

April 8, 1996

Mr. Bruce Miller  
Department of the Treasury  
United States Customs Service  
Office of Investigations  
1301 Constitution Avenue, NW  
Washington, DC 20229

Re: Three (3) House Select Committee on Assassinations (HSCA) Records  
Referred Under the John F. Kennedy Assassination Records Collection Act,  
44 U.S.C. § 2107

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Dear Mr. Miller :

As part of its responsibilities under the John F. Kennedy Assassination Records Collection Act of 1992, 44 U.S.C. § 2107, the Assassination Records Review Board is now reviewing materials compiled by the House Select Committee on Assassinations (HSCA) during its three-year investigation (1976-1978) into the assassination of President Kennedy. The Review Board is reviewing HSCA records to determine to what extent they may be made available to the public. Three such records are enclosed.

In March of 1977, HSCA investigator Gaeton Fonzi secured various files relating to organized crime from the Metro-Dade Police Department of Miami, Florida. After the passage of the JFK Act, these records were referred to Metro-Dade by the National Archives and Record Administration (NARA) for the department's review under the JFK Act. Recently, Metro-Dade informed the Review Board that it had no objection to the release of the documents. Included in the Metro-Dade files secured by the HSCA is a U.S. Customs "Report of Investigation" filed in the Miami Customs District and dated January 16, 1973 (record number 180-10094-10334).

A second HSCA document (180-10111-10074, from the HSCA Numbered Files Record Series) was apparently referred to the Customs Service by NARA under the JFK Act. In the course of our ongoing review of HSCA records, we have discovered that NARA previously released this same document in a separate record series entitled "Letters Sent Regarding Information, Access and Compliance." As part of this latter record series, this document is already available to the public at Archives II in College Park, Maryland. Our Board's intention, therefore, would be to release the Numbered Files duplicate.

Finally, I am enclosing a third HSCA record (180-10103-10488) which should have been referred to your agency by NARA. It is a one-page Outside Contact Report authored by HSCA investigator Martin Daly after speaking with the Customs Service office in Houston, Texas, on June 16, 1978. To the best of our knowledge, this record has never been cleared for release by the Customs Service.

The Review Board intends to review these three documents at its meeting of May 13-14. Should the Customs Service have any objection to the release of these records, or parts thereof, the agency should inform the Board of its objections -- with specificity -- by May 6, 1996. Our Board will consider any evidence the Customs Service wishes to submit in support of such objections.

Should you have any questions, please feel free to contact Laura Denk or Joe Freeman of my staff. Thank you very much for your cooperation.

Sincerely yours,

David G. Marwell  
Executive Director

Enclosures: HSCA records 180-10094-10334  
180-10111-10074  
180-10103-10488