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document clearinghouse in the world. The research efforts here are  
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**File #:**

62-116464

**Serial Scope:**

60-73





OFFICE OF THE DEPUTY ATTORNEY GENERAL  
WASHINGTON, D.C. 20530

SEP 16 1975

TO: John A. Mintz, Assistant Director  
Legal Counsel Division  
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.  
Special Counsel for Intelligence  
Coordination

SUBJECT: House Select Committee Request

Attached is a letter dated September 5, 1975, from the  
House Select Committee which this Office received on September 12.  
Please prepare an appropriate response.

cc: Paul Daly

ENCLOSURE

EX-108

REC 68

62-116461-73

21 SEP 25 1975



84 MAY 17 1976

OTIS G. PIKE, N. Y., CHAIRMAN

ROBERT N. GIAIMO, CONN.  
JAMES V. STANTON, OHIO  
RONALD V. DELLUMS, CALIF.  
MORGAN F. MURPHY, ILL.  
LES ASPIN, WIS.  
DALE MILFORD, TEX.  
PHILIP H. HAYES, IND.  
WILLIAM LEHMAN, FLA.

ROBERT MCCLORY, ILL.  
DAVID C. TREEN, LA.  
JAMES P. JOHNSON, COLO.  
ROBERT W. KASTEN, JR., WIS.

A. SEARLE FIELD, STAFF DIRECTOR  
AARON B. DONNER, COUNSEL

TELEPHONE: (202) 225-0751

Select Committee on Intelligence  
U.S. House of Representatives  
Washington, D.C. 20515

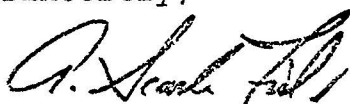
September 5, 1975

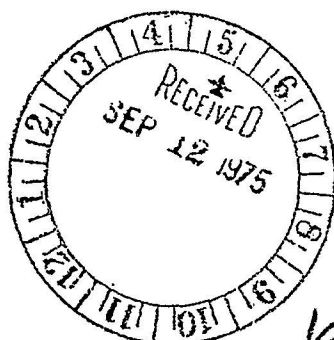
Mr. Michael Shaheen, Jr.  
Special Counsel for Int. Coordination  
Office of the Deputy Atty. General  
Washington, D.C. 20530

Dear Mr. Shaheen:

In order to facilitate our investigation of the FBI pursuant to House Res. 591, 94th Congress, we request a copy of any files or memoranda pertaining to an investigation into allegations of illegal wiretapping by Baltimore City police and the Chesapeake and Potomac Telephone Company.

Sincerely,

  
A. Searle Field  
Staff Director



OFFICE OF LEGISLATIVE AFFAIRS

DEPUTY ATTORNEY GENERAL	
DEPARTMENT OF JUSTICE	
21	SEP 10 1975
OFFICE OF LEGISLATIVE AFFAIRS	

ENCLOSURE

DEPUTY ATTORNEY GENERAL



OFFICE OF THE DEPUTY ATTORNEY GENERAL  
WASHINGTON, D.C. 20530

*HB9*

SEP 19 1975

TO: John A. Mintz, Assistant Director  
Legal Counsel Division  
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.  
Special Counsel for Intelligence  
Coordination

SUBJECT: House Select Committee Request dated September 17, 1975

Attached is a letter dated September 17, from the House  
Select Committee requesting various materials from the FBI.  
Please prepare an appropriate response to this request.

cc: Paul Daly

ENCLOSURE

EX-108  
REC 68

62-116464-72

21 SEP 25 1975

62-116464

LEGAL COUNSEL

5-100-116464



MAY 13 1976

OTIS G. PIKE, N. Y., CHAIRMAN

ROBERT N. GIAMPI, CONN.  
JAMES V. STANTON, OHIO  
RONALD V. DELLUMS, CALIF.  
MORGAN F. MURPHY, ILL.  
LES ASPIN, WIS.  
DALE MILFORD, TEX.  
PHILIP H. HAYES, IND.  
WILLIAM LEHMAN, FLA.

ROBERT MCCLORY, ILL.  
DAVID C. TREEN, LA.  
JAMES P. JOHNSON, COLO.  
ROBERT W. KARTEN, JR., WIS.

A. SEARLE FIELD, STAFF DIRECTOR  
AARON B. DONNER, COUNSEL

TELEPHONE: (202) 225-9751

Select Committee on Intelligence  
U.S. House of Representatives  
Washington, D.C. 20515

17 September 1975

Michael E. Shaheen, Jr.  
Special Counsel for Intelligence  
Coordination  
U.S. Department of Justice  
Washington, D.C. 20530

Dear Mr. Shaheen:

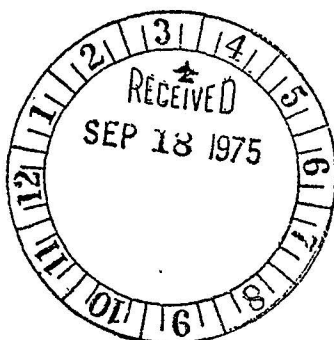
In order to facilitate our investigation pursuant to House Resolution 591, 94th Congress, we request delivery of any and all files, memoranda or materials regarding Norma Jean Lodico including but not limited to the investigative report on Norma Jean Lodico transmitted to the Civil Service Commission by the FBI on or about April 27, 1973.

We further request any and all memoranda, files or materials regarding the Michigan Socialist Campaign Headquarters located in Detroit, Michigan; including but not limited to any surreptitious entry of said headquarters in 1971.

Sincerely,



A. Searle Field  
Staff Director



64-116401

ENCLOSURE

72



OFFICE OF THE DEPUTY ATTORNEY GENERAL  
WASHINGTON, D.C. 20530

SEP 17 1975

TO: John A. Mintz, Assistant Director  
Legal Counsel Division  
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.  
Special Counsel for Intelligence  
Coordination

SUBJECT: House Select Committee Request Dated September 9, 1975

Attached is a letter dated September 9, 1975, requesting various information from the FBI. Please prepare promptly an appropriate response to this request.

cc: Paul Daly

EX-106

ENCLOSURE

REC-1

12 SEP 19 1975

File  
5 - TM

LEGAL COUNSEL



OCT 2 1975

OTIS G. PIKE, N. Y., CHAIRMAN

ROBERT N. GIAMMO, CONN.  
JAMES V. STANTON, OHIO  
RONALD V. DILLUMS, CALIF.  
MORGAN F. MURPHY, ILL.  
LES ASPIN, WIS.  
DALE MILFORD, TEX.  
PHILIP H. HAYES, IND.  
WILLIAM LEHMAN, FLA.

ROBERT MCCLORY, ILL.  
DAVID C. TREEN, LA.  
JAMES P. JOHNSON, COLO.  
ROBERT W. KASTEN, JR., WIS.

A. SEARLE FIELD, STAFF DIRECTOR  
AARON B. DONNER, COUNSEL

TELEPHONE: (202) 225-9751

Select Committee on Intelligence  
U.S. House of Representatives  
Washington, D.C. 20515

September 9, 1975

Mr. Michael E. Shaheen, Jr.  
Special Counsel for  
Intelligence Coordination  
Office of the Deputy Attorney General  
Washington, D.C. 20530

Dear Mr. Shaheen:

In order to facilitate our investigation of the Federal Bureau of Investigation, pursuant to House Resolution 591, 94th Congress, we request a copy of any information, reports, or memoranda concerning an illegal wiretap on the phone of Mr. Harry E. Kaplan, Chairman of the Pennsylvania State Milk Marketing Board.

Sincerely,

  
A. Searle Field  
Staff Director



62-116404-71  
**ENCLOSURE**



OFFICE OF THE DEPUTY ATTORNEY GENERAL  
WASHINGTON, D.C. 20530

FBI

SEP 15 1975

TO: Paul Daly, FBI

FROM: Steven Blackhurst  
Assistant Special Counsel  
for Intelligence Coordination

SUBJECT: House Select Committee Request for Briefing

Attached is a letter from the House Select Committee  
requesting a briefing with Assistant Director John McDermot.  
Please arrange for compliance with the request.

*Chapman (info)*

*J. McDermot*

P

ENCLOSURE

EX-106

REC-1

62-116464-70

12 SEP 19 1975

*1-Ad Hoc*

62-116464

*S. McDermot*

LEGAL COUNSEL



SEP 15 1975

TO: Paul Daly, FBI

FROM: Steven Blackhurst  
Assistant Special Counsel  
for Intelligence Coordination

SUBJECT: House Select Committee Request for Briefing

Attached is a letter from the House Select Committee requesting a briefing with Assistant Director John McDermot. Please arrange for compliance with the request.



OTIS C. PHEE-J. Y., CHAIRMAN

ROBERT N. GIAIMO, CONN.  
JAMES V. STANTON, OHIO  
RONALD V. DELLUMS, CALIF.  
MORGAN F. MURPHY, ILL.  
LES ASPIN, WIS.  
DALE MILFORD, TEX.  
PHILIP H. HAYES, IND.  
WILLIAM LEHMAN, FLA.

ROBERT MCCLORY, ILL.  
DAVID C. TREEN, LA.  
JAMES P. JOHNSON, COLO.  
ROBERT W. KASTEN, JR., WIS.

A. SEARLE FIELD, STAFF DIRECTOR  
AARON B. DONNER, COUNSEL

TELEPHONE: (202) 225-9751

Select Committee on Intelligence  
U.S. House of Representatives  
Washington, D.C. 20515


September 9, 1975

Mr. Michael E. Shaheen, Jr.  
Special Counsel for Intelligence Coordination  
U.S. Department of Justice  
Washington, D. C. 20530

Dear Mr. Shaheen:

In order to facilitate our investigation of the Federal Bureau of Investigation pursuant to House Resolution 591, <sup>NK</sup> 94th Congress, we request a briefing with Mr. John J. McDermot, Assistant Director, Files & Communications Division of the Bureau, to discuss the files and classification systems of the FBI.

