

May 24, 2019

VIA FBI FOIA Portal

To the responsible FOIA Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and electronic copies of any FBI records from July 26, 1908 to the date of this request on the following deceased American:

Senator Frank Forrester Church

Per FBI FOIA guidelines, I have attached to this request the page on Senator Church from the Biographical Directory of the United States Congress. Senator Church was born on July 25, 1924 in Boise, Idaho and died on April 7, 1984 in Bethesda, Maryland.

As to any records located in investigative files for investigations, the FBI may not assert Exemption 7(A) without conducting a document-by-document review to determine whether release of the records would interfere with ongoing law enforcement proceedings.

The United States District Court for the District of Columbia recently “remind[ed] the FBI of its obligation to conduct record-level reviews at the administrative level before refusing to produce records contained in its investigative files.” *Tipograph v. Dep’t of Justice*, 83 F. Supp. 2d 234, 236 (D.D.C. Mar. 18, 2015).

In order to help to determine my status to assess fees, you should know that I am a policy analyst and scholar at the Cato Institute, an IRS-recognized 501(c)(3) nonprofit educational and public interest organization. As I am employed by an educational or noncommercial scientific institution, this request is made for a scholarly or scientific purpose and not for a commercial use. FBI material on Beard will be used in a book I am under contract to write for Georgetown University Press. **Accordingly, I request a waiver of all fees for this request.**

Disclosure of the requested information to me is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

Whenever possible, please provide the requested information in electronic Portable Document Format (PDF).

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

I would appreciate your communicating with me by email or telephone, rather than by mail. My email address is peddington@cato.org and my cell number is 571-215-3468.

Please provide expedited processing of this request which concerns a significant public policy matter. As a research fellow, my main function is disseminating information.

Senator Church was the leader of the investigative committee that bears his name and which exposed massive, illegal domestic surveillance by the FBI, CIA, and NSA, and I believe FBI records (both headquarters files and field office files) likely contain reporting on Senator Church and his activities, surveillance and related activities that would have been in violation of Senator Church's 1st and 4th Amendment rights under the Constitution. I certify that my statements concerning the need for expedited processing and fee waivers are true and correct to the best of my knowledge and belief.

I look forward to your determination regarding my request for expedited processing within 10 calendar days, as the statute requires. Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick G. Eddington". The signature is written in a cursive, flowing style.

Patrick G. Eddington
Research Fellow
Cato Institute
1000 Massachusetts Ave., NW
Washington, DC 20001-5403
571-215-3468 (cell)
peddington@cato.org

Biographical Directory
of the
United States Congress



1774 - Present

- ★ Biography
- ★ Research Collections
- ★ Bibliography
- ★ New Search
- ★ House History Page
- ★ Senate History Page
- ★ Copyright Information

CHURCH, Frank Forrester, (1924 - 1984)

Senate Years of Service: 1957-1981

Party: Democrat



CHURCH, Frank Forrester, a Senator from Idaho; born in Boise, Ada County, Idaho, July 25, 1924; attended the public schools; graduated from Stanford (Calif.) University in 1947 and from Stanford Law School in 1950; during the Second World War served in the United States Army and was assigned to Military Intelligence in India, Burma, and China 1942-1946; admitted to the bar in 1950 and commenced the practice of law in Boise, Idaho; elected as a Democrat to the United States Senate in 1956; reelected in 1962, 1968, and again in 1974 and served from

*[Courtesy U.S. Senate
Historical Office](#)*

January 3, 1957, to January 3, 1981; unsuccessful candidate for reelection in 1980; chairman, Special Committee on Aging (Ninety-second through Ninety-fifth Congresses), Special Committee on Termination of the National Emergency (Ninety-second through Ninety-fourth Congresses), Select Committee on Government Intelligence Activities (Ninety-fourth Congress), Committee on Foreign Relations (Ninety-sixth Congress); United States delegate to the twenty-first General Assembly of the United Nations; resumed the practice of law; was a resident of Bethesda, Md., until his death there on April 7, 1984; interment in Morris Hill Cemetery, Boise, Idaho.

