Date: 03/14/05

# JFK ASSASSINATION SYSTEM IDENTIFICATION FORM

#### AGENCY INFORMATION

AGENCY : CIA

RECORD NUMBER : 104-10332-10008

RECORD SERIES : JFK

AGENCY FILE NUMBER : PROJFILES-DECLASS STDS

DOCUMENT INFORMATION

AGENCY ORIGINATOR : CIA

FROM:

TO:

TITLE : ARRB-CIA ISSUES: FOREIGN LIAISON

DATE : 08/23/1995

PAGES : 22

SUBJECTS : LIAISON

JFK ASSASSINATION

UNIT INDEX ARRB ISSUE

DOCUMENT TYPE : PAPER CLASSIFICATION : SECRET RESTRICTIONS : 1A 1B

CURRENT STATUS: RELEASED IN PART PUBLIC - RELEASED WITH DELETIONS

DATE OF LAST REVIEW: 04/01/03

COMMENTS: JFK-M-17: F9: 2000.02.14.15:24:51:577044: UNIT INDEX

Released under the John F. Kennedy Assassination Records Collection Act of 1992 (44 USC 2107 Note). Case#:NW 55360 Date: 11-17-2022

[R] - ITEM IS RESTRICTED 104-10332-10008



Assassination Records Review Board

600 E Street NW • 2nd Floor • Washington, DC 20530

(202) 724-0088 • Fax: (202) 724-0457

Copy provided to

August 23, 1995

CIA HAS NO OBJECTION TO DECLASSIFICATION AND/OR RELEASE OF CIA INFORMATION IN THIS DOCUMENT

### HAND DELIVERED

John A. Hartingh Inspector-in-Charge JFK Task Force Federal Bureau of Investigation 10th Street and Pennsylvania Avenue, N.W. Washington, D.C. 20535

RE: Foreign Government Liaison

Dear John:

This morning, Jack Tunheim, Phil Golrick, and I met with Kenneth Duncan and several State Department representatives regarding how best to implement the JFK Act as to information obtained from foreign governments through liaison channels. We had a very constructive discussion of the affirmative role the State Department could play in encouraging foreign governments, through appropriate diplomatic channels, to agree to the release of such information pursuant to the JFK Act. The Review Board believes that Section 10(b)(2) of the JFK Act contemplates that the State Department play precisely such a role.

As for now, we will hold in abeyance requests for evidence on foreign liaison postponements to which the FBI has not yet responded. This will give us the opportunity in the near future to work with the State Department and the FBI to establish orderly procedures to persuade the foreign governments in question that it is in our countries' mutual interests to release liaison information in assassination records. Until such procedures are in place; we request that the FBI not make further contact with foreign law-enforcement or other government officials regarding the release of liaison information in assassination records.

Mr. John A. Hartingh August 23, 1995 Page 2

Please do not hesitate to contact me if you have any question.

Sincerely yours,

T. Jeremy Gunn
Associate Director for Research and Analysis

and Acting General Counsel

cc: Kenneth A. Duncan Department of State

13 February 1996

Note to:

Bob Skwirot,

ARRB Staff

Subject:

Liaison related documents

Reference:

Phone call between Ellie and Jeremy,

12 February 1996

Attached are a list and documents (13) which show liaison relationships between the CIA and host services. They illustrate the problem of protecting liaison while releasing stations. These Documents were acted on by the Board at the January 5 meeting.

Attachments as stated

OFFICIAL USE ONLY WHEN SEPARATED FROM ATTACHMENTS

## ATTACHMENT

104-10017-10040: Although the Board continues to profer the
104-10017-10040: Although the Board continues to profect the liaison cryptonym in both paragraphs, the text shows station
cooperation with the service.
104-10017-10058: Although the liaison cryptonym/remains
protected, Paragraph 4 indicates liaison with the
service.
Service: / // // // //
104 10010 10000 Parad bar and bar alaba (in the late of the late o
104-10018-10089: Board has made a determination to release
"your liaison" in Paragraph 1 in addition to identifying
Stockholm Station.
104-10018-10091: With release of Station's (Stockholm,
, text/reveal/s liaison with
the respective local services.
104-10017-10036: Although the liaison cryptonym is
protected, the context of the cable clearly shows Station
(if released) has a liaison relationship with the
service.
104-10015-10425: The text of this cable from Rome,
responding to a multi-Station/message, states that liaison
traces will follow. Once the identification of the Station
is released, the existence of a liakson relationship with
the Italian service in November 1963 is revealed.
104-10015-10420: Cable from
liaison" traces; therefore, if the identification of the
Station is released, it will acknowledge the liaison
relationship between the Station and the service.
104-10015-10159: Paragraph 4 contains information that will show that Station had a technical operation directed against the Cubar target in In November 1963. Also context of the cable reflects that the following Stations
show that Station had a technical operation directed
against the Cubar target in \(\text{in November 1963.}\) Also
context of the cable reflects that the following Stations
have a relationship with their local liaisons: Paris, Rome,
Madrid, Copenhagen, Helsinki, Brussels,
London, and Ottawa.
London, and occava.

