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OS REGISTRY

FILE EO-12036

Section 2

BC
2-208

NOT TO BE SENT THIS IS PSI RESPONSE STAT

MEMORANDUM FOR: General Counsel

ATTENTION:

FROM: Robert W. Gambino
Director of Security

SUBJECT: "Nonpublicly Available Information"--
Section 2-208, E.O. 12036

1. Reference is made to your memorandum, subject as above, dated 3 July 1978, wherein you requested to be provided with our views, including supporting reasoning, on whether our current collection techniques acquire information "available publicly." You advised that "available publicly" refers to information that any member of the public could lawfully obtain by request, by research of records or sources lawfully accessible to the public, or by observation.

2. Our current collection techniques are as follows:

a. National Agency Name Checks
These involve the review of other government agency files which are not generally available to the public.

b. Police and Credit Checks
These involve the collection of information which is not generally available to members of the public due to, among other things, the laws of privacy.

c. Informants, Neighbors and References *+ employ.*
This involves the obtaining of information which generally could not be obtained by any member of the public.

employment??

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d. Educational Checks

These checks generally are not made available to anyone without written authorization of the individual involved.

e. Birth Records

Birth certificates are not made available to the public except to the individual concerned.

f. Court Records

These records are, in many cases, open records and made available to the public.

g. Criss Cross Street Directories, Telephone Books, City Directories and Other Miscellaneous Reference Material

This information is available by request or research to any member of the public.

3. Please advise if any additional data are desired.

~~Robert W. Gambino~~

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