Sincerely,



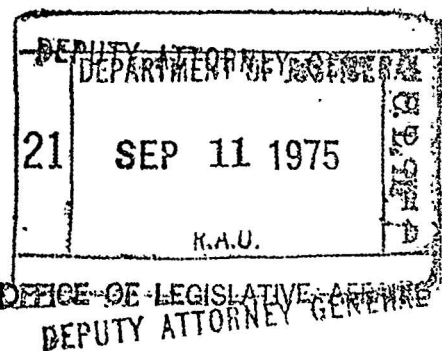
A. Searle Field  
Staff Director

OFFICE OF LEGISLATIVE AFFAIRS



62-116464-70

ENCLOSURE



UNITED STATES GOVERNMENT

# Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel *JA*

SUBJECT: HOUSTUDY *75*

1 - Mr. Mintz  
1 - Mr. Wannall  
1 - Mr. Cregar

DATE: 9/15/75

1 - Mr. Hotis  
1 - Mr. Daly

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

Steven Blackhurst, Deputy Special Counsel for Intelligence Coordination in the Department, telephonically advised on 9/15/75 that the Department had been instructed by Jim Wilderotter, assistant Counsel to the President, not to furnish any classified material to the House Select Committee on Intelligence nor to allow employees to be interviewed concerning classified matters until procedures were established and agreed upon by the Committee for the handling of such materials.

Blackhurst was asked whether the Department intended to ask for the return of classified material which may have been already furnished the House Select Committee. He indicated he had not considered this particular problem but would look into the matter and advise the Bureau.

## RECOMMENDATION:

For information.

*WRW/tm*

*JA*

*not p-2*

*JA*

*DA:  
9/16*

*WRL*

*3A  
Pm*

REC-1

*62-116464-69*

EX-106

12 SEP 19 1975

PVD:lad  
(7) *AD*



Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

*LEGAL COUNSEL*

*FIVE*

11:am JEB. CR GAR  
THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

Intelligence Community Staff

DCI/IC-75-2956  
5 September 1975

MEMORANDUM FOR: Policy Steering Group

SUBJECT : Compartmentation Briefings for HSC  
Staff Members

1. This will confirm the comments made by the Director of Central Intelligence at the group's meeting of 30 July 1975.

2. On the basis of consultations with Congressman Pike and senior staff members of the House Select Committee on Intelligence, the DCI had agreed to accept a signed copy of the Employee Agreement which each Staff member signs as a condition of his employment by the Committee in lieu of the compartmented security agreements normally required when an individual is briefed on compartmented intelligence material or activities.

3. Chairman Pike agreed to identify those Staff employees who had a "need-to-know" and who were to be briefed on sensitive material in addition to their Top Secret clearances. We were advised that the initial Top Secret clearance was based on a full FBI background investigation.

4. It should be noted that the Employee Agreement provides that employees of the Committee commit themselves not to reveal information received during the course of the investigation, and this applies to their behavior after the work of the Committee is finished.

5. Attached for your information is a copy of the Employee Agreement and a listing of the current status of HSC clearances.

62-116464  
NOT RECORDED

10 OCT 31 1975

Jack E. Thomas  
Major General, USAF (Ret.)  
Chief, Coordination Staff, ICS

Attachments: as stated

84 NOV 4 1975

EMPLOYEE AGREEMENT

1. I have read House Resolution 591, 94th Congress, establishing the House Select Committee on Intelligence, and the Committee's Rules and Security Regulations.

2. I understand that as a condition of employment with the Committee I am required to, and hereby agree to, abide by House Resolution 591, 94th Congress, and by the Committee's Rules and Security Regulations.

3. I agree not to accept any honorarium, royalty, or other payment for a speaking engagement, magazine article, book, or other endeavor connected with the investigation and study undertaken by the Committee.

4. I further agree that I will not divulge to any unauthorized person in any way, form, shape or manner the contents of classified information received or obtained pursuant to House Resolution 591, 94th Congress. I understand that it is my responsibility to ascertain whether information so received or obtained is classified. I further understand and agree that the obligations hereby placed on me by this paragraph continue after my employment with the Committee has terminated.

5. I further agree that until such time as the Committee has made its final report to the House I will not divulge to any unauthorized person in any way, form, shape or manner the work product or memoranda of the Committee or any material or testimony received or obtained pursuant to House Resolution 591, 94th Congress, unless specifically authorized by the Committee.

6. I understand that failure to abide by any of the foregoing will subject me to immediate termination of my employment with the Committee.



(Signature)

July 22, 1975

(Date signed)

ENCLOSURE

62-11641-1

F. SEALE FIELD

5 September 1975

List of HSC Staff Members

Cleared for

SI, T-K, BYC

✓ FIELD, A. Searle  
✓ BOOS, John L.  
✓ WHELDON, Jeffrey  
✓ OLIPHANT, James B.  
✓ VERMIERE, Richard  
✓ STAREK, Roscoe  
✓ RUSHFORD, Gregory  
✓ KIRSCHSTEIN, Fred  
✓ FLINT, Jonathan  
✓ HESS, Jacqueline  
✓ SHEKETOFF, Emily  
✓ DONNOR, Aaron B.  
✓ ANDRADE, Carolyn M.  
✓ SCHAFFER, Michal A.  
✓ ZEUNE, Sandra A.  
✓ YAMAMOTO, Cheryl  
✓ MATTOX, Charles W.  
✓ CARROLL, Roger

ENCLOSURE

62-110164-

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D. C. 20535

Addressee: House Select Committee

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 8/28/75

Caption of Document: FBI Budgetary Information Already  
Provided to the General Accounting Office. Re-  
let from SSC 7/30/75.

FBI

Originating Office:

Delivered by: Dennis Miller

Date: Sept. 2, 1975

Received by: C. M. Livdick

Title:

Return this receipt to the Intelligence Division, FBI

TO: Intelligence Community Staff  
ATTN: Central Index

FROM:  
**FBI**

SUBJECT: Abstract of Information Provided to Select Committees

1. HOW PROVIDED (check appropriate term. If a document was made available for review but not transmitted, so note.)

2. DATE PROVIDED

☒ DOCUMENT ☐ BRIEFING ☐ INTERVIEW ☐ TESTIMONY ☐ OTHER

**8/29/75**

**FOR REVIEW**

3. TO WHOM PROVIDED (check appropriate term; add specific names if appropriate)

SSC

☒ HSC

4. IDENTIFICATION (provide descriptive data for documents; give name or identification number of briefer, interviewee, testifier and subject)

**Memorandum**

5. IN RESPONSE TO (list date and item number if in response to formal request, otherwise state verbal request of (name), initiative, subpoena, etc.)

**HSC letter 7/30/75**

6. CLASSIFICATION OF INFORMATION (enter U, C, S, TS or Codeword)

**U**

7. KEY WORDS (enter the appropriate key words from the list provided separately; if key words not listed are used underline for emphasis)

**Budget and Manpower data**

8. SUMMARY (see reverse side before completing this item)

**FBI Budgetary Information already provided to the General Accounting office**

**62-116464**

**FMK:fmk**

**(4)**

**ORIGINAL VIA LIAISON TO CENTRAL COMMUNITY INDEX  
IN CONNECTION WITH HOUSTUDY 75**

**TREAT AS YELLOW**

**5-P**

## INSTRUCTIONS

- Type or print clearly in ink.
- Indicate classification of the abstract top and bottom.
- Date the abstract and put on any internal control numbers required.
- "FROM" entry should clearly identify the organization providing the information.
- If additions (as when a copy of document sent to SSC is later sent to HSC) or changes to a previously submitted form are necessary, submit a copy of the original abstract, with the change indicated.

SPECIFIC ITEM NO. 8. SUMMARY - enter brief narrative statement describing substance of information and showing relationship to Intelligence Community matters if appropriate. Any feedback or evidence of investigatory interests should be noted. Commitments made to supply additional information should be noted. Additionally, certain administrative information may be entered here, e.g., restrictions on review of a document, if document was paraphrased, whether interviewee is current or former employee, etc. If actual document or transcript is provided, that fact should be noted and no summary is required. Additional pages may be attached if necessary.





# Department of Justice

Assoc. Dir. \_\_\_\_\_  
Dep.-A.D.-Adm. \_\_\_\_\_  
Dep.-A.D.-Inv. \_\_\_\_\_  
Asst. Dir.:  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

## STATEMENT OF

REX E. LEE  
ASSISTANT ATTORNEY GENERAL  
CIVIL DIVISION

*Handwritten signatures:*  
C. Lee  
L. Lee  
R. Lee  
J. Lee  
J. Lee

Before  
the

62-116464-  
NOT RECORDED

46 SEP 29 1975

G

HOUSE SELECT COMMITTEE ON INTELLIGENCE

FRIDAY, SEPTEMBER 12, 1975

*Handwritten:*  
"House Tuesday"  
File 62-116464  
5-Encl

My name is Rex E. Lee. I am an Assistant Attorney General, and I appear this morning on behalf of the Executive Branch.

We understand that this Committee yesterday, acting in executive session and over the protests of representatives of the Department of State, the Department of Defense, and the Central Intelligence Agency, voted to declassify and release to the public, and did in fact subsequently make available to the public, materials properly classified under law. These materials had been provided to the Committee as classified documents pursuant to its requests. The materials released by the Select Committee concerned, among other things, certain foreign communication intelligence activities of the United States Government.

The Committee Chairman also advised the representatives of State, Defense, and the CIA that it was his position that the Select Committee possessed the inherent right to declassify any materials classified by the Executive Branch and that the Select Committee would continue to exercise that asserted inherent right in its sole discretion.

We object strongly to the unilateral and unprecedented action of the Committee in declassifying sensitive information furnished to the Committee by the Executive Branch. The successful and efficient conduct of the work of several

congressional committees depends upon the receipt by those committees of classified information, which has consistently been delivered to those committees on the understanding that the integrity of the classification would be maintained. The action of this Committee yesterday stands as a sharp departure from the traditional manner of handling classified information to accommodate the respective constitutional responsibilities of the Executive and Legislative branches. In addition, the release of classified information such as the Committee has done, and has stated it will continue to do, causes serious and irreparable harm to the national security and foreign relations of the United States. Finally, the Committee's action is contrary to the express policies of Congress concerning the handling of classified information. I refer to the Case Act (1 U.S.C. Sect. 112b) and the Freedom of Information Act (5 U.S.C. Sect. 552). The Committee's action is also inconsistent with the purposes and policies of several statutes enacted by the Congress to prevent and penalize disclosure of properly classified information, except as authorized by the Executive Branch.