CL BY 0563956 REASON 1.5(d) DECL X5; X5 DRV LIA 3-87

#### SECRET

104-10015-10225: Paragraph 2 of the cable reflects that Rome
Station had a technical operation in conjunction with the
Italian liaison. Please note: The Board continues to protect
the cryptonyms.
104-10015-10230: Cable reflects that Station had the access
to photograph US passports at the
It can be implied that that capability is due to a lia son
relationship with theservice. //
104-10015-10255: Cable refrects The Hague Station had a
photo operation in the When reviewed with 104-
10015-10230, it will be clear that the operation refers to
the operation.
104-10018-10088: Cable clearly shows that both and
Stations have a liaison relationship in their
respective countries if the Stations are released.
104-10018-10080: At the bottom of Page 2 of the cable is the
phrase "assume still planned ask its ligison to
interrogate." Release of Station and this phrase clearly
reflects a liaison relationship with the service.
·

CL BY 0563956 REASON 1.5(d) DECL X5, X5 DRV LIA 3-87

### From the Desk of Linda C. Cipriani

NOTE FOR:

J. Barry Harrelson

FROM:

Linda C. Cipriani

DATE:

04/29/96 04:26:36 PM

SUBJECT:

Memo re Mexican Liaison (S)

CL BY 2224130 CL REASON 1.5(d) DECL ON X1 DRV FM LIA 3-82

The following is a draft memo for Jeff. Bob Caudle is looking at it now so there may be more changes. Please let me know if there is anything incorrect here. I have a feeling Jeff will want a meeting with me rather than just the memo. Also, knowing him, he may want to deal with Tunheim on this directly since he was involved in this. I will let you know.

- 1. Action: That you advise as per paragraph 7.
- 2. <u>Background</u>: You will recall that you spoke with Chairman Tunheim of the JFK Board about the attached cable and the importance of protecting the phrase with Mexicans because it gives away biaison involvement in a tel-tap operation. At its 16 April meeting, at which I was present, the Board reconsidered its initial decision, but determined that the phrase could be released.
- 3. It had just come to HRG's attention that this same cable was released in full by the Board, with no objection by CIA, in September 1995. CIA probably did not contest this release because an excerpt from this cable, containing the phrase at issue, had been inadvertently released even prior to that. It is, therefore, no longer possible for CIA to argue before the Board for the protection of this phrase in the current cable or to appeal this release to the White House.
- 4. CIA is now in somewhat of an embarrassing position because it has strenuously argued that the release of this phrase would cause "clear and convincing damage" to the national security only to find that this phrase has been released with CIA acquiescence for at least seven months, with no ostensible damage. Conceivably, the Board could see this incident as a justification of their second-guessing our damage assessments, and could give us a much more difficult time in the future.

