

Serial: N 9347R2

8 OCT 1975

Director
Federal Bureau of Investigation
Attn: FOIA Unit, Room 5273
9th & Pennsylvania Avenue
Washington, D. C.

Dear Sir:

1. (C-CCO) Inclosed please find a copy of our letter of referral to you concerning Mr. Robert Kessler's Freedom of Information Act request to the National Security Agency. Please be advised that the FBI memorandum dated 26 November 1963, Subject: Lee Harvey Oswald Internal Security, contains classified information furnished you by this Agency. We have reviewed the NSA information which was the basis for much of your memo. This NSA information was classified TOP SECRET DADNT at the time of your memo. Our review of this information reveals that it should continue to be protected by the classification TOP SECRET UMBRA.

2. (U) Request you take action to classify the subject memorandum.

3. (U) Additionally, in your processing of this FOI referral, the NSA information in paragraphs 1 through 4 of your 26 November 1963 memo is protected from disclosure by the following exemptions of Title 5 U.S.C. 552 as amended by Public Law 93-502:

a. Title 5 U.S.C. 552(b)(1) - The information is properly classified in accordance with the criteria for classification in Section 1 of Executive Order 11652, and paragraph 2-303 of Department of Defense (DoD) Regulation 5200.1-R. This information is properly excluded from automatic downgrading and declassification pursuant to Chapter 3, Section 3 of DoD Regulation 5200.1-R and Section 5(B) of Executive Order 11652.

b. Title 5 U.S.C. 552(b)(3) - Statutory Protection. Under the (b)(3) exemption, the specific statutes are Title 18 U.S.C. 793, Title 50 U.S.C. 403(d)(3) and Section 6 of Public Law 86-36.

4. (U) Also, the name and initials of NSA personnel and the NSA organization designator on ~~the~~ hand written

SEARCHED TO ~~excc~~
W. E. CLOURE
REMOVED

~~HANDLE VIA COMINT CHANNELS ONLY~~
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~~CONFIDENTIAL~~

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memo of 9 February 1976 are protected from release by Title 5
U.S.C. 552(b)(3). Public Law 96-36 applies.

5. (U) Recommend these exemptions be applied.

Sincerely,

Original Signed By

NORMAN BOARDMAN
Information Officer

Incl:
a/s

cc: ESS/R (Less Incl)
L221. " "
D4 RF " "
D4 SF " "
D6 (Less Incl)

Concur: D6 _____ SC/DIR has seen

~~_____~~ D4, 3083, 8 Oct 76, lf