

0 4 MAR 1993

Mr. William Burr
National Security Archive
1755 Massachusetts Avenue, N.W.
Suite 500
Washington, D.C. 20036

Reference: F92-2660 (formerly F90-0858)

Dear Mr. Burr:

Pursuant to the District of Columbia District Court decision in National Security Archive v. Central Intelligence Agency, we are initiating the processing of National Security Archive cases held in abeyance pending resolution of fee issues. Your request, formerly F90-0858, has been assigned reference number F92-2660 for identification and tracking purposes.

Specifically, you are requesting "articles on the Berlin crisis published in any CIA weekly or monthly intelligence summaries or reports, between November 10, 1958 and December 31, 1960."

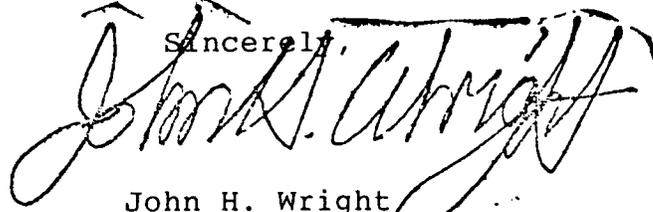
You have agreed to pay copying costs assessable in the category of "representative of the news media." Accordingly, we have accepted your request; it will be processed in accordance with the Freedom of Information Act (FOIA), 5 U.S.C. 552, as amended, and the CIA Information Act, 50 U.S.C. 431. Our search will be for documents in existence as of and through the date of this acceptance letter.

Concerning your request for a waiver of fees, the FOIA, 50 U.S.C. §552(a)(4)(A)(iii), specifically provides that "[d]ocuments shall be furnished without any charge or at a charge reduced below the fees established under clause (ii) if disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the [United States] government and is not primarily in the commercial interest of the requester."

We have reviewed your request and have determined that the information you seek from agency files would not contribute significantly to the public understanding of the operations or activities of the United States Government. Accordingly, in this instance, your request for a fee waiver is denied.

The heavy volume of FOIA requests received by the Agency has created delays in processing. Since we cannot respond within the 10 working days stipulated by the Act, you have the right to consider this as a denial and may appeal to the CIA Information Review Committee. It would seem more reasonable, however, to have us continue processing your request and respond as soon as we can. You can appeal any denial of records at that time. Unless we hear from you otherwise, we will assume that you agree, and we will proceed on this basis.

Sincerely,



John H. Wright
Information and Privacy Coordinator

OIT/IMG/IP&CRD/ /30DEC92

(b)(3)
(b)(6)

Distribution:

- Orig - Adse
- 1 - Chrono
- 1 - IP&CRD/F92-2660 ACK; Ready for processing
- 1 - PPD
- 1 - CR: F90-0858 Burr
- ID# 29627