE
October 17, 1977

JOB NUMBER
NC1-65-78-1

SECTION I - APPROVED FOR DISPOSAL

ITEM(S) FOR WHICH DISPOSAL AUTHORITY IS REQUESTED, IS (ARE) DISPOSABLE BECAUSE IT DOES (THEY DO) NOT HAVE SUFFICIENT VALUE FOR PURPOSES OF HISTORICAL OR OTHER RESEARCH, FUNCTIONAL DOCUMENTATION, OR THE PROTECTION OF INDIVIDUAL RIGHTS TO WARRANT PERMANENT RETENTION BY THE FEDERAL GOVERNMENT.

Item 1

GENERAL ACCOUNTING OFFICE CONCURRENCE

SEE COMMENTS OR ATTACHED LETTER.

SECTION II - APPROVED FOR PERMANENT RETENTION

ITEM(S) THAT IS (ARE) APPROVED FOR PERMANENT RETENTION, FOR THE REASONS INDICATED IN SECTION VII. THE AGENCY WILL OFFER THESE RECORDS TO THE NATIONAL ARCHIVES AND RECORDS SERVICE AS SPECIFIED IN THE SCHEDULE.

Not applicable

SECTION III - APPROVED FOR DISPOSAL AFTER CONVERSION TO MICROFORM

ITEM(S) FOR WHICH DISPOSAL AUTHORITY IS REQUESTED, IS (ARE) DISPOSABLE BECAUSE THE RETAINED MICROFORM IS AN ADEQUATE SUBSTITUTE FOR THE ORIGINAL RECORDS. THE AGENCY CERTIFIES COMPLIANCE WITH THE STANDARDS SET FORTH IN FPMP 101-11.504.

Not applicable

SECTION IV - DISPOSAL NOT APPROVED

ITEM(S) THAT IS (ARE) NOT APPROVED FOR DISPOSAL AT THIS TIME. THE AGENCY WILL RESUBMIT THIS (THESE) ITEM(S) WHEN SUFFICIENT INFORMATION IS AVAILABLE TO DETERMINE THE VALUE OF THESE RECORDS FOR AGENCY AND ARCHIVAL PURPOSES. IF NOT RESUBMITTED WITHIN SIX MONTHS NARS WILL CONTACT THE AGENCY.

Not applicable

SECTION V - WITHDRAWN

ITEM(S) THAT HAS (HAVE) BEEN WITHDRAWN AT THE REQUEST OF THE AGENCY.

Not applicable

SIGNATURE OF APPRAISER

Henry J. Wally

AM
179077

DATE
Oct. 17, 1977

SECTION VI - APPROVAL/CONCURRENCES

APPROVAL



DIRECTOR, RECORDS DISPOSITION DIVISION

Thomas W. Wadlow

DATE
10/18/77

CON-
CURRENCES



NNF *Milton O. Huston*

DATE
10-28-77

DATE

DATE

SECTION VII - APPRAISER'S RECOMMENDATION

COMMENTS

The records covered by this request are non-archival investigative files in which the subject of the files requests their disposal and the agency has determined that their continued maintenance would conflict with provisions of the Privacy Act.



Date August 7, 1978

Reply to
Attn of NC

Received NA-N
AUG 8 1978

Subject Outstanding FBI Privacy Act disposal requests

To Archivist of the United States - N

This past week Ms. Clara M. Glock of the FBI's Records Management Division inquired about the status of five Privacy Act disposal requests that the FBI forwarded to us nine or more months ago. The following is our record of the status of these requests:

Job Nos. NC1-65-77-5 and -7: registered on August 12, 1977, forwarded to N for signature on September 7, 1977, but remain unapproved.

Job Nos. NC1-65-78-1 to -3: registered on October 14, 1977, forwarded to N for signature on October 25, 1977, but remain unapproved.

These five jobs were among the first of the 40 such Privacy Act disposal requests that we received from the FBI during the past year. The remainder, except for two that involve pending litigation, have been processed, forwarded to you, and approved.

I recommend that you approve the five outstanding requests. Since receiving these requests we have approved other disposal requests covering individual files dating from the same period and involving similar security and criminal matters. Moreover, approving the requests avoids the possibility of embarrassment that could arise if the person who requested expungement of a file makes inquiry and learns that it has not yet been destroyed.

WALTER W. STENDER
Assistant Archivist for
Federal Records Centers

**GENERAL SERVICES ADMINISTRATION
ROUTING SLIP**

TO	CO	R1	R2	R3	R4	R5	R6	R7	R8	R9	R10
NAME/TITLE						CORRESPONDENCE SYMBOL					
1. ADP											
2. N											
3. NCD											
4.											
5.											

