September 7, 1995

Mr. Joseph Backes
9 Kaine Terrace
Albany, New York 12208-1215

Dear Mr. Backes:

This is in response to your September 1, 1995 letter which was received at the Review Board offices on that date.

First, I am enclosing several documents which you requested regarding the Review Board's August 28-29, 1995 meeting.   As previously stated in my August 24, 1995 letter, the Board is under no obligation to provide you with documents that are required to be available in the public reading room.   Providing you with the enclosed documents is discretionary and does not bind the Review Board to comply with future requests for documents which are required to be available in the public reading room.

Second, as previously stated, Section 1405.5(f) of the Review Board's Sunshine Act regulations requires the Review Board to maintain a complete transcript or electronic recording adequate to record fully the proceedings of each closed meeting (except a meeting closed pursuant to § 1405.4(h).)   Section 1405.5(f) does not, however, require that the Review Board make such transcripts or recordings immediately available to the public -- except to the extent that the records would otherwise be available under the Freedom of Information Act, 5 U.S.C. § 552.   The Review Board is in compliance with our Sunshine Act regulations.

Third, the list of 37 CIA documents which was previously sent to you was created specifically to aid researchers.   The NARA numbers and the Extract Assigned CIA Number should be sufficient for research at the Archives.   Please advise us if upon attempting to retrieve these documents, this information proves not to be adequate.

Fourth, notification has not been made at this time relative to documents which the Review Board

considered at the August 28-29, 1995 meeting.   As provided by law, withing 14 days of this meeting notification will be posted in the Federal Register and made to the President and the relevant federal agencies.

Sincerely,

Thomas E. Samoluk, Esq.
Associate Director for Communications

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