

R. David Lewis

Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205
(501) 664-0818 (501) 664-3884
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April 9, 2012

Information and Privacy Coordinator
Central Intelligence Agency
Washington, D.C. 20505
Via fax (703) 613-3007

RE: Freedom of Information Act Request

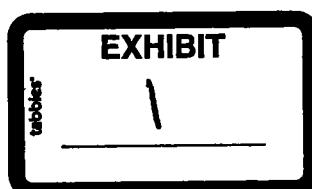
To Whom It May Concern:

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records, which she paid for out of her pocket that are totally blacked out. Since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

My name is R. David Lewis and I am gathering information on Kevin Ives that is of current interest to the public because it's already been the subject of one book, one movie and several youtube videos, it's been on Unsolved Mysteries. There is intense public interest in this case.

Please note that 5 U.S.C. Section 552(a)(4)(A)(iv)(II) requires



that you provide the first 100 copies to me at no charge. However, I am requesting a waiver of all fees under 5 U.S.C. Section 552(a)(4)(A)(iii). The information I seek is in the public interest because it will contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

I believe I meet the criteria for a fee waiver recognized by the U.S. Justice Department - in its policy guidance of April 1987 - and by the federal courts, See *Project on Military Procurement v. Department of the Navy*, 710 F. Supp. 362 363, 365 (D.C.D. 1989).

Also, the information sought has informative value, or potential for contribution to public understanding. Please note the decision in *Elizabeth Eudey v. Central Intelligence Agency*, 478 F. Supp. 1175 1176 (D.C.D. 1979) (even a single document has the potential for contributing to public understanding). I plan to disseminate this information to the public at large in the following manner: We feel sure that this will be the subject of another movie and book and constant blogs on the internet. My client has one blog right now that's active everyday on Facebook called Justice for Kevin Ives and Don Henry in which they're 1,340 members currently and its associated petition entitled Kevin Ives & Don Henry- Derailed Justice: The Murders of Two Teen-Age Boys: Make this case famous and force law enforcement to take action (located at www.change.org) in which there are currently 722 signatures from the public and the membership is growing each day.

In your deliberations, please take note of the following cases: *Campbell v. U.S. Department of Justice*, 334 U.S. App. D.C. (1998)(administrative and seemingly repetitious information is not exempt from fee-waiver consideration); *Project on Military Procurement* (agencies cannot reject a fee waiver based on the assumption that the information sought is covered by a FOIA exemption; and *Landmark Legal Foundation v. Internal Revenue Service*, 1998 U.S. Dist. LEXIS 21722 (D.C.D. 1998)(the fact that the information will soon be turned over to a public body does not exempt the material from fee-waiver consideration).

I look forward to your response within the 20 working days, as

outlined by the statute.

Thank you in advance for your time and consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "R. David Lewis".

R. David Lewis

RDL: srm

Central Intelligence Agency



Washington, D C 20505

May 23, 2012

Mr. R. David Lewis
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Reference: F-2012-01238

Dear Mr. Lewis:

On 27 April 2012, the office of the Information and Privacy Coordinator received your 9 April 2012 Freedom of Information Act (FOIA) request on behalf of Linda Ives for all records on the death of **Kevin Ives**. In addition, you request all records on **Mena Airport drug trafficking as they relate to Barry Seal**. You further state that you are requesting **unredacted copies**. We assigned your request the reference number above; please cite this number when corresponding about this request.

With respect to Kevin Ives, we need as much identifying information as possible before we can effectively search our files for information on an individual. We require the subject's full name, date and place of birth, and citizenship status. Without this data, we may be unable to distinguish between individuals with the same or similar names. If a person is deceased, we require some evidence of death, such as a copy of a death certificate, an obituary, or a press statement.

With respect to copies of material held by Ms. Ives, our records reflect that the CIA has received no other requests from Ms. Ives. Therefore, the records she received would not have been released to her by CIA. In order to re-review such records, we would need to determine if they were CIA-originated, which means that she would have to send us copies of that material. Also, we refer you to the CIA Reading Room on the CIA website at www.foia.cia.gov where a number of records concerning Barry Seal have been posted.

We will hold your request in suspense for 45 days from the date of this letter pending receipt of Kevin Ives' **full name, date and place of birth, citizenship status, and proof of death**. As a matter of administrative discretion, the Agency has waived fees for this request.

Sincerely,

A handwritten signature in black ink that reads "Michele Meeks".

Michele Meeks

Information and Privacy Coordinator



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

June 4, 2012

Michele Meeks
Information and Privacy Coordinator
Central Intelligence Agency
Washington, D.C. 20505
Via fax (703) 613-3007

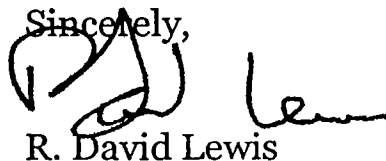
RE: F-2012-01238

Dear Ms. Meeks:

In response to your letter dated May 23, 2012 please find a copy of Larry Kevin Ives death certificate. In addition, before his death he was a citizen of the United States. Please let me know if you need any additional information.

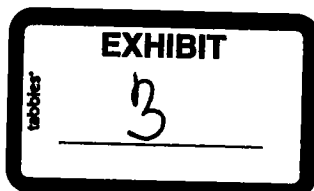
Thank you in advance for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: srm



Central Intelligence Agency



Washington, D C 20505

August 21, 2012

Mr. R. David Lewis
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Reference: F-2012-01238

Dear Mr. Lewis:

This acknowledges receipt, on 12 June 2012, of the supplemental information required for your 9 April 2012 Freedom of Information Act (FOIA) request on behalf of Linda Ives, for records on Larry Kevin Ives. This is the final response to your request.

The CIA Information Act, 50 U.S.C. § 431, as amended, exempts CIA operational files from the search, review, publication, and disclosure requirements of the FOIA. To the extent your request seeks information that is subject to the FOIA, we accepted your request and processed it in accordance with the FOIA, 5 U.S.C. § 552, as amended. We searched for CIA-originated records that might reflect an open or otherwise acknowledged Agency affiliation existing through 12 June 2012. We did not locate any records responsive to your request.

With respect to records that would reveal a classified connection between the CIA and your subject, in accordance with section 3.6(a) of Executive Order 13526, the CIA can neither confirm nor deny the existence or nonexistence of records responsive to your request. The fact of the existence or nonexistence of requested records is currently and properly classified and relates to intelligence sources and methods information that is protected from disclosure by section 6 of the CIA Act of 1949, as amended, and section 102A(i)(1) of the National Security Act of 1947, as amended. Therefore, this portion of your request is denied pursuant to FOIA exemptions (b)(1) and (b)(3). I have enclosed an Explanation of Exemptions for your reference and retention.

Although our searches were thorough and diligent, and it is highly unlikely that repeating those searches would change the result, you nevertheless have the legal right to appeal the above decisions. As the CIA Information and Privacy Coordinator, I am the CIA official responsible for this determination. You have the right to appeal this response to the Agency Release Panel, in my care, within 45 days from the date of this letter. Please include the basis of your appeal.

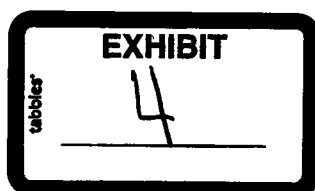
Sincerely,

A handwritten signature in black ink that reads "Michele Meeks".

Michele Meeks

Information and Privacy Coordinator

Enclosure



Explanation of Exemptions Under the Freedom of Information Act

- (b)(1) Exempts from disclosure information currently and properly classified, pursuant to an Executive Order;
- (b)(2) No longer applicable.
- (b)(3) Exempts from disclosure information that another federal statute protects, provided that the other federal statute either requires that the matters be withheld, or establishes particular criteria for withholding or refers to particular types of matters to be withheld. The (b)(3) statutes upon which the CIA relies include, but are not limited to, the CIA Act of 1949;
- (b)(4) Exempts from disclosure trade secrets and commercial or financial information that is obtained from a person and that is privileged or confidential;
- (b)(5) Exempts from disclosure inter-and intra-agency memoranda or letters that would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) Exempts from disclosure information from personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of privacy;
- (b)(7) Exempts from disclosure information compiled for law enforcement purposes to the extent that the production of the information (A) could reasonably be expected to interfere with enforcement proceedings; (B) would deprive a person of a right to a fair trial or an impartial adjudication; (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy; (D) could reasonably be expected to disclose the identity of a confidential source or, in the case of information compiled by a criminal law enforcement authority in the course of a criminal investigation or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source; (E) would disclose techniques and procedures for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law; or (F) could reasonably be expected to endanger any individual's life or physical safety;
- (b)(8) Exempts from disclosure information contained in reports or related to examination, operating, or condition reports prepared by, or on behalf of, or for use of an agency responsible for regulating or supervising financial institutions; and
- (b)(9) Exempts from disclosure geological and geophysical information and data, including maps, concerning wells.

R. David Lewis

Attorney at Law
1109 Kavanaugh Boulevard
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rdavidlewis@yahoo.com Also licensed in California

January 10, 2013

Michele Meeks
Information and Privacy Coordinator
Central Intelligence Agency
Washington, D.C. 20505
Via fax (703) 613-30007

RE: F-2012-01238

Dear Ms. Meeks:

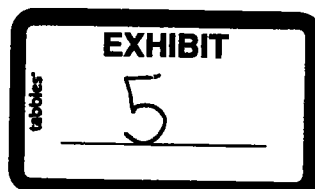
In response to your letter dated August 21, 2012, we will see if you will be able to prove these defenses in our FOI lawsuit.

Sincerely,



R. David Lewis

RDL: mkg



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

April 20, 2012

Federal Bureau of Investigation

Attn: FOI/PA Request

Record/Information Dissemination Section

170 Marcel Drive

Winchester, VA 22602-4843

Fax: (540) 868-4391/4997

E-mail: foiparequest@ic.fbi.gov

RE: Freedom of Information Act Request

To Whom It May Concern:

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records, which she paid for out of her pocket that are totally blacked out. Since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

My name is R. David Lewis and I am gathering information on Kevin Ives that is of current interest to the public because it's already been the subject of one book, one movie and several youtube videos, it's been on Unsolved Mysteries. There is intense public interest in



this case.

Please note that 5 U.S.C. Section 552(a)(4)(A)(iv)(II) requires that you provide the first 100 copies to me at no charge. However, I am requesting a waiver of all fees under 5 U.S.C. Section 552(a)(4)(A)(iii). The information I seek is in the public interest because it will contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

I believe I meet the criteria for a fee waiver recognized by the U.S. Justice Department - in its policy guidance of April 1987 - and by the federal courts, See *Project on Military Procurement v. Department of the Navy*, 710 F. Supp. 362 363, 365 (D.C.D. 1989).

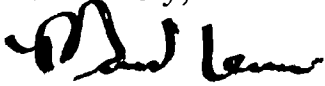
Also, the information sought has informative value, or potential for contribution to public understanding. Please note the decision in *Elizabeth Eudey v. Central Intelligence Agency*, 478 F. Supp. 1175 1176 (D.C.D. 1979) (even a single document has the potential for contributing to public understanding). I plan to disseminate this information to the public at large in the following manner: We feel sure that this will be the subject of another movie and book and constant blogs on the internet. My client has one blog right now that's active everyday on Facebook called Justice for Kevin Ives and Don Henry in which there are 1,340 members currently and its associated petition entitled Kevin Ives & Don Henry- Derailed Justice: The Murders of Two Teen-Age Boys: Make this case famous and force law enforcement to take action (located at www.change.org) in which there are currently 722 signatures from the public and membership is growing each day.

In your deliberations, please take note of the following cases: *Campbell v. U.S. Department of Justice*, 334 U.S. App. D.C. (1998)(administrative and seemingly repetitious information is not exempt from fee-waiver consideration); *Project on Military Procurement* (agencies cannot reject a fee waiver based on the assumption that the information sought is covered by a FOIA exemption; and *Landmark Legal Foundation v. Internal Revenue Service*, 1998 U.S. Dist. LEXIS 21722 (D.C.D. 1998)(the fact that the information will soon be turned over to a public body does not

exempt the material from fee-waiver consideration).

I look forward to your response within the 20 working days, as outlined by the statute.

Thank you in advance for your time and consideration in this matter.

Sincerely,

R. David Lewis

RDL: srm



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

May 2, 2012

MR DAVID R LEWIS
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AR 72205

FOIPA Request No.: 1189116- 000
Subject: IVES, KEVIN

Dear Mr. Lewis:

This acknowledges receipt of your Freedom of Information/Privacy Acts (FOIPA) request to the FBI.

- This FOIPA request has been received at FBI Headquarters for processing.
- This FOIPA request has been received at the [_____ Resident Agency / _____ Field Office] and forwarded to FBI Headquarters for processing.
- We are searching the indices to our Central Records System for the information responsive to this request. You will be informed of the results in future correspondence.
- Your request for a fee waiver is being considered and you will be advised of the decision at a later date.
- Please check for the status of your FOIPA request at www.fbi.gov/foia

The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

Very truly yours,

A handwritten signature in black ink, appearing to read "D Hardy", is written over the closing.

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





U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

August 14, 2012

MR DAVID R LEWIS
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AR 72205

FOIPA Request No.: 1189116- 000
Subject: IVES, KEVIN

Dear Mr. Lewis:

This is in reference to your Freedom of Information-Privacy Acts (FOIPA) request.

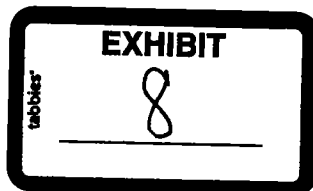
We have located approximately 7427 pages, 12 cassette tapes, and 5 VHS tapes which are potentially responsive to your request. Pursuant to the U.S. Department of Justice (DOJ) regulations, 28 C.F.R. §§ 16.11 and 16.49, there is a duplication fee of ten cents per page if you receive a paper copy. Releases are also available on CD upon request. Each CD contains approximately 500 pages per release. The 500 page estimate is based on our business practice of processing medium and large track cases through interim releases that generally equal approximately 500 pages. The first 100 pages of duplication, or the cost equivalent (\$10.00) for release on CD, will be provided to you at no charge. If all of the pages that are potentially responsive to your request are released, you will owe \$987.70 in duplication fees to receive a paper copy and 17 CD's of media or \$470.00 (32 CD's at \$15.00 less \$10.00) to receive the full release on CD's. Please remember this is only an estimate, and if some of the pages are withheld in full pursuant to FOIA/Privacy Act exemptions(s) or are determined to not be responsive to your request, the actual charges could be less exemption(s) or are determined to not be responsive to your request, the actual charges could be less.

To accelerate the processing of your request, you may wish to consider reducing the scope of your request so that it will fall within one of the smaller queues. This may allow you to lower your search and duplication costs and hasten the receipt of your information. The FBI uses a three-queue system as a way to fairly assign and process new requests. The placement of a request in one of the three queues depends on the total number of pages responsive to that request - 500 pages or less (small queue), 501 pages to 2500 pages (medium queue), or more than 2500 pages (large queue). The small queue has the fastest rate of processing. Please let us know in writing if you are interested in discussing the possibility of reducing the scope of your request, as well as your willingness to pay the estimated search and duplication costs indicated in the above paragraph. Your written response should provide a telephone number where you can be reached between the hours of 8:00 a.m. and 5:00 p.m., EST, if one is available. Please send this response to: Work Process Unit, Record Information/Dissemination Section, Records Management Division, Federal Bureau of Investigation, 170 Marcel Drive, Winchester, VA 22602. You may also fax your response to the following number: 540-868-4997, Attention: Work Process Unit.

No payment is required at this time. However, you must notify us in writing within thirty (30) days from the date of this letter of your format decision (paper or CD) and your commitment to pay the estimated fee. If we do not receive your commitment to pay within thirty (30) days of the date of this notification, your request will be closed. Please include the FOIPA Request Number listed above in any communication regarding this matter.

Sincerely yours,

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



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

August 27, 2012

Work Process Unit
Record Information/Dissemination Section
Records Management Division
Federal Bureau of Investigation
170 Marcel Drive
Winchester, VA 22602
Via Fax (540) 868-4997

RE: Freedom of Information Act Request No. 1189116-000
Subject: Ives, Kevin

Mr. Hardy:

I am willing to pay for the entire amount of the estimated costs of \$470.00 assuming that those copies are in fact unredacted copies.

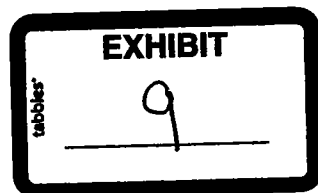
Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: srm



R. David Lewis
1109 Kavanaugh
Little Rock, Arkansas 72205
(501) 664-0818
(501) 664-3884 Fax

FAX

To: David Hardy From: R. David Lewis

Fax: (540) 868-4997 Date: 12-05-12

Phone: Pages: 2

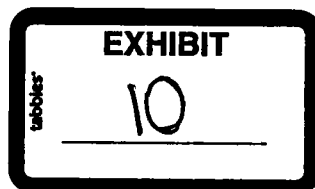
Re: Kevin Ives FOI CC:

Urgent For Review Please Comment Please Reply

Comments:

See attached FOI request. Thank you in advance for your time and consideration in this matter.

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the above named individuals or entities. If reader of the facsimile is not the intended recipient, you are hereby notified that any dissemination or copying of this facsimile is strictly prohibited. If you have received this in error, please notify us by telephone and destroy this copy.



R. David Lewis

Attorney at Law

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rdavidlewis@yahoo.com

Also licensed in California

December 5, 2012

David Hardy, Section Chief
Record Information/Dissemination Section
Records Management Division
Federal Bureau of Investigation
170 Marcel Drive
Winchester, VA 22602
Via Fax (540) 868-4997

RE: Freedom of Information Act Request No. 1189116-000
Subject: Ives, Kevin

Mr. Hardy:

Per your request, on August 27, 2012 I sent you a letter acknowledging that I would be responsible for payment for copies of the documents and recordings costing approximately \$470.00 in your custody with regard to the above-mentioned matter if those copies are in fact unredacted copies. I have not received the documents or heard back from you or your office since. Please contact me as soon as possible regarding the status in this matter.

Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

December 6, 2012

MR. R DAVID LEWIS
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AR 72205

FOIPA Request No. 1189120-000
Subject: SEAL, BARRY

Dear Mr. Lewis:

This is in response to your request for a fee waiver for the above referenced Freedom of Information/Privacy Acts (FOIPA) request. Fee waivers are determined on a case by case basis. See 5 U.S.C. § 552 (a)(4)(A)(iii).

To be granted a fee waiver or a reduction in fees, two requirements must be satisfied. First, you must demonstrate that "disclosure of the [requested] information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government." Second, you must establish that "disclosure of the information . . . is not primarily in the commercial interest of the requester." See 5 U.S.C. § 552(a)(4)(A)(iii). The burden is on the requester to show the statutory requirements for a fee waiver have been met. If these requirements are not satisfied, a fee waiver is unavailable under the statute.

To determine whether disclosure is in the public interest, we consider these factors: (1) whether the subject of the requested records concerns "the operations or activities of the government;" (2) whether the disclosure is "likely to contribute" to an understanding of government operations or activities; and (3) whether disclosure of the requested information will contribute "significantly" to "public understanding." See 28 C.F.R. §16.11(k)(2).

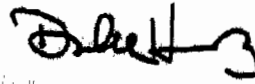
If the first requirement has been met, we must then determine whether disclosure of the requested information is primarily in the commercial interest of the requester. To make this determination, we consider these factors: (1) whether the requester has a commercial interest that would be furthered by the requested disclosure and (2) whether the magnitude of the identified commercial interest of the requester is sufficiently large, [compared to] the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester." See 28 C.F.R. § 16.11(k)(3). If the requester's commercial interest in disclosure is greater than the public interest to be served, then a fee waiver is not warranted.

We have reviewed the information you provided in support of your request for a fee waiver and have found that you do not satisfy the first requirement. You do not satisfy the first requirement because you have not demonstrated that disclosure of this information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.



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
Records Management Division

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

December 12, 2012

David Hardy, Section Chief
Record Information/Dissemination Section
Records Management Division
Federal Bureau of Investigation
170 Marcel Drive
Winchester, VA 22602
Via Fax (540) 868-4997

RE: Freedom of Information Act Request No. 1189120-000
Subject: Ives, Kevin and Seal, Barry

Mr. Hardy:

Pursuant to your letter dated December 6, 2012, please consider this letter my commitment to pay the estimated fee for the CD of the above-mentioned FOIA information.

Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis



U.S. Department of Justice



**Federal Bureau of
Investigation**

Washington, D.C. 20535

December 18, 2012

MR. DAVID R. LEWIS
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AR 72205

FOIPA Request No.: 1189116-001
Subject: IVES, KEVIN

Dear Mr. Lewis:

Reference is made to your Freedom of Information Act (FOIPA) request for FBI files concerning Kevin Ives. This letter will serve to document your telephone conversation with my representative, Mr. Mumaw, on December 17, 2012.

Mr. Mumaw advised that your request was currently in the large track of our multi-track backlog of unassigned FOIA requests. This track contains requests for records in excess of 2,500 pages and assignments from this queue to our FOIA Processing Units are typically delayed for a significant amount of time. Mr. Mumaw indicated the FBI located approximately 7,427 pages related to your subject and you were offered the opportunity to reduce the scope of your request in order to accelerate its assignment of processing. You indicated to Mr. Mumaw that you were not interested in reducing the scope of your request. The approximate page count of your request is 7,427 pages and your request will remain the large track backlog which will not accelerate the assignment to our FOIA Processing Units. Please keep in mind that any additional requests for the subject would be handled as a new request and placed at the end of the unassigned backlog based on its date of receipt.

We certainly appreciate your consideration in this matter and solicit your continued patience. If you have any further questions, please do not hesitate to telephone Mr. Mumaw at 540-868-1647.

Very truly yours,

A handwritten signature in black ink, appearing to read "D Hardy", is written below the closing.

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



U.S. Department of Justice



**Federal Bureau of
Investigation**

Washington, D.C. 20535

December 19, 2012

MR. DAVID R. LEWIS
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AR 72205

FOIPA Request No.: 1189120-000
Subject: SEAL, BARRY

Dear Mr. Lewis:

Reference is made to your Freedom of Information Act (FOIPA) request for FBI files concerning Barry Seal. This letter will serve to document your telephone conversation with my representative, Mr. Mumaw, on December 17, 2012.

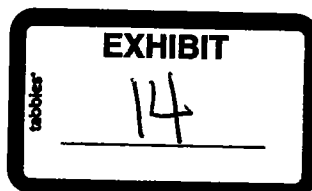
Mr. Mumaw advised that your request was currently in the large track of our multi-track backlog of unassigned FOIA requests. This track contains requests for records in excess of 2,500 pages and assignments from this queue to our FOIA Processing Units are typically delayed for a significant amount of time. Mr. Mumaw indicated the FBI located approximately 7,167 pages related to your subject and you were offered the opportunity to reduce the scope of your request in order to accelerate its assignment of processing. You indicated to Mr. Mumaw that you were interested in reducing the scope of your request to FBI file numbers 245D-NO-7 and 245-HQ-76. The approximate page count of your request is now 5,792 pages and your request will remain the large track backlog which will not accelerate the assignment to our FOIA Processing Units. Please keep in mind that any additional requests for the subject would be handled as a new request and placed at the end of the unassigned backlog based on its date of receipt.

We certainly appreciate your consideration in this matter and solicit your continued patience. If you have any further questions, please do not hesitate to telephone Mr. Mumaw at 540-868-1647.

Very truly yours,

A handwritten signature in black ink, appearing to read "D. Hardy", is written below the closing.

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



U.S. Department of Justice



Federal Bureau of Investigation
Washington, D.C. 20535

February 19, 2013

MR. R. DAVID LEWIS
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AR 72205

Subject: SEAL, BARRY

FOIPA No. 1189120

Dear Mr. Lewis:

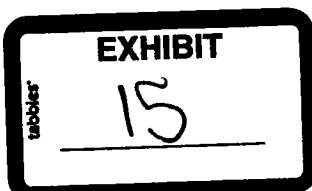
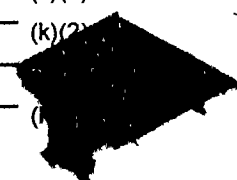
The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIPA), Title 5, United States Code, Section 552/552a. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Explanation of Exemptions:

Section 552

- (b)(1)
- (b)(2)
- (b)(3)
- Rule 6(e), Federal Rules of Criminal Procedure; 18 U.S.C. Section 2518;
- National Security Act of 1947; and
- CIA Act of 1949
- (b)(4)
- (b)(5)
- (b)(6)
- (b)(7)(A)
- (b)(7)(B)
- (b)(7)(C)
- (b)(7)(D)
- (b)(7)(E)
- (b)(7)(F)
- (b)(8)
- (b)(9)

Section 552a

- (d)(5)
- (j)(2)
- (k)(1)
- (k)(2)
- (k)(3)
- (k)(4)
- (k)(5)
- (k)(6)
- (k)(7)



726 pages were reviewed and **448** pages are being released.

Documents were located which originated with, or contained information concerning other Government agencies [OGA]. This information has been:

- referred to the OGA for review and direct response to you.
- referred to the OGA for consultation. The FBI will correspond with you regarding this information when the consultation is finished.

In accordance with standard FBI practice and pursuant to FOIA exemption (b)(7)(E) and Privacy Act exemption (j)(2) [5 U.S.C. § 552/552a (b)(7)(E)/(j)(2)], this response neither confirms nor denies the existence of your subject's name on any watch lists.

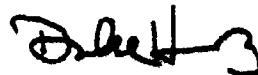
For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You have the right to appeal any denials in this release. Appeals should be directed in writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

See additional information which follows.

Sincerely,



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

Enclosures (3)

In response to your negotiated Freedom of Information Act (FOIA) request submitted to the Records Management Division at Winchester, VA, enclosed is a processed copy of the FBI Headquarters file 245-HQ-76 Sections 1 and 2 and EBF 19. The enclosed documents represent the first interim release of information responsive to your FOIA request.

To minimize costs to both you and the FBI, duplicate copies of the same document were not processed. No fee is being assessed at this time. When the second interim release is made in this case, you will be billed for the \$5.00 fee associated with this first release as well as the \$15.00 duplication fee for the second release for a total of \$20.00. Each subsequent release will be made at a cost of \$15.00.

Additionally, records which may be responsive to your FOIA request were destroyed between April 1988 and February 1999. Since this material could not be reviewed, it is not known if it was responsive to your request. The retention and disposal of records are governed by statute and regulation under the supervision of the National Archives and Records Administration (NARA), Title 44, United States Code, Section 3301 and Title 36, Code of Federal Regulations, Chapter 12, Sub-chapter B, Part 1228. The FBI Records Retention Plan and Disposition Schedules have been approved by the United States District Court for the District of Columbia and are monitored by NARA.

Lastly, a search of the indices to our Central Records System reflected there were records potentially responsive to the FOIA. We have attempted to obtain this material so it could be reviewed to determine whether it was responsive to your request. We were advised that the potentially responsive records were not in their expected location and could not be located after a reasonable search. Following a reasonable waiting period, another attempt was made to obtain this material. This search for the missing records also met with unsuccessful results.

EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could be reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could be reasonably expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

Central Intelligence Agency
The Work of a Nation. The Center of Intelligence

Freedom of Information Act

Explanation of Exemptions

FOIA

(b)(1) Applies to material which is properly classified pursuant to an Executive order in the interest of national defense or foreign policy.

(b)(2) Applies to information which pertains solely to the internal rules and practices of the Agency.

(b)(3) Applies to the Director's statutory obligations to protect from disclosure intelligence sources and methods, as well as the organization, functions, names, official titles, salaries, or numbers of personnel employed by the Agency, in accord with the National Security Act of 1947 and the CIA Act of 1949, respectively.

(b)(4) Applies to information such as trade secrets and commercial or financial information obtained from a person on a privileged or confidential basis.

(b)(5) Applies to inter- and intra-agency memoranda which are advisory in nature.

(b)(6) Applies to information release of which would constitute an unwarranted invasion of the personal privacy of other individuals.

(b)(7) Applies to investigatory records, release of which could (C) constitute an unwarranted invasion of the personal privacy of others, (D) disclose the identity of a confidential source, (E) disclose investigative techniques and procedures, or (F) endanger the life or physical safety of law enforcement personnel.

Privacy Act

(b) Applies to information concerning other individuals which may not be released without their written consent.

(j)(1) Applies to polygraph records; documents or segregable portions of documents, release of which would disclose intelligence sources and methods, including names of certain Agency employees and organizational components; and documents or information provided by foreign governments.

(k)(1) Applies to information and material properly classified pursuant to an Executive order in the interest of national defense or foreign policy.

(k)(5) Applies to investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, or access to classified information, release of which would disclose a confidential source.

(k)(6) Testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process.

FEDERAL BUREAU OF INVESTIGATION
FOIPA
DELETED PAGE INFORMATION SHEET

Serial Description ~ Unrecorded Serial

Total Deleted Page(s) ~ 77

- Page 1 ~ b3
- Page 2 ~ b3
- Page 3 ~ b3
- Page 4 ~ b3
- Page 5 ~ b3
- Page 6 ~ b3
- Page 7 ~ b3
- Page 8 ~ b3
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R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

February 26, 2013,

David Hardy, Section Chief
Record Information/Dissemination Section
Records Management Division
Federal Bureau of Investigation
170 Marcel Drive
Winchester, VA 22602
Via Fax (540) 868-4997

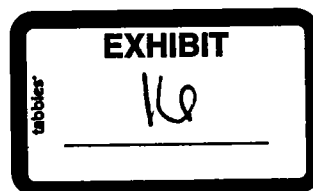
RE: Freedom of Information Act Request No. 1189116-000
Subject: Ives, Kevin

Mr Hardy:

This letter is in reference to your letter dated December 17, 2012 regarding FOIPA Request number: 1189116-001 Subject: Kevin Ives. We received information in a letter dated February 19, 2013 on Barry Seal, but have yet to receive any information regarding Larry Kevin Ives. When might we expect this information?

Sincerely,

R. David Lewis



U.S. Department of Justice



Federal Bureau of Investigation
Washington, D.C. 20535

April 30, 2013

Mr. R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

FOIPA Request No.: 1189116-001

Subject: Ives, Kevin

Dear Mr. Lewis:

The enclosed documents were reviewed under the Freedom of Information Act (FOIA), Title 5, United States Code, Section 552. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Explanation of Exemptions:

Section 552		Section 552a
<input type="checkbox"/> (b)(1)	<input type="checkbox"/> (b)(7)(A)	<input type="checkbox"/> (d)(5)
<input type="checkbox"/> (b)(2)	<input type="checkbox"/> (b)(7)(B)	<input type="checkbox"/> (j)(2)
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_____	<input checked="" type="checkbox"/> (b)(7)(E)	<input type="checkbox"/> (k)(3)
_____	<input type="checkbox"/> (b)(7)(F)	<input type="checkbox"/> (k)(4)
<input type="checkbox"/> (b)(4)	<input type="checkbox"/> (b)(8)	<input type="checkbox"/> (k)(5)
<input type="checkbox"/> (b)(5)	<input type="checkbox"/> (b)(9)	<input type="checkbox"/> (k)(6)
<input checked="" type="checkbox"/> (b)(6)		<input type="checkbox"/> (k)(7)

612 pages were reviewed and 307 pages are being released.

Document(s) were located which originated with, or contained information concerning other Government agency(ies) [OGA]. This information has been:

referred to the OGA for review and direct response to you.

referred to the OGA for consultation. The FBI will correspond with you regarding this information when the consultation is finished.

In accordance with standard FBI practice and pursuant to FOIA exemption (b)(7)(E) and Privacy Act exemption (j)(2) [5 U.S.C. § 552/552a (b)(7)(E)/(j)(2)], this response neither confirms nor denies the existence of your subject's name on any watch lists.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2008 & Supp. IV (2010)). This



response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You have the right to appeal any denials in this release. Appeals should be directed in writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

See additional information which follows.

Sincerely,



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

Enclosures (2)

The enclosed documents contained in sections 1 and 2 of Little Rock file 166C-36380, represent the first interim release of information responsive to your Freedom of Information Act (FOIA) request.

To minimize costs to both you and the FBI, duplicate copies of the same document were not processed.

No fee is being assessed at this time. When the second interim release is made in this case, you will be billed for the \$5.00 fee associated with this first release as well as the \$15.00 duplication fee for the second release for a total of \$20.00. Each subsequent release will be made at a cost of \$15.00.

EXPLANATION OF EXEMPTIONS**SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552**

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute(A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could be reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could be reasonably expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

U.S. Department of Justice



Federal Bureau of Investigation
Washington, D.C. 20535

May 16, 2013

Mr. R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, AR 72205

FOIPA Request No.: 1189116-001
Subject: Ives, Kevin

Dear Mr. Lewis:

The enclosed documents were reviewed under the Freedom of Information Act (FOIA), Title 5, United States Code, Section 552. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Explanation of Exemptions:

Section 552		Section 552a
<input type="checkbox"/> (b)(1)	<input type="checkbox"/> (b)(7)(A)	<input type="checkbox"/> (d)(5)
<input type="checkbox"/> (b)(2)	<input type="checkbox"/> (b)(7)(B)	<input type="checkbox"/> (j)(2)
<input checked="" type="checkbox"/> (b)(3)	<input checked="" type="checkbox"/> (b)(7)(C)	<input type="checkbox"/> (k)(1)
<u>Federal Rules of Criminal</u>	<input checked="" type="checkbox"/> (b)(7)(D)	<input type="checkbox"/> (k)(2)
<u>Procedure; Rule 6(e)</u>	<input checked="" type="checkbox"/> (b)(7)(E)	<input type="checkbox"/> (k)(3)
	<input type="checkbox"/> (b)(7)(F)	<input type="checkbox"/> (k)(4)
<input type="checkbox"/> (b)(4)	<input type="checkbox"/> (b)(8)	<input type="checkbox"/> (k)(5)
<input type="checkbox"/> (b)(5)	<input type="checkbox"/> (b)(9)	<input type="checkbox"/> (k)(6)
<input checked="" type="checkbox"/> (b)(6)		<input type="checkbox"/> (k)(7)

687 pages were reviewed and 415 pages are being released.

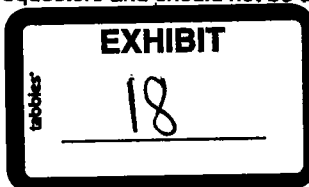
Document(s) were located which originated with, or contained information concerning other Government agency(ies) [OGA]. This information has been:

referred to the OGA for review and direct response to you.

referred to the OGA for consultation. The FBI will correspond with you regarding this information when the consultation is finished.

In accordance with standard FBI practice and pursuant to FOIA exemption (b)(7)(E) and Privacy Act exemption (j)(2) [5 U.S.C. § 552/552a (b)(7)(E)/(j)(2)], this response neither confirms nor denies the existence of your subject's name on any watch lists.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records



do, or do not, exist.

You have the right to appeal any denials in this release. Appeals should be directed in writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

See additional information which follows.

Sincerely,



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

Enclosures (2)

The enclosed documents contained in sections 3 and 4 of Little Rock file 166C-LR-35380 represent the second interim release of information responsive to your Freedom of Information Act (FOIA) request.

To minimize costs to both you and the FBI, duplicate copies of the same document were not processed

Upon receipt of the enclosed CD-ROM, please go to www.pay.gov to make an electronic payment*, or make a check or money order payable to the Federal Bureau of Investigation in the amount of \$20.00 and remit payment to the Work Process Unit, Record/Information Dissemination Section, Records Management Division, Federal Bureau of Investigation, 170 Marcel Drive, Winchester, VA 22602. Please include the FOIPA request number(s) with your payment. If we do not receive this payment within thirty (30) days from the date of this letter, your request will be closed.