- | | | |
|---|---|---|
| <input type="checkbox"/> ALLOTMENT SYMBOL | <input type="checkbox"/> HANDLE DIRECT | <input type="checkbox"/> READ AND DESTROY |
| <input type="checkbox"/> APPROVAL | <input type="checkbox"/> IMMEDIATE ACTION | <input type="checkbox"/> RECOMMENDATION |
| <input type="checkbox"/> AS REQUESTED | <input type="checkbox"/> INITIALS | <input type="checkbox"/> SEE ME |
| <input type="checkbox"/> CONCURRENCE | <input type="checkbox"/> NECESSARY ACTION | <input type="checkbox"/> SIGNATURE |
| <input type="checkbox"/> CORRECTION | <input type="checkbox"/> NOTE AND RETURN | <input type="checkbox"/> YOUR COMMENT |
| <input type="checkbox"/> FILING | <input type="checkbox"/> PER OUR CONVERSATION | <input type="checkbox"/> YOUR INFORMATION |
| <input type="checkbox"/> FULL REPORT | <input type="checkbox"/> PER TELEPHONE CONVERSATION | <input type="checkbox"/> |
| <input type="checkbox"/> ANSWER OR ACKNOWLEDGE ON OR BEFORE _____ | | |
| <input type="checkbox"/> PREPARE REPLY FOR THE SIGNATURE OF _____ | | |

REMARKS

These three FBI Privacy Act disposal requests are similar to the seven requests (Job Nos. NC1-65-77-4 thru -10) that we recently forwarded to N for approval, five of which were signed and two of which we believe N is still holding. The files covered by these three requests involve routine investigations and have no enduring research values, based on the inspection conducted by my staff.

FROM	CO	R1	R2	R3	R4	R5	R6	R7	R8	R9	R10
NAME/TITLE <i>Thomas W. Wadlow</i> THOMAS W. WADLOW, Acting Ass't Archivist for FRCs						CORR. SYMBOL NC			BUILDING, ROOM, ETC. 711-14th St.		
						TELEPHONE 724-1598			DATE 10/25/77		

October 17, 1977

Subject: ✓ Disposal Job No. NCL-65-78-1
Disposal Job No. NCL-65-78-2
Disposal Job No. NCL-65-78-3

John
10/18/77

Director, NCD
Director, NNF

The Federal Bureau of Investigation (FBI) has submitted three requests for immediate disposal of investigative files. According to Ms. Clara M. Glock of the FBI's Records Management Division, each of these requests derives from a Privacy Act inquiry in which the subject of the file has requested either (1) its complete destruction or (2) destruction of such a major portion of the file that the FBI deems it unfeasible to maintain the remnants of the file in cannibalized form. The FBI has determined in the case of each request that continued maintenance of the file(s) would conflict with provisions of the Privacy Act.

On September 1, 1977, I examined the files covered by these requests. None of them met the criteria set forth in Job No. NCL-65-77-2 (now under congressional review) for permanent retention. Both Job Nos. NCL-65-78-2 and NCL-65-78-3 cover routine investigative files relating to individuals whose alleged involvement with "subversive" groups became a matter of FBI inquiry. As the documentation in the files does involve the subjects' exercise of their First Amendment rights and their personal activities, the FBI's determination that continued maintenance of the files would conflict with provisions of the Privacy Act appears reasonable. Job No. NCL-65-78-3 also covers a single serial (i.e., one document) in a general correspondence file, because the document contains personal information on the subject of the investigation. Job No. NCL-65-78-1 relates to an allegation of criminal conduct that did not produce any formal legal action.

I recommend that we forward these jobs directly to NNF and N for signature. We have approved similar Privacy Act disposal requests over the past two years (i.e., Job Nos. NCL-65-76-2, NCL-65-76-7, NCL-65-77-1, NCL-65-77-4, NCL-65-77-6, and NCL-65-77-8 through -10). Moreover, Item 1C(4) will provide the FBI with continuing authority for immediate disposal of non-archival investigative files in response to Privacy Act requests. This job received NNF concurrence and general approval from N before being forwarded to Congress for review on July 14, 1977. As the Senate Committee on Rules and Administration has requested and received three 30-day extensions for its review of this job, formal approval cannot be anticipated in the near future.

Henry J. Wolfinger
HENRY J. WOLFINGER

10/13/77

Mr. Wolfinger:

I have attached the 3 requests which have finally been approved. I have not been in touch with you for the pending voucher schedule since Mr. Awe was out of town last week and another gentleman involved is not at work this week. I will make definite arrangements when he returns on Monday.

If you want to review these 3 requests and the other two you have been holding, we can get together on that now or wait until the voucher review. Please let me know.

Clara Glock

August 9, 1978

Honorable Birch Bayh
Chairman
Select Committee on Intelligence
United States Senate
Washington, DC 20510

Dear Mr. Chairman:

In accordance with your request to the Archivist of the United States of December 21, 1977, we are furnishing your Committee with copies of the enclosed records disposition requests (Disposition Job Nos. NCI-65-77-5 and -7, and NCI-65-78-1 through -3), which have been approved by the Archivist. These requests, received from the Federal Bureau of Investigation, appear to cover records which may be relevant to your Committee's oversight of Government operations with respect to intelligence activities.

Sincerely,

Malik W. Stender

MALIK W. STENDER
Assistant Archivist for
Federal Records Centers

Enclosures

OFFICIAL FILE:NC
DAYFILE:NC
NCI-65-77-7
-5
NCI-65-78-1 //
-2
-3

HWOLFINGER:pla:8/9/78