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CENTRAL INTELLIGENCE AGENCY
Office of Legislative Counsel
Washington, D. C. 20505
Telephone: 351-6121 (Code 143-6121)

5 April 1978

TO: Mr. Dan Stanton
Room 3864, GAO Building
441 "G" St., N.W.

OLC
78-0357/A

Dan:

Enclosed is the original of the Memorandum of Understanding for the signature of Mr. Lowe. [redacted] STAT Acting Legislative Counsel for CIA, has signed. Please note that we made a number of editorial changes, but the thrust of the memo is basically unchanged from what we had previously agreed to.

[redacted] STAT

Enclosure

FORM 6-68 1533 OBSOLETE PREVIOUS EDITIONS (40)

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MEMORANDUM OF UNDERSTANDING
BETWEEN THE GENERAL ACCOUNTING OFFICE
AND THE CENTRAL INTELLIGENCE AGENCY

1. The purpose of this Memorandum of Understanding is to facilitate cooperation between the Central Intelligence Agency (CIA) and the General Accounting Office (GAO) in providing access, as requested, to classified information within the releasing authority of the CIA, and held by the CIA, that relates to the investigation conducted by the GAO at the request of the House Judiciary Subcommittee on Immigration, Citizenship and International Law concerning admission to and residence in the United States of alleged war criminals. This Memorandum confirms agreements previously reached by the staffs of GAO and CIA for the conduct of this review. Access to and use of all classified information designated for protection from unauthorized disclosure by the Director of Central Intelligence shall be governed by this Memorandum.

2. Documents made available for GAO review, shall at all times remain in the possession, custody, and control of the CIA, including during their inspection by designated personnel of the GAO.

3. CIA will sanitize or excise, as required, all information which may reveal or tend to reveal the identity of intelligence sources and methods from documents made available for GAO review. This includes the deletion of all CIA staff officer identities.

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4. While documents provided by the CIA may be inspected, they may not be copied, and any notes made by representatives of the GAO designated to review such material summarizing the contents of the documents shall have the same classification as the documents themselves. Such notes shall remain in the custody of the CIA and removal may not be made until reviewed by representatives of the CIA and appropriately sanitized in accordance with paragraph 3 above. At the completion of its investigation, all classified notes still in the custody of GAO will be returned to CIA for retention.

5. Any published report or statement or other intended public use of the information in documents provided by the CIA shall require prior review and clearance from the CIA to assure the proper sanitization of Agency classified information, including any information tending to reveal intelligence sources and methods. No classified information, including any information tending to reveal intelligence sources and methods, provided by CIA may be disclosed by the GAO to anyone outside of or within the GAO not appropriately cleared for access by CIA without the express written authorization of the Director of Central Intelligence. GAO will honor any level of classification assigned by the CIA to any CIA material used in the report.

6. It is understood that both parties are cognizant of the fact that the investigation conducted by GAO may impinge upon civil and criminal investigations by the Department of Justice (DOJ). Accordingly, both parties have assured DOJ that no public disclosure of any information developed during the investigation will be made without prior clearance with the DOJ.

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7. The undersigned, being duly authorized by the GAO and the CIA respectively, to represent their organizations, hereby acknowledge full and complete acceptance and adherence to the procedures set forth herein by their respective organizations.

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STAT

Acting Legislative Counsel
Central Intelligence Agency

5 APR 1978

Date

Date

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