- 5. On the other hand, CIA could use this situation as a way to highlight the problems HRG has had with the JFK review process that documents are being reviewed and released to the National Archives in such quantity and speed that it is difficult for CIA to focus on any one document and, more importantly, how seemingly innocuous information in one document can actually be quite significant in relation to prior or subsequent releases. Since September, when this cable was originally released, the issue of protecting Mexican liaison has become increasingly important because of other releases on this subject and because of your appearance before the Board in February.
- 6. Furthermore, this prior release should not impair our ability to continue to protect the fact of Mexican involvement in this tel-tap operation. Although we have argued to the Board that this phrase "with Mexicans" gives that relationship away, the Cable does not, in fact, directly do so. In fact, the reason for the Board's insistence that this phrase should be released was the very fact that the cable did NOT directly state that the Mexican's were involved in the tel-tap. We should be able to use their arguments to continue to protect the liaison relationship.
- 7. Our only recourse is to acknowledge to the Board that CIA has no basis to bring an appeal to the President since this cable has already been released in full. We should, however, maintain our position that we believe this information is damaging especially in light of releases to National Archives since September, and that we never would have acquiesced to the release in September if we knew then what would be released on this subject in the ensuing months. Although this message does not necessarily need to be conveyed by you to Tunheim and could be handled by John Pereira and David Marwell, given your past dealings with the Board on this issue, you may prefer to do this.
- 8. In order to avoid problems like this in the future, HRG is immediately dedicating several personnel to the task of reviewing boxes of documents and determining what our releases have been on this subject. HRG will also be double checking documents going to the Board to make sure that no duplicates of prior releases are being sent. You should be aware, however, that there is only a rudimentary CIA computer index listing our releases and that it is impossible to do accurate computer searches about our releases on specific subjects. Although HRG personnel are extremely knowledgeable on what has been released, with over 220,000 CIA documents currently in the collection, it is suprising that mistakes like this have not happened more often, con to so what have not happened more

CC:

15 October 1996

MEMORANDUM FOR: Assassination Records Review

Board

FROM:

John F. Pereira

Chief, Historical Review Group

SUBJECT:

Foreign Government Information

(We request that this memorandum be returned to CIA once the Board has completed its deliberations on the issues discussed below.)

1. (8) Issue: This memorandum will address CIA's position on the review and declassification of foreign government information that appears in the JFK collection. This issue has come to CIA's attention because of the recent review by the JFK Board of documents. The Agency believes it is important to address this issue at this time because this is the first instance that this type of foreign liaison document has been reviewed by the Board and it is possible that such information will appear again in CIA's collection. This memo will, therefore, focus on the larger issue of a United States Government (USG) agency's legal obligations in the dissemination and declassification of foreign government information but will also address the specific issue of the six documents" (documents:

2. (8) Conclusion: CIA does not object to the release of the information in these six documents, but is only concerned about protecting foreign government information. Therefore, the Agency does not object to the release of the four CIA documents in the redacted form proposed by the Board. With regards to the two the Agency has no authority to unilaterally agree to their release in any form. Pursuant to its legal obligations, CIA ordinarily seeks the consent of the foreign government prior to declassifying their information. However, for reasons described herein, it is not possible to even seek the consent of the would give it. Rather than going to the against its better judgment or requesting the

CL BY: 2224130 CL REASON: 1.5(d)

DECL ON: X5

DRV FM: LIA 3-82

SECRET

SÜBJECT:	Foreign	<u>Gov</u> ernment	Information	model in the
		<del>-</del>	JFK Act 5	(g)·(2)(D)

President to agree to the unilateral declassification of foreign government information, CIA proposes that the release of the documents be either postponed for a short time or that a substitution be made.

- 3. (U) <u>Legal Authorities</u>: The procedures governing the declassification and dissemination of foreign government information are set out in Executive Order 12958, as well as Director of Central Intelligence Directives (DCIDs). Executive Order 12958 defines foreign government information as including (1) information provided by a foreign government, or any element thereof, with the expectation, expressed or implied, that the information and/or the source of the information, are to be held in confidence; or (2) information produced by the United States pursuant to or as a result of a joint arrangements with a foreign government, or any element thereof, requiring that the information, the arrangements, or both, are to be held in confidence. <u>Id</u>., at §1.1(d)
- 4. (U) Foreign government information is subject to a classification determination under E.O. 12958, section 1.5(c). When so classified, U.S. government agencies are obligated to protect that information from unauthorized disclosure. The E.O. requires that foreign government information shall either retain its original classification or be assigned a U.S. classification that shall ensure a degree of protection <u>at least</u> equivalent to that required by the entity that furnished the information. <u>Id</u>., at 1.7(e). Furthermore, agencies are required to safeguard foreign government information under standards that provide a degree of protection <u>at least</u> equivalent to that required by the originating government. <u>Id</u>., at 4.2(g).
- 5. (U) Pursuant to his authority as head of the intelligence community to protect all classified information from unauthorized disclosure, the Director of Central Intelligence has issued Directives (that is, DCIDs) setting out the procedures for the declassification and dissemination of foreign government information. Intelligence obtained from another government or from a combined effort with another government, may not be released or authorized for release without its consent. DCID 5/6 attachment § C.3. Furthermore, the release of intelligence that would be contrary to agreements between the U.S. and foreign countries is expressly prohibited. Id., at § C.5.
- 6. (U) Finally, the very fact of intelligence cooperation between the U.S. and specifically named foreign countries and government components is classified SECRET unless a different classification is mutually agreed upon. <u>DCID 1/10-1</u>. Such information may be declassified only with the mutual consent of the U.S. and the foreign government whose interests are involved. <u>DCID 1/10-1</u>.



