

02 OCT 1990

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

Reference: F90-0858

Dear Mr. Burr:

Pursuant to the recent 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 has been assigned reference number F90-0858 for identification and tracking purposes.

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

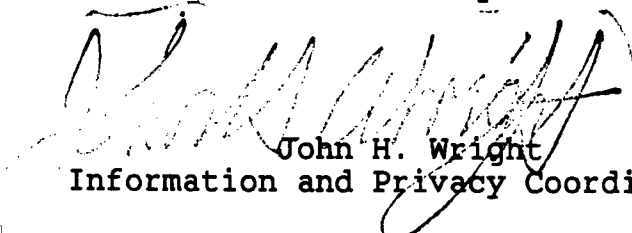
Concerning your request for a waiver of fees, the Freedom of Information Reform Act, 50 U.S.C. §552(a)(4)(A)(iii), specifically provides that "[d]ocuments shall be furnished without any charge or at a charge reduced below the fees established under clause (ii) if disclosure of the information is in the 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."

Your request clearly does not meet the criteria established for a waiver of fees under the FOI Reform Act. Inasmuch as the information you seek pertains entirely to Berlin, it is not likely to contribute significantly to public understanding of the operations or activities of the United States Government. Accordingly, in this instance, your request for a fee waiver is denied.

Based on your general statement of intent to publish, you may be eligible for categorization as "representative of the news media." To establish your eligibility in connection with this request, we will need from you a detailed statement of your specific publication plans for any material which might be released in response to this particular request. As "representative of the news media," you would be responsible only for copying costs in excess of 100 pages of releasable documents.

No further action can be taken on this request until we receive your reply, including your commitment to pay copying costs as explained above. If we have not received your response within 30 days of the date of this letter, your request will be cancelled.

Sincerely,



John H. Wright  
Information and Privacy Coordinator

OIT/MSG/ISD/[redacted]/19 September 1990

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

Distribution:

- Orig - Adse
- 1 - Chrono
- ~~1~~ - ISD/F90-0858 SPR (additional information, fees)
- 1 - SPR Chrono 30 days
- 1 - [redacted]

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ID# 20946