

STEPTOE & JOHNSON

CHARTERED

1250 CONNECTICUT AVENUE

WASHINGTON, D. C. 20036

(202) 862-2000

TELEX 89-2503

WRITER'S DIRECT DIAL NUMBER



LOUIS JOHNSON (1966)
HENRY WEAVER
STEPHEN AILES
HENRY C. IENBERRY
LADLER B. MACKALL
RICHARD A. WHITING
ROBERT J. CORBER
CALVIN H. COBB, JR.
STANLEY C. MORRIS, JR.
GEORGE S. MICKUM, III
MONROE LEIGH
RICHARD P. TAYLOR
JOHN E. NOLAN, JR.
ROBERT D. WALLICK
THOMPSON POWERS
WILLIAM K. COWDRELL
RICHARD E. HILL
TIMOTHY B. ATKESON
JAMES P. HOLDEN
HERBERT E. FORREST
JUDAH BEST
BETTY JO CHRISTIAN
ROBERT E. JORDAN, III
JAMES V. DOLAN
JAMES H. PIPKIN, JR.
JAMES L. MCHUGH, JR.
MATTHEW J. ZINN
ROBERT E. McLAUGHLIN
MARTIN D. SCHNEIDERMAN
RICHARD O. CUNNINGHAM
JAMES D. HUTCHINSON
DAVID F. BOLL
TYRON L. BROWN
GERALD A. FEFFER
RICHARD H. PORTER
KENNETH I. JOHNSON
RONALD S. COOPER
JANE MCGREW
DANIEL J. PLAINE
SHIRLEY D. PATERSON
TERENCE P. GUINN
ROGER E. WARIN
JOHN R. LABOVITZ
F. MICHAEL KAIL
MARK JAY SILVERMAN
RICHARD DIAMOND
EDWARD R. LEAHY
STEVEN H. BROSE
ROBERT W. FLEISHMAN
MICHAEL SANDLER
HOWARD H. STAHL
W. GEORGE GRANDISON
EDMUND W. BURKE
MORGAN D. HODGSON
LOREN KIEVE
ELLEN D'ALELIO
MARK F. MORNING

CHRISTOPHER T. LUTZ
SAMUEL T. PERKINS

FILIBERTO AGUSTI
DIANE AMBLER
STEWART A. BAKER
MARY E. BALUSS
THOMAS S. BARLETTA
CHARLENE BARSHEFSKY
KATHLEEN A. BAUER
KEVIN J. BROCH
JOHN M. BRYSON, II
FELICE BUSTO
THOMAS C. BUTTERWORTH
DEBRA LEE CARTER
THOMAS H. CATALANO
DARYL A. CHAMBLEE
MELINDA P. CHANDLER
CHARLES G. COLE
JESSIE M. COLGATE
THOMAS C. COLLIER, JR.
SALLY J. CUMMINS
JEANNE DAVIDSON
ILDIKO R. DEANGELIS
JAMES PHARAMOND DELPEY
AGNES PEK DOVER
SUSAN G. ESSERMAN
STEPHEN A. FENNELL
ELIZABETH FITCH
KATHLEEN M. FLANAGAN
GREGORY V. GADARIAN
SALLY D. GARR
SETH GOLDBERG
DEBRA L. GOLDSTEIN
MARK B. GOODWIN
DEBRA J. HACKFORD
WILLIAM E. HANNAFORD
DOUGLAS C. HERBERT
NANCY J. HUTZEL
DAVID M. IFSHIN
NEIL A. KAPLAN
SCOTT H. KATZMAN
LINDA C. KAUSKAY
DEBORAH D. KENNEDY
THOMAS R. KLINE
J. WILLIAM KOEGEL, JR.
EDWARD JOSEPH KRAULAND
JANET LAMMERSEN KUHN
CHARLES J. LANDY
BRADLEY E. LERMAN
WILMA A. LEWIS
KENNETH W. LOGWOOD
KENNETH D. LUDWIG
JANE C. LUXTON
SCOTT MACKILLOP