Bibliography

American National Biography; *Scribner Encyclopedia of American Lives*; Ashby, LeRoy, and Rod Gramer. *Fighting the Odds: The Life of Senator Frank Church*. Pullman: Washington State University Press, 1994; Church, F. Forrester. *Father and Son: A Personal Biography of Senator Frank Church of Idaho*. New York: Harper Row, 1985.



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 3, 2019

MR. PATRICK EDDINGTON
CATO INSTITUTE
1000 MASSACHUSETTS AVENUE, NORTHWEST
WASHINGTON, DC 20001-5403

FOIPA Request No.: 1438019-000
Subject: CHURCH, FRANK FORRESTER, III

Dear Mr. Eddington:

This acknowledges receipt of your Freedom of Information/Privacy Acts (FOIPA) request to the FBI. Below you will find check boxes and informational paragraphs about your request, as well as specific determinations required by these statutes. Please read each one carefully.

- Your request has been received at FBI Headquarters for processing.
- You submitted your request via the FBI's eFOIPA system.
 - We have reviewed your request and determined it is consistent with the FBI eFOIPA terms of service. Future correspondence about your FOIPA request will be provided in an email link unless the record's file type is not supported by the eFOIPA system.
 - We have reviewed your request and determined it is not consistent with the FBI eFOIPA terms of service. Future correspondence about your FOIPA request will be sent through standard mail.
- The subject of your request is currently being processed and documents will be released to you upon completion.
- Release of responsive records will be posted to the FBI's electronic FOIA Library (The Vault), <http://vault.fbi.gov>, and you will be contacted when the release is posted.
- Your request for a public interest fee waiver is under consideration and you will be advised of the decision if fees are applicable. If your fee waiver is not granted, you will be responsible for applicable fees per your designated requester fee category below.
- For the purpose of assessing any fees, we have determined:
 - As a commercial use requester, you will be charged applicable search, review, and duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(I).
 - As an educational institution, noncommercial scientific institution or representative of the news media requester, you will be charged applicable duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(II).
 - As a general (all others) requester, you will be charged applicable search and duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(III).

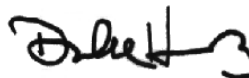
Please check the status of your FOIPA request at www.fbi.gov/foia by clicking on **FOIPA Status** and entering your FOIPA Request Number. Status updates are adjusted weekly. The status of newly assigned requests may not be available until the next weekly update. If the FOIPA has been closed the notice will indicate that appropriate correspondence has been mailed to the address on file.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following web site: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

You may seek dispute resolution services by contacting the Office of Government Information Services (OGIS) at 877-684-6448, or by emailing ogis@nara.gov. Alternatively, you may contact the FBI's FOIA Public Liaison by emailing foipaquestions@fbi.gov. If you submit your dispute resolution correspondence by email, the subject heading should clearly state "Dispute Resolution Services." Please also cite the FOIPA Request Number assigned to your request so it may be easily identified.

Sincerely,



David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Information Management Division



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 4, 2019

MR. PATRICK G. EDDINGTON
CATO INSTITUTE
1000 MASSACHUSETTS AVENUE, NORTHWEST
WASHINGTON, DC 20001-5403

FOIPA Request No.: 1438019-000
Subject: CHURCH, FRANK FORRESTER, III

Dear Mr. Eddington:

This is in reference to your letter to the FBI, in which you requested expedited processing for the above-referenced Freedom of Information/Privacy Acts (FOIPA) request. Under Department of Justice (DOJ) standards, expedited processing can only be granted in the following situations.

You have requested expedited processing according to:

- 28 C.F.R. §16.5 (e)(1)(i):** "Circumstances in which the lack of expedited treatment could reasonably be expected to pose an imminent threat to the life or physical safety of an individual."
- 28 C.F.R. §16.5 (e)(1)(ii):** "An urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information."
- 28 C.F.R. §16.5 (e)(1)(iii):** "The loss of substantial due process of rights."
- 28 C.F.R. §16.5 (e)(1)(iv):** "A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence."

You have not provided enough information concerning the statutory requirements for expedition; therefore, your request is denied.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following web site: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

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Sincerely,

A handwritten signature in black ink, appearing to read "D. Hardy", with a stylized flourish at the end.