SUBJECT:	Foreign	Government	Information		
		-		· · ·	JFK Act 5 (q)(2)(D)

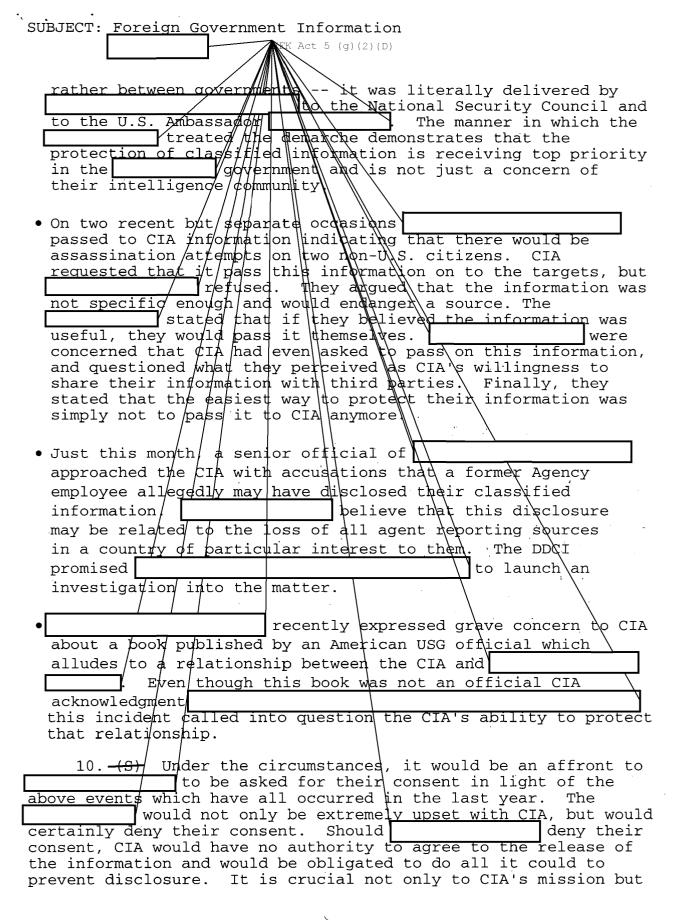
the U.S. and the foreign government whose interests are involved.  $\underline{DCID} \ 1/10-1$ .