SUZANNE ROSS McDOWELL
ELLEN MARIE McNAMARA
COLLEEN P. McHONEY
PHILIP L. MALET
WILLIAM L. MARTIN, II
LOUISE A. MATHEWS
ALICE L. MATTICE
MICHAEL C. MILLER
MARGUERITE S. MILLHAUSER
REBECCA F. MIMS-VELARDE
WANDRA G. MITCHELL
MARILYN MOHRMAN-GILLIS
JEFFREY P. MORAN
THOMAS J. MOTLEY
SUSAN E. MURPHY
F. JOSEPH NEALON
GEORGE A. NEIDICH
MICHAEL S. NOVEY
ELIZABETH A. NOYES-PALMER
PAUL J. ONDRASIK, JR.
DIANE F. ORENTLICHER
PAUL C. PALMER
NINA H. QUESTAL
DAVID B. RAND
ROBERT W. RATTON, JR.
STEVEN REED
CAROL A. RHEES
PATRICIA A. RILEY
JOHN W. RUMELY
JOHN L. SACHS
DANIEL C. SAULS
SALLY J. SCHORNSTHEIMER
SUSAN M. SERLING
DIANE L. SILBERSTEIN
SAMUEL M. SIPE, JR.
VALERIE AMY SYLATER
HELEN POLLOCK STARR
JOHN D. STEFFAN
RALPH A. TAYLOR, JR.
GARY C. TEPPER
ROBERT LEWIS THOMPSON
BRYAN T. VEIS
TIMOTHY M. WALSH
MAUREEN O'KEEFE WARD
PETER L. WELLINGTON
DAVID B. WESCO
CARY K. WILLIAMS
KENNETH WINER
PAULA A. WOLFF
JAMES R. YOUNG

OF COUNSEL
WILLIAM E. MILLER
CECIL J. OLMSTEAD

January 8, 1982

Thomas W. Luce, III, Esquire
Hughes & Hill
1000 Mercantile Dallas Building
Dallas, Texas 75201

Dear Tom:

We have received a final communication from the State Department on our FOIA request pertaining to the rescue of Bill Gaylord and Paul Chiapparone. It is a listing of all the documents reviewed, including those which were denied to us.

The immediate question is whether we wish to appeal the denials. This would simply involve a letter stating our grounds for appeal. For documents dating from 1978 and early 1979, our argument would be that these involve communications with a former government and hence should not be protected from disclosure today. While I have strong doubts that the appeal would be successful, we might get a few additional documents and it would not be unduly expensive to try.

On timing, one must file an administrative appeal within 60 days after the denial of an FOIA request. The last element of our FOIA request was denied on November 30, which would mean that the appeal period would expire on January 29, 1982.

Thomas W. Luce, III, Esquire
January 8, 1982
Page Two

Please let me know your thoughts. For purposes of
deciphering the enclosed list, I am including with this
letter a brief table of abbreviations.

Sincerely,

A handwritten signature in cursive script, appearing to read "M. Sandler".

Michael Sandler

Enclosure

Thomas W. Luce, III, Esquire
January 8, 1982
Page Two

TABLE OF ABBREVIATIONS

<u>Symbol</u>	<u>Description</u>
TE	Telegram
GC	General Correspondence
ME	Memorandum
MC	Memorandum of Conversation
MI	Miscellaneous Documents
C	Classified as "Confidential"
L	Unclassified, but distribution limited to official use
U	Unclassified
D	The document has been denied
R	The document has been released
B1	This is the FOIA exemption that protects classified documents from disclosure
B4	This is the FOIA exemption that protects trade secrets, privileged information and confidential business data from disclosure
B5	This is the FOIA exemption that protects from disclosure intra-agency communications which are a part of the policy or decision-making process of the agency
EB	This refers to information supplied by a foreign government
ED	This is information relating to foreign relations activities of the United States