**Pay.gov is a secure web-based application that accepts credit card and ACH payments online, and is hosted by the United States Department of Treasury, Financial Management Service. For frequent FOIPA requesters, it is recommended to create a Pay.gov account to retain an online history of payments made through Pay.gov and to retain specific information for future payments. To make an electronic payment, complete the FBI Freedom of Information Act and Privacy Act Form located on Pay.gov. Please note: if a refund is necessary, there is less processing time to refund a credit card payment than an ACH payment.*

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

July 15, 2013

Director, Office of Information Policy
US Department of Justice, Suite 1150, 1425
New York Avenue, NW, Washington, DC 20530-0001

RE: *FREEDOM OF INFORMATION ACT APPEAL-Case No. 13-00006-FRC FBI (1189116-001)*

Dear Director:

Please consider this letter an administrative appeal requesting that the redacted information be released to the mother of the victim in this case. This is a twenty-five year old case and there has been no action taken in years. The reasons for denial are extremely broad and are unconstitutional.

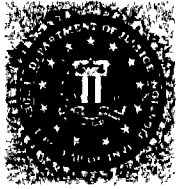
Sincerely,



R. David Lewis



U.S. Department of Justice



Federal Bureau of Investigation
Washington, D.C. 20535

August 6, 2013

MR. R. DAVID LEWIS
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AR 72205

Subject: SEAL, BARRY

FOIPA No. 1189120-000

Dear Mr. Lewis:

The enclosed documents were reviewed under the Freedom of Information Act (FOIA), Title 5, United States Code, Section 552. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Explanation of Exemptions:

Section 552		Section 552a
<input type="checkbox"/> (b)(1)	<input type="checkbox"/> (b)(7)(A)	<input type="checkbox"/> (d)(5)
<input type="checkbox"/> (b)(2)	<input type="checkbox"/> (b)(7)(B)	<input type="checkbox"/> (j)(2)
<input checked="" type="checkbox"/> (b)(3)	<input checked="" type="checkbox"/> (b)(7)(C)	<input type="checkbox"/> (k)(1)
<u>Federal Rules of Criminal Procedure, Rule 6(e); 18 U.S.C. Section 2518</u>	<input checked="" type="checkbox"/> (b)(7)(D)	<input type="checkbox"/> (k)(2)
	<input checked="" type="checkbox"/> (b)(7)(E)	<input type="checkbox"/> (k)(3)
	<input type="checkbox"/> (b)(7)(F)	<input type="checkbox"/> (k)(4)
<input type="checkbox"/> (b)(4)	<input type="checkbox"/> (b)(8)	<input type="checkbox"/> (k)(5)
<input type="checkbox"/> (b)(5)	<input type="checkbox"/> (b)(9)	<input type="checkbox"/> (k)(6)
<input checked="" type="checkbox"/> (b)(6)		<input type="checkbox"/> (k)(7)

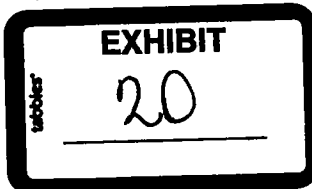
931 pages were reviewed and 725 pages are being released.

Documents were located which originated with, or contained information concerning other Government agencies [OGA]. This information has been:

- referred to the OGA for review and direct response to you.
- referred to the OGA for consultation. The FBI will correspond with you regarding this information when the consultation is finished.

In accordance with standard FBI practice and pursuant to FOIA exemption (b)(7)(E) and Privacy Act exemption (j)(2) [5 U.S.C. § 552/552a (b)(7)(E)/(j)(2)], this response neither confirms nor denies the existence of your subject's name on any watch lists.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

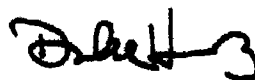


You have the right to appeal any denials in this release. Appeals should be directed in writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown when identifying references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

See additional information which follows.

Sincerely,



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

Enclosures (3)

In response to your negotiated Freedom of Information Act (FOIA) request submitted to the Records Management Division at Winchester, VA, enclosed is a processed copy of the FBI New Orleans file 245D-NO-7 Sections 1 through 7. The enclosed documents represent the second interim release of information responsive to your FOIA request.

By letter dated February 19, 2013, we sent you a CD containing the first interim release for this case. At that time, we explained the \$5.00 balance associated with that release would be billed with this release. Accordingly, upon receipt of the enclosed CD-ROM, please go to www.pay.gov to make an electronic payment* in the amount of \$20.00, or make a check or money order payable to the Federal Bureau of Investigation and remit it to the Work Process Unit, Record Information/Dissemination Section, Records Management Division, Federal Bureau of Investigation, 170 Marcel Drive, Winchester, VA 22602. Please include the FOIPA Request Number(s) with your payment. Failure to pay for this release will close any pending FBI FCIPA requests from you. Nonpayment will also cause an automatic denial of any future FOIPA requests.

**Pay.gov is a secure web-based application that accepts credit card and ACH payments online, and is hosted by the United States Department of Treasury, Financial Management Service. For frequent FOIPA requesters, it is recommended to create a Pay.gov account to retain an online history of payments made through Pay.gov and to retain specific information for future payments. To make an electronic payment, complete the FBI Freedom of Information Act and Privacy Act Form located on Pay.gov. Please note: if a refund is necessary, there is less processing time to refund a credit card payment than an ACH payment.*

EXPLANATION OF EXEMPTIONS**SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552**

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute(A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could be reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could be reasonably expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

August 21, 2013

R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, AK 72205
rdavidlewis@yahoo.com

Re: Appeal No. AP-2013-04542
Request No. 1189116-001
SRO:AEC

VIA: Email

Dear Mr. Lewis:

You attempted to appeal from the action of the Federal Bureau of Investigation on your request for access to records concerning Kevin Ives.

Pursuant to 28 C.F.R. § 16.9(a) (2013), the Office of Information Policy must receive your appeal "within 60 days of the date of the letter denying your request." By letter dated May 16, 2013, the FBI responded to your request and advised you of your appeal rights. Your letter attempting to appeal was received by this Office on July 26, 2013, eleven days after the regulatory deadline. Therefore, I am closing your appeal file due to your failure to appeal timely.

Sincerely,

A handwritten signature in black ink that reads "Sean R. O'Neill".

Sean R. O'Neill
Chief
Administrative Appeals Staff





U.S. Department of Justice
Drug Enforcement Administration
FOI/Records Management Section
8701 Morrissette Drive
Springfield, Virginia 22152

Case Number: 13-00008-FRC

SEP 30 2013

Subject: Information pertaining to the Death of Kevin Ives which occurred on August 23, 1987; and information regarding Mena Airport drug trafficking as they relate to Barry Seal (FBI#1189120-000)

Referred to DEA by: U. S. Federal Bureau of Investigation

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

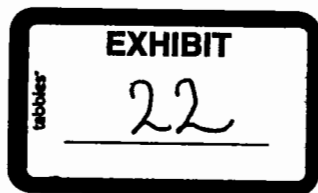
Dear Mr. Lewis:

This letter responds to your Freedom of Information/Privacy Act (FOI/PA) request dated April 20, 2012, addressed to the Federal Bureau of Investigation (FBI). The Drug Enforcement Administration (DEA), Freedom of Information/Privacy Act Unit (SARF), has completed its review of the 20 referred pages pursuant to your Freedom of Information/Privacy Act request to the FBI.

The processing of your request identified certain materials that will be released to you. Portions not released are being withheld pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and/or the Privacy Act, 5 U.S.C. § 552a. Please refer to the list enclosed with this letter that identifies the authority for withholding the deleted material, which is indicated by a mark appearing in the block next to the exemption. An additional enclosure with this letter explains these exemptions in more detail. The documents are being forwarded to you with this letter.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you are not satisfied with the response to this request, you may administratively appeal by writing to the Director, Office of Information Policy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received within sixty (60) days from the date of this letter. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."



Case Number: 13-00008-FRC

Page 2

If you have any questions regarding this letter, you may contact FOI Specialist Rhoda Green on (202) 307-4855.

Sincerely,

A handwritten signature in black ink that reads "Katherine Myrick". The signature is written in a cursive style with a large, looped 'K' and 'M'.

Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section

Enclosures

Case Number: 13-00008-FRC

Page 3

Number of pages withheld: 0

Number of pages released: 20

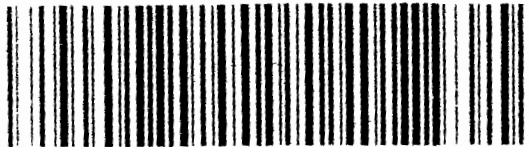
APPLICABLE SECTIONS OF THE FREEDOM OF INFORMATION AND/OR PRIVACY ACT:

Freedom of Information Act 5 U.S.C. 552			Privacy Act 5 U.S.C. 552a	
<input type="checkbox"/> (b)(1)	<input type="checkbox"/> (b)(5)	<input checked="" type="checkbox"/> (b)(7)(C)	<input type="checkbox"/> (d)(5)	<input type="checkbox"/> (k)(2)
<input type="checkbox"/> (b)(2)	<input type="checkbox"/> (b)(6)	<input checked="" type="checkbox"/> (b)(7)(D)	<input checked="" type="checkbox"/> (j)(2)	<input type="checkbox"/> (k)(5)
<input type="checkbox"/> (b)(3)	<input type="checkbox"/> (b)(7)(A)	<input checked="" type="checkbox"/> (b)(7)(E)	<input type="checkbox"/> (k)(1)	<input type="checkbox"/> (k)(6)
<input type="checkbox"/> (b)(4)	<input type="checkbox"/> (b)(7)(B)	<input checked="" type="checkbox"/> (b)(7)(F)		

DEPARTMENT OF JUSTICE
DRUG ENFORCEMENT ADMINISTRATION
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SPRINGFIELD, VA 22152-1080
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15-00008-FRC
R David Lewis
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

October 30, 2013

Director, Office of Information Policy
United States Department of Justice
1425 New York Avenue, NW, Suite 11050
Washington, DC 20530-0001

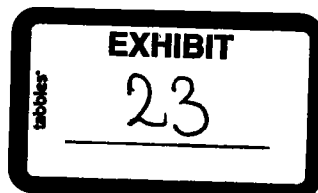
RE: Freedom of Information Act Appeal, Case Number: 13-00008-FRC, FBI #1189120-000

To Whom It May Concern:

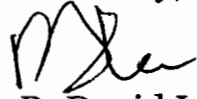
Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

This letter is in response to your letter dated September 30, 2013 in which you provided certain documents relevant to the below referenced subjects that were heavily redacted. Please be advised that I represent Linda Ives. Please consider this a request for an administrative appeal for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Barry Seal has been deceased since the 1980's and I fail to see how releasing this information unredacted would impede any efforts in investigating any crimes committed by a dead man.

Thank you in advance for your time and consideration in this matter.



Sincerely,

A handwritten signature in black ink, appearing to read "R. David Lewis". The signature is fluid and cursive, with the first letter of the first name being a large, stylized "R".

R. David Lewis

RDL: mkg



U.S. Department of Justice

Office of Information Policy

Telephone: (202) 514-3642

Washington, D.C. 20530

November 13, 2013

R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: Request No. 1189120

Dear Mr. Lewis:

This is to advise you that your administrative appeal from the action of the Federal Bureau of Investigation was received by this Office on November 6, 2013.

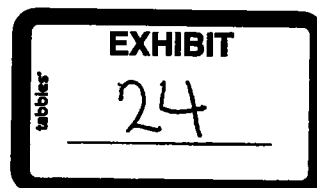
The Office of Information Policy has the responsibility of adjudicating such appeals. In an attempt to afford each appellant equal and impartial treatment, we have adopted a general practice of assigning appeals in the approximate order of receipt. Your appeal has been assigned number **AP-2014-00425**. Please mention this number in any future correspondence to this Office regarding this matter. Please note that if you provide an e-mail address or another electronic means of communication with your appeal, this Office may respond to your appeal electronically even if you submitted your appeal to this Office via regular U.S. mail.

We will notify you of the decision on your appeal as soon as we can. If you have any questions about the status of your appeal, you may contact me at the number above. If you have submitted your appeal through this Office's online electronic appeal portal, you may also obtain an update on the status of your appeal by logging into your portal account.

Sincerely,

A handwritten signature in black ink, appearing to read "Priscilla Jones".

Priscilla Jones
Supervisory Administrative Specialist





RECEIVED
1/10/14

U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

January 7, 2014

R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: Appeal No. AP-2014-00425
Request No. 1189120
ADW:RRK

VIA: U.S. Mail

Dear Mr. Lewis:

You attempted to appeal, on behalf of your client Linda Ives, from the action of the Federal Bureau of Investigation on your client's request for access to records concerning Barry Seal.

Pursuant to 28 C.F.R. § 16.9(a) (2013), the Office of Information Policy must receive your appeal "within 60 days of the date of the letter denying your request." By letter dated August 6, 2013, the FBI responded to your client's request and advised you of her appeal rights. Your letter attempting to appeal was received by this Office on November 6, 2013, thirty-two days after the regulatory deadline. Therefore, I am closing your appeal file due to your failure to appeal timely.

Sincerely,

Sean R. O'Neill
Chief
Administrative Appeals Staff

By: *Anne D. Work*

Anne D. Work
Senior Counsel
Administrative Appeals Staff



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

January 14, 2014

Director, Office of Information Policy
United States Department of Justice
1425 New York Avenue, NW, Suite 11050
Washington, DC 20530-0001

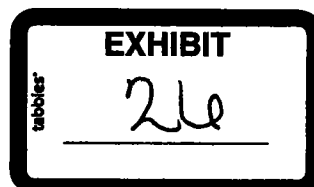
RE: Freedom of Information Act Appeal, Case Number: 13-00008-FRC, FBI #1189120-000

To Whom It May Concern:

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

This letter is in response to your letter dated January 7, 2014 in which you assert that our appeal was untimely. Our letter was dated October 30, 2013 and was received on November 6, 2013. This letter was in response to your letter dated September 30, 2013 advising of our appeal rights. According to the above-mentioned dates our letter was written and received within sixty days as required in an administrative appeal. I am attaching hereto all pertinent communications supporting the facts stated.

Please be advised that I represent Linda Ives. Please consider this our second request for an administrative appeal for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Barry Seal has been deceased since the 1980's and I fail to see how releasing this information unredacted would impede any efforts in investigating any crimes committed by a dead man.



Thank you in advance for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: mkg



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

February 3, 2014

Mr. R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: Appeal No. AP-2014-00425
Request No. 13-00006
DRC

VIA: U.S. Mail

Dear Mr. Hastings:

This responds to your letter dated January 14, 2014, in which you argue that your appeal was not untimely.

Please be advised that the September 30, 2013 letter from DEA was in response to Request No. 13-00008 (FBI #118116-001) and pertained to 20 pages of records referred to DEA by FBI. This corresponds to Appeal No. AP-2013-05137, which was closed on November 26, 2013.

Appeal No. AP-2014-00425 pertained to Request No. 13-00006 (FBI #1189120-000), which DEA responded to on August 6, 2013 (copy enclosed). Your letter attempting to appeal DEA's August 6, 2013 decision was postmarked October 31, 2013, more than 30 days after the regulatory deadline. Accordingly, this Office administratively closed Appeal No. 2014-00425 on December 23, 2013 (copy enclosed).

Sincerely,

A handwritten signature in black ink, appearing to read "Anne D. Work".

FOR

Anne D. Work
Senior Counsel
Administrative Appeals Staff

Enclosures



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

April 20, 2012

Rena Y. Kim

Chief, FOIA/PA Unit

Suite 1127

Keeney Building, NW

Washington, DC 20530-0001

(202) 616-0307 (Telephone)

(202) 514-6117 (Fax)

crm.foia@usdoj.gov (Request via Email)

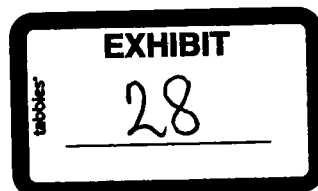
RE: Freedom of Information Act Request

To Whom It May Concern:

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records, which she paid for out of her pocket that are totally blacked out. Since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

My name is R. David Lewis and I am gathering information on Kevin Ives that is of current interest to the public because it's already been the subject of one book, one movie and several youtube videos,



it's been on Unsolved Mysteries. There is intense public interest in this case.

Please note that 5 U.S.C. Section 552(a)(4)(A)(iv)(II) requires that you provide the first 100 copies to me at no charge. However, I am requesting a waiver of all fees under 5 U.S.C. Section 552(a)(4)(A)(iii). The information I seek is in the public interest because it will contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

I believe I meet the criteria for a fee waiver recognized by the U.S. Justice Department - in its policy guidance of April 1987 - and by the federal courts, See *Project on Military Procurement v. Department of the Navy*, 710 F. Supp. 362 363, 365 (D.C.D. 1989).

Also, the information sought has informative value, or potential for contribution to public understanding. Please note the decision in *Elizabeth Eudey v. Central Intelligence Agency*, 478 F. Supp. 1175 1176 (D.C.D. 1979) (even a single document has the potential for contributing to public understanding). I plan to disseminate this information to the public at large in the following manner: We feel sure that this will be the subject of another movie and book and constant blogs on the internet. My client has one blog right now that's active everyday on Facebook called Justice for Kevin Ives and Don Henry in which there are 1,340 members currently and its associated petition entitled Kevin Ives & Don Henry- Derailed Justice: The Murders of Two Teen-Age Boys: Make this case famous and force law enforcement to take action (located at www.change.org) in which there are currently 722 signatures from the public and membership is growing each day.

In your deliberations, please take note of the following cases: *Campbell v. U.S. Department of Justice*, 334 U.S. App. D.C. (1998)(administrative and seemingly repetitious information is not exempt from fee-waiver consideration); *Project on Military Procurement* (agencies cannot reject a fee waiver based on the assumption that the information sought is covered by a FOIA exemption; and *Landmark Legal Foundation v. Internal Revenue Service*, 1998 U.S. Dist. LEXIS 21722 (D.C.D. 1998)(the fact that the

information will soon be turned over to a public body does not exempt the material from fee-waiver consideration).