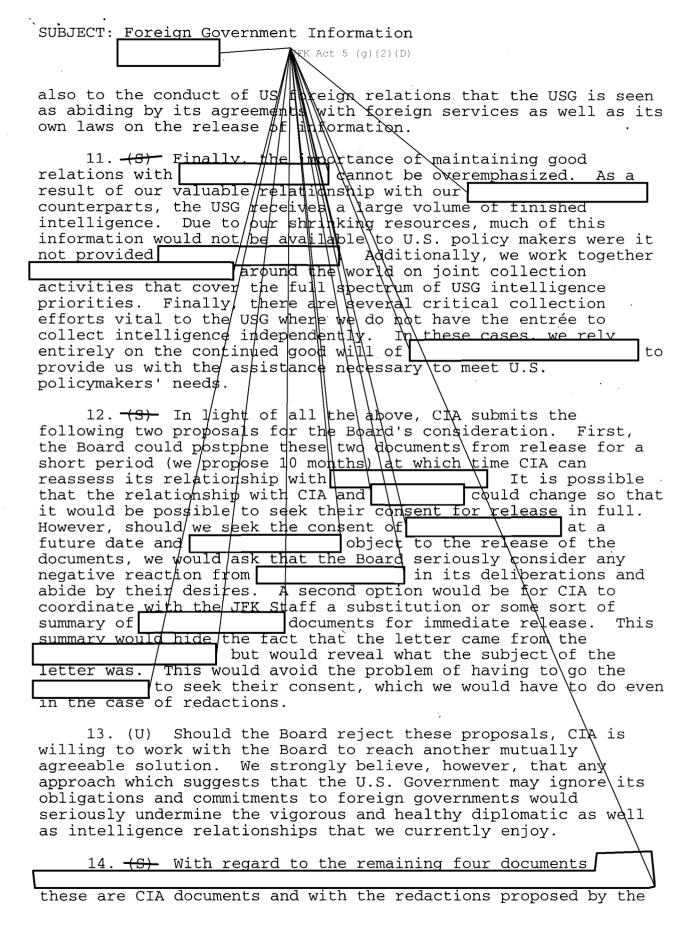
- 7. (U) National Security Considerations: The importance of such coordination with foreign governments prior to the release of their information cannot be overemphasized. Should CIA, or for that matter any (USG) agency fail to coordinate where required, not only would it be a violation of the aforementioned E.O. and directives, but it would chill relationships it has developed with foreign services over the years. If such lack of coordination became known, foreign services would hesitate to share crucial intelligence information with CIA if they believed it would be released, in spite of any agreements or U.S. laws to the contrary, without their consent. Furthermore, the U.S. could not expect foreign services to safeguard U.S. government information that it shares with its liaison partners in order to pursue authorized intelligence and foreign policy objectives.
- 8. (8) According to its legal obligations described herein, CIA coordinates the dissemination and/or release of foreign government information. Its obligation to do so is similar to its obligation to coordinate declassification efforts with another USG agency should the CIA possess any of that agency's documents. For example, CIA could not declassify and release to the public FBI information located in CIA files without coordinating with that agency. Similarly, CIA has no authority to unilaterally declassify foreign government documents or information in its files.

9. <del>(S)</del> Coordination with	As two of the documents
at issue here are letters from	
CIA is lega	lly obligated by E.O. and $$
agreement with to se	ek the consent of the /
prior to their release.	even in redacted form. The
issue of coordinating with the	is a timely
one. In most cases, CIA would not h	
the foreign government and seeking t	
sification. However, several events	
last few months depict just how seri	
indication that the U.S. is unable t	
classified information. Based on th	
below, it is CIA's position that eve	
consent to release would threaten th	
consent to release would threaten the	e duffent relationship.
• Within the last year, a demarche v	
government expressing strong conce	ern that 10.8. declas-
sification legislation express v s	spell dut that no information
provided to the USG by	/ be declassified
without its permission. A copy of	this/demarche is provided
for the Board's review. (See attack	
that this demarche is not between	Vintelligence services but
	\[\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
3.	

SECRET

JFK Act 5 (g)(2)(D)





SUBJECT:	Foreign	Government	Information		
•		<u></u>	- JFK Act	5 (g)(2)(D	

government. As such, CIA consents to the release of these documents with the redactions proposed by the Board.

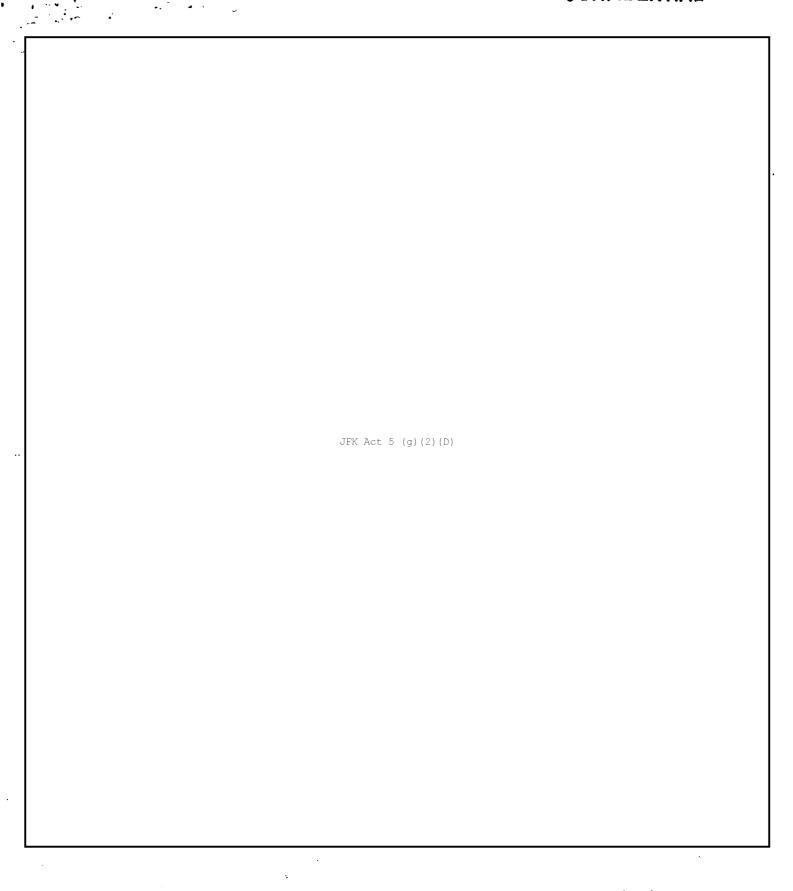
15. (S) Proposal for Future Coordination: With regards to any other foreign government information that may exist in the files, CIA proposes that it approach its liaison services to request their consent in the release of their information when it would be appropriate to do so. Although recent events with Australia make it impossible for CIA to approach them at this time, this may not be so with other services. In cases were CIA believes, because of the nature of the relationship, that it would not be possible to request the consent of the service, CIA proposes that the documents either be postponed from release or that CIA and Board's staff coordinate a summary.