The constitutional question raised by the Committee's action is a most serious one. The Executive Branch has endeavored, in a spirit of comity and cooperation, to

work with the Select Committee on Intelligence, but it cannot accept this unprecedented action, which in our view is an unconstitutional act.

The Congress is vested with the powers to legislate and to oversee the administration of the laws passed by it, but this action of the Committee is not a legislative act nor is it oversight. It is a vote by a single Committee to review and overturn an Executive act and, therefore, beyond any power vested in it.

In view of the position expressed by the Committee to our representatives yesterday, the President's responsibilities for the national security and foreign relations of the United States leave him no alternative but to request the immediate return of all classified materials heretofore provided by any department or agency of the Executive Branch and direct all departments and agencies of the Executive Branch respectfully to decline to provide the Select Committee with classified materials, including testimony and interviews which disclose such materials, until the Committee satisfactorily alters its position.

We regret the Committee's action and the consequent necessity for this response. We would prefer the relationship of constitutional accommodation and cooperation that exists between the Executive Branch and other congressional committees.

SECRET

THE DIRECTOR OF CENTRAL INTELLIGENCE

WASHINGTON, D. C. 20505

Intelligence Community Staff

DCI/IC 75-2620

2 September 1975

MEMORANDUM FOR: Members of USIB Ad Hoc Coordinating Group

SUBJECT: House Select Committee on Intelligence

Attached is a paper from the Chairman, USIB Security Committee, outlining security arrangements made by the House Select Committee on Intelligence.

*Jack E. Thomas*  
Jack E. Thomas  
Major General, USAF (Ret.)  
Chief, Coordination Staff, ICS

Attachment

162-116464  
NOT RECORDED

22 SEP 9 1975

2 - SECRET  
This Document May Be Downgraded  
to Unclassified When Removed From  
Attachment

*Please file*  
62-116464

5-1556

CLASSIFIED BY	356793
EXEMPT FROM GENERAL DECLASSIFICATION SCHEDULE OF E. O. 11652, EXEMPTION CATEGORY: § 5B(1), (2), (3) or (4) (circle one or more) AUTOMATICALLY DECLASSIFIED ON Date Impossible to Determine (unless impossible, insert date or event)	

SECRET

SECRET

UNITED STATES INTELLIGENCE BOARD  
SECURITY COMMITTEE

SECOM-D-105

2 September 1975

MEMORANDUM FOR: Chief, Coordination Staff, ICS

SUBJECT : House Select Committee on Intelligence

On 29 August 1975, Mr. Robert Gambino, Director of Security/CIA; Mr. William H. Standiford, Deputy Chief, Physical Security Division, Office of Security/CIA; and I viewed the permanent space of the staff of the House Select Committee on Intelligence at the invitation of Mr. A. Searle Field, Staff Director of the Committee. We believe the security arrangements made and being made are satisfactory for the storage of compartmented information. Attached is a memorandum outlining the security arrangements.

*Donald E. Moore*  
Donald E. Moore  
Chairman

Attachment

This Document May Be Downgraded  
to Unclassified When Removed From  
Attachment

62-196464-

CLASSIFIED BY 356793
EXEMPT FROM GENERAL DECLASSIFICATION
SCHEDULE OF E. O. 11652, EXEMPTION CATEGORY:
§ SE(1), (2), (3) or (4) (circle one or more)
AUTOMATICALLY DECLASSIFIED ON
Date Impossible to Determine
(unless impossible, insert date or event)

SECRET  
ENCLOSURE

SECRET

2 September 1975

House Select Committee on Intelligence

1. The House Select Committee staff is now located in its permanent space, B-316, Rayburn Building. Ms. Jacqueline Hess is the Security Officer, telephone number 225-9696.

2. The only entrance is through B-316 and the space consists of several adjoining offices all served by an inner walkway. A member of the Capitol Police is stationed at a guard desk inside the door and admits only authorized individuals. Visitors must sign in with the guard, who calls the appropriate staff employee and visitors are allowed access to the space only in the company of staff employees. Interview rooms are located in the staff area but separated from the work area. During non-work hours two guards are on duty in the space.

3. All classified material is kept in a secure area at the rear of the space with one entrance to the secure room. This room is to be locked at all times when specified employees are not on duty in the room. At the present time, Ms. Hess is the only one who will be able to open the secure area and unless circumstances change this arrangement will continue.

4. All classified material is kept in this secure area, and stored in approved safes with three-way combination locks. At present, Ms. Hess is the only person who possesses the combination to these safes.

5. Reading of classified documents is to be in a reading area, consisting of several tables, in the secure area. A staff employee desiring access to a classified document must make a request for it, Ms. Hess then obtains it, the employee reads it in the secure area and it is then returned to Ms. Hess for return to the safe cabinet. Staff employees have been advised that notes taken from classified documents and material prepared from such notes or the documents must respect the original classification and receive corresponding security. Copying of classified documents is to be strictly controlled, is to be done only on a copying device located in staff space, and copies are to receive the same security protection as the original.

62-116464-

CLASSIFIED BY 356793
EXEMPT FROM GENERAL DECLASSIFICATION
SCHEDULE OF E. O. 11352, EXEMPTION CATEGORY:
§ 5B(1), (2), (3) or (4) (circle one or more)
AUTOMATICALLY DECLASSIFIED ON
Date Impossible to Determine
(unless impossible, insert date or event)

SECRET

ENCLOSURE

SECRET

6. The entire space has been swept and plans call for additional periodic sweeping. There is a motion detector in the secure area which rings at the guard desk in the staff area and also at the main office of the Capitol Police in the Rayburn Building. Tests have been made of this device and the response by the Capitol Police was immediate. Two doors which normally serve as access to the secure area from space occupied by other House Committees have been secured from the inside and alarms are to be installed on these doors.

7. Mr. A. Searle Field, Staff Director, and Ms. Hess advised that staff employees have been alerted to telephone security and this will be continually stressed. Also they have tried to instill strong security consciousness among all the staff. Mr. Field indicated that at present it is not expected the staff will total more than 35.

- 2 -  
SECRET



UNITED STATES GOVERNMENT

# Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel

SUBJECT: STATUS OF RESPONSES TO CONGRESSIONAL  
COMMITTEE REQUESTS

1 - Mr. Mintz  
1 - Mr. Wannall  
(Attn: Mr. Cregar)  
1 - Mrs. Metcalf

DATE: 8/20/75

1 - Mr. Hotis  
1 - Mr. Daly

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.: \_\_\_\_\_  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
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The purpose of the memorandum is to set forth in summary form the requests we have received from various Committees in Congress and the status of our replies.

## Senate Select Committee on Intelligence Activities' (Church's Committee)

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
Letter, 7/14/75	Material pertaining to Martin Luther King.	Response delivered
Letter, 8/5/75	Request for FBI materials with respect to surreptitious entries.	Response being prepared.
Letter, 8/7/75	Request for briefing regarding mail openings.	Briefing held 8/18/75.
Letter, 8/8/75	Request for materials relating to mail surveillance.	Response being prepared.
Letter, 8/12/75	Request that FBI provide third-agency clearance of FBI materials possessed by IRS.	Response being prepared.
Letter, 8/13/75	Request for access to materials pertaining to organized crime.	Response being prepared. AUG 27 1975
Letter, 8/13/75	Request for underlying materials related to Department of Justice file #82-46-3.	Response being prepared. 62-116464- NOT RECORDED

CONTINUED OVER 46 SEP 12 1975

lad  
(8)

84 SEP 18 1975

NW 54974 DocId:32989721 Page 26

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Legal Counsel to Mr. Adams  
RE: STATUS OF RESPONSES TO CONGRESSIONAL  
COMMITTEE REQUESTS

Committee on the Judiciary  
Subcommittee on Constitutional Rights (Tunney's Committee)

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
Letter, 7/25/75	Request concerns limited message-switching implementation plan.	Response being prepared.

Subcommittee on Postal Facilities, Mail, and Labor Management  
House Post Office and Civil Service Committee (Wilson's Committee)

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
Letter, 8/6/75	Request pertaining to mail openings.	Response delivered.

Subcommittee on Government Information and Individual Rights  
Committee on Government Operations (Abzug's Committee)

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
Letter, 8/16/75	Request for waiver of former SA George A. Berley to respond to questions regarding non-court-ordered surreptitious entries.	Response being prepared.

Subcommittee on Courts, Civil Liberties and the Administration of Justice  
Committee on the Judiciary (Kastenmeier's Committee)

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
Letter, 8/6/75	Request pertaining to the National Security Index.	Response being prepared.

CONTINUED - OVER

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Legal Counsel to Mr. Adams  
RE: STATUS OF RESPONSES TO CONGRESSIONAL  
COMMITTEE REQUESTS

House Select Committee (Pike's Committee)

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
Letter, 7/22/75	All documents and materials provided to the Senate Select Committee to Study Governmental Operations and request for all materials related to budgetary authority.	Department decided 8/19/75 to make SSC material available for review in Bureau space.
Letter, 7/28/75	Inquiry to encompass all aspects of the FBI budget as it relates to gathering, use and dissemination of intelligence.	Partial response prepared.
Letter, 8/11/75	Request for briefing of Assistant Director Wannall on general operations of the Intelligence Division.	Briefing held with HSC Staff Members on 8/18/75.
Letter, 8/19/75	Request for information concerning Bureau informants.	Response delivered to the Department.
Letter, 8/19/75	Request (7/22/75) all documents provided to SSC; (7/22/75) General Counsel's opinions of authorities; (7/29/75) most current FBI organizational chart; (7/30/75) access to all FBI information provided to GAO; and (8/13/75) proposed FBI guidelines.	Response being prepared.
Letter, 8/19/75	Request for materials relating to wiretaps and electronic surveillance.	Response being prepared.

CONTINUED - OVER



Legal Counsel to Mr. Adams  
RE: STATUS OF RESPONSES TO CONGRESSIONAL  
COMMITTEE REQUESTS

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
Letter, 8/19/75	Request for current Bureau organizational chart.	Response being prepared.

Hearings

<u>Date of Request</u>	<u>Nature of Request</u>	<u>Status</u>
ORALLY, 7/23/75	Request to arrange testimony before Subcommittee on Postal Facilities, Mail, and Labor Management of the Post Office and Civil Service Committee concerning mail covers and mail openings.	Date of testimony has not been established.