I look forward to your response within the 20 working days, as outlined by the statute.

Thank you in advance for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: srm



U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

CRM-201200334P

MAY 17 2012

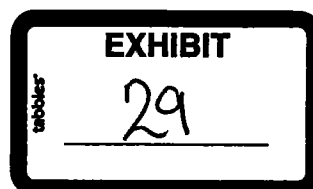
R. David Lewis
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

Dear Mr. Lewis:

The U.S. Department of Justice (DOJ), Criminal Division acknowledges receipt of your Freedom of Information Act (FOIA) request dated April 20, 2012. In that request, you asked for copies of Barry Seal. Your request has been assigned file number CRM-201200334P. You should refer to this number in any future correspondence with us.

You have requested records concerning a third party (or third parties). Such records generally cannot be released absent (1) express written authorization and consent by the third party; (2) proof that he/she is deceased; or (3) a clear demonstration that the public interest in disclosure outweighs the personal privacy interests of the third party and that significant public benefit would result from the disclosure of the requested records. Because you have not furnished a release, proof of death, or public justification for release, the release of records concerning the third party would be in violation of the Privacy Act of 1974, 5 U.S.C. § 552a. Additionally, disclosure would result in an unwarranted invasion of personal privacy and thus these records are exempt from disclosure under the Freedom of Information Act under Exemption 6, which permits withholding personnel, medical and similar files when disclosure would constitute a clearly unwarranted invasion of personal privacy, and Exemption 7(C), which permits withholding records or information compiled for law enforcement purposes when disclosure could reasonably be expected to constitute an unwarranted invasion of personal privacy. 5 U.S.C. § 552(b)(6), (7)(C).

We have not performed a search for records and you should not assume that records concerning the third party exist. If you obtain proof of death or the written authorization and consent of the third party for release of the requested records, you should submit a new request for the documents accompanied by the written authorization or proof of death. A form is enclosed to assist you in providing us the authorization and consent of the subject(s) of your request. The authorization must be notarized or signed under penalty of perjury pursuant to 18 U.S.C. § 1001.



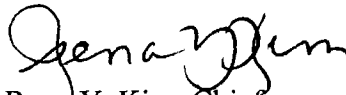
If you treat this response as a denial of your request, you have a right to an administrative appeal of this determination. Your appeal must be in writing and addressed to:

Office of Information Policy
United States Department of Justice
1425 New York Ave., N.W., Suite 11050
Washington, D.C. 20530-0001.

Both the envelope and appeal letter should be clearly marked "FOIA/PA Appeal." Department regulations provide that such appeals must be received by the Office of Information Policy no later than sixty days (60) from the date of this letter. 28 C.F.R. § 16.9. If you exercise this right and your appeal is denied, you also have the right to seek judicial review of this decision in the U.S. District Court for the District of Columbia or the federal judicial district in which (1) you reside, (2) you have your principal place of business, or (3) the records denied are located. If you elect to file an appeal, please include the Criminal Division file number above in your letter to the Office of Information Policy.

Thank you for your interest in the Criminal Division.

Sincerely,



Rena Y. Kim, Chief
Freedom of Information Act/Privacy Act Unit

Enclosure

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

June 4, 2012

Rena Y. Kim
Chief, FOIA/PA Unit
Suite 1127
Keeney Building, NW
Washington, DC 20530-0001
(202) 514-6117 (Fax)

RE: CRM-201200334P

Dear Ms. Kim:

In response to your letter dated May 17, 2012 please find a copy of Larry Kevin Ives death certificate. In addition, before his death he was a citizen of the United States. Please let me know if you need any additional information.

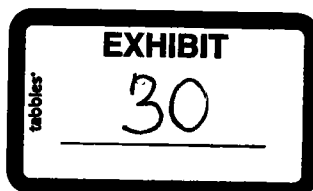
Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: srm





U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

CRM-201200672P

SEP - 7 2012

R. David Lewis
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, AK 72205

Dear Mr. Lewis:

The U.S. Department of Justice (DOJ), Criminal Division acknowledges receipt of your Freedom of Information Act (FOIA) request dated April 20, 2012. In that request, you asked for copies of all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, you asked for all records recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Your request has been assigned file number CRM-201200334P. You should refer to this number in any future correspondence with us.

With respect to your request for a fee waiver, the Department of Justice's FOIA regulation at 28 C.F.R. § 16.11(k)(1) provides that the Department will furnish records without charge or at a reduced rate when both of the following circumstances exist:

- (i) Disclosure of the requested information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government, and
- (ii) Disclosure of the information is not primarily in the commercial interest of the requester.

After careful review of your request, we have decided that it does not sufficiently meet the criteria under the FOIA and applicable regulations to warrant a waiver of fees. Your request does not demonstrate that the above circumstances apply. Accordingly, your request for a fee waiver is denied.

You may appeal the denial of your request for a fee waiver by writing to:

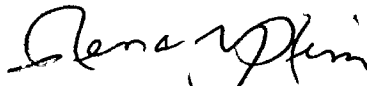
Office of Information Policy
United States Department of Justice
1425 New York Ave., N.W., Suite 11050
Washington, D.C. 20530-0001.



Both the envelope and appeal letter should be clearly marked "FOIA/PA Appeal." Department regulations provide that such appeals must be received by the Office of Information Policy no later than sixty days (60) from the date of this letter. 28 C.F.R. § 16.9. If you exercise this right and your appeal is denied, you also have the right to seek judicial review of this decision in the U.S. District Court for the District of Columbia or the federal judicial district in which (1) you reside, (2) you have your principal place of business, or (3) the records denied are located. If you elect to file an appeal, please include the Criminal Division file number above in your letter to the Office of Information Policy.

If you have any questions regarding your request, please contact us at (202) 616-0307. Thank you for your interest in the Criminal Division.

Sincerely,



Rena Y. Kim, Chief
Freedom of Information Act/Privacy Act Unit

U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

CRM- 201200672P

R. David Lewis, Esquire
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

SEP 14 2012

Dear Mr. Lewis:

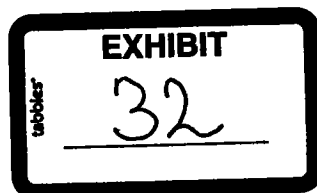
The U.S. Department of Justice, Criminal Division acknowledges receipt of your Freedom of Information Act (FOIA) request dated April 20, 2012. In that request, you asked for copies of documents pertaining to the death of Kevin Ives, which occurred on August 23, 1987. In addition, you asked for records related to Mena Airport drug trafficking, as they relate to Barry Seal. Your request has been assigned file number 201200672P. You should refer to this number in any future correspondence with us.

We will search for Criminal Division records responsive to your request. Upon completion of our search and review process, we will promptly provide you all non-exempt information that is responsive to your request. In our letter to you dated September 7, 2012 your request for a fee waiver was denied, and we informed you of your right to appeal the denial of your request by writing to the Office of Information Policy.

If you have any questions regarding your request, please contact us at (202) 616-0307. Thank you for your interest in the Criminal Division.

Sincerely,


Rena Y. Kim, Chief
FOIA/PA Unit





U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

CRM-201200672P

NOV 13 2012

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

Dear Mr. Lewis:

This letter is in response to your request of April 20, 2012 for records about copies of documents pertaining to the death of Kevin Ives, which occurred on August 23, 1987. In addition, you asked for records related to Mena Airport. We searched the Criminal Division Sections you designated. Thorough searches by knowledgeable personnel failed to locate any records responsive to your request.

If you treat this response as a denial of your request for records, you have a right to an administrative appeal of this determination. Your appeal must be in writing and addressed to:

Office of Information Policy
United States Department of Justice
1425 New York Ave., N.W., Suite 11050
Washington, D.C. 20530-0001.

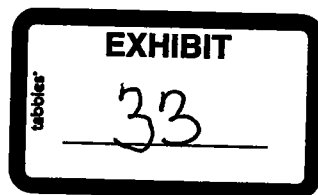
Both the envelope and appeal letter should be clearly marked "FOIA/PA Appeal." Department regulations provide that such appeals must be received by the Office of Information Policy no later than sixty days (60) from the date of this letter. 28 C.F.R. § 16.9. If you exercise this right and your appeal is denied, you also have the right to seek judicial review of this decision in the U.S. District Court for the District of Columbia or the federal judicial district in which (1) you reside, (2) you have your principal place of business, or (3) the records denied are located. If you elect to file an appeal, please include the Criminal Division file number above in your letter to the Office of Information Policy.

Thank you for your interest in the Criminal Division.

Sincerely,

A handwritten signature in black ink that reads "Rena Y. Kim".

Rena Y. Kim, Chief
FOIA/PA Unit



R. David Lewis
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205
(501) 664-0818 (501) 664-3884
rdavidlewis@yahoo.com Also licensed in California

December 5, 2012

Rena Y. Kim
Chief, FOIA/PA Unit
Suite 1127
Department of Justice
Keeney Building, NW
Washington, DC 20530-0001
(202) 616-0307 (Telephone)
(202) 514-6117 (Fax)
crm.foia@usdoj.gov (Request via Email)

RE: File number 201200672P

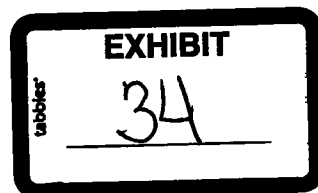
Dear Ms. Kim:

In response to your letter dated September 14, 2012, we humbly request to be informed if your search uncovered any documents pertaining to the death of Kevin Ives, which occurred on August 23, 1987. Please let me know if you need any additional information.

Thank you for your time and consideration in this matter.

Sincerely,

R. David Lewis





U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: CRM-201200672P
KWC:NA

DEC 10 2012

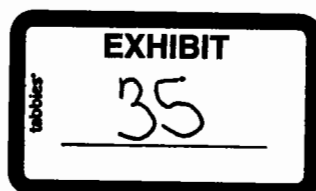
Dear Mr. Lewis:

This letter is in response to your email dated December 5, 2012, in which you asked that this Office confirm the search results pertaining to request number CRM-201200672P.

Please be advised that this Office interpreted your request to be one for records pertaining to Kevin Ives and records pertaining to Mena Airport. Criminal Division personnel searched the Sections you designated, and no records pertaining to either subject were identified. If you are dissatisfied with this response, you may file an administrative appeal as detailed in this Office's November 13, 2012 response letter.

Sincerely,

Rena Y. Kim
Chief
FOIA/PA Unit





U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

JUN 26 2013

R. David Lewis, Esq.
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: CRM-201300134F
PR1:GIS2

Dear Mr. Lewis:

While processing your Freedom of Information Act request dated April 20, 2012, for access to certain records concerning Kevin Ives and Barry Seal, the Federal Bureau of Investigation referred four pages of documents to the Criminal Division for processing and direct response to you. Your request has been assigned file number CRM-201300134F. You should refer to this number in any future correspondence with this Office.

After carefully reviewing the referred documents, this Office has determined that these records are exempt from disclosure pursuant to:

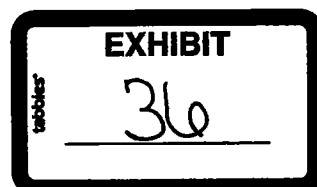
5 U.S.C. § 552(b)(3), which concerns matters specifically exempted from release by statute, in this instance, 18 U.S.C. §§ 2510-20, which restricts the release of records pertaining to interceptions of wire and oral communications;

5 U.S.C. § 552(b)(5), which concerns certain inter- and intra-agency communications protected by the attorney work-product privilege;

5 U.S.C. § 552(b)(6), which concerns material the release of which would constitute a clearly unwarranted invasion of the personal privacy of third parties; and

5 U.S.C. § 552(b)(7)(C), which concerns records or information compiled for law enforcement purposes the release of which could reasonably be expected to constitute an unwarranted invasion of the personal privacy of third parties.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.



I am required by statute and regulation to inform you of your right to an administrative appeal of this determination. Your appeal must be in writing and addressed to the Director, Office of Information Policy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received within sixty days from the date of this letter. Both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in black ink that reads "Kenneth Courter". The signature is written in a cursive style with a large, sweeping initial "K".

Kenneth Courter
Acting Chief
FOIA/PA Unit

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

August 29, 2013

Kenneth Courter
Acting Chief-FOIA/PA Unit
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

RE: CRM-201300134F, PR1:G1S2

Dear Mr. Courter:

Enclosed herewith for your review is a letter you sent me on 06/26/13 pursuant to an FOI request I filed for information relevant to the death of Larry Kevin Ives which occurred on August 23, 1987, including but not limited to all records, recordings, documents and emails, unredacted. In addition, we are requesting any information including but not limited to all records, recordings, documents and emails, unredacted pertaining to Barry Seal. If a new FOIA case number need be assigned, consider this our request to do so.

Thank you for your time and consideration in this matter.

Sincerely,

R. David Lewis

RDL: mkg





U.S. Department of Justice

Office of Information Policy

Telephone: (202) 514-3642

Washington, D.C. 20530

October 31, 2013

R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: Request No. 2013-2797-R

Dear Mr. Lewis:

This is to acknowledge receipt of your appeal dated September 26, 2013. Due to the suspension in this Office's operations during the government shutdown from October 1 through October 16, 2013, your letter was not opened by this Office until October 17, 2013.

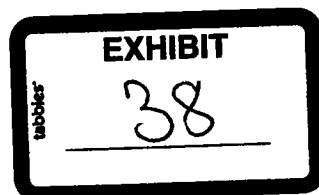
The Office of Information Policy has the responsibility of adjudicating such appeals. In an attempt to afford each appellant equal and impartial treatment, we have adopted a general practice of assigning appeals in the approximate order of receipt. Your appeal has been assigned number **AP-2014-00232**. Please mention this number in any future correspondence to this Office regarding this matter. Please note that if you provide an e-mail address or another electronic means of communication with your appeal, this Office may respond to your appeal electronically even if you submitted your appeal to this Office via regular U.S. mail.

We will notify you of the decision on your appeal as soon as we can. If you have any questions about the status of your appeal, you may contact me at the number above. If you have submitted your appeal through this Office's online electronic appeal portal, you may also obtain an update on the status of your appeal by logging into your portal account.

Sincerely,

A handwritten signature in black ink, appearing to read "Priscilla Jones".

Priscilla Jones
Supervisory Administrative Specialist





U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

February 25, 2014

R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, AR 72205
rdavidlewis@yahoo.com

Re: Appeal No. AP-2014-00232
Request No. 2013-2797-R
CDT:DRC

VIA: E-mail

Dear Mr. Lewis:

You appealed on behalf of your client, Linda Ives, from the action of the Executive Office for United States Attorneys (EOUSA) on records referred to it by the Federal Bureau of Investigation pursuant to your client's request for records concerning Barry Seal.

After carefully considering your appeal, I am affirming, on partly modified grounds, EOUSA's action on the records referred to it. The Freedom of Information Act provides for disclosure of many agency records. At the same time, Congress included in the FOIA nine exemptions from disclosure that provide protection for important interests such as personal privacy, privileged communications, and certain law enforcement activities. EOUSA properly withheld this information in full because it is protected from disclosure under the FOIA pursuant to:

5 U.S.C. § 552(b)(3), which concerns matters specifically exempted from release by statute (in this instance, 18 U.S.C. § 2510, which pertains to Title III of the Omnibus Crime Control and Safe Street Act which protects information obtained through electronic surveillance);

5 U.S.C. § 552(b)(5), which concerns certain inter- and intra-agency communications protected by the attorney work-product privilege; and

5 U.S.C. § 552(b)(7)(C), which concerns records or information compiled for law enforcement purposes the release of which could reasonably be expected to constitute an unwarranted invasion of the personal privacy of third parties.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the action of EOUSA in response to the referral.



- 2 -

If your client is dissatisfied with my action on your appeal, the FOIA permits her to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 301-837-1996; toll free at 1-877-684-6448; or facsimile at 301-837-0348.

Sincerely,

A handwritten signature in black ink, appearing to read "Sean R. O'Neill", is written over a faint horizontal line.

Sean R. O'Neill
Chief
Administrative Appeals Staff

R. David Lewis

1109 Kavanaugh
Little Rock, Arkansas 72205
(501) 664-0818
(501) 664-3884 Fax

FAX

To: Katherine Myrick From: R. David Lewis

Fax: (202) 307-8556 Date: 12-05-12

Phone: Pages: 5

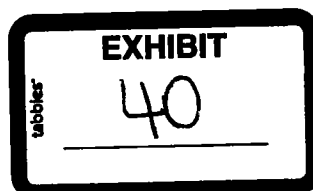
Re: Kevin Ives FOI CC:

Urgent For Review Please Comment Please Reply

Comments:

See attached FOI request. Thank you in advance for your time and consideration in this matter.

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the above named individuals or entities. If reader of the facsimile is not the intended recipient, you are hereby notified that any dissemination or copying of this facsimile is strictly prohibited. If you have received this in error, please notify us by telephone and destroy this copy.



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

April 20, 2012

Katherine L. Myrick

Chief, Freedom of Information Operations Unit, FOI/Records

Management Section

West Building, 6th Floor

700 Army Navy Drive

Arlington, VA 22202

(202) 307-8556 (Fax)

dea.foia@usdoj.gov

RE: Freedom of Information Act Request

To Whom It May Concern:

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records, which she paid for out of her pocket that are totally blacked out. Since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

My name is R. David Lewis and I am gathering information on Kevin Ives that is of current interest to the public because it's already been the subject of one book, one movie and several youtube videos,

it's been on Unsolved Mysteries. There is intense public interest in this case.

Please note that 5 U.S.C. Section 552(a)(4)(A)(iv)(II) requires that you provide the first 100 copies to me at no charge. However, I am requesting a waiver of all fees under 5 U.S.C. Section 552(a)(4)(A)(iii). The information I seek is in the public interest because it will contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

I believe I meet the criteria for a fee waiver recognized by the U.S. Justice Department - in its policy guidance of April 1987 - and by the federal courts, See *Project on Military Procurement v. Department of the Navy*, 710 F. Supp. 362 363, 365 (D.C.D. 1989).