John F. Pereira

Attachment

	•
JFK Act 5 (g)(2)(D)	

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ARRIS Dec mtg

SECRET

Central Intelligence Agency



Washington, D. C. 20505

28 January 1997

Mr. David G. Marwell Executive Director Assassination Records Review Board 600 E Street, NW Washington, DC 20530

### Dear David:

This is to acknowledge your letter of 3 January 1997 to the Director of Central Intelligence concerning the Assassination Records Review Board's recent formal determinations with respect to CIA Records.

The appropriate Agency components have again reviewed the documents that the Board has decided to release either totally or with some information postponed. While the Agency does not plan to appeal to the President for additional postponements at this time, we ask that the Board reconsider its decisions with respect to six documents. These documents contain information relating to foreign government provided data, foreign liaison relationships, and intelligence sources—information that we believe merits protection under current standards set by the Board. A list of these six documents, together with Agency comments concerning them, is enclosed.

We plan no further action on these documents pending discussion with your staff and review by the Board.

John F. Pereira

Chief, Historical Review Group

Enclosure

UNCLASSIFIED WHEN
SEPARATED FROM ENCLOSURE

#### **ENCLOSURE**

(We request that this enclosure be returned to CIA once the Review Board has completed its deliberations on the issues discussed below.)

- (U) The Central Intelligence Agency requests that the Assassination Records Review Board reconsider its determination on the six documents listed below:
- (U) 1. 104-10012-10080 and 104-10009-10224 (substitute--language for a foreign country document).
- (S) The foreign government in question has expressed strong concern about USG and CIA's inability to keep secrets, and current relationships are very tense. If we are required to release the date and/or narrow the geographic choices too closely, the foreign government will be able to identify the document as theirs. Because this document is scheduled for another review in July 1997, we request that the ARRB reconsider the inclusion of the date of the document and designation of the country of origin as originally submitted wording.
  - (U) 2. 104-10051-10106 (release of location)
- (S) We request reconsideration of the release of the location identified in the last three words in the eleventh line, paragraph eight. This CIA base <u>currently</u> is undeclared to the host government.
- (U) 3. 104-10058-10072 and 104-10054-10007 (foreign government activity/liaison).
- (S) Regarding the release of the reference to the it is not the USG's position to confirm that a foreign government undertakes such activity. In addition this is an on-going operation. Further, releasing the words in question would establish a strong inference that the two Agency officers

CL BY: 0185904 DECL ON: X1

CL REASON: 1.5(c)

DV FM: AHB 70-9 MULTIPLE

JFK Act 5 (g)(2)(D)

tending to confirm the We request that the last seven words of line four, paragraph "h", be replaced with substitute wording such as "the public security facilities".

### (U) 4. 104-10004-10213 (source)

(S) We request that the ARRB reconsider releasing the word "agent" in this context (page 32); suggested substitute, "contact." Nielson was not a paid agent of the REDSKIN project and does not appear to have worked for the Agency in any other capacity. To describe him as a CIA agent could cause danger either to him or his family, especially if they are still in Russia.