David M. Hardy
Section Chief
Record/Information
Dissemination Section
Information Management Division

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following web site: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

You may seek dispute resolution services by contacting the Office of Government Information Services (OGIS). The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769. Alternatively, you may contact the FBI's FOIA Public Liaison by emailing foipaquestions@fbi.gov. If you submit your dispute resolution correspondence by email, the subject heading should clearly state "Dispute Resolution Services." Please also cite the FOIPA Request Number assigned to your request so it may be easily identified.

Sincerely,



David M. Hardy
Section Chief
Record/Information
Dissemination Section
Information Management Division

Enclosure(s)

October 4, 2019

VIA FACSIMILE

Federal Bureau of Investigation
Work Process Unit
170 Marcel Drive
Winchester, VA 22602

To the responsible FOIA Officer:

Pursuant to your letter of August 28, 2019 regarding my request number 1438019-000 on the late Senator Frank Church, I appreciate the Bureau's provision of existing preprocessed records to me. I have examined those records and while some are responsive to my request, I have identified others that also are responsive to my request. Accordingly, I hereby request a further search for responsive record, to include the following files:

1. 62-0-69846
2. 62-83338 (HQ)
3. 62-107457 (HQ)
4. 62-0-728111
5. 66-937 (Phoenix FO)
6. 66-3029 (HQ?)
7. 100-382196 (HQ)
8. 157-30832 (HQ)

Additionally, I ask that you provide me with a complete digital copy of the full Church Committee file:

- 62-116395

Pursuant to this request, I ask that the FBI search any cross-reference files or electronic surveillance (ELSUR) files for responsive records, and to query FBI field offices for potentially responsive documents, including those deemed automatically declassified per the FBI Automatic Declassification Manual issued in May 2007. Further, I ask that any search include records generated pursuant to "sensitive investigative matters," "assessments" or "undisclosed participation" as described in the Domestic Investigations and Operations Guide (DIOG) likewise be conducted.

As to any records located in investigative files for investigations, the FBI may not assert Exemption 7(A) without conducting a document-by-document review to determine whether release of the records would interfere with ongoing law enforcement proceedings.

The United States District Court for the District of Columbia recently "remind[ed] the FBI of its

obligation to conduct record-level reviews at the administrative level before refusing to produce records contained in its investigative files.” *Tipograph v. Dep’t of Justice*, 83 F. Supp. 2d 234, 236 (D.D.C. Mar. 18, 2015).

In order to help to determine my status to assess fees, you should know that I am a policy analyst and scholar at the Cato Institute, an IRS-recognized 501(c)(3) nonprofit educational and public interest organization. As I am employed by an educational or noncommercial scientific institution, this request is made for a scholarly or scientific purpose and not for a commercial use. **I request a waiver of all fees for this request.**

Disclosure of the requested information to me is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

Whenever possible, please provide the requested information in electronic Portable Document Format (PDF).

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

I would appreciate your communicating with me by email or telephone, rather than by mail. My email address is peddington@cato.org and my cell number is 571-215-3468.

Please provide expedited processing of this request which concerns a matter of urgency. As a Research Fellow, my job is disseminating information. My publications and multimedia appearances can be found on the Cato website at the following URL:

<https://www.cato.org/people/patrick-g-eddington>

Senator Church was the leader of the investigative committee that bears his name and which exposed massive, illegal domestic surveillance by the FBI, CIA, and NSA, and I believe FBI records (both headquarters files and field office files) likely contain reporting on Senator Church and his activities, surveillance and related activities that would have been in violation of Senator Church’s 1st and 4th Amendment rights under the Constitution. Federal government domestic surveillance activities are a source of media stories on literally a weekly basis, making this a very high-profile topic of intense public and Congressional interest. I certify that my statements concerning the need for expedited processing and fee waivers are true and correct to the best of my knowledge and belief.

As a Cato scholar, I meet the statutory definition of a “representative of the news media” per *Cause of Action v. F.T.C.*, 799 F.3d 1108 (D.C. Cir. 2015) as Cato and its scholars (1) gather information of potential interest (2) to a segment of the public; (3) use editorial skills to turn

the raw materials into a distinct work; and (4) distribute that work (5) to one or more audiences. **Accordingly, I ask for expedited processing on that basis.** I certify that my statements concerning the need for expedited processing are true and correct to the best of my knowledge and belief.