Anticipated Hearings

We have been informally advised that there will be hearings before the Senate Select Committee on mail openings sometime in September and the House Select Committee hearings are scheduled for sometime during the first week of October. The topic for the House Select Committee hearings is not known.

RECOMMENDATION:

For information.

*[Handwritten signatures and initials: "me", "Jit", "JAH", "PJD", "JBS/PW", "H"]*

UNITED STATES GOVERNMENT

# Memorandum

TO : Mr. W. R. Wannall *WRW/for*

FROM : W. O. Cregar *WOC/EWL*

SUBJECT: HOUSTUDY 75

- 1 - Mr. J. B. Adams
- 2 - Mr. J. A. Mintz  
(1 - Mr. J. B. Hotis)
- 1 - Mr. W. V. Cleveland

DATE: 8/28/75

- 1 - Mr. A. J. Decker
- 1 - Mr. E. W. Walsh
- 1 - Mr. W. R. Wannall
- 1 - Mr. W. O. Cregar
- 1 - Mr. J. G. Deegan
- 1 - Mr. R. L. Shackelford
- 1 - Mr. T. J. McNiff

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Reference is made to memorandum from the Legal Counsel Division to Mr. J. B. Adams dated 8/20/75, captioned as above, wherein it was recommended and approved that a briefing of representatives of the House Select Committee (HSC) be arranged by the Intelligence Division concerning informant matters in coordination with the Special Investigative and Administrative Divisions. *EWL*

By appointment, the above-mentioned briefing was held in the Conference Room of the Intelligence Division, JEH Building, on 8/28/75 during the approximate period 10:00 a.m. to 12:00 noon. Present at this meeting were Assistant Directors Eugene W. Walsh and W. Raymond Wannall of the Administrative and Intelligence Divisions respectively; Inspector-Deputy Assistant Director Frederick C. Fehl, Section Chief Carl W. Hurst and Special Agent (SA) Loy A. Wagoner, all of the Special Investigative Division; SA Paul V. Daly of the Legal Counsel Division; Section Chief Charles D. Neudorfer, Computer Systems Division; Inspector-Deputy Assistant Director Thomas W. Leavitt, SAs Edward P. Grigalus, Homer A. Newman, Jr., and Thomas J. McNiff, all of the Intelligence Division; Mr. Michael E. Shaheen, Jr., Special Counsel for Intelligence Coordination, Department of Justice; and Messrs. James B. F. Oliphant and Richard Vermiere, Staff Members of the HSC. *D*

At the outset, the parameters of the briefing were explained to representatives of the HSC by Inspector Leavitt and SA Daly. SA Newman followed with a briefing as to the manner in which informants are developed and handled by Bureau personnel as well as an explanation of Bureau policy with regard to such matters. *EX-106 REC-1 62-116464-68*

SEP 19 1975

62-116464

TJM:1hb/lhb

(12)

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84 SEP 22 1975

Memorandum to Mr. W. R. Wannall  
Re: Houstudy 75  
62-116464

The remainder of the briefing was expended in a question and answer session with the HSC Staff Members inquiring concerning Bureau policy and describing hypothetical situations with answers being given by Bureau personnel present most familiar with the nature of the inquiry. In general, HSC inquiries appeared to be directed towards the following topics: (a) budget matters, (b) definition of informant and/or source, (c) means of establishing reliability, (d) whether or not Agent provocateur techniques are employed by the Bureau, (e) manner of accountability of informant payments, (f) dissemination of informant information to other agencies both Federal and local, (g) responsibility of field and Headquarters personnel in the handling of informants, (h) tax matters relating to informants, (i) whether or not "deals" were made with individuals to entice them to become informants and/or avoid prosecution, (j) and total payments made to Bureau informants in calendar year 1975. In addition, Messrs. Oliphant and Vermiere inquired as to this Bureau's policy with regard to the offering of rewards.

At the closure of the above briefing and question and answer period, Messrs. Oliphant and Vermiere expressed their appreciation to Bureau personnel present and related that they believed that the time spent in this regard, coupled with information concerning informant matters which they will obtain through a review of Bureau manuals dealing with the subject, will afford them a better understanding of the entire informant picture as it relates to this Bureau and which will be reported upon by them to the Congressmen who comprise the HSC.

ACTION:

None. For information.

*WVC*  
*Law*  
*WVC*  
*TJM*  
*EVL*  
*per*

*ADD/ew*

2 - Mr. J. A. Mintz  
(1 - Mr. J. B. Hotis  
1 - Mr. W. R. Wannall

The Attorney General

August 28, 1975

Director, FBI

1 - Mr. W. O. Cregar  
1 - Mr. R. D. Hampton

UNITED STATES HOUSE OF REPRESENTATIVES  
SELECT COMMITTEE ON INTELLIGENCE (HSC)

This is in response to HSC letter dated July 30, 1975, requesting access to all FBI budgetary information already provided to the General Accounting Office pursuant to its investigation for the House Judiciary Committee.

Attached for your approval and forwarding to the Committee is the original of a memorandum which constitutes our complete response to this request. We have previously responded to all other requests in the HSC letter dated July 30, 1975. A copy of the memorandum is being provided for your records.

Enclosures - 2

62-116464

EX-106

1 - The Deputy Attorney General  
Attention: Michael E. Shaheen, REC-1  
Special Counsel for  
Intelligence Coordination

SEP 19 1975

RDH:lij  
(9)

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2 - Mr. J. A. Mintz  
(1 - Mr. J. B. Hotis)  
1 - Mr. W. R. Wannall  
1 - Mr. W. O. Cregar  
1 - Mr. R. D. Hampton

62-116464

August 28, 1975

UNITED STATES HOUSE OF REPRESENTATIVES  
SELECT COMMITTEE ON INTELLIGENCE

RE: FBI BUDGETARY INFORMATION  
ALREADY PROVIDED TO THE GENERAL  
ACCOUNTING OFFICE

Reference is made to the letter from the captioned Committee dated July 30, 1975, which contained a request for access to the above-mentioned material.

Pursuant to your request, a copy of the above material is now available for review at FBI Headquarters by Messrs. Verneiro and Oliphant of the Committee.

1 - The Attorney General

RDH:lij  
(9)

ORIGINAL AND 1 CC TO ATTORNEY GENERAL

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ENCLOSURE

GPO : 1975 O - 569-920





OFFICE OF THE DEPUTY ATTORNEY GENERAL  
WASHINGTON, D.C. 20530

August 1, 1975

TO: John A. Mintz, Assistant Director  
Legal Counsel Division

FROM: Michael E. Shaheen, Jr.  
Special Counsel for Intelligence  
Coordination

SUBJECT: House Select Committee Request for Materials  
and Briefings

Attached is a request from the House Select Committee for various materials and for briefings with different Bureau officials. Please arrange for compliance with this request and advise me as to the length of time likely to be required for response.

cc: Paul Daly

REC-1 62-116464-16

12 SEP 19 1975

EX-106

ENCLOSURE

G. Phil [Signature]  
10/7/75



ERIC G. PIKE, NY, CHAIRMAN

ROBERT N. GIAMMO, CT.  
JAMES V. STANFORD, OHIO  
RONALD V. DELLUMS, CALIF.  
MORGAN F. MURPHY, ILL.  
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JAMES P. JOHNSON, COLO.  
ROBERT W. KASTEN, JR., WIS.

A. SEARLE FIELD, STAFF DIRECTOR  
AARON B. DONNER, COUNSEL

TELEPHONE: (202) 225-9751

Select Committee on Intelligence  
U.S. House of Representatives  
Washington, D.C. 20515

July 30, 1975

Mr. K. William O'Connor  
Special Counsel for Intelligence Coordination  
U.S. Department of Justice  
Washington, D. C. 20530

Dear Mr. O'Connor:

*Amended by Doc 3*  
This is to formally request various materials which Mr. Eugene W. Walsh of the Federal Bureau of Investigation, on July 29, 1975, agreed to turn over to this Committee, to-wit: 1) the Spring Planning Call submitted to the FBI by the Department of Justice; 2) the Spring Planning Call response sent by the FBI to the Department of Justice; and 3) the ten year budget charts indicating resource allocations prepared by Dale W. Anderson for the GAO,

*Amended by Doc 3*  
Furthermore, we request briefings, as soon as possible, between Messrs. Vermeire and Oliphant of our staff and Messrs. R. G. Hunsinger (Deputy Assistant Director, Administrative Division), L. C. Groover (Budget and Accounting Section Chief), D. W. Anderson (Budget Formulation and Presentation Unit), J. J. Clynick (Budget and Accounting Section), and T. L. Knowles (Special Detail Unit), all of the Federal Bureau of Investigation.

*Amended by Doc 3*  
We further request that Messrs. Vermeire and Oliphant be given access to all FBI budgetary information already provided to the GAO pursuant to its investigation for the House Judiciary Committee.

*Amended by Doc 3*  
We further request a briefing between Messrs. Vermeire and Oliphant and Glen E. Pommerening, Assistant Attorney General for Administration.

Thank you for your cooperation.

Sincerely,

*62-116460*  
A. Searle Field  
Staff Director and Chief Counsel

ENCLOSURE



- 1 - Mr. Adams - Enc.
- 1 - Mr. Wannall - Enc.
- 1 - Mr. Mintz - Enc.

September 5, 1975

**The Deputy Attorney General**  
**(Attention: Michael E. Shaheen,**  
**Special Counsel for Intelligence Coordination)**  
**Director, FBI**

- 1 - Mr. Cregar - Enc.
- 1 - Mr. Hotis - Enc.
- 1 - Mr. Daly - Enc.

**PROPOSED LETTER TO MR. PHILLIP W. BUCHEN, COUNSEL TO THE PRESIDENT, CONCERNING THE NEED FOR CREATION OF A JOINT OVERSIGHT COMMITTEE ON INTELLIGENCE ACTIVITIES**

*Handwritten: 11-11-75*

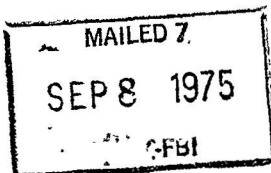
Attached is a proposed letter requested by Mr. Phillip W. Buchen, Counsel to the President, concerning the need for consolidation of Congressional inquiries into activities of agencies within the intelligence community. The letter briefly outlines some of the problems created by the proliferation of committees exercising oversight responsibilities in this area and calls for the creation of a joint oversight committee in Congress.