Also, the information sought has informative value, or potential for contribution to public understanding. Please note the decision in *Elizabeth Eudey v. Central Intelligence Agency*, 478 F. Supp. 1175 1176 (D.C.D. 1979) (even a single document has the potential for contributing to public understanding). I plan to disseminate this information to the public at large in the following manner: We feel sure that this will be the subject of another movie and book and constant blogs on the internet. My client has one blog right now that's active everyday on Facebook called Justice for Kevin Ives and Don Henry in which there are 1,340 members currently and its associated petition entitled Kevin Ives & Don Henry- Derailed Justice: The Murders of Two Teen-Age Boys: Make this case famous and force law enforcement to take action (located at www.change.org) in which there are currently 722 signatures from the public and membership is growing each day.

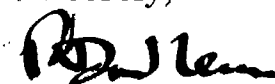
In your deliberations, please take note of the following cases: *Campbell v. U.S. Department of Justice*, 334 U.S. App. D.C. (1998)(administrative and seemingly repetitious information is not exempt from fee-waiver consideration); *Project on Military Procurement* (agencies cannot reject a fee waiver based on the assumption that the information sought is covered by a FOIA exemption; and *Landmark Legal Foundation v. Internal Revenue Service*, 1998 U.S. Dist. LEXIS 21722 (D.C.D. 1998)(the fact that the

information will soon be turned over to a public body does not exempt the material from fee-waiver consideration).

I look forward to your response within the 20 working days, as outlined by the statute.

Thank you in advance for your time and consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "R. David Lewis". The signature is stylized and cursive.

R. David Lewis

RDL: srm



U.S. Department of Justice
Drug Enforcement Administration
FOI/Records Management Section
8701 Morrisette Drive
Springfield, Virginia 22152

DEC 11 2012

Case Number: 13-00114-F

Subject: Third Party information- Ives, Kevin information regarding Mena Airport drug trafficking as they relate to Seal, Barry

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Dear Mr. Lewis:

This letter responds to your Freedom of Information Act/Privacy Act (FOI/PA) request dated December 05, 2012, addressed to the Drug Enforcement Administration (DEA), Freedom of Information/Privacy Act Unit (SARF), seeking access to information regarding the above subject.

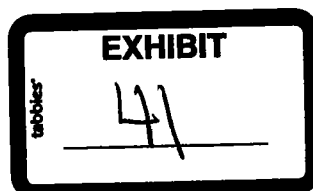
Your request was opened and assigned the above case number. Please include this case number in any future correspondence addressed to this office.

Before DEA can begin processing your request, it will be necessary for you to provide either proof of death or an original notarized authorization (DOJ Form 361 and Third Party Release Statement) from this individual. Two forms are enclosed to assist you with meeting this requirement.

Proof of death can be a copy of a notarized death certificate, obituary, or a recognized reference source. Waivers of personal privacy must be notarized, must specifically identify the person waiving privacy (including full name, date and place of birth, social security number and present address), and must be specifically directed to the DEA -- permitting the DEA to release personal information (about the person executing the waiver) from its files. The waiver should be dated within a reasonable time period preceding the request, and the original copy of the waiver must be provided to the DEA.

If you submit either a copy of the proof of death or an original notarized authorization directly to the DEA, we will conduct a search of our records. In addition, to ensure an accurate search of our records, please provide your subject's complete name, date and place of birth, and social security number if you have not already done so.

Without proof of death or an original notarized authorization, to confirm the existence of law enforcement records or information about another person is considered an unwarranted invasion of personal privacy. Such records would be exempt from disclosure pursuant to Exemptions (b)(6), (b)(7)(C), (b)(7)(D), (b)(7)(F) and/or of the Freedom of Information Act (FOIA), Title 5 U.S.C. Section 552.



Case Number: 13-00114-F

Page 2

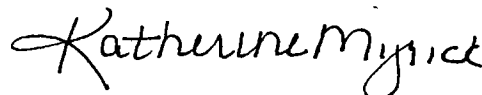
This letter also confirms your obligation that by filing your request, you have implicitly agreed to pay all applicable fees charged under 28 C.F.R. 16.11, up to \$25.00. For purposes of assessing fees, your request has been categorized as "*all others*" in which you will be afforded two (2) hours of search and 100 pages of duplication at no charge. You will be responsible for all other fees incurred beyond the above threshold. At that time, the DEA will be able to provide you with an estimate of any fees for processing your request. No fees are due at this time.

To this end, no further action will be initiated on this request until we are in receipt of the above documentation. Upon receipt, we will conduct a query of the Investigation Reporting and Filing System (IRFS). IRFS is the system of records that contains all administrative, general and investigative files compiled by DEA for law enforcement purposes. If this office does not receive your response within 30 days, DEA will assume that you do not wish to pursue this matter and your request will be administratively closed. Please forward your response to the following address:

DEA HEADQUARTERS
ATTN: FOIA/PA UNIT (SARF)
8701 MORRISSETTE DRIVE
SPRINGFIELD, VIRGINIA 22152

If you have any questions regarding this letter, you may contact the customer support hotline at 202-307-7596.

Sincerely,



Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section

Enclosures

R. David Lewis

Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205
(501) 664-0818 (501) 664-3884
rdavidlewis@yahoo.com Also licensed in California

December 24, 2012

Katherine L. Myrick
Chief, Freedom of Information Operations Unit, FOI/Records
Management Section
West Building, 6th Floor
700 Army Navy Drive
Arlington, VA 22202
(202) 307-8556 (Fax)
dca.foia@usdoj.gov

RE: Freedom of Information Act Request; Case Number: 13-00114-F

Dear Ms. Myrick:

This letter is in response to your letter dated December 11, 2012 in the above-mentioned matter. Enclosed please find a Certification of Identity form and the death certificate for Larry Kevin Ives. Please let me know if you need any additional information.

Thank you in advance for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL:mkg



CC:

DEA Headquarters

Attn: FOIA/PA UNIT (SARF)

8701 Morrisette Drive

Springfield, Virginia 22152

R. David Lewis

1109 Kavanaugh
Little Rock, Arkansas 72205
(501) 664-0818
(501) 664-3884 Fax

FAX

To: Katherine Myrick From: R. David Lewis

Fax: (202) 307-8556 Date: 01-09-13

Phone: Pages: 7

Re: Case No. 13-00114-F CC:

Urgent For Review Please Comment Please Reply

Comments:

Ms. Myrick: Enclosed herewith please find your copy of the letter I sent you dated December 24, 2012 which came back to me but it appears it has been received by DEA Headquarters.

Thank you for your time and consideration in this matter.

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the above named individuals or entities. If reader of the facsimile is not the intended recipient, you are hereby notified that any dissemination or copying of this facsimile is strictly prohibited. If you have received this in error, please notify us by telephone and destroy this copy.



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

December 24, 2012

Katherine L. Myrick

Chief, Freedom of Information Operations Unit, FOI/Records

Management Section

West Building, 6th Floor

700 Army Navy Drive

Arlington, VA 22202

(202) 307-8556 (Fax)

dea.foia@usdoj.gov

RE: Freedom of Information Act Request; Case Number: 13-00114-F

Dear Ms. Myrick:

This letter is in response to your letter dated December 11, 2012 in the above-mentioned matter. Enclosed please find a Certification of Identity form and the death certificate for Larry Kevin Ives. Please let me know if you need any additional information.

Thank you in advance for your time and consideration in this matter.

Sincerely



R. David Lewis

RDL:mkg

CC:

DEA Headquarters

Attn: FOIA/PA UNIT (SARF)

8701 Morrissette Drive

Springfield, Virginia 22152



U.S. Department of Justice
Drug Enforcement Administration
FOI/Records Management Section
8701 Morrisette Drive
Springfield, Virginia 22152

JAN 14 2013

Case Number: 13-00114-F

Subject: Third Party information - Ives, Kevin information regarding Mena Airport drug trafficking as they relate to Seal, Barry

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Dear Mr. Lewis:

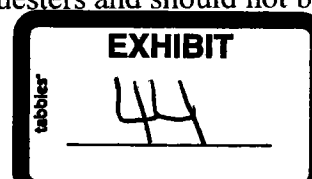
This letter responds to your letter dated December 24, 2012, addressed to the Drug Enforcement Administration (DEA), Freedom of Information/Privacy Act Unit (SARF), in which you enclosed a Certification of Identity and Death Certificate for Larry Kevin Ives, pertaining to the above subject.

After reviewing your request as constituted, we conducted a preliminary search for responsive records pertaining to Larry Kevin Ives. To query for responsive records, we searched the DEA Investigative Reporting, and Filing System (IRFS). IRFS is the system of records that contains all administrative, general and investigative files compiled by DEA for law enforcement purposes. DEA retrieves investigative information about an individual, an operation or company from the IRFS using the DEA Narcotics and Dangerous Drug Information System (NADDIS). Individuals are indexed, identified, and retrieved through NADDIS using their name, Social Security Number, address and/or date of birth. As a result of our query, we are unable to locate any records responsive to your request.

No further action will be initiated on this request until we are in receipt of either proof of death or an original notarized authorization (DOJ Form 361 and Third Party Release Statement) for Barry Seal. Two forms are enclosed to assist you with meeting this requirement. Upon receipt, we will conduct a query of IRFS. If this office does not receive your response within 30 days, DEA will assume that you do not wish to pursue this matter and your request will be administratively closed. Please forward your response to the following address:

DEA HEADQUARTERS
ATTN: FOIA/PA UNIT (SARF)
8701 MORRISSETTE DRIVE
SPRINGFIELD, VIRGINIA 22152

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.



Case Number: 13-00114-F

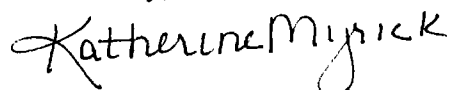
Page 2

If you wish to appeal any denial of your request, you must make your appeal in writing and it must be received by the Office of Information Policy within sixty (60) days of the date of this letter pursuant to 28 C.F.R. § 16.9. The appeal should be sent to the following address, with the envelope marked "FOIPA Appeal":

UNITED STATES DEPARTMENT OF JUSTICE
OFFICE OF INFORMATION POLICY
NYAV BUILDING, 11TH FLOOR
WASHINGTON, D.C. 20530

If you have any questions regarding this letter, you may contact the customer support hotline at 202-307-7596.

Sincerely,

A handwritten signature in black ink that reads "Katherine Myrick". The signature is written in a cursive style with a large, looped initial 'K'.

Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section

Enclosures



U.S. Department of Justice
Drug Enforcement Administration

MAY 28 2013

Case Number: 13-00006-FRC

Subject: Information on third party- Ives, Kevin, etc. (FBI 1189116-001)

Referred to DEA by: U.S. Federal Bureau of Investigation

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Dear Mr. Lewis:

This letter is to acknowledge the receipt of documents forwarded to the Drug Enforcement Administration (DEA), Freedom of Information/Privacy Act Unit (SARF), by the U.S. Federal Bureau of Investigation (FBI) in response to your Freedom of Information/Privacy Act (FOI/PA) request dated April 20, 2012. Your referral was opened and assigned the above case number. Please include this case number when corresponding with this office.

In order to expedite all requests, your referral will be handled in chronological order based on the date of your original request letter. If you have any questions regarding this letter, you may contact our Customer Service Hotline Representative on (202) 307-7596 or mail your correspondence to:

DEA HEADQUARTERS
ATTN: FOI/PA UNIT (SARF)
8701 MORRISSETTE DRIVE
SPRINGFIELD, VIRGINIA 22152

Sincerely,

A handwritten signature in cursive script that reads "Katherine L. Myrick".

Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section





JUL 01 2013

Case Number: 13-00006-FRC

Subject: Information on third party- Ives, Kevin, etc. (FBI 1189116-001)

Referred to DEA by: U.S. Federal Bureau of Investigation

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

Dear Mr. Lewis:

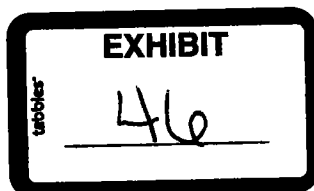
This letter responds to your Freedom of Information/Privacy Act (FOI/PA) request dated April 20, 2012, addressed to the U.S. Federal Bureau of Investigation (FBI). The Drug Enforcement Administration (DEA), Freedom of Information/Privacy Act Unit (SARF), has completed its review of the five referred pages pursuant to your Freedom of Information/Privacy Act request to the FBI.

A determination has been made to deny your request pursuant to subsections of the Privacy Act and/or Freedom of Information Act referenced at the end of this letter. The exemption number(s) indicated by a mark appearing in the block to the left of the subsection cited constitutes the authority for withholding the deleted material. An enclosure to this letter explains these exemptions in more detail.

The rules and regulations of the Drug Enforcement Administration applicable to Freedom of Information Act requests are contained in the Code of Federal Regulations, Title 28, Part 16, as amended. They are published in the Federal Register and are available for inspection by members of the public.

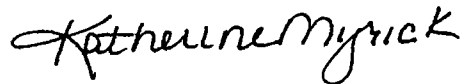
For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you are not satisfied with the response to this request, you may administratively appeal by writing to the Director, Office of Information Policy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received within sixty (60) days from the date of this letter. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."



If you have any questions regarding this letter, you may contact FOI Specialist J. Delo on 202-307-7748.

Sincerely,



Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section

Number of pages withheld: 5

Number of pages released: 0

APPLICABLE SECTIONS OF THE FREEDOM OF INFORMATION AND/OR PRIVACY ACT:

**Freedom of Information Act
5 U.S.C. 552**

**Privacy Act
5 U.S.C. 552a**

(b)(1) (b)(5) (b)(7)(C)

(d)(5) (k)(2)

(b)(2) (b)(6) (b)(7)(D)

(j)(2) (k)(5)

(b)(3) (b)(7)(A) (b)(7)(E)

(k)(1) (k)(6)

(b)(4) (b)(7)(B) (b)(7)(F)

- (b)(1) Information which is currently and properly classified pursuant to Executive Order in the interest of the national defense or foreign policy.
- (b)(2) Materials related solely to the internal rules and practices of DEA.
- (b)(3) Information specifically exempted from disclosure by another federal statute.
- (b)(4) Privileged or confidential information obtained from a person, usually involving commercial or financial matters.
- (b)(5) Inter-agency or intra-agency documents which are subject to a privilege, such as documents the disclosure of which would have an inhibitive effect upon the development of policy and administrative direction, or which represent the work product of an attorney, or which reflect confidential communications between a client and an attorney.
- (b)(6) Materials contained in sensitive records such as personnel or medical files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.
- (b)(7) Records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings; (B) would deprive a person of a right to a fair trial or an impartial adjudication; (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy; (D) could reasonably be expected to disclose the identity of a confidential source, including a State, local or foreign agency or authority or any private institution which furnished information on a confidential basis; and, in the case of a record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source; (E) would disclose techniques and procedures for law enforcement investigations or prosecutions or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual.

PRIVACY ACT
SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) Materials compiled in reasonable anticipation of a civil action or proceeding.
- (j)(2) Material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals.
- (k)(1) Information which is currently and properly classified pursuant to Executive Order in the interest of the national defense or foreign policy.
- (k)(2) Material compiled during civil investigations for law enforcement purposes.
- (k)(5) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to an express promise that his identity would be held in confidence, or pursuant to an implied promise of confidentiality if such information was furnished prior to September 27, 1975.
- (k)(6) The substance of tests used to determine individual qualifications for appointment or promotion in Federal Government Service.

R. David Lewis
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205.
(501) 664-0818

rdavidlewis@yahoo.com

Also licensed in California

August 26, 2013

Director, Office of Information Policy
United States Department of Justice
1425 New York Avenue, NW, Suite 11050
Washington, DC 20530-0001

RE: Kevin Ives, Case Number: 13-00006-FRC, FBI 1189116-001

To Whom It May Concern:

We would like to request an administrative appeal regarding the
aforementioned case number. Enclosed is a copy of your letter dated
July 1, 2013.

Thank you for your time and consideration in this matter.

Sincerely,

R. David Lewis
R. David Lewis

RDL: mkg



7012 1640 0001 5060 5202

U.S. Postal Service
CERTIFIED MAIL[®] RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)
For delivery information visit our website at www.usps.com

WASHINGTON, DC 20530

Postage	\$ 0.66	0020
Certified Fee	\$3.10	
Return Receipt Fee (Endorsement Required)	\$2.55	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.31	

Sent To: Director Office of Information Policy
US Dept. of Justice
Street, Apt. No.: 1425 New York Avenue, NW
or PO Box No.: Suite 11050
City, State, ZIP+4: Washington, DC 20530-0001



U.S. Department of Justice
Drug Enforcement Administration

RECEIVED

Case Number: 13-00008-FRC

AUG 29 2013

Subject: Information pertaining to the Death of Kevin Ives which occurred on August 23, 1987; and information regarding Mena Airport drug trafficking as they relate to Barry Seal (FBI#1189120-000)

Referred to DEA by: U. S. Federal Bureau of Investigation

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Dear Mr. Lewis:

This letter is to acknowledge the receipt of documents forwarded to the Drug Enforcement Administration (DEA), Freedom of Information/Privacy Act Unit (SARF), by the U. S. Federal Bureau of Investigation (FBI) in response to your Freedom of Information/Privacy Act (FOI/PA) request dated August 05, 2013. Your referral was opened and assigned the above case number. Please include this case number when corresponding with this office.

In order to expedite all requests, your referral will be handled in chronological order based on the date of your original request letter. If you have any questions regarding this letter, you may contact our Customer Service Hotline Representative on (202) 307-7596 or mail your correspondence to:

DEA HEADQUARTERS
ATTN: FOI/PA UNIT (SARF)
8701 MORRISSETTE DRIVE
SPRINGFIELD, VIRGINIA 22152

Sincerely,

Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section





RECEIVED
10/1/13

U.S. Department of Justice

Office of Information Policy

Telephone: (202) 514-3642

Washington, D.C. 20530

September 12, 2013

R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: Request No. 13-00006-FRC - Kevin Ives

Dear Mr. Lewis:

This is to advise you that your administrative appeal from the action of the Drug Enforcement Administration was received by this Office on September 3, 2013.