I look forward to your determination regarding my request for expedited processing within 10 calendar days, as the statute requires. Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Patrick G. Eddington". The signature is fluid and cursive, with the first name "Patrick" being the most prominent.

Patrick G. Eddington
Research Fellow
Cato Institute
1000 Massachusetts Ave., NW
Washington, DC 20001-5403
571-215-3468 (cell)
peddington@cato.org



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Fax Info

Date: 10/4/2019 12:25:18 PM PDT

Receiver Name: FBI RIDS

Receiver Company:

Receiver Fax #: 5408684997

Subject: FBI further search request SEN Church

Page Count: 3

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Inquiry on SEN Church FOIA

1 message

Patrick Eddington <PEddington@cato.org>
To: "foipaquestions@fbi.gov" <foipaquestions@fbi.gov>

Fri, Dec 11, 2020 at 9:50 AM

To the FBI FOIA office:

See the attached, submitted 10/4/19 and for which I've received no LHM response. Please immediately provide an estimated completion date for this request.

Sincerely,

Patrick G. Eddington
Research Fellow
Cato Institute
[5106 Southhampton Drive](https://www.cato.org/people/patrick-g-eddington)
[Annandale, VA 22003](https://www.cato.org/people/patrick-g-eddington)
peddington@cato.org
571-215-3468 (cell)
<https://www.cato.org/people/patrick-g-eddington>

2 attachments

 **FBI further search request SEN Frank Church 100419.pdf**
88K

 **FBI further search SEN Church fax confirmation 100419.pdf**
81K

From: FOIPAQUESTIONS <FOIPAQUESTIONS@fbi.gov>
Date: December 15, 2020 at 10:59:34 AM EST
To: Patrick Eddington <PEddington@cato.org>
Subject: RE: Inquiry on SEN Church FOIA

CAUTION: External Email

Good morning,

Thank you for contacting foipaquestions@fbi.gov. The FBI has received your additional correspondence from October 2019 regarding your Freedom of Information/Privacy Act (FOIPA) request. FOIA Request 1438019-000 was not administratively closed in our system. Your request is being preprocessed to another open request on the same subject, meaning a request on the same subject had been received and was already in process prior to receipt of your request. The request to which yours will be preprocessed is presently assigned to a Disclosure analyst who is reviewing the records to determine if any redactions are required pursuant to subsections of Title 5, U. S. Code, Section 552 and 552a.

Respectfully,

Public Information Officer

FBI - Information Management Division

170 Marcel Drive

Winchester, VA 22602

O: (540) 868-4593

E: foipaquestions@fbi.gov

Do you have further questions about the FOI/PA process? Visit us at <http://www.fbi.gov/foia>

Please check the status of your request online at <https://vault.fbi.gov/fdps-1/@@search-fdps> Status updates are performed on a weekly basis.

Note: This is a non-emergency email address. If this is an emergency, please call 911 directly. If you need to report a tip for immediate action, please contact FBI Tips at <http://tips.fbi.gov/> or reach out to your local field office.

Exhibit 7

From: Patrick Eddington <PEddington@cato.org>
Sent: Friday, December 11, 2020 10:50 AM
To: FOIPAQUESTIONS <FOIPAQUESTIONS@FBI.GOV>
Subject: [EXTERNAL EMAIL] - Inquiry on SEN Church FOIA
Importance: High

To the FBI FOIA office:

See the attached, submitted 10/4/19 and for which I've received no LHM response. Please immediately provide an estimated completion date for this request.