Enclosure

**ENCLOSURE**

NOTE: Reference Legal Counsel to Mr. Adams memorandum jointly captioned "HOUSTUDY, SENSTUDY 75," dated 8-29-75. This memorandum reported the results of a meeting of the Policy Steering Group on 8-27-75 at which Mr. Phillip W. Buchen, Counsel to the President, requested that we prepare a letter to him setting forth problems created by the Congressional inquiries into the Bureau and suggesting the need for creation of a joint oversight committee. Michael Shaheen, Special Counsel for Intelligence Coordination, suggested that the letter be prepared for the Deputy Attorney General's signature for submission to Mr. Buchen.

- Assoc. Dir. \_\_\_\_\_
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**EX-110**

**XEROX**

**SEP. 17 1975**

**JBH:dkg (9)**

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**REC-41**

*Handwritten: 62-116464-65*

**SEP 9 1975**

Honorable Phillip W. Buchen  
Counsel to the President  
The White House  
Washington, D. C. 20500

Dear Mr. Buchen:

This is in response to your request for our views concerning the need for consolidation of the various Congressional inquiries into the activities of the Federal Bureau of Investigation and other investigative agencies in the Department of Justice.

As you know, the number of Congressional Committees expressing legislative or oversight interest in these agencies has increased significantly in the past several months. In addition to Select Committees in the House and Senate, at least a half dozen other Committees of Congress are presently inquiring into the activities of these agencies. It appears, for example, that oversight responsibilities in the House over the FBI are shared by the Subcommittees on Civil and Constitutional Rights; Courts, Civil Liberties and the Administration of Justice; and the Subcommittee on Government Information and Individual Rights. We have also been invited to testify before the Subcommittee on Postal Facilities, Mail and Labor Management on matters relating to the interception of the mails. Vast amounts of information and documents have been provided thus far to the members and staff personnel of several of these Committees, and briefings have been conducted on the most sensitive operations of Government.

As a general rule, these Committees are staffed by personnel who have limited knowledge about the functions and responsibilities of the intelligence community. In an effort to provide the basic information needed for an intelligent judgment in these matters, we have conducted a number of briefings for staff members of these Committees.

62-110 / 15  
ENCLOSURE

Honorable Phillip W. Buchen

This is a time-consuming process and one which must be repeated for each of the Committees. Additional problems are created by the numerous interviews by Committee staffs of agency personnel. In some cases, these interviews involve alleged improprieties or matters being reviewed by this Department for possible prosecution. This places the employee in a very difficult situation, particularly when he is called upon repeatedly to justify his actions to various Congressional investigators. Not only does this disrupt the normal routine of the agency, but it tends to undermine the morale of its employees.

We have experienced considerable difficulty establishing guidelines for these interviews and for the review or production of documents in agency files. After some months of negotiations with the Senate Select Committee, we finally agreed upon certain procedures in these matters. It appears, however, these procedures are not acceptable to the House Select Committee which prefers to deal with each request on an ad hoc basis. We can expect similar problems with other Committees of Congress, each of which is concerned about preserving its own autonomy and carrying out what it perceives to be a separate legislative or oversight mandate. This makes it necessary for us to respond in different ways to different Committees of Congress, even though there is considerable overlap in the type of information requested.

As you might expect these demands impose a substantial administrative burden on each of the agencies involved. In an effort to minimize this problem, I have appointed a Special Counsel for Intelligence Coordination who reports directly to me in these matters. The Bureau has also created a special unit to handle these requests, staffed by several Agent and clerical personnel. Nonetheless the demands have been so great that it is often impossible to comply in a manner which is satisfactory to the Committees. In my opinion, we will soon be at a point where the effort needed to comply in a complete and timely fashion to Congressional demands will seriously undermine the ability of these agencies to carry out their normal investigative responsibilities.

Honorable Phillip W. Buchen

I am also concerned about the possibility of compromising extremely sensitive sources or ongoing investigations. While it is not my intention to question the integrity of Congressional staff members, the widespread dissemination of these materials inevitably increases the likelihood of improper disclosure. The problem is aggravated in the House by Rule 11 which provides that information furnished to a Committee is available upon request to any member of the House. As you know, Rule 7.3 of the House Rules for the Select Committee on Intelligence Activities states that, "Until such time as the committee has submitted its final report to the House, classified or other sensitive information in the committee records and files shall not be made available or disclosed to other than the committee membership and the committee staff, except as may be otherwise determined by the committee." It is not at all clear, however, whether the Committee Rules supersede established rules of the House. Furthermore, Rule 7.3 does not deal with the ultimate disposition of such materials once the Committee has submitted its final report. Until this matter is resolved, we have no real assurance that this information will be afforded the proper safeguards.

These problems can be greatly alleviated without any impairment of Congressional responsibilities by the creation of a joint oversight Committee. A consolidation of the oversight functions in one Committee would reduce duplication of effort and enhance the ability of the Congress to acquire the information needed for an intelligent and reasoned judgment in these matters. It would also minimize the competitive atmosphere which presently exists among some of these Committees. I would urge, therefore, that such a proposal be made to the joint leadership of Congress, with a view toward the prompt resolution of this issue.



UNITED STATES GOVERNMENT

# Memorandum

Assoc. Dir. \_\_\_\_\_  
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Director Sec'y \_\_\_\_\_

TO : Mr. Adams

DATE: 8-29-75

FROM : Legal Counsel *Jan/94*

SUBJECT: HOUSTUDY - '75

SENSTUDY - 75

This memorandum reports the results of a meeting of the Policy Steering Group held at CIA Headquarters on 8-27-75. In Mr. Colby's absence, the meeting was chaired by Major General Jack E. Thomas (Ret.), Acting Deputy Associate Director of the DCI for the Intelligence Community. In attendance were Mr. Philip Buchen, Counsel to the President, James A. Wilderotter, Associate Counsel to the President, Mitchell Rogovin, Special Counsel to the Director of Central Intelligence, Michael E. Shaheen, the Department's Special Counsel for Intelligence Coordination, Inspector John B. Hotis, SA Leon F. Schwartz and representatives of the State Department, Department of the Treasury, Department of Defense, Office of Management and Budget, and the National Security Agency.

The primary purpose of the meeting was to discuss current relations with the House Select Committee. Mr. Rogovin, Special Counsel to the Director of Central Intelligence, said he met earlier that day with A. Searle Field, Staff Director of the House Select Committee on Intelligence Activities and discussed several topics of interest to the intelligence community. Field said that starting on 9-17-75 the Committee plans to hold additional public hearings using the same general format as in the past. At the outset, the Committee will call the people at the operational level, such as Assistant Directors. The heads of the agencies will be asked to testify at the final hearings held at the end of the year.

Rogovin said Mr. Field expressed concern about the possibility that some agencies were intimidating witnesses. He was referring to the arrangement whereby agency employees who appear as witnesses are required to write memoranda reporting the substance of the interviews. Field was primarily concerned about voluntary witnesses, those "who might be coming in the back door." He agreed, however, to follow the procedures

Enclosure

ENCLOSURE

EX-110

XEROX

- 1 - Mr. Adams - Enclosure  
1 - Mr. Wannall - Enclosure  
1 - Mr. Mintz - Enclosure

- 1 - Mr. SEC Reg 1975 - Enclosure  
1 - Mr. Hotis - Enclosure  
1 - Mr. Daly - Enclosure

84 SEP 2 1975

CONTINUED - OVER

Legal Counsel to Mr. Adams Memo  
Re: HOUSTUDY, SENSTUDY - 75

followed by the Senate Select Committee concerning abuse interviews versus investigative interviews. Although it would be possible to have an Agent present during the investigative interview, he would be required to leave the room if there was a discussion of abuse practices. This, of course, would not prevent an individual from having counsel of his own choice present during the interview.

Rogovin said his own view is that an agency can supply counsel as long as the employee realizes that there is a potential conflict of interest and that the counsel's first allegiance is to the agency. It was pointed out that the Department of Justice has taken the position that a potential conflict of interest prevented it from providing counsel for the employees during these interviews. He was told that the Department of Justice is researching the question of whether the Government can reimburse an employee who finds it necessary to employ private counsel at his own defense. Rogovin said he felt that the Department's position was inconsistent with its participation in the lawsuits involving Haldeman, Ehrlichman, Mitchell, et al., in which the Department is providing legal representation. Rogovin said he believed an effort was underway to set up a panel of attorneys in Washington who might represent such employees as a public service.

Rogovin said he had been advised that Edward Roder had recently been dismissed from his position as staff investigator by Mr. Field. Field is now concerned that Roder will return to his former job as a reporter for the "Baltimore Sun" and "leak" information obtained in his capacity as staff investigator. He asked Rogovin for advice on how he thought the secrecy agreement signed by the Committee staff members could best be enforced in this case. Field asked to be advised of any inconsistencies where members of his staff used poor judgment. Rogovin cited a recent case in which a staff investigator asked a senior official of CIA who spoke with a noticeable accent whether he had ever been a member of the German Intelligence Service.

Rogovin said Field insisted upon learning the identity of all informants and proprietaries, including officers and directors. He was told that this information

CONTINUED - OVER



Legal Counsel to Mr. Adams Memo  
Re: HOUSTUDY, SENSTUDY - 75

would not be furnished to him, since it is given very limited dissemination even within the intelligence community. Field said this position demonstrates a lack of trust toward the Committee and its staff members and a failure to respect their legislative mandate. Rogovin said that is not the issue; rather it is whether it is wise to entrust all that sensitive information to one person.

As a final item he said that Congressman Les Aspin had asked for a briefing on electronic surveillance practices. Rogovin said Aspin is one of the brightest members on the Committee and can be a leader in molding the opinion of the Committee. Wilderotter said we should not honor Aspin's request until we have some assurances that he will maintain the confidentiality of such information. He suggested that we "hold up until the Committee has a better track record."