Assassination Records Review Board 600 E Street NW · 2nd Floor · Washington, DC 20530 (202) 724-0088 · Fax: (202) 724-0457

JFK Act 5 (g)(2)(D)

September 5, 1997

### BY COURIER

Re:

Mr. John Pereira Director Historical Review Group Center for the Study of Intelligence Central Intelligence Agency Washington, DC 20505

Request to CIA to contact liaison channels regarding LIENVOY intercepts of Oswald telephone calls in Mexico City

Some time ago the Review Board requested informally that CIA contact its liaison channels in Mexico City for information related to Lee Harvey Oswald. During your recent visit here we discussed with you the feasibility of your making such contacts. I am writing in response to your request that we memorialize our request and provide some background information.

The Review Board believes that all reasonable steps should be taken to account for all telephonic intercepts of Oswald during his visit to Mexico City in September-October 1963. There is evidence that CIA intercepted some telephone calls through an operation named LIENVOY conducted jointly with components of the Mexican government. We believe that it would be appropriate for CIA to contact directly

to inquire as to whether the Mexican authorities retained copies of LIENVOY telephonic take, specifically the actual recordings of Oswald's telephone calls to the Soviet Embassy during the period of September 27 through October 3, 1963.

The Review Board previously has sought information from the Mexican Government through appropriate diplomatic channels. For reasons that are obvious to those familiar with Mexico City issues, the Review Board could not raise with Mexican officials nor with the U.S. State Department the possible existence of additional tape recordings that might be in the hands of certain officials. Thus, at the behest of the Review Board, the Department of State requested that the Mexican federal government and local government agencies conduct general searches of their files for records related to the assassination of President Kennedy. The Mexican government responded

-SECRET-

#### SECRET-

Mr. John Pereira September 5, 1997 Page 2

by sending copies of the same documentation and correspondence that the GOM had made available to the Warren Commission in 1964.

The basis for our interest in your contacting appropriate Mexican officials is found in CIA document 104-10004-10199, which was reviewed by the Board on September 19, 1995. On page 5 of this document (not including the cover sheet) information that the Board agreed to protect, due to the sensitivity of sources and methods involved, suggests that the Mexican security forces may have had their own copy of the October 1 intercept on Lee Harvey Oswald. It is unclear whether this statement refers to the transcript or to an actual tape containing the phone call. Nevertheless, it provides enough evidence to warrant additional inquiries on this matter.

For your reference we are enclosing copies of the reference documents as well as copies of the correspondence between the DOS and the Mexican government.

We would appreciate your contacting appropriate officials to determine what reasonably can be known about this and related matters, and ask that you provide a response to this request by November 14, 1997. We are fully aware of the sensitivity of this type of request and do not wish to take any action that would compromise existing intelligence operations. If necessary, we would be pleased to discuss with you ways in which we might further elaborate on this request, including person-to-person discussions with appropriate officials either here or in Mexico.

Thank you for your continued assistance and cooperation.

Sincerely yours,

T. Jeremy Gunn

General Counsel and Associate Director

for Research and Analysis

cc: J. Barry Harrelson, HRG

**Enclosures** 

-SECRET

- (AIOU) C. Non-related files/documents in the Sequestered Collection (Microfilm). The ARRB staff will recommend that the files and documents (approximately 35,000 pages) designated non-related by CIA during the 1994 review of the microfilm be declared NBR and released in 2017. If the recommendation is accepted by the Board, the ARRB staff will prepare an unclassified description of the records for public release. This too will be coordinated with the Agency prior to release.
  - D. Other possible items:
- (AIUO) i. ARRB Request # CIA 1 ··· The ARRB staff may request that the DO documents at issue in this request be declared Assassination Records to be released in full or sanitized form.

- (S) ii. Crypt LINLUCK -- ARRB staff did not find our evidence memo on this crypt persuasive. They are expected to recommend that the Board reaffirm its decision to release.
- (AIUO) iii. 1967 IG report on "Castro Assassination Plots" ARRB has requested that an updated version be released to NARA by the end of January. Any disagreements between the Agency and ARRB staff may be added to the agenda. HRP and DO reviewers are currently re-reviewing the report.
- (U) 2. If you have any questions about any of these items please call me.

CC:

Eileen Wukitch @ DO Becky Rant @ DA Linda Cipriani @ DCI

Sent on 15 January 1998 at 05:24:34 PM