



FIRST AMENDMENT PROJECT

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19 October 2001

Mr. Mark T. Quinlivan
Trial Attorney - Federal Programs Branch
Civil Division
U.S. Department of Justice
901 E Street, N. W.
Washington, D.C. 20530

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By Facsimile Transmission:

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Re: Seth Rosenfeld v. Department of Justice

Dear Mr. Quinlivan:

As you know, we represent Seth Rosenfeld in regard to the above-referenced case. As you also know, a settlement agreement was reached in this case after extensive litigation. The settlement agreement required the Department of Justice and the FBI to release certain records responsive to Mr. Rosenfeld's FOIAPA request within specified time periods. Although those time periods have long since elapsed, it appears that there is significant material that the FBI has failed to release. For your reference, I have set forth below some examples of outstanding materials:

X First and foremost, we have not received a particular document concerning that the FBI apparently referred to another agency. We ask that you immediately send us this two page document. For your reference, it is identified in the FBI inventory as HQ 181-3037-27, and is dated Dec. 31, 1984. For your further reference, we have enclosed copies of the FBI inventory identifying this record. We ask that you release this record before any of the other outstanding records. *Quinlivan v. U.S. Dept. of Justice, 12/1/01*

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X We have not received the remaining volumes of UC HQ 100-190825, as discussed in our Feb. 1, 1999 letter to you. *Just to be sure, we would like to let us know if he wanted the material. See directly on 3/17/99 cover page*

X The FBI's letter to us dated June 30, 2000 stated, "Processing of additional University of California files is continuing and another release will be forthcoming." However, we have yet to receive this material. *Andrew...*

X By letter dated March 12, 1999, you sent us FBI index cards listing files for the University of California and . On a cover page attached to the Headquarters index cards, you listed records that you stated had not been processed yet. Our review of your subsequent releases shows that most of the records you listed still have not

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been processed, including:

- 61-5809-19 ✓
- 100-7860-4204, -4208 ✓
- 100-214312-99, -103, -148, -149 ✓
- 100-325114-1 ^{Hwy}
- 100-373415-74 - ^{CIID} Income tax/Outgoing ✓
- 100-391422-4 ^{Navy} ^{As}
- 100-391697-⁽²⁸¹⁾ -435 - IRS
- * 105-15444-4 ^{State}
- 109-12-289-2 - ^{State}
- 109-12-244-170 ^{at in}
- 118-12283-2 ^{Acad}
- 121-22507-28, ⁽³⁷⁾ ^{ok}
- 124-8746-2 ✓
- 124-34201-18 ✓
- DOCNO 8
- DOCNO 8

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6) We have not received the six documents and/or files you listed as not processed from the Washington Field Office index cards for [redacted] released March 12, 1999.

7) We have not received the [redacted] documents and/or files you listed as not processed from the Sacramento Field Office index cards for the University of California released March 12, 1999, with the exception of SC 100-261 Section 1.

new request

8) We have not received any of the 35 documents and/or files you listed as not processed from the San Diego Field Office index cards for the University of California released March 12, 1999, with the exception of SD 100-13313; SD 100-15762; SD 100-16699; SD 157-742; SD 157-869.

9) We have not received any of the 35 documents and/or files you listed as not processed from the Los Angeles Field Office index cards for the University of California released March 12, 1999, with the exception of LA 100-13313; LA 100-15762; LA 100-16699; LA 157-742; LA 157-869.

10) It appears that some Los Angeles Field Office documents and/or files on the University of California which you indicated had not been processed in your March 12, 1999 letter still have not been processed.

11) We have not received the Headquarters documents and/or files on the University of California which you stated were not processed in your March 12, 1999 letter, with the exception of HQ 61-7558-221.

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11) By your ~~letter~~ letter, you stated that you were still trying to locate pages 99 and 100 to ~~HQ 197-425~~ HQ 197-425. We have not received these still. In addition, we have not received your update as to the Classification Unit's re-review for pages 7, 73, 77, 82, and 84-88.

12) By your ~~letter~~ letter, you stated that ~~was attempting to locate the search slips for the Rosenfeld 1 search. We have not received these yet.~~

See Hewitt Declaration dated 10/27/86 See study 1

13) By your ~~letter~~ letter, you also stated that you would soon be releasing the remainder of the search slips for which the FBI had so far processed only 25 percent. In this letter, you said you would release the remainder of of the search slips by March 5, 1999. We still have not received the rest of these. ?

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14) We have not received SF 105-8464, also discussed in our ~~to you.~~

See letter

15) We have not received all supporting office records for ~~as discussed in our~~

See Chicago on 3/17/99 correspondence

16) We have not received all Office of Origin files concerning Ronald Reagan, as stipulated in the Settlement Agreement *not a part of*

17) The FBI's letters to Mr. Rosenfeld of ~~and~~ state that the FBI could not find at least eight responsive documents and had put them on locate. We have yet to receive these documents, even though more than four years have passed. ?

We ask that you immediately release these above records, since they are long overdue pursuant to the Settlement Agreement. In addition, we ask that you identify and release any and all other outstanding records.

Thank you very much for your help. We look forward to your prompt response.

Cordially,

[Redacted Signature]

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cc: client

the above is not FOIPA redactions

CERTIFICATION OF VITAL RECORDS

STATE OF CALIFORNIA
DEPARTMENT OF HEALTH SERVICES

95-211378

CERTIFICATE OF DEATH

Deceased
 Name: [Redacted]
 Date of Birth: 11/03/1947
 Sex: M
 Race: [Redacted]
 Marital Status: [Redacted]
 Cause of Death: [Redacted]
 Date of Death: 11/26/95
 Place of Death: [Redacted]
 Medical Examiner: [Redacted]
 Burial/Disposition: [Redacted]

Informant
 Name: [Redacted]
 Relationship: [Redacted]
 Date of Report: 11/26/95

Physician
 Name: [Redacted]
 License No.: [Redacted]

Registrar
 Name: [Redacted]
 License No.: [Redacted]

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This is to certify that this document is a true copy of an official record filed with the Office of Vital Records.

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STATE DEPARTMENT OF HEALTH SERVICES
 This copy not valid unless prepared on approved media displaying seal and signature of Registrar