Sincerely,

Patrick G. Eddington

Research Fellow

Cato Institute

[5106 Southampton Drive](#)

[Annandale, VA 22003](#)

peddington@cato.org

571-215-3468 (cell)

<https://www.cato.org/people/patrick-g-eddington>

Fwd: RE: FOIPA cases follow up: Church (1438019-000), Goldwater (1438619-000), Abzug (1438583-000 & -001), and COINTELPRO New Left SF FO (1446734-000)

1 message

From: FOIPAQUESTIONS <foipaquestions@fbi.gov>

Date: December 29, 2020 at 1:26:42 PM

To: PEddington@cato.org <peddington@cato.org>

Subject: RE: FOIPA cases follow up: Church (1438019-000), Goldwater (1438619-000), Abzug (1438583-000 & -001), and COINTELPRO New Left SF FO (1446734-000)

CAUTION: External Email

Good afternoon,

Thank you for your inquiry regarding the status of your Freedom of Information Act/Privacy (FOIPA) requests.

Requests are processed in the order in which they are received through our multi-track processing system. Requests are divided into two primary tracks--simple (under 50 pages of potentially responsive documents) and complex (over 50 pages of potentially responsive documents). Complex requests are further divided into medium, large, and extra-large sub-tracks based upon request size. Simple track requests typically require the least amount of time to process. Currently, simple track cases average approximately 106 days from the date of receipt for processing. Our complex requests in the medium processing track are currently averaging 785 days, large processing track are currently averaging approximately 1,695 days, and extra-large processing track are currently averaging 2,088 days for processing.

Frank Church (1438019-000): This request is being preprocessed to another open request on the same subject, meaning a request on the same subject had been received and was already in process prior to receipt of your request. To avoid duplicative efforts, you will receive the same releases at the same time as the original requester for this subject. The request to which yours will be preprocessed is presently assigned to a Disclosure analyst who is reviewing the records to determine if any redactions are required pursuant to subsections of Title 5, U. S. Code, Section 552 and 552a. The estimated date of completion is June 2021.

Barry Goldwater (1438619-000): The request is presently awaiting assignment to a Disclosure analyst who will then review the records to determine if any redactions are required pursuant to subsections of Title 5, U. S. Code, Section 552 and 552a. Your request is currently in the complex request large processing track, and the estimated date of completion for your request is March 2024.

Bella Abzug (1438583-001): The request is presently in Initial Processing, where the assigned analyst is searching for, retrieving and reviewing potentially responsive records. The search for responsive records is ongoing for your request, so we do not yet know into which track it will fall. Once the search has been completed, you may request an updated estimated date of completion.

COINTELPRO-New Left- San Francisco Field Office (1446734-000): The request is presently in Initial Processing, where the assigned analyst is searching for, retrieving and reviewing potentially responsive records. The search for responsive records is ongoing for your request, so we do not yet know into which track it will fall. Once the search has been completed, you may request an updated estimated date of completion.

Respectfully,

Public Information Officer

FBI - Information Management Division

170 Marcel Drive

Winchester, VA 22602

O: (540) 868-4593

E: foipaquestions@fbi.gov

Do you have further questions about the FOI/PA process? Visit us at <http://www.fbi.gov/foia>

Please check the status of your request online at <https://vault.fbi.gov/fdps-1/@@search-fdps> Status updates are performed on a weekly basis.

Note: This is a non-emergency email address. If this is an emergency, please call 911 directly. If you need to report a tip for immediate action, please contact FBI Tips at <http://tips.fbi.gov/> or reach out to your local field office.

From: Patrick Eddington <PEddington@cato.org>

Sent: Monday, December 21, 2020 11:24 AM

To: FBI.FOIPA.NEGOTIATION <FBI.FOIPA.NEGOTIATION@FBI.GOV>

Subject: [EXTERNAL EMAIL] - FOIPA cases follow up: Church (1438019-000), Goldwater (1438619-000), Abzug (1438583-000 & -001), and COINTELPRO New Left SF FO (1446734-000)

Importance: High

To the FBI FOIA Negotiation Team:

To date, the Bureau has failed to provide the information I need to narrow the scope of the following requests:

Church (1438019-000)

Goldwater (1438619-000)

Abzug (1438583-000 & -001)

COINTELPRO New Left SF FO (1446734-000)

Accordingly, I hereby decline to narrow the scope of the aforementioned requests. Further, I reiterate by request for estimated completion dates for each of the aforementioned requests.