Rogovin then asked for comments from those in attendance concerning a draft letter from Mr. Colby as Director of Central Intelligence to Congressman Pike concerning procedures that would be followed with respect to requests for documents and interviews of witnesses (copy attached). Mr. William G. Hyland, Director of Intelligence and Research, Department of State, said that his Department will not provide a reading room for Committee staff members, nor will they give a brief description of documents belonging to another agency. It was suggested and agreed that the wording of the draft letter will be revised to eliminate any references to a "brief description" of documents withheld for Third Agency clearances.

The question of the ultimate disposition of documents and other materials furnished the Committee was raised once again. Several of the attendees expressed serious concern about the failure of the draft letter to take a firm position on the need for a resolution of this issue. It was pointed out that all of the ultimate safeguards and procedures would be to no avail if such information was ultimately published or made available to the other members of Congress without restriction. Mr. Wilderotter suggested that we should refuse any further cooperation until this matter is resolved. Mr. Buchen felt, however, this was not a realistic position to take and instructed Rogovin to alter the wording of the letter to strengthen the demand that a prompt decision be made in this matter.

CONTINUED - OVER

Legal Counsel to Mr. Adams Memo  
Re: HOUSTUDY, SENSTUDY - 75

Mr. Hotis said that the list of sensitive categories set out in the draft letter was not broad enough to meet the Bureau's needs. It was pointed out, for example, that the list did not extend to information the disclosure of which would jeopardize ongoing investigations. In addition it was noted that the agency was permitted to withhold names of citizens or organizations only where it had "pledged" confidentiality. Mr. Rogovin agreed to change the wording to include persons or organizations with whom the agencies had a confidential relationship. Mr. Buchen said that the letter would not be sent on behalf of the entire intelligence community. He wanted to see "how this would fly" and if it was successful each agency could draft similar letters tailored to meet its own needs.

It was also agreed that the wording in the last paragraph of page 2 of the letter dealing with deliberative documents would be changed to insure that it would apply to all documents involved in the executive decision-making processes.

At the close of the meeting Mr. Hotis expressed grave concern over the growing number of Congressional Committees exercising oversight responsibilities over the FBI. In addition to the Select Committees of both Houses, staff members of the House Subcommittees on Civil and Constitutional Rights and Government Information and Individual Rights have recently contacted present or former employees of the Bureau in an effort to conduct interviews. We have also received requests from the House Subcommittee on Courts, Civil Liberties, and the Administration of Justice and the Subcommittee on Postal Facilities, Mail and Labor Management for information on Bureau practices regarding electronic surveillances and mail openings, respectively. Not only does this impose a severe administrative burden on the Bureau, but it also increases the likelihood that sensitive information furnished to these Committees will eventually be compromised. Mr. Hotis said that there was an urgent need for consolidation of these Committees and suggested it would be helpful if the Administration discussed such proposals with leaders of Congress. Mr. Buchen agreed and asked that a letter be directed to him setting forth the problems, which could serve as a basis for a memorandum to the President. He said the President might discuss this matter at his next meeting with joint leadership of the Congress. Michael Shaheen, Special Counsel for Intelligence Coordination, later suggested to Mr. Hotis that the letter be prepared for the Deputy Attorney General's signature for submission to Mr. Buchen.

RECOMMENDATION  
CONTINUED - OVER

Legal Counsel to Mr. Adams Memo  
Re: HOUSTUDY, SENSTUDY - 75

RECOMMENDATION:

That Legal Counsel Division prepare a draft letter for the Deputy Attorney General's signature to Mr. Buchen expressing the need for consolidation of various Congressional Committees inquiring into the activities of the Bureau and other agencies in the intelligence community.

*[Handwritten initials: "RJ" and "Jra"]*

*[Handwritten note: "Draft letter sent to Dept. on 9-8-75. JBJ/hw"]*

*[Handwritten initials: "OK"]*

CENTRAL INTELLIGENCE AGENCY

WASHINGTON, D.C. 20505

The Honorable Otis G. Pike, Chairman  
Select Committee on Intelligence  
House of Representatives  
Washington, D. C. 20515

Dear Chairman Pike:

On July 25th I left with you a packet of materials concerning procedures that might be appropriate in handling the variety of demands your committee will be making upon the Agency in the months to come. Since then we have had a number of frank discussions regarding security and other aspects of your Committee's investigation. In addition, the Committee's Staff Director has held a series of discussions with our Special Counsel and members of my staff. With this then as background, let me suggest the adoption of certain procedures that I believe will insure our ability to respond promptly and fully to the needs of the Committee.

I. Documents:

Upon receipt of a written request for documents dealing with a particular area of inquiry, the Agency will promptly respond with an answer, a partial response or at least a statement as to when the materials will be available. To insure that there are no misunderstandings as to the materials requested, I have encouraged our staff to contact your staff members and discuss the precise nature of any request not clear on its face. Further, our staff has been instructed to make materials available as soon as they are ready and not hold up a response until all of the materials requested have been compiled. When documents are withheld because clearance is being sought from another Agency, your committee will be notified, and a brief description of the document will be given.

4 XEROX  
SEP 17 1975  
MC

62-116464-14  
ENCLOSURE



To assist us in servicing your requests we have asked that where practical, the request for documents be as specific as possible and that your staff coordinate their requests so that House Select Committee priorities will be given to the various demands. We have set up a reading room at the Agency where documents will be made available for examination.

With respect to the documents to be made available to the Committee, there are certain sensitive materials that must be protected not only from exposure but even the risk of exposure. Included in this sensitive category are:

- names of agents and sources;
- names of persons involved in Agency operations who would be subject to personal, physical danger, to extreme harassment or to economic or other reprisals if their names were to be publicly identified;
- material provided confidentially by cooperating foreign intelligence services;
- details that would reveal the nature of sensitive intelligence methods and techniques of collection, by technical and human means;
- names of cooperating Americans and American organizations and contacts to whom we have pledged confidentiality.

In making such deletions, our staff has been instructed to describe the deletion, e.g., as a CIA officer or agent, in order to place the material in context. Where your staff believes that a particular name or detail is critical to their inquiry, this then should be brought to the attention of our staff and the matter can be negotiated. I believe this procedure is consistent with your statement to me that the Committee is not interested in our sources and methods, or in the names of agents.

Finally, some proposed testimony and requests for documents may enter the area of the executive decision-making process in which the need to protect the confidentiality of advice or recommendations to policy-making bodies has long been recognized. This would apply,

for example, to Presidential or 40 Committee deliberations relating to approval of CIA actions. Where such a circumstance exists, we would advise the Committee that executive approval is being sought and that we would be in further touch with your staff on the matter.

We will want to work together, too, to protect certain other information which, if improperly disclosed, could impair the legitimate rights of privacy of individuals. I am sure we can deal with these matters so as to protect this essential privacy while satisfying the Select Committee's need for a full understanding of intelligence activities.

## II. Witnesses:

You doubtless will want to interview present and former CIA employees. Current employees will, of course, be made available to the Select Committee for staff interviews and for testimony. This on rare occasions may require special arrangements, including testimony under alias, to protect the identity of employees whose safety or future utility might be jeopardized by exposure. With respect to the interview of Agency employees who are currently on detail to other agencies in the government and whose testimony relates to CIA matters, we will arrange with the host agency to make the employee available upon request of the Committee. Where the employee is sought to testify with respect to matters concerning his detail or matters relating to the host agency, we will bring your request to the attention of the host agency. Thus, if your staff will advise us of whom they wish to interview, we will make the appropriate arrangements with our employees. While I have no authority to direct the cooperation of ex-employees, I will be happy to assist you in any I can. In a very few cases, their identities also will have to be protected.

As you know, each employee had to sign a security agreement upon entering on duty. This requires that he keep forever secret all classified information gained during his employment, unless he obtains prior authorization to disclose it from the DCI. These secrecy agreements signed by our employees and ex-employees need not impair the necessary work of your Committee. In view of the security protection contemplated by your Committee, I have determined that disclosure of otherwise protected information to the Select Committee or its designated staff members will, in most instances, constitute a fully authorized provision of information within the meaning of the secrecy agreements. This letter may be used to



indicate authorization for any Agency employee to furnish information to the Select Committee or to appropriate staff members on matters which otherwise would be covered by their secrecy agreement. Where, however, the answer to the particular question covers the highly sensitive matters mentioned above, the employee or former employee is obligated to consult with the Agency before responding. In this regard, the Agency should be notified before the Committee contacts each Agency employee or ex-employee who is to be interviewed or called to testify. I attach a separate letter addressed to CIA ex-employees which should be shown to them for the same purpose.

Since so many of our activities involve sensitive areas, I propose a procedure which should aid the Committee in expediting its investigation. If the Committee will notify Mitchell Rogovin, Special Counsel to the Director, of the areas of its inquiry at the outset, we would be in a position to highlight particularly sensitive issues and work out methods to insure that your Committee obtains what it needs without unnecessary risk to the sensitive matters. We will then be in a position to advise the Committee whether any particularly sensitive issues may be involved. Such a procedure will insure you get the information you need to perform your task and at the same time safeguard sensitive intelligence sources and methods which I am obligated by law to protect.

In conclusion, we ask that your Committee make an early determination as to the ultimate disposition of its records upon completion of its tasks. I am sure you will join me in recognizing that permanent, safe storage and security safeguards will be necessary to protect the sensitivity of the Committee's records. To this end you may wish to discuss permanent disposition with the Archivist of the United States.

It is in our mutual interests to ensure that your review proceeds as smoothly and as expeditiously as possible. Toward that end, I have instructed all CIA personnel to respond in a spirit of cooperation. A copy of that instruction is attached. And, I am prepared to consult with the Committee at any time to determine appropriate courses of action.

Sincerely,

W. E. Colby  
Director

Enclosures



FBI

OFFICE OF THE DEPUTY ATTORNEY GENERAL  
WASHINGTON, D.C. 20530

September 12, 1975

TO: Paul Daly, FBI

FROM: Steven Blackhurst  
Assistant Special Counsel for  
Intelligence Coordination

SUBJECT: Guidelines for HSC Request re Bast & Uffinger

Attached is a copy of the guidelines for responding to the HSC requests concerning Bast and Uffinger. You will note the additional guideline, agreed to by us, in Searle Field's letter to Mike Shaheen dated September 8, which is also attached.

