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NSA STAFF PROCESSING FORM

TO D/DIR		EXREG CONTROL NUMBER		KCC CONTROL NUMBER J9673G-93	
THRU ExecDir		ACTION <input type="checkbox"/> APPROVAL <input checked="" type="checkbox"/> SIGNATURE <input type="checkbox"/> INFORMATION		EXREG SUSPENSE KCC SUSPENSE ELEMENT SUSPENSE	
SUBJECT FOIA Appeal - Sanho Tree - Institute for Policy Studies					
DISTRIBUTION ExecDir, ExReg, N5P5					

SUMMARY

PURPOSE: (U) To provide a FOIA requester with a sixth and final set of VENONA translations, explain his judicial review rights, and provide a copy of the monograph that will accompany the public release.

BACKGROUND: (U) Mr. Sanho Tree of the Institute for Policy Studies submitted a FOIA request in August 1993 for VENONA intercepts. (His letter indicates that he is interested in the contents of the messages.) All of the documents were denied in their entirety. Mr. Tree appealed in November 1993. Copies of 49 translations were sent to Mr. Tree on 10 July 1995, 259 on 10 October, 559 on 4 March 1996, 906 on 12 July, and 1358 on 26 September.

(U) This sixth and final appeal response provides Mr. Tree with copies of 97 VENONA translations which are scheduled to be released to the public on or about 9 September 1997. This is a follow-up set of documents which includes names withheld from previously released messages which no longer require protection (Tabs A and B) and copies of messages not located in the course of the other releases (Tab C).

(U) The material at Tab A was processed by NSA. The material at Tab B was processed by the British Government but not processed under the FOIA by NSA. We remind the requester (as we explained in previous correspondence) that the "whited out" deletions are as they were forwarded to NSA by the British.

~~(FOUO)~~ The documents at Tab C are mainly GCHQ finds of messages we did not locate in our search or are messages located by Lou Benson after a particular document set was released. Deletions are made by NSA in accordance with (b)(1), (b)(3)/all statutes, and (b)(6) of the FOIA. For a description of the rationale for withholding information, see tab (Redactions, 6th Release) inside.

~~(FOUO)~~ Also enclosed at Tab D is a package of documents (270 pages) selected by Lou Benson in response to your request that we release additional material of historical significance which could be reviewed easily and be released. We do not cite exemptions since this information is being provided to the requester as a courtesy because of his interest in VENONA and is not responsive to his FOIA request.

(U) Copies of the translations and material being released to the requester are available for review upon request. They are being held in OGC since they number almost 500 pages. Mr. Tree will receive those copies concurrent with the public release.

RECOMMENDATION: (U) We recommend you sign the appeal response.

COORDINATION/APPROVAL

OFFICE	NAME AND DATE	SECURE PHONE	OFFICE	NAME AND DATE	SECURE PHONE
ExReg		963-3201			
D/GC	Vito T. Potenza	963-5548			b)(3)-P.L. 86-36
N5P5	Barbara Paisley	963-5827			

ORIGINATOR	ORG. U3	PHONE (Secure) 963-4057	DATE PREPARED 3 September 1997
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