Sincerely,

Patrick G. Eddington

Research Fellow

Cato Institute

[5106 Southampton Drive](#)

[Annandale, VA 22003](#)

peddington@cato.org

571-215-3468 (cell)

<https://www.cato.org/people/patrick-g-eddington>

June 1, 2019

VIA FBI FOIA Portal

To the responsible FOIA Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and electronic copies of any FBI records from July 26, 1908 to the date of this request on the following deceased American:

Senator Barry Morris Goldwater

Per FBI FOIA guidelines, I have attached to this request the page from the Biographical Directory of the United State Congress on Senator Goldwater, who was born on January 1, 1909 in Phoenix, Arizona and died on May 29, 1998 in Paradise Valley, Arizona.

As to any records located in investigative files for investigations, the FBI may not assert Exemption 7(A) without conducting a document-by-document review to determine whether release of the records would interfere with ongoing law enforcement proceedings.

The United States District Court for the District of Columbia recently “remind[ed] the FBI of its obligation to conduct record-level reviews at the administrative level before refusing to produce records contained in its investigative files.” *Tipograph v. Dep’t of Justice*, 83 F. Supp. 2d 234, 236 (D.D.C. Mar. 18, 2015).

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Please provide expedited processing of this request which concerns a significant public policy matter. As a research fellow, my main function is disseminating information.

As a member of the Church Committee, Goldwater supported the domestic surveillance reform efforts promoted by the committee and related policies, and I believe FBI records (both headquarters files and field office files) likely contain reporting on Goldwater and his activities, surveillance and related activities that would have been in violation of his 1st and 4th Amendment rights under the Constitution. I certify that my statements concerning the need for expedited processing and fee waivers are true and correct to the best of my knowledge and belief.

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Patrick G. Eddington
Research Fellow
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1000 Massachusetts Ave., NW
Washington, DC 20001-5403
571-215-3468 (cell)
peddington@cato.org

Biographical Directory
of the
United States Congress



1774 - Present

- ★ Biography
- ★ Research Collections
- ★ Bibliography
- ★ New Search
- ★ House History Page
- ★ Senate History Page
- ★ Copyright Information

GOLDWATER, Barry Morris, (1909 - 1998)

Senate Years of Service: 1953-1965; 1969-1987

Party: Republican



Courtesy U.S. Senate Historical Office

GOLDWATER, Barry Morris, (father of Barry Morris Goldwater, Jr.), a Senator from Arizona; born in Phoenix, Maricopa County, Ariz., January 1, 1909; attended the Phoenix public schools, Staunton Military Academy, and one year at the University of Arizona at Tucson in 1928; began business career in 1929 in family mercantile business; during the Second World War entered active service in August 1941 in the United States Army Air Corps, serving in the Asiatic Theater in India, and was discharged in November 1945 as a lieutenant colonel with rating as pilot; organized the Arizona National Guard 1945-1952; brigadier general in the Air Force Reserve in 1959 and promoted to major general in 1962; retired in 1967 after thirty-seven years service; member of advisory committee, Indian Affairs, Department of the Interior 1948-1950; member of the city council of Phoenix 1949-1952; elected as a Republican to the United States Senate in 1952; reelected in 1958, and served from January 3, 1953, to January 3, 1965; did not seek reelection to the Senate in 1964; unsuccessful Republican nominee for President in 1964; elected to the United States Senate in 1968; reelected in 1974 and again in 1980, and served from January 3, 1969, to January 3, 1987; did not seek reelection in 1986; chairman, Select Committee on Intelligence (Ninety-seventh and Ninety-eighth Congresses), Committee on Armed Services (Ninety-ninth Congress); awarded the Presidential Medal of Freedom on March 12, 1986; died May 29, 1998, at Paradise Valley, Ariz.; remains were cremated.

Bibliography

Scribner Encyclopedia of American Lives; Dean, John W., and Barry M. Goldwater, Jr., eds. *Pure Goldwater*. New York: Palgrave Macmillan, 2008; Iverson, Peter. *Barry Goldwater: Native Arizonan*. Norman, Okla.: University of Oklahoma Press, 1997; Goldberg, Robert Alan. *Barry Goldwater*. New Haven: Yale University Press,

1995; Goldwater, Barry. *With No Apologies*. New York: William Morrow and Co., 1979.