As I told you today, Tim Oliphant was told by me that the FBI would have available on Monday and/or Tuesday all FBI files in which Mr. Bast was the subject of a criminal investigation and all files related to Donald Uffinger.

EX-106

REC-61

5 SEP 17 1975

ENCLOSURE

62-116464

5- Mr. [unclear]





These guidelines apply to the HSC request for materials related to Donald Uffinger and Richard Bast and to the HSC request to interview five special agents of the FBI.

1. The request relates to the FBI, not DEA.
2. The request is for access to materials, not for delivery. ✓

3. HSC agrees not to use the materials to which they are given access in such a fashion as would jeopardize either the DOJ criminal investigation or the DOJ position in Bast v. Kelley.

—This includes but is not limited to disclosing information to either Bast or Uffinger or their attorneys.

4. Excluded from the materials to which the HSC will be given access are:

- (a) the work product of DOJ attorneys; ✓
- (b) the identities of FBI confidential sources; ✓
- (c) materials provided to the FBI by other agencies ✓ of government. (This material is subject to the third-agency rule.)
- (d) certain material concerning Uffinger which is 7 unrelated to Bast. (This is subject to oral explanation.)

5. DOJ attorneys will be present during HSC interviews of FBI agents named as defendants in Bast v. Kelley.

6. These guidelines apply to this matter only and have no precedential value or effect.

116-116 464-63  
ENCLOSURE

OTIS G. PIKE, N. Y., CHAIRMAN

ROBERT N. GIAIMO, CONN.  
JAMES V. STANTON, OHIO  
RONALD V. DRILLUMS, CALIF.  
MORGAN F. MURPHY, ILL.  
LES ASPIN, WIS.  
DALE MILFORD, TEX.  
PHILIP H. HAYES, IND.  
WILLIAM LEHMAN, FLA.

ROBERT MCCLORY, ILL.  
DAVID C. TREEN, LA.  
JAMES P. JOHNSON, COLO.  
ROBERT W. KASTEN, JR., WIS.

A. SEARLE FIELD, STAFF DIRECTOR  
AARON B. DONNER, COUNSEL

TELEPHONE: (202)-225-9751

Select Committee on Intelligence  
U.S. House of Representatives  
Washington, D.C. 20515  
September 8, 1975

Mr. Michael E. Shaheen, Jr.  
Special Counsel for Intelligence Coordination  
U.S. Department of Justice  
Washington, D. C. 20530

Dear Mr. Shaheen:

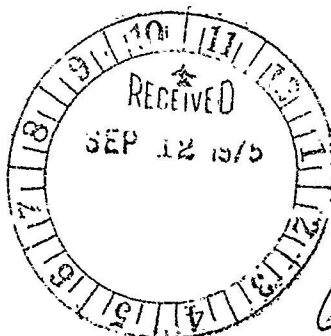
Pursuant to the meeting attended by Messrs. Paul Daly, Steve Blackhurst, yourself and Messrs. Oliphant and Vermeire on September 8, 1975; and pursuant further to the subsequent telephone call between Messrs. Oliphant and Blackhurst on the same date, we agree to the guidelines proposed by the Department of Justice pertaining to access to materials related to Donald Uffinger and Richard Bast and to the interview of five special agents of the FBI with the following modifications:

1. The Select Committee on Intelligence will inform the Department of Justice of any proposed use of the materials. The Department of Justice will advise the Select Committee of any objections to the proposed use. Any problems that cannot be solved at the initial level will be referred to Chairman Pike and Attorney General Levi for ultimate resolution.

Sincerely,



A. Searle Field  
Staff Director



62-116463-13

OFFICE OF LEGISLATIVE AFFAIRS	
DEPUTY ATTORNEY GENERAL	
DEPARTMENT OF JUSTICE	
21	SEP 11 1975
R.A.O.	

ENCLOSURE OFFICE OF LEGISLATIVE AFFAIRS

- 1 - Mr. W. V. Cleveland (RTFR)
- 1 - Mr. W. M. Gallagher
- 2 - Mr. J. A. Mintz  
(1 - Mr. J. B. Hotis)
- 1 - Mr. W. R. Wannall

September 10, 1975

- 1 - Mr. W. O. Cregar
- 1 - Mr. J. W. Johnson

The Attorney General

Director, FBI

UNITED STATES HOUSE OF REPRESENTATIVES  
SELECT COMMITTEE ON INTELLIGENCE (HSC)

Reference is made to a letter from the HSC dated August 19, 1975, requesting certain documents and other information from the FBI.

Enclosed for your approval and forwarding to the Committee is a letter from Director, FBI, to Chairman Otis G. Pike, HSC, dated September 10, 1975.

In addition to the six proprietaries mentioned in the enclosed letter, the FBI has contributed a limited amount of funds to another ongoing operation in the organized crime field, which is primarily funded by another agency. As this proprietary is not maintained by the FBI, no briefing concerning this operation will be furnished the HSC by this Bureau.

A copy of the letter involved is being furnished for your records.

Enclosures - 2

62-116464

1 - The Deputy Attorney General  
Attention: Michael E. Shaheen, Jr.  
Special Counsel for  
Intelligence Coordination

REC-100 62-116464-61

FEB 17 1976

ENCLOSURE

Assoc. Dir. — JWJ:sjm 55  
Dep. AD Adm. —  
Dep. AD Inv. — (11)  
Asst. Dir.:  
Admin. —  
Comp. Syst. —  
Ext. Affairs —  
Files & Com. —  
Gen. Inv. —  
Ident. —  
Inspection —  
Intell. —  
Laboratory —  
Plan. & Eval. —  
Spec. Inv. —  
Training —  
Legal Coun. —  
Telephone Rm. —  
Director Sec'y —

MAIL ROOM ☐ TELETYPE UNIT ☐

1 - Mr. W. M. Gallagher  
 1 - Mr. W. V. Cleveland  
 2 - Mr. J. N. Mintz  
     (1 - Mr. J. B. Hotis)  
 1 - Mr. W. R. Wannall  
 1 - Mr. W. O. Cregar  
 1 - Mr. J. W. Johnson

September D, 1975

Honorable Otis G. Pike  
 Chairman, Select Committee on Intelligence  
 United States House of Representatives  
 Washington, D. C.

Dear Mr. Chairman:

Reference is made to a letter of Mr. A. Searle Field, Staff Director of the House Select Committee (HSC) to the Honorable Edward H. Levi, Attorney General of the United States dated August 19, 1975, wherein the HSC requested a list of proprietaries maintained by the FBI.

In response to the above inquiry, I wish to inform you that this Bureau is currently maintaining a total of six operations in the national security and organized crime field, which operations would fit under the general category of proprietaries. Due to the extreme sensitivity of each of these operations and as disclosure of such information could seriously impair on-going investigations and/or result in physical injury to those involved, I will discuss these operations with you at a mutually agreeable time.

1 - The Attorney General

EX-116  
 Respectfully,

REC-5

62-116464-618

FEB 17 1976

JWJ:sjm  
 (10)

Clarence M. Kelley  
 Director

Assoc. Dir. \_\_\_\_\_  
 Dep. AD Adm. \_\_\_\_\_  
 Dep. AD Inv. \_\_\_\_\_  
 Asst. Dir.:  
   Admin. \_\_\_\_\_  
   Comp. Syst. \_\_\_\_\_  
   Ext. Affairs \_\_\_\_\_  
   Files & Com. \_\_\_\_\_  
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   Laboratory \_\_\_\_\_  
   Plan. & Eval. \_\_\_\_\_  
   Spec. Inv. \_\_\_\_\_  
   Training \_\_\_\_\_  
   Legal Coun. \_\_\_\_\_  
   Telephone Rm. \_\_\_\_\_

SEE NOTE PAGE 2

MAIL ROOM ☐ TELETYPE UNIT ☐

Honorable Otis G. Pike

NOTE:

~~TOP SECRET~~

(S) A survey of Section Chiefs by SA James W. Johnson, Intelligence Division indicated two proprietaries (businesses) are maintained; code name cases Korsaj and Toolup are maintained in conjunction with the Orkid case. Orkid is code name for our program to technically penetrate the new Soviet Embassy complex at Mount Alto, Wisconsin Avenue, Northwest, Washington, D. C. Korsaj is code name for our purchase and subsequent management, through a cutout, of the apartment building, Highview Towers, 2700 Wisconsin Avenue, Northwest, Washington, D. C. Toolup is code name for the rented test facilities for equipment and techniques being developed under the Orkid program. The facilities are located at 2301 and 2361 South Jefferson Davis Highway, Arlington, Virginia.

(S) Senstudy Representative SA J. William Hines, General Investigative Division, advised no proprietaries are currently being maintained.

(S) A survey by Senstudy Representative John E. McHale indicates the Special Investigative Division is currently conducting four proprietary operations in the field of organized crime, which, to date, have cost a total of \$44,000 in building and equipment rental, utility and freight employees, the purchase of office supplies, property inventory, etc. (some of which will be recoverable at the conclusion of the investigations).

(S) These are active ongoing cases, the disclosure of such information could result in physical harm to individuals involved. A briefing in general terminology on these operations is being prepared. The FBI has also assisted a number of state and local agencies utilizing their own funds and/or grants from the Law Enforcement Assistance Administration (LEAA).

(S) The only such proprietary currently in operation has been called to the attention of the Department in the cover letter. This operation is primarily funded by LEAA.

(S) Appropriate briefing material will be prepared by representatives of interested Divisions, upon notification this procedure is acceptable to HSC.

Classified by 4091, XGDS 2 and 3, Indefinite.

~~TOP SECRET~~

# Serial Charge-Out

**RECORDS MANAGEMENT DIVISION  
RECORD/ INFORMATION DISSEMINATION SECTION**

## **SERIAL CHARGE OUT**

**This Document Has Been Removed**

**TOP SECRET MATERIAL**

**Document can be located in the SCIF, ICRC  
CONTACT UC BETTY WEAVER FOR ACCESS TO  
DOCUMENTS**

**NOTE TO DISCLOSURE:**

Please proceed as usual processing other documents in the request.

