

27 NOV 1990

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

Reference: F90-1590

Dear Mr. Mokoena:

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, formerly F87-1218, has been assigned reference number F90-1590 for identification and tracking purposes.

Specifically, you are requesting records pertaining to the following:

"(a) the Soviet Union and Cuban intervention in Angola from 1974 to date;"

"(b) the United States government activities and response to Soviet and Cuban intervention in Angola from 1974 to date;" and

"(c) the South African government intervention in Angola from 1974 to date."

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."

Topics (a) and (c) of your request clearly do not meet the criteria established for a waiver of fees under the FOI Reform Act. Inasmuch as the information you seek in these portions of your request pertains entirely to the Soviet Union, Cuba, and

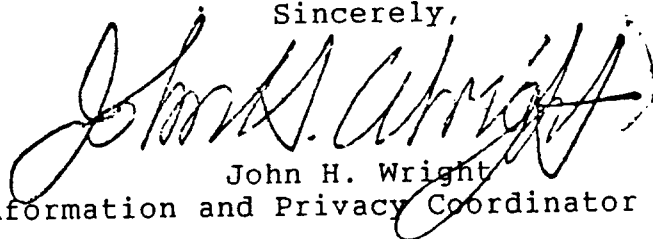
Angola, it is not likely to contribute significantly to public understanding of the operations or activities of the United States Government. Accordingly, in this instance, your request for a fee waiver is denied for topics (a) and (c).

With respect to topic (b), we have considered this portion of your request against our Rules and Regulations as published in the Federal Register, as well as relevant Department of Justice and Office of Management and Budget guidelines, and determined that no fees will be charged for topic (b) in this instance.

Based on your general statement of intent to publish, you may be eligible for categorization as "representative of the news media" for topics (a) and (c) of your request. 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 for topics (a) and (c), 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/ [] /23 November 1990

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

Distribution:

- Orig - Adse
- 1 - Chrono
- 1 - ISD/F90=1590 SPR (fees, additional information)
- 1 - SPR Chrono 30 days
- 1 - []

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

ID# F21418