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 6, 2019

MR. PATRICK G. EDDINGTON
1000 MASSACHUSETTS AVENUE NORTHWEST
WASHINGTON, DC 20001-5403

FOIPA Request No.: 1438619-000
Subject: GOLDWATER, BARRY MORRIS,
SR.

Dear Mr. Eddington:

This acknowledges receipt of your Freedom of Information/Privacy Acts (FOIPA) request to the FBI. Below you will find check boxes and informational paragraphs about your request, as well as specific determinations required by these statutes. Please read each one carefully.

- Your request has been received at FBI Headquarters for processing.
- You submitted your request via the FBI's eFOIPA system.
 - We have reviewed your request and determined it is consistent with the FBI eFOIPA terms of service. Future correspondence about your FOIPA request will be provided in an email link unless the record's file type is not supported by the eFOIPA system.
 - We have reviewed your request and determined it is not consistent with the FBI eFOIPA terms of service. Future correspondence about your FOIPA request will be sent through standard mail.
- The subject of your request is currently being processed and documents will be released to you upon completion.
- Release of responsive records will be posted to the FBI's electronic FOIA Library (The Vault), <http://vault.fbi.gov>, and you will be contacted when the release is posted.
- Your request for a public interest fee waiver is under consideration and you will be advised of the decision if fees are applicable. If your fee waiver is not granted, you will be responsible for applicable fees per your designated requester fee category below.
- For the purpose of assessing any fees, we have determined:
 - As a commercial use requester, you will be charged applicable search, review, and duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(I).
 - As an educational institution, noncommercial scientific institution or representative of the news media requester, you will be charged applicable duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(II).
 - As a general (all others) requester, you will be charged applicable search and duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(III).

Please check the status of your FOIPA request at www.fbi.gov/foia by clicking on **FOIPA Status** and entering your FOIPA Request Number. Status updates are adjusted weekly. The status of newly assigned requests may not be available until the next weekly update. If the FOIPA has been closed the notice will indicate that appropriate correspondence has been mailed to the address on file.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following web site: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

You may seek dispute resolution services by contacting the Office of Government Information Services (OGIS) at 877-684-6448, or by emailing ogis@nara.gov. Alternatively, you may contact the FBI's FOIA Public Liaison by emailing foipaquestions@fbi.gov. If you submit your dispute resolution correspondence by email, the subject heading should clearly state "Dispute Resolution Services." Please also cite the FOIPA Request Number assigned to your request so it may be easily identified.

Sincerely,



David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Information Management Division



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

June 6, 2019

MR. PATRICK G. EDDINGTON
1000 MASSACHUSETTS AVENUE NORTHWEST
WASHINGTON, DC 20001-5403

FOIPA Request No.: 1438619-000
Subject: GOLDWATER, BARRY MORRIS, SR.

Dear Mr. Eddington:

This is in reference to your letter to the FBI, in which you requested expedited processing for the above-referenced Freedom of Information/Privacy Acts (FOIPA) request. Under Department of Justice (DOJ) standards for expedited processing, it can only be granted in the following situations:

28 C.F.R. §16.5 (e)(1)(i): "Circumstances in which the lack of expedited treatment could reasonably be expected to pose an imminent threat to the life or physical safety of an individual."

28 C.F.R. §16.5 (e)(1)(ii): "An urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information."

28 C.F.R. §16.5 (e)(1)(iii): "The loss of substantial due process of rights."

28 C.F.R. §16.5 (e)(1)(iv): "A matter of widespread and exceptional media interest in which there exists possible questions about the government's integrity which affects public confidence."


You have not provided enough information concerning the statutory requirements permitting expedition; therefore, your request is denied.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's FOIA online portal by creating an account on the following web site: <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically transmitted within ninety (90) days from the date of this letter in order to be considered timely. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Please cite the FOIPA Request Number assigned to your request so it may be easily identified.

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Sincerely,

A handwritten signature in black ink, appearing to read "D Hardy", with a stylized flourish at the end.

David M. Hardy
Section Chief
Record/Information
Dissemination Section
Information Management Division