**FOIPA #** 1202241

**File #** HQ 62-116464 **Serial** 73 +61+61x

**Date of Mail** \_\_\_\_\_ **Page (s)** 6

**Date** 12/5/12 **Initials** JAM

**Analyst** John Adair Miller **Team** WPU

**SERIAL CHARGE-OUT**

Approved:6/24/03 DMH

2- Mr. J. A. Mintz  
(1 - Mr. J. B. Hotis)  
1 - Cleveland

The Attorney General

September 10, 1975

Director, FBI

1 - Mr. W. R. Wannall  
1 - Mr. W. O. Cregar  
1 - Mr. T. J. McNiff

U. S. HOUSE SELECT COMMITTEE  
ON INTELLIGENCE ACTIVITIES (HSC)

Enclosed for your approval and forwarding to the HSC is the original of a memorandum which constitutes this Bureau's response to requests contained in HSC letter dated August 29, 1975 concerning delivery of specified sections of this Bureau's Manual of Instructions.

A copy of this memorandum is being furnished for your records.

Enclosures (5)

62-116464

1 - The Deputy Attorney General  
Attention: Michael E. Shaheen, Jr.  
Special Counsel for  
Intelligence Coordination

TJM:adn *adn*  
(10)

REC-61

EX-106

5 SEP 17 1975

3

D

TO SPANISH AMERICAN  
DEPARTMENT OF JUSTICE

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
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Files & Com. \_\_\_\_\_  
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Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_

SECRET MATERIAL ATTACHED

W12W/T22

2:10 PM 10/1/30  
with SSC and 583

1008

TJM



2 - Mr. J. A. Mintz  
(1 - Mr. J. B. Hotis)  
1 - Cleveland  
1 - Mr. W. R. Wannall  
1 - Mr. W. O. Cregar  
September 10, 1975  
1 - Mr. T. J. McNiff

U. S. HOUSE SELECT COMMITTEE  
ON INTELLIGENCE ACTIVITIES (HSC)

RE: REQUESTS FOR SECTIONS 107, 108 AND 130  
OF THIS BUREAU'S MANUAL OF INSTRUCTIONS

Reference is made to HSC letter dated August 29, 1975, requesting delivery of Sections 107, 108 and 130 of this Bureau's Manual of Instructions to the HSC. In compliance with the above request there is enclosed for the HSC one copy of each of the above three enumerated sections.

Enclosures (3)

1 - The Attorney General

ORIGINAL AND ONE COPY TO AG

TJM:adn *adn*  
(9)

NOTE:

Referenced HSC letter 8/29/75 requests delivery of above Manual sections which have previously been made available to HSC staff members for review at FBI Headquarters. Section 107 deals with security informants, Section 108 deals with criminal informants and Section 130 deals with extremist informants. Sections 107 and 130 have previously been made available to members of the Senate Select Committee by memorandum dated 8/1/75. Special Agent John E. McHale, Special Investigative Division on 9/5/75 advised that Division has no objection to furnishing HSC with a copy of 108.

Assoc. Dir. \_\_\_\_\_  
Dep. AD Adm. \_\_\_\_\_  
Dep. AD Inv. \_\_\_\_\_  
Asst. Dir.:  
Admin. \_\_\_\_\_  
Comp. Syst. \_\_\_\_\_  
Ext. Affairs \_\_\_\_\_  
Files & Com. \_\_\_\_\_  
Gen. Inv. \_\_\_\_\_  
Ident. \_\_\_\_\_  
Inspection \_\_\_\_\_  
Intell. \_\_\_\_\_  
Laboratory \_\_\_\_\_  
Plan. & Eval. \_\_\_\_\_  
Spec. Inv. \_\_\_\_\_  
Training \_\_\_\_\_  
Legal Coun. \_\_\_\_\_  
Telephone Rm. \_\_\_\_\_  
Director Sec'y \_\_\_\_\_

*W R W / T J M*  
**SECRET**  
**ENCLOSURE**  
**MATERIAL ATTACHED**  
*W R W*  
*T J M*

MAIL ROOM ☐

TELETYPE UNIT ☐



5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION  
WASHINGTON, D. C. 20535

Addressee: House Select Committee

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 9/10/75

U.S. House Select Committee. 8/29/75 Request  
Caption of Document:

~~XXXX~~ Requests for Sections 107, 108 and 130  
of this Bureau's Manual of Instructions

Originating Office: FBI

Delivered by: Richard J. Taggart

Date: 9/12/75

Received by: Frederick T. Leo

Title: Security Officer

Return this receipt to the Intelligence Division, FBI

ENCLOSURE

62-116464-61

TO: Intelligence Community Staff  
ATTN: Central Index

FROM:

FBI

SUBJECT: Abstract of Information Provided to Select Committees

1. HOW PROVIDED (check appropriate term. If a document was made available for review but not transmitted, so note.)

2. DATE PROVIDED

☒ DOCUMENT ☐ BRIEFING ☐ INTERVIEW ☐ TESTIMONY ☐ OTHER

9/10/75

3. TO WHOM PROVIDED (check appropriate term; add specific names if appropriate)

SSC

☒ HSC

4. IDENTIFICATION (provide descriptive data for documents; give name or identification number of briefer, interviewee, testifier and subject)

Memorandum and enclosures

5. IN RESPONSE TO (list date and item number if in response to formal request, otherwise state verbal request of (name), initiative, subpoena, etc.)

HSC letter 8/29/75

6. CLASSIFICATION OF INFORMATION (enter U, C, S, TS or Codeword)

S

7. KEY WORDS (enter the appropriate key words from the list provided separately; if key words not listed are used underline for emphasis)

Operating procedures

8. SUMMARY (see reverse side before completing this item)

Sections 107, 108 and 130 of the Bureau's Manual of Instructions.

62-116494

FMK:fmk

(4)

ORIGINAL VIA LIAISON TO CENTRAL COMMUNITY INDEX  
IN CONNECTION WITH HOUSTUDY 75

TREAT AS YELLOW

S. WOC/B

## INSTRUCTIONS

- Type or print clearly in ink.
- Indicate classification of the abstract top and bottom.
- Date the abstract and put on any internal control numbers required.
- "FROM" entry should clearly identify the organization providing the information.
- If additions (as when a copy of document sent to SSC is later sent to HSC) or changes to a previously submitted form are necessary, submit a copy of the original abstract, with the change indicated.

SPECIFIC ITEM NO. 8. SUMMARY - enter brief narrative statement describing substance of information and showing relationship to Intelligence Community matters if appropriate. Any feedback or evidence of investigatory interests should be noted. Commitments made to supply additional information should be noted. Additionally, certain administrative information may be entered here, e.g., restrictions on review of a document, if document was paraphrased, whether interviewee is current or former employee, etc. If actual document or transcript is provided, that fact should be noted and no summary is required. Additional pages may be attached if necessary.

2 - Mr. J. A. Mintz  
(1 - Mr. J. B. Hotis)  
1 - Mr. W. R. Wannall  
1 - Mr. W. O. Cregar  
1 - Mr. T. J. McNiff

The Attorney General

September 9, 1975

Director, FBI

U. S. HOUSE SELECT COMMITTEE  
ON INTELLIGENCE ACTIVITIES (HSC)

Reference is made to HSC letter dated September 2, 1975, requesting information and documents relating to domestic surreptitious entries or "break-ins" engaged in by the FBI for the National Security Agency or the service cryptologic agencies, as well as a description of FBI involvement in obtaining copies of diplomatic and other international printed messages from common carrier corporations in Washington, D. C.

Pursuant to instructions received September 4, 1975, by Section Chief W. O. Cregar of this Bureau from Michael E. Shaheen, Jr., Special Counsel for Intelligence Coordination, Department of Justice, this Bureau is holding in abeyance responses to the above HSC inquiries pending receipt of additional instructions from the Department as to the manner and extensiveness of responses to be made by this Bureau in these sensitive areas.

62-116464

EX-106

REC-61

62-116464-60

1 - The Deputy Attorney General  
Attention: Michael E. Shaheen, Jr.  
Special Counsel for  
Intelligence Coordination

Assoc. Dir. — TJM:1hb 1hb  
Dep. AD Adm. —  
Dep. AD Inv. — (9)  
Asst. Dir.:  
Admin. —  
Comp. Syst. — NOTE:  
Ext. Affairs —  
Files & Com. —  
Gen. Inv. —  
Ident. —  
Inspection —  
Intell. —  
Laboratory —  
Plan. & Eval. —  
Spec. Inv. —  
Training —  
Legal Coun. —

At a White House briefing on 9/3/75 dealing with sensitive matters such as surreptitious entries and electronic interception, it was decided by those in attendance that members of the intelligence community should be most circumspect in providing the HSC with information relating to these sensitive

NOTE CONTINUED PAGE 2

The Attorney General

NOTE CONTINUED:

subjects. During the above-mentioned contact on 9/4/75 with Mr. Shaheen, the latter advised that he would contact appropriate individuals at the White House to determine how inquiries relating to these sensitive subjects will be handled by members of the intelligence community.

2 - Mr. J. Mintz  
(1 - Mr. J. B. Hotis)  
1 - Mr. W. R. Warnall  
1 - Mr. W. O. Cregar  
1 - Mr. T. J. McNiff

The Attorney General

September 9, 1975

Director, FBI

U. S. HOUSE SELECT COMMITTEE  
ON INTELLIGENCE ACTIVITIES (HSC)

Reference is made to HSC letter dated September 2, 1975, requesting information and documents relating to domestic surreptitious entries or "break-ins" engaged in by the FBI for the National Security Agency or the service cryptologic agencies, as well as a description of FBI involvement in obtaining copies of diplomatic and other international printed messages from common carrier corporations in Washington, D. C.

Pursuant to instructions received September 4, 1975, by Section Chief W. O. Cregar of this Bureau from Michael E. Shaheen, Jr., Special Counsel for Intelligence Coordination, Department of Justice, this Bureau is holding in abeyance responses to the above HSC inquiries pending receipt of additional instructions from the Department as to the manner and extensiveness of responses to be made by this Bureau in these sensitive areas.

62-116464

1 - The Deputy Attorney General  
Attention: Michael E. Shaheen, Jr.  
Special Counsel for  
Intelligence Coordination

Assoc. Dir. — TJM:1hb  
Dep. AD Adm. —  
Dep. AD Inv. — (9)  
Asst. Dir.:

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NOTE CONTINUED PAGE 2

18 SEP 11 1975 MAIL ROOM TELETYPE UNIT

The Attorney General

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