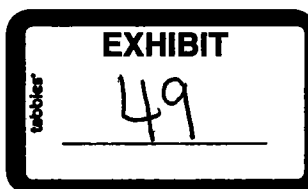
The Office of Information Policy has the responsibility of adjudicating such appeals. In an attempt to afford each appellant equal and impartial treatment, we have adopted a general practice of assigning appeals in the approximate order of receipt. Your appeal has been assigned number **AP-2013-05137**. Please mention this number in any future correspondence to this Office regarding this matter. Please note that if you provide an e-mail address or another electronic means of communication with your appeal, this Office may respond to your appeal electronically even if you submitted your appeal to this Office via regular U.S. mail.

We will notify you of the decision on your appeal as soon as we can. If you have any questions about the status of your appeal, you may contact me at the number above. If you have submitted your appeal through this Office's online electronic appeal portal, you may also obtain an update on the status of your appeal by logging into your portal account.

Sincerely,

A handwritten signature in black ink, appearing to read "Priscilla Jones".

Priscilla Jones
Supervisory Administrative Specialist





U.S. Department of Justice
Drug Enforcement Administration
FOI/Records Management Section
8701 Morrisette Drive
Springfield, Virginia 22152

Case Number: 13-00008-FRC

SEP 30 2013

Subject: Information pertaining to the Death of Kevin Ives which occurred on August 23, 1987; and information regarding Mena Airport drug trafficking as they relate to Barry Seal (FBI#1189120-000)

Referred to DEA by: U. S. Federal Bureau of Investigation

R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

Dear Mr. Lewis:

This letter responds to your Freedom of Information/Privacy Act (FOI/PA) request dated April 20, 2012, addressed to the Federal Bureau of Investigation (FBI). The Drug Enforcement Administration (DEA), Freedom of Information/Privacy Act Unit (SARF), has completed its review of the 20 referred pages pursuant to your Freedom of Information/Privacy Act request to the FBI.

The processing of your request identified certain materials that will be released to you. Portions not released are being withheld pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and/or the Privacy Act, 5 U.S.C. § 552a. Please refer to the list enclosed with this letter that identifies the authority for withholding the deleted material, which is indicated by a mark appearing in the block next to the exemption. An additional enclosure with this letter explains these exemptions in more detail. The documents are being forwarded to you with this letter.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you are not satisfied with the response to this request, you may administratively appeal by writing to the Director, Office of Information Policy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW; Washington, DC 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received within sixty (60) days from the date of this letter. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."



Case Number: 13-00008-FRC

Page 2

If you have any questions regarding this letter, you may contact FOI Specialist Rhoda Green on (202) 307-4855.

Sincerely,

A handwritten signature in black ink that reads "Katherine Myrick". The signature is written in a cursive style with a large, prominent "K" and "M".

Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section

Enclosures

Case Number: 13-00008-FRC

Page 3

Number of pages withheld: 0

Number of pages released: 20

APPLICABLE SECTIONS OF THE FREEDOM OF INFORMATION AND/OR PRIVACY ACT:

Freedom of Information Act 5 U.S.C. 552			Privacy Act 5 U.S.C. 552a	
<input type="checkbox"/> (b)(1)	<input type="checkbox"/> (b)(5)	<input checked="" type="checkbox"/> (b)(7)(C)	<input type="checkbox"/> (d)(5)	<input type="checkbox"/> (k)(2)
<input type="checkbox"/> (b)(2)	<input type="checkbox"/> (b)(6)	<input checked="" type="checkbox"/> (b)(7)(D)	<input checked="" type="checkbox"/> (j)(2)	<input type="checkbox"/> (k)(5)
<input type="checkbox"/> (b)(3)	<input type="checkbox"/> (b)(7)(A)	<input checked="" type="checkbox"/> (b)(7)(E)	<input type="checkbox"/> (k)(1)	<input type="checkbox"/> (k)(6)
<input type="checkbox"/> (b)(4)	<input type="checkbox"/> (b)(7)(B)	<input checked="" type="checkbox"/> (b)(7)(F)		

U.S. DEPARTMENT OF JUSTICE
DRUG ENFORCEMENT ADMINISTRATION
8701 MORRISSETTE DRIVE
SPRINGFIELD, VA 22152-1080

SARF

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300



13-00008-FRC
R. David Lewis
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205



R. David Lewis

Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205
(501) 664-0818 (501) 664-3884
rdavidlewis@yahoo.com Also licensed in California

October 30, 2013

Director, Office of Information Policy
United States Department of Justice
1425 New York Avenue, NW, Suite 11050
Washington, DC 20530-0001

RE: Freedom of Information Act Appeal, Case Number: 13-00008-FRC, FBI #1189120-000

To Whom It May Concern:

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

This letter is in response to your letter dated September 30, 2013 in which you provided certain documents relevant to the below referenced subjects that were heavily redacted. Please be advised that I represent Linda Ives. Please consider this a request for an administrative appeal for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Barry Seal has been deceased since the 1980's and I fail to see how releasing this information unredacted would impede any efforts in investigating any crimes committed by a dead man.

Thank you in advance for your time and consideration in this matter.



Sincerely,

R. David Lewis

RDL: mkg



DEFENSE INTELLIGENCE AGENCY

WASHINGTON, D.C. 20340-5100



U-13-2342/FAC2A1 (FOIA)

SEP 28 2013

Mr. R. David Lewis, Esq.
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

Dear Mr. Lewis:

This responds to your Freedom of Information Act (FOIA) request to the Federal Bureau of Investigation (FBI) dated April 20, 2012, on behalf of Ms. Linda Ives, for information concerning the death of Kevin Ives and documents regarding Mena Airport drug trafficking as they relate to Barry Seal. In processing your request, the FBI located two documents which originated with the Defense Intelligence Agency (DIA). These documents were referred to DIA on February 14, 2013, for review and direct response to you. I apologize for the delay in responding to your request. DIA continues its efforts to eliminate the large backlog of pending FOIA requests. In order to properly respond, it was necessary to consult with another agency and to consult with multiple offices within the agency.

Upon review of the referred documents, I have determined that some portions of the two documents (9 pages) must be withheld in part from disclosure pursuant to the FOIA. The withheld portions are exempt from release pursuant to Exemption 3 of the FOIA, 5 U.S.C. § 552 (b)(3). Exemption 3 applies to information specifically exempted by a statute establishing particular criteria for withholding. The applicable statutes are 10 U.S.C. § 424 and 50 U.S.C. 403-1(i). Statute 10 U.S.C. § 424 protects the identity of DIA employees, the organizational structure of the agency, and any function of DIA. Statute 50 U.S.C. § 403-1(i) protects intelligence sources and methods. DIA has not withheld any reasonably segregable non-exempt portions of the records.

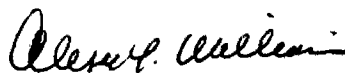
In addition, the Drug Enforcement Administration (DEA) and/or the FBI applied FOIA exemptions (b)(6) and (b)(7)(C) to some information which if released would constitute an unwarranted invasion of the personal privacy of other individuals. Should you wish to appeal the DEA and/or FBI exemptions, you may file an administrative appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Avenue, NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html> and refer to FBI FOI/PA case number 1189120 and/or DEA case number 13-00053-FC. Your appeal must be received within sixty (60) days from the date of this letter. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."



Finally, if you are not satisfied with my response to your request, you may exercise your right to file an administrative appeal by writing to the address below and referring to case number 0171-2013. Your appeal must be postmarked no later than 60 days after the date of this letter.

Defense Intelligence Agency
ATTN: FAC2A1 (FOIA)
200 MacDill Blvd
Washington, D.C. 20340-5100

Sincerely,



Alesia Y. Williams *RM*
Chief, Freedom of Information Act Staff

2 Enclosures



United States Department of State

Washington, D. C. 20520

Case No. F-2013-03734

Segment: FBI-0001

SEP 20 2013

R. David Lewis
1109 Kavanaugh Blvd.
Little Rock, AR 72205

Dear Mr. Lewis:

I refer to your request dated April 20, 2012 to the Federal Bureau of Investigation, for the release of certain material under the Freedom of Information Act (Title 5 USC Section 552). Of the relevant documents retrieved in response to your request, five were considered to be of primary interest to the Department of State, and were therefore referred to us for appropriate action.

We have determined that four may be released with excisions, and one must be withheld in full. All released material is enclosed.

An enclosure explains Freedom of Information Act exemptions and other grounds for withholding material. Where we have made excisions, the applicable exemptions are marked on each document. For the one document withheld in full, we have cited exemption (b)(3) based on the Immigration and Nationality Act, Title 8 USC 1202(f), because the material pertains to the issuance or refusal of a visa or permit to enter the United States; exemption (b)(6); and exemption (b)(7)(c).

In some cases, two or more exemptions may apply to the same document. In the case of a document released in part, all non-exempt material that is reasonably segregable from the exempt material has been released.



- 2 -

You have the right to appeal our determination within 60 days. A copy of the appeals procedures is enclosed. The letter of appeal should refer to the case number shown above.

Sincerely,

A handwritten signature in black ink, appearing to read "Sheryl L. Walter", with a large, stylized flourish extending to the right.

Sheryl L. Walter, Director
Office of Information Programs and Services

Enclosures:
As stated.

63934 Federal Register/Vol. 69, No. 212
Rules and Regulations

Subpart F - Appeal Procedures

§171.52 Appeal of denial of access to, declassification of, amendment of, accounting of disclosures of, or challenge to classification of records.

(a) ***Right of administrative appeal.*** Except for records that have been reviewed and withheld within the past two years or are the subject of litigation, any requester whose request for access to records, declassification of records, amendment of records, accounting of disclosures of records, or any authorized holder of classified information whose classification challenge has been denied, has a right to appeal the denial to the Department's Appeals Review Panel. This appeal right includes the right to appeal the determination by the Department that no records responsive to an access request exist in Department files. Privacy Act appeals may be made only by the individual to whom the records pertain.

(b) ***Form of appeal.*** There is no required form for an appeal. However, it is essential that the appeal contain a clear statement of the decision or determination by the Department being appealed. When possible, the appeal should include argumentation and documentation to support the appeal and to contest the bases for denial cited by the Department. The appeal should be sent to: Chairman, Appeals Review Panel, c/o Appeals Officer, A/GIS/IPS/PP/LC, U.S. Department of State, SA-2, Room 8100, Washington, D.C. 20522-8100.

(c) ***Time limits.*** The appeal should be received within 60 days of the date of receipt by the requester of the Department's denial. The time limit for response to an appeal begins to run on the day that the appeal is received. The time limit (excluding Saturdays, Sundays, and legal public holidays) for agency decision on an administrative appeal is 20 days under the FOIA (which may be extended for up to an additional 10 days in unusual circumstances) and 30 days under the Privacy Act (which the Panel may extend an additional 30 days for good cause shown). The Panel shall decide mandatory declassification review appeals as promptly as possible.

(d) ***Notification to appellant.*** The Chairman of the Appeals Review Panel shall notify the appellant in writing of the Panel's decision on the appeal. When the decision is to uphold the denial, the Chairman shall include in his notification the reasons therefore. The appellant shall be advised that the decision of the Panel represents the final decision of the Department and of the right to seek judicial review of the Panel's decision, when applicable. In mandatory declassification review appeals, the Panel shall advise the requester of the right to appeal the decision to the Interagency Security Classification Appeals Panel under Sec.3.5 (d) of E.O. 12958.

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

April 20, 2012

Department of Homeland Security

Delores Barber

Deputy Chief FOIA Officer, Director, Disclosure & FOIA,

The Privacy Office

Building 410, STOP-0655

245 Murray Drive, SW

Washington, DC 20528-0655

foia@hq.dhs.gov

RE: Freedom of Information Act Request

To Whom It May Concern:

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records, which she paid for out of her pocket that are totally blacked out. Since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

My name is R. David Lewis and I am gathering information on Kevin Ives that is of current interest to the public because it's already been the subject of one book, one movie and several youtube videos,



it's been on Unsolved Mysteries. There is intense public interest in this case.

Please note that 5 U.S.C. Section 552(a)(4)(A)(iv)(II) requires that you provide the first 100 copies to me at no charge. However, I am requesting a waiver of all fees under 5 U.S.C. Section 552(a)(4)(A)(iii). The information I seek is in the public interest because it will contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

I believe I meet the criteria for a fee waiver recognized by the U.S. Justice Department - in its policy guidance of April 1987 - and by the federal courts, See *Project on Military Procurement v. Department of the Navy*, 710 F. Supp. 362 363, 365 (D.C.D. 1989).

Also, the information sought has informative value, or potential for contribution to public understanding. Please note the decision in *Elizabeth Eudey v. Central Intelligence Agency*, 478 F. Supp. 1175 1176 (D.C.D. 1979) (even a single document has the potential for contributing to public understanding). I plan to disseminate this information to the public at large in the following manner: We feel sure that this will be the subject of another movie and book and constant blogs on the internet. My client has one blog right now that's active everyday on Facebook called Justice for Kevin Ives and Don Henry in which there are 1,340 members currently and its associated petition entitled Kevin Ives & Don Henry- Derailed Justice: The Murders of Two Teen-Age Boys: Make this case famous and force law enforcement to take action (located at www.change.org) in which there are currently 722 signatures from the public and membership is growing each day.

In your deliberations, please take note of the following cases: *Campbell v. U.S. Department of Justice*, 334 U.S. App. D.C. (1998)(administrative and seemingly repetitious information is not exempt from fee-waiver consideration); *Project on Military Procurement* (agencies cannot reject a fee waiver based on the assumption that the information sought is covered by a FOIA exemption; and *Landmark Legal Foundation v. Internal Revenue Service*, 1998 U.S. Dist. LEXIS 21722 (D.C.D. 1998)(the fact that the

information will soon be turned over to a public body does not exempt the material from fce-waiver consideration).

I look forward to your response within the 20 working days, as outlined by the statute.

Thank you in advance for your time and consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "R. David Lewis". The signature is stylized and cursive.

R. David Lewis

RDL: srm

U.S. Department of Homeland Security
Washington, DC 20528



**Homeland
Security**

Privacy Office, Mail Stop 0655

May 4, 2012

R. David Lewis
Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, AR 72205

Re: DHS/OS/PRIV 12-0415

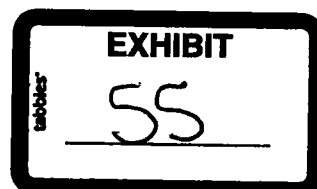
Dear Mr. Lewis:

This acknowledges receipt of your Freedom of Information Act/Privacy Act (FOIA/PA) request to the Department of Homeland Security (DHS), dated April 20, 2012, and seeking unredacted records, recordings, documents, and emails relevant to the August 23, 1987, death of Kevin Ives. Your request was received in this office on April 30, 2012.

In view of the fact that you have stated that the subject of your request is deceased, we require some type of affirmation of his/her death, such as a copy of a death certificate or an obituary column. This is required in order to protect the privacy rights of third parties who are the subject of such requests. Without the above affirmation of death, we are unable to initiate a search for responsive records.

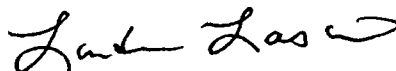
And, based on the limited information you have provided, we cannot conduct an adequate search. The Department of Homeland Security was created January 24, 2003; therefore, no DHS records exist prior to that date. Records created prior to the establishment of DHS by any of the organizational components of DHS would be maintained by those components. Furthermore, DHS does not maintain a central index of records about individuals. For this reason, § 5.21(b) of the DHS Privacy Act regulations, 6 C.F.R. Part 5, require that you describe the records you are seeking with as much information as possible to ensure that our search of appropriate systems of records can find them with a reasonable amount of effort. In addition to the information that you provided, this description should include, the type of record you are seeking, the DHS component you believe created and/or controls the records, the precipitating event that you believe warranted the creation of records and the time period that you believe the records or files were created and compiled. If you can provide sufficient additional information as described in this paragraph, we will undertake a search for responsive records.

This is not a denial of your request. Upon receipt of a perfected request, and required documentation, you will be advised as to the status of your request. Please provide these within 30 days from the date of this letter, or we will assume you are no longer interested in this FOIA/PA request, and the case will be administratively closed.



If you have any questions or would like to discuss this matter, please feel free to contact this office at our toll-free telephone number, 866-431-0486, or 703-235-0790.

Sincerely,

A handwritten signature in black ink that reads "Linda Lasko". The signature is written in a cursive style with a large, sweeping flourish at the end.

Linda Lasko
FOIA Program Specialist

703-235-0443

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

June 4, 2012

Department of Homeland Security

Linda Lasko

The Privacy Office

Building 410, STOP-0655

245 Murray Drive, SW

Washington, DC 20528-0655

foia@hq.dhs.gov

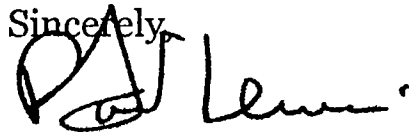
RE: DHS/OS/PRIV 12-0415

Dear Ms. Lasko:

In response to your letter dated May 4, 2012 please find a copy of Larry Kevin Ives death certificate and copies of some of the thousand redacted copies per your request. Please let me know if you need any additional information.

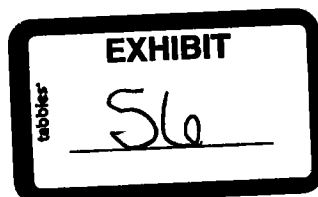
Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: srm



U.S. Department of Homeland Security
Washington, DC 20536-5009



U.S. Immigration
and Customs
Enforcement

July 12, 2012

R. DAVID LEWIS
LAW OFFICE
1109 KAVANAUGH BOULEVARD
LITTLE ROCK, AK 72205

Re: 2012FOIA16690

Dear Mr. Lewis:

This acknowledges receipt of your June 29, 2012, Freedom of Information Act (FOIA) request to the Immigration and Customs Enforcement (ICE), for records regarding Larry Kevin Ives. Your request was received in this office on July 12, 2012.

Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Per Section 5.5(a) of the DHS FOIA regulations, 6 C.F.R. Part 5, the Department processes FOIA requests according to their order of receipt. Although DHS' goal is to respond within 20 business days of receipt of your request, the FOIA does permit a 10-day extension of this time period. As your request seeks numerous documents that will necessitate a thorough and wide-ranging search, DHS will invoke a 10-day extension for your request, as allowed by Title 5 U.S.C. § 552(a)(6)(B). If you care to narrow the scope of your request, please contact our office. We will make every effort to comply with your request in a timely manner; however, there are currently 2715 open requests ahead of yours.

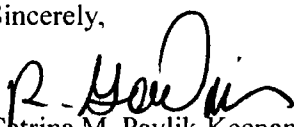
Provisions of the Act allow us to recover part of the cost of complying with your request. We shall charge you for records in accordance with the DHS Interim FOIA regulations as they apply to non-commercial requesters. As a non-commercial requester you will be charged 10-cents a page for duplication, although the first 100 pages are free, as are the first two hours of search time, after which you will pay the quarter-hour rate (\$4.00, \$7.00, \$10.25) of the searcher. We will construe the submission of your request as an agreement to pay up to \$25.00. You will be contacted before any further fees are accrued.

We have queried the appropriate program offices within ICE for responsive records. If any responsive records are located, they will be reviewed for determination of releasability. Please be assured that one of the processors in our office will respond to your request as expeditiously as possible. We appreciate your patience as we proceed with your request.



Your request has been assigned reference number **2012FOIA16690**. Please refer to this identifier in any future correspondence. You may contact this office at (202) 732-0600 or (866) 633-1182. Our mailing address is 500 12th Street, S.W., Stop 5009, Washington, D.C. 20536-5009.

Sincerely,


Catrina M. Pavlik-Keenan
FOIA Officer



U.S. Department of Homeland Security
500 12th Street, S.W., Stop 5009
Washington, D.C. 20536-5009



**U.S. Immigration
and Customs
Enforcement**

July 26, 2012

R. DAVID LEWIS
LAW OFFICE
1109 KAVANAUGH BLVD.
LITTLE ROCK, AK 72205

Re: ICE FOIA Case Number 2012FOIA16690

Dear Mr. Lewis:

This is the final response to your Freedom of Information Act (FOIA) request, dated June 29, 2012, to the Department of Homeland Security (DHS), U.S. Immigration and Customs Enforcement (ICE), for records regarding Larry Kelvin Ives.

To provide you with the greatest degree of access authorized by law, we have considered your request under both the FOIA, 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a. Information about an individual that is maintained in a Privacy Act system of records may be accessed by that individual¹ unless the agency has exempted the system of records from the access provisions of the Privacy Act.²

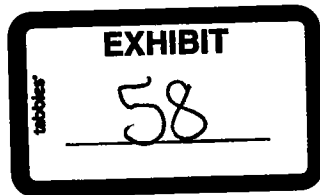
A search of the ICE Office of Investigations (HSI) was conducted and no records responsive to your request were found.

While an adequate search was conducted, you have the right to appeal the determination that no records exist within ICE HSI that would be responsive to your request. Should you wish to do so, send your appeal and a copy of this letter to: U.S. Immigration Customs Enforcement, Office of Principal Legal Advisor, U.S. Department of Homeland Security, Freedom of Information Office, 500 12th Street, S.W., Stop 5009 Washington, D.C. 20536-5009, following the procedures outlined in the DHS regulations at 6 C.F.R. § 5.9. Your appeal must be received within 60 days of the date of this letter. Your envelope and letter should be marked "FOIA Appeal." Copies of the FOIA and DHS regulations are available at www.dhs.gov/foia.

The Office of Government Information Services (OGIS) also mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS

¹ 5 U.S.C. § 552a(d)(1).

² 5 U.S.C. §§ 552a(d)(5), (j), and (k).



does not have the authority to handle requests made under the Privacy Act of 1974. If you wish to contact OGIS, you may email them at ogis@nara.gov or call 1-877-684-6448.

Provisions of the FOIA and Privacy Act allow us to recover part of the cost of complying with your request. In this instance, because the cost is below the \$14 minimum, there is no charge.³

If you need to contact our office about this matter, please refer to case number **2012FOIA16690**. This office can be reached at (866) 633-1182.

Sincerely,



Catrina M. Pavlik-Keenan
FOIA Officer

³ 6 CFR § 5.11(d)(4).

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

August 8, 2012

U.S. Department of Homeland Security
500 12th Street, S.W., Stop 5009
Washington, D.C. 20536

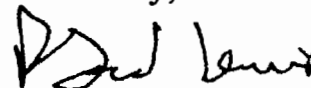
RE: ICE FOIA Case Number 2012FOIA16690

Dear Ms. Pavlik-Keenan:

In response to your letter dated July 26, 2012, you state that your office has no records on Larry Kelvin Ives. We are seeking records for Larry Kevin Ives.

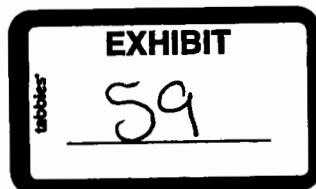
Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: srm



R. David Lewis
1109 Kavanaugh
Little Rock, Arkansas 72205
(501) 664-0818
(501) 664-3884 Fax

FAX

To: Jennifer Niemeyer From: Summer Martini/RDL

Fax: (501) 340-2730 Date: 04-09-12

Phone: Pages: 2

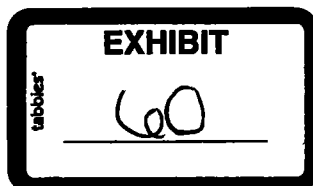
Re: Kevin Ives FOI CC:

Urgent For Review Please Comment Please Reply

Comments:

See attached FOI request.

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the above named individuals or entities. If reader of the facsimile is not the intended recipient, you are hereby notified that any dissemination or copying of this facsimile is strictly prohibited. If you have received this in error, please notify us by telephone and destroy this copy.



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

April 9, 2012

Jennifer Niemeyer
US Attorneys Office
United States Attorney's Office
425 West Capitol Avenue Suite 500
Little Rock, AR 72201
Fax: (501) 340-2730

RE: *FOI REQUEST*

Dear Ms. Niemeyer:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records but since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

Thank you in advance for your time and consideration in this matter.

Sincerely,



R. David Lewis



U. S. Department of Justice
United States Attorneys Office
Eastern District of Arkansas

P. O. Box 1229
425 W. Capitol Ave., Ste 500
Little Rock, AR 72203

April 9, 2012

Mr. R. David Lewis
Attorney at Law
1109 Kavanaugh Blvd.
Little Rock, AR 72205

RE: Freedom of Information Act Request
Dated: 4/9/12
Subject: All records, etc., relevant to the death of Kevin Ives

Dear Mr. Lewis:

Our office has received your letter dated April 9, 2012. Your letter has been forwarded to the Freedom of Information Act Unit, Executive Office for the United States Attorneys in Washington D. C.

Federal regulation 28 C.F.R. § 16.3 requires all U. S. Attorneys offices to forward FOIA requests to the FOIA Unit in Washington D. C. That office coordinates the processing of all FOIA requests for all of the United States Attorney Offices, and that office will respond directly to you regarding your request.


In the future, please direct all of your FOIA matters to the FOIA Unit in Washington D. C. as this will accelerate the processing of your request.

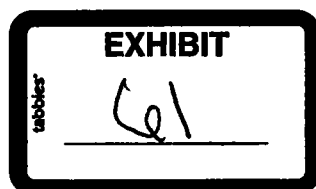
The address for the FOIA Unit in Washington D. C. is as follows:

Freedom of Information Act/Privacy Act Unit
Executive Office for United States Attorneys
600 "E" Street, N.W., Ste. 7300
Washington, D.C. 20530-0001
Tel: 202-252-6024
Fax: 202-252-6047

If you have any questions regarding this matter, please direct your questions to the FOIA Unit in Washington, D. C.

Sincerely,


Christopher R. Tyler
United States Attorney



CRT/jn



U.S. Department of Justice

*Executive Office for United States Attorneys
Freedom of Information & Privacy Staff
600 E Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 252-6020 FAX: 252-6047 (www.usdoj.gov/usao)*

Requester: R. David Lewis

Request Number: 2011-1388

Subject of Request: Third parties (Kevin Ives)

Dear Requester:

The Executive Office for United States Attorneys has received your Freedom of Information Act request and assigned the above number to the request.

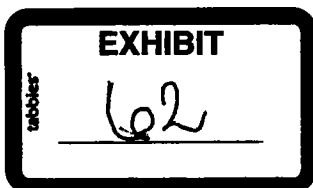
You have requested records concerning a third party (or third parties). Records pertaining to a third party generally cannot be released absent express authorization and consent of the third party, proof that the subject of your request is deceased, or a clear demonstration that the public interest in disclosure outweighs the personal privacy interest and that significant public benefit would result from the disclosure of the requested records. Since you have not furnished a release, death certificate, or public justification for release, the release of records concerning a third party would result in an unwarranted invasion of personal privacy and would be in violation of the Privacy Act, 5 U.S.C. § 552a. These records are also generally exempt from disclosure pursuant to sections (b)(6) and (b)(7)(C) of the Freedom of Information Act, 5 U.S.C. § 552.

We will release, if requested, any public records maintained in our files, such as court records and news clippings, without the express authorization of the third party, a death certificate, or public justification for release. If you desire to obtain public records, if public records exist in our files, please reply with a letter asking for the public documents. **Please send your letter to the address above.**

Should you obtain the written authorization and consent of the third party for release of the records to you, please submit a new request for the documents accompanied by the written authorization. A form is enclosed to assist you in providing us the authorization and consent of the subject of your request. Your name should appear in the section titled "Optional." The authorization must be notarized or signed under penalty of perjury pursuant to 18 U.S.C. § 1001. **Please send your new request to the address above.**

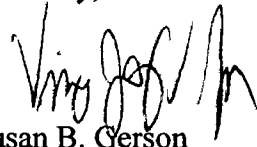
[] Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what of what you sought. Each file will have a separate Request Number (listed below), for which you will receive a separate response:

NOT SPLIT



This is our final action on this above-numbered request. You may appeal this decision in this matter by writing to the **Office of Information Policy, Department of Justice, 1425 New York Avenue, Suite 11050, Washington, D.C. 20530-0001**. Both the envelope and the letter of appeal should be marked "FOIA Appeal." Your appeal must be received by OIP within 60 days from the date of this letter. If you are dissatisfied with the results of any such administrative appeal, judicial review may thereafter be available in U.S. District Court. 28 C.F.R. § 16.9.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan B. Gerson", written over a horizontal line.

Susan B. Gerson
Acting Assistant Director

Enclosure

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

June 4, 2012

U.S. Department of Justice
Executive Office for the United States Attorney
Freedom of Information & Privacy Staff
600 E. Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 225-6047 (Fax)

RE: Request Number 2011-1388

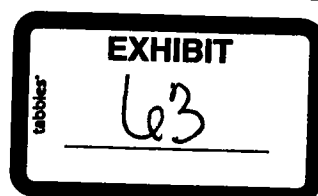
To Whom It May Concern:

In response to your letter dated May 2, 2012 please find a copy of Larry Kevin Ives death certificate.

Under the Freedom of Information Act (5 U.S.C. Section 552), I am requesting the following documents:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records, which she paid for out of her pocket that are totally blacked out. Since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

My name is R. David Lewis and I am gathering information on Kevin Ives that is of current interest to the public because it's already



been the subject of one book, one movie and several youtube videos and it has been the subject of one episode on Unsolved Mysteries. There is intense public interest in this case.

Please note that 5 U.S.C. Section 552(a)(4)(A)(iv)(II) requires that you provide the first 100 copies to me at no charge. However, I am requesting a waiver of all fees under 5 U.S.C. Section 552(a)(4)(A)(iii). The information I seek is in the public interest because it will contribute significantly to public understanding of the operations or activities of the government and is not primarily in my commercial interest.

I believe I meet the criteria for a fee waiver recognized by the U.S. Justice Department - in its policy guidance of April 1987 - and by the federal courts, See *Project on Military Procurement v. Department of the Navy*, 710 F. Supp. 362 363, 365 (D.C.D. 1989).

Also, the information sought has informative value, or potential for contribution to public understanding. Please note the decision in *Elizabeth Eudey v. Central Intelligence Agency*, 478 F. Supp. 1175 1176 (D.C.D. 1979) (even a single document has the potential for contributing to public understanding). I plan to disseminate this information to the public at large in the following manner: We feel sure that this will be the subject of another movie and book and constant blogs on the internet. My client has one blog right now that's active everyday on Facebook called Justice for Kevin Ives and Don Henry in which there are 1,340 members currently and its associated petition entitled Kevin Ives & Don Henry- Derailed Justice: The Murders of Two Teen-Age Boys: Make this case famous and force law enforcement to take action (located at www.change.org) in which there are currently 722 signatures from the public and membership is growing each day. If we can figure out who killed Mrs. Ives' son we intend on filing a wrongful death case.

In your deliberations, please take note of the following cases: *Campbell v. U.S. Department of Justice*, 334 U.S. App. D.C. (1998)(administrative and seemingly repetitious information is not exempt from fee-waiver consideration); *Project on Military Procurement* (agencies cannot reject a fee waiver based on the assumption that the information sought is covered by a FOIA

exemption; and *Landmark Legal Foundation v. Internal Revenue Service*, 1998 U.S. Dist. LEXIS 21722 (D.C.D. 1998)(the fact that the information will soon be turned over to a public body does not exempt the material from fee-waiver consideration).

I look forward to your response within the 20 working days, as outlined by the statute.

Thank you for your time and consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "R. David Lewis". The signature is stylized with a large initial "R" and a long horizontal stroke at the end.

R. David Lewis

RDL: srm



U.S. Department of Justice

*Executive Office for United States Attorneys
Freedom of Information & Privacy Staff
600 E Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 252-6020 FAX: 252-6047 (www.usdoj.gov/usao)*

Requester: R. David Lewis Request No.: 12-2687 JUL 16 2012

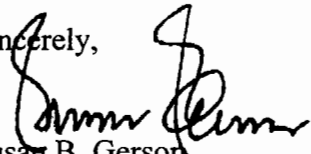
Subject: Kevin Ives (deceased)/ARE

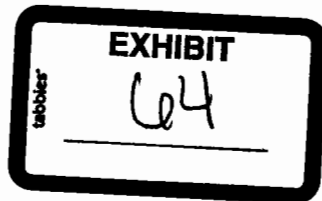
The Executive Office for United States Attorneys (EOUSA) has received your Freedom of Information Act/Privacy Act (FOIA/PA) request. It has been assigned the above number. Please give us this number if you write about your request. If we need additional information, we will contact you within two weeks.

Your request will be placed in the order in which it was received for processing, unless it is a very large request (Project Request). Then, it will be placed in a separate group of Project Requests, which are also processed in the order received.

EOUSA makes every effort to process most requests within a month (20 working days). There are some exceptions; for example, Project Requests usually take approximately nine months to process. Requests for "all information about myself in criminal case files" are usually Project Requests. If you have made such a request, you may either write us and narrow your request for specific items, or you may expect that the processing of your request may take nine months from the date of this letter.

By making a FOIA/PA request, you have agreed to pay fees up to \$25, as stated in 28 CFR § 16.3(c), unless you have requested a fee waiver. Please note that pursuant to 28 CFR § 16.11, if you have not been granted a fee waiver, we are required to charge fees for time used to search for the documents you have requested and for duplication of all pages released to you. Normally, search time is charged at a rate of \$28 per hour after the first two hours which are free, and duplication fees are \$0.10 per page after the first 100 pages which are free. Please do not send any payment at this time! If we anticipate that fees will exceed \$25 or the amount you have stated in your letter (if greater than \$25), we will normally notify you of our estimate of fees. After we have received your agreement to pay for the expected fees (or you have narrowed your request to reduce fees) and we have processed your request, we will require payment for the accumulated charges before we release documents to you. Without such payment, your request file will be closed without further action.

Sincerely,

Susan B. Gerson
Assistant Director





U.S. Department of Justice

*Executive Office for United States Attorneys
Freedom of Information & Privacy Staff
600 E Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 252-6020 FAX: 252-6047 (www.usdoj.gov/usao)*

Requester: R. David Lewis

Request Number: 12-2687 Date of Receipt: 6/11/12

Subject: Kevin Ives (Deceased)

SEP 12 2012

Dear Requester:

In response to your Freedom of Information Act and/or Privacy Act request, the paragraph(s) checked below apply:

- 1. A search for records located in EOUSA - _____ has revealed no responsive records regarding the above subject.
- 2. A search for records located in the United States Attorney's Office(s) for the District of Indiana has revealed no responsive records regarding the above subject.
- 3. After an extensive search, the records which you have requested cannot be located.
- 4. Your records have been destroyed pursuant to Department of Justice guidelines.
- 5. Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number (listed below), for which you will receive a separate response:

This is the final action on this above-numbered request. You may appeal this decision on this request by writing to the **Office of Information Policy, United States Department of Justice, 1425 New York Avenue, Suite 11050, Washington, D.C. 20530-0001**. Both the letter and envelope should be marked "FOIA Appeal." Your appeal must be received by OIP within 60 days from the date of this letter. If you are dissatisfied with the results of any such administrative appeal, judicial review may thereafter be available in U.S. District Court, 28 C.F.R. §16.9.

Sincerely,

Susan B. Gerson
Assistant Director



R. David Lewis
1109 Kavanaugh
Little Rock, Arkansas 72205
(501) 664-0818
(501) 664-3884 Fax

FAX

To: Susan Gerson From: R. David Lewis

Fax: (202)252-6047 Date: 12-05-12

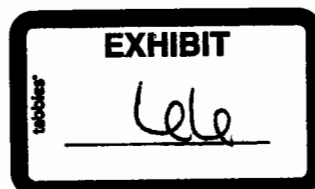
Phone: Pages: 3

Re: CC:

Urgent For Review Please Comment Please Reply

Comments: See attached.

The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the above named individuals or entities. If reader of the facsimile is not the intended recipient, you are hereby notified that any dissemination or copying of this facsimile is strictly prohibited. If you have received this in error, please notify us by telephone and destroy this copy.



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

December 5, 2012

Susan B. Gerson

Assistant Director

U.S. Department of Justice

Freedom of Information and Privacy Staff

600 E. Street, N.W., Suite 7300, Bicentennial Building

Washington, DC 20530-0001

(202) 252-6020 (Telephone)

(202)252-6047 (Fax)

Dear Ms. Gerson:

Your agency searched for information pertaining to the death of Larry Kevin Ives in Indiana. We humbly request a search for records pertaining to Larry Kevin Ives (deceased 08/23/1987) for the state of Arkansas. Please let us know if you require any further information.

Thank you for your time and consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "R. David Lewis", written in a cursive style.

R. David Lewis

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

January 10, 2013

Susan B. Gerson

Assistant Director

U.S. Department of Justice

Freedom of Information and Privacy Staff

600 E. Street, N.W., Suite 7300, Bicentennial Building

Washington, DC 20530-0001

(202) 252-6020 (Telephone)

(202) 252-6047 (Fax)

Dear Ms. Gerson:

In reference to our letter dated December 5, 2012, we request a response or acknowledgement of our request for information pertaining to the death of Larry Kevin Ives (deceased 08/23/1987) for the State of Arkansas. Please let us know if you require any further information.

Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: mkg



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

January 10, 2013

Susan B. Gerson

Assistant Director

U.S. Department of Justice

Freedom of Information and Privacy Staff

600 E. Street, N.W., Suite 7300, Bicentennial Building

Washington, DC 20530-0001

(202) 252-6020

Via Fax (202) 252-6047

RE: Request Number 12-2687

Dear Ms. Gerson:

Enclosed herewith for your review is a letter you sent me on 06/11/12 pursuant to an FOI request I filed for information relevant to the death of Larry Kevin Ives which occurred on August 23, 1987, including but not limited to all records, recordings, documents and emails, unredacted. For some reason a search for records was done by you for United States Attorney's Office for the District of Indiana. Please run a search for Larry Kevin Ives in the United States Attorney's Office for the Eastern and Western Districts of Arkansas.

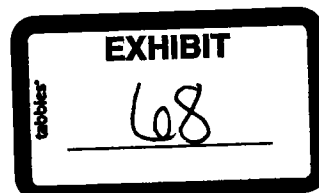
Thank you for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: mkg



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

January 10, 2013

FOIA/Privacy Staff

Executive Office for United States Attorneys

600 E. Street, N.W. (BICN Room 7300)

Department of Justice

Washington, DC 20530-0001

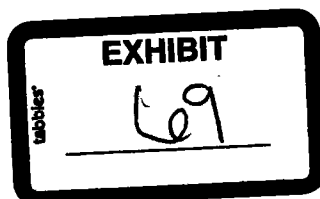
RE: Freedom of Information Act Request

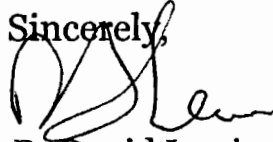
To Whom It May Concern:

In reference to our letter dated April 20, 2012 we still have not received any response from your office to this date. We request all records, recordings, documents and emails, unredacted, relevant to the death of Larry Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking as they relate to Barry Seal. Since the investigation is 25 years old I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies. In addition, enclosed herewith for your review is a copy of our initial request for your review.

I look forward to your response within the 20 working days, as outlined by the statute.

Thank you in advance for your time and consideration in this matter.



Sincerely,

R. David Lewis

RDL:mkg

U.S. Department of Justice

*Executive Office for United States Attorneys
Freedom of Information & Privacy Staff
600 E Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 252-6020 FAX: 252-6047 (www.usdoj.gov/usao)*

Requester: R. David Lewis Request No.: 12-5235 08/24/16 17:00

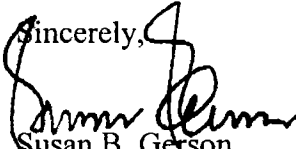
Subject: Larry Kevin Ives (deceased)/ARE

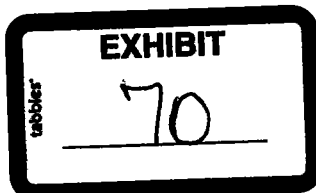
The Executive Office for United States Attorneys (EOUSA) has received your Freedom of Information Act/Privacy Act (FOIA/PA) request. It has been assigned the above number. Please give us this number if you write about your request. If we need additional information, we will contact you within two weeks.

Your request will be placed in the order in which it was received for processing, unless it is a very large request (Project Request). Then, it will be placed in a separate group of Project Requests, which are also processed in the order received.

EOUSA makes every effort to process most requests within a month (20 working days). There are some exceptions; for example, Project Requests usually take approximately nine months to process. Requests for "all information about myself in criminal case files" are usually Project Requests. If you have made such a request, you may either write us and narrow your request for specific items, or you may expect that the processing of your request may take nine months from the date of this letter.

By making a FOIA/PA request, you have agreed to pay fees up to \$25, as stated in 28 CFR § 16.3(c), unless you have requested a fee waiver. Please note that pursuant to 28 CFR § 16.11, if you have not been granted a fee waiver, we are required to charge fees for time used to search for the documents you have requested and for duplication of all pages released to you. Normally, search time is charged at a rate of \$28 per hour after the first two hours which are free, and duplication fees are \$0.10 per page after the first 100 pages which are free. Please do not send any payment at this time! If we anticipate that fees will exceed \$25 or the amount you have stated in your letter (if greater than \$25), we will normally notify you of our estimate of fees. After we have received your agreement to pay for the expected fees (or you have narrowed your request to reduce fees) and we have processed your request, we will require payment for the accumulated charges before we release documents to you. Without such payment, your request file will be closed without further action.

Sincerely,

Susan B. Gerson
Assistant Director





U.S. Department of Justice

*Executive Office for United States Attorneys
Freedom of Information & Privacy Staff
600 E Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 252-6020 FAX: 252-6047 (www.usdoj.gov/usao)*

Requester: R. David Lewis

Request Number: 12-5235 Date of Receipt: 12/06/12

Subject of Request: Larry Kevin Ives (Deceased)

Dear Requester:

FEB 25 2013

The Executive Office for United States Attorneys has received your Freedom of Information Act/Privacy requests. A check of our files indicates you have been assigned two numbers (12-2687) and 12-5235).

Our office responded "No Records" to your FOIA No. 12-2687 request. A search for records was actually conducted by the United States Attorney's Office for the Eastern District of Arkansas, however there was a typographic error in our response, which stated that the search was conducted in the District of Indiana. Please attached find an amended response to your FOIA No. 12-2687. We apologize for any inconvenience this may have caused you.

We are closing the FOIA NO. 12-5235 as a duplicate of FOIA No. 12-2687.

Sincerely,

Susan B. Gernson
Assistant Director





Amended

Executive Office for United States Attorneys
Freedom of Information & Privacy Staff
600 E Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 252-6020 FAX: 252-6047 (www.usdoj.gov/usao)

Requester: R. David Lewis

Request Number: 12-2687 Date of Receipt: 6/11/12

Subject: Kevin Ives (Deceased)

Dear Requester:

In response to your Freedom of Information Act and/or Privacy Act request, the paragraph(s) checked below apply:

- 1. A search for records located in EOUSA - _____ has revealed no responsive records regarding the above subject.
- 2. A search for records located in the United States Attorney's Office(s) for the Eastern District of Arkansas has revealed no responsive records regarding the above subject.
- 3. After an extensive search, the records which you have requested cannot be located.
- 4. Your records have been destroyed pursuant to Department of Justice guidelines.
- 5. Please note that your original letter was split into separate files ("requests"), for processing purposes, based on the nature of what you sought. Each file was given a separate Request Number (listed below), for which you will receive a separate response:

This is the final action on this above-numbered request. You may appeal this decision on this request by writing to the **Office of Information Policy, United States Department of Justice, 1425 New York Avenue, Suite 11050, Washington, D.C. 20530-0001**. Both the letter and envelope should be marked "FOIA Appeal." Your appeal must be received by OIP within 60 days from the date of this letter. If you are dissatisfied with the results of any such administrative appeal, judicial review may thereafter be available in U.S. District Court, 28 C.F.R. §16.9.

Sincerely,

Susan B. Gerson
Assistant Director

R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

April 9, 2012

Bill Sadler
Arkansas State Police
Via Email

RE: *FOI REQUEST*

Dear Mr. Sadler:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Meña Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records but since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

Thank you in advance for your time and consideration in this matter.

Sincerely,
Sent via email

R. David Lewis

RDL: srm



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

May 29, 2012

Bill Sadler
Arkansas State Police
Via Email

RE: *FOI REQUEST*

Dear Mr. Sadler:

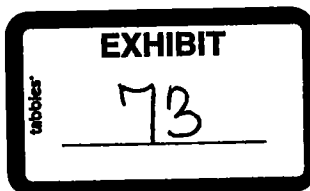
Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking, Barry Seal, Danny Harmon, Kirk Lane and Jay Campbell. Linda Ives already has redacted copies of most of these records but since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

Thank you in advance for your time and consideration in this matter.

Sincerely,

R. David Lewis

RDL: srm



ives and other records

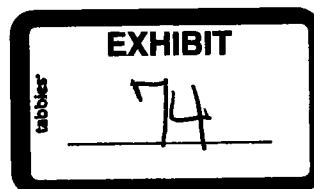
FROM:

Tuesday, May 29, 2012 4:09 PM

TO:

David your request has been sent to department's Criminal Investigation Division to determine what records may exist. With regard to redactions we will review any records which are located and consider all applicable Arkansas statutes with regard to appropriate redactions.

Bill Sadler
Arkansas State Police - Public Information Officer
One State Police Plaza Drive - Little Rock, Arkansas 72209
(501) 618-8230 - <http://www.asp.state.ar.us/>



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205.

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

February 26, 2013

Bill Sadler
Arkansas State Police
One State Police Plaza Drive
Little Rock, Arkansas 72209

RE: FOI REQUEST

Dear Mr. Sadler:

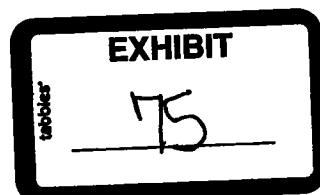
This letter is in reference to our previous letter dated May 29, 2013 concerning a Freedom of Information, in which we requested all records, recordings, documents and emails, unredacted, relevant to the death of Larry Kevin Ives which occurred on August 23, 1987. In addition we are requesting all records, recordings, documents and emails regarding Mena Airport drug trafficking, Barry Seal, Danny Harmon, Kirk Lane and Jay Campbell. Since the investigation is 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized by my client, Linda Ives, to file suit if we cannot get unredacted copies.

When might we expect an answer?

Sincerely,

R. David Lewis

RDL: mkg



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

August 29, 2013

Arkansas State Police
Criminal Investigation Division
One State Police Plaza Drive
Little Rock, Arkansas 72209

RE: *FOI REQUEST*

To Whom It May Concern:

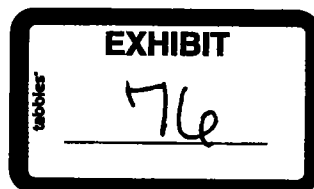
Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Mena Airport drug trafficking, Barry Seal, Danny Harmon, Kirk Lane and Jay Campbell. Linda Ives already has redacted copies of most of these records but since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies. This matter was forwarded to the Arkansas State Police Criminal Division by Bill Sadler on May 29, 2012. We have yet to get a response.

Thank you in advance for your time and consideration in this matter.

Sincerely,



R. David Lewis



R. David Lewis

Attorney at Law

1109 Kavanaugh Boulevard

Little Rock, Arkansas 72205

(501) 664-0818 (501) 664-3884

rdavidlewis@yahoo.com

Also licensed in California

April 9, 2012

Bryant Police Department

ATTN: Records

Via Fax: (501)847-2487

RE: *FOI REQUEST*

To Whom It May Concern:

Please be advised that I represent Linda Ives. Please consider this a Freedom of Information request for all records, recordings, documents and emails, unredacted, relevant to the death of Kevin Ives which occurred on August 23, 1987. In addition, please provide all records, recordings, documents and emails regarding Meña Airport drug trafficking as they relate to Barry Seal. Linda Ives already has redacted copies of most of these records but since the investigation is some 20 something years old and the investigation is closed I am requesting unredacted copies. Please be advised that I am authorized to file suit if we cannot get unredacted copies.

Thank you in advance for your time and consideration in this matter.

Sincerely,



R. David Lewis

RDL: srm





Bryant Police Department

312 Roya Lane Bryant, AR 72022

Phone: (501) 847-0211 Fax: (501) 847-4349



Phillip Newcomb
Captain

Mark Kizer
Chief Of Police

April 10, 2012

R. David Lewis, Attorney at Law
1109 Kavanaugh Boulevard
Little Rock, Arkansas 72205

RE: FOI Request

Dear Mr. Lewis:

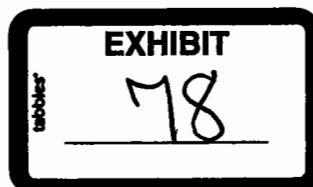
We do not have any records relevant to the death of Kevin Ives which occurred on August 23, 1987. There was an incident on August 17, 1987 involving Danny Allen, one of our Police Officers, in which he was shot at on Shobe Road by an unknown assailant. I have attached a copy of that incident for your review. There is no evidence that this incident is connected to the incident that occurred on August 23, 1987. In addition, we do not have any records, recordings, documents or e-mails pertaining to Barry Seal or Mena Airport drug trafficking.

Please contact me at 847-0211 if you have any further questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Kizer", with a long, sweeping flourish extending to the right.

Mark Kizer
Chief of Police





BRUCE PENNINGTON
Sheriff

Saline County Sheriff's Office

BRUCE PENNINGTON - Sheriff

735 S. Neeley St. • Benton, Arkansas 72015
Business Office: (501) 303-5609 • Dispatch: (501) 303-5642
Fax: (501) 303-5747



BILL FIELD
Chief Deputy

May 2, 2012

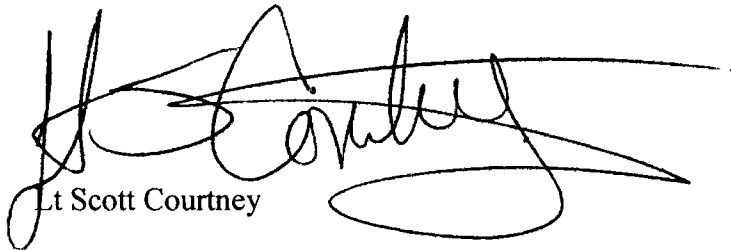
R. David Lewis
1109 Kavanaugh Blvd.
Little Rock, AR 72205

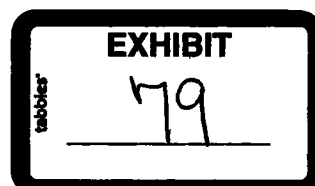
Dear Mr. Lewis:

The Saline County Sheriff's Office has received your Arkansas Freedom of Information Act (FOIA) request dated May 2, 2012, made pursuant to A.C.A. § 25-19-105.

You are requesting all records/files on the death of Kevin Ives. This case is still an open murder investigation. Therefore the Saline County Sheriff's Office cannot release anything involving this case other than the incident report.

Find enclosed a copy of the initial incident report (less redactions required by law).


Lt Scott Courtney



Universal File Case Number 1166C-LR 35380-1A4

Field Office Acquiring Evidence Little Rock

Serial # of Originating Document _____

Date Received 1/20/94

From Saline County So
(Name of Contributor)

(Address of Contributor)

Benton AR
(City and State)

By SN [redacted] brc
(Name of Special Agent)

To Be Returned Yes No

Receipt Given Yes No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)

Federal Rules of Criminal Procedure

Yes No

Title: Don Henry
Kevin Ives
et al
OO: LR

Reference: _____
(Communication Enclosing Material)

Description: Original notes re interview of

Receipt for evidence from Saline County SO

FD-302 (Rev. 3-10-82)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/23/94

b6
b7C
b7D

[redacted] white male, date of birth (DOB) [redacted]
[redacted] white female, DOB [redacted]
[redacted] voluntarily came into the Little Rock Division of the
Federal Bureau of Investigation (FBI). After being advised of
the identity of the interviewing Agent, [redacted]
provided the following information:

PI
PIC

Prior to KEVIN's death, KEVIN and [redacted]
[redacted] KEVIN were stopped by the Pine Bluff
Police and found to have one marijuana cigarette apiece.

[redacted] KEVIN out of school to the hearing in
Pine Bluff, Arkansas. The judge in the case placed KEVIN IVES on
probation. After that incident, [redacted] KEVIN that [redacted]

[redacted]

KEVIN became acquainted with DON HENRY approximately
six months prior to their deaths. DON [redacted]

[redacted]

[redacted]

[redacted]

SEARCHED _____ INDEXED _____
SERIALIZED *5* FILED *8*
SEP 28 1994
166C-LR-35180

TB

Investigation on 9/19/94 at Little Rock, Arkansas File #

by SA [redacted] /sso Date dictated 9/22/94

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

(COPY

EXHIBIT
80

FD-302a (Rev. 11-15-83)

b6
b7C
b7D

166C-LR-35380

Continuation of FD-302 of

[Redacted]

, On 9/19/94, Page 2

[Large Redacted Area]

FD-302a (Rev. 11-15-83)

b6
b7C
b7D

166C-LR-35380

Continuation of FD-302 of

[Redacted]

, On 9/19/94, Page 3

[Large Redacted Area]

FD-302a (Rev. 11-15-83)

b6
b7C
b7D

166C-LR-35380

Continuation of FD-302 of

[Redacted]

, On 9/19/94 , Page 4

[Large Redacted Area]

FD-302a (Rev. 11-15-83)

166C-LR-35380

b6
b7C
b7D

Continuation of FD-302 of

[Redacted]

, On

9/19/94

, Page

5

[Redacted]

advised Sheriff STEED, RICK ELMENDORE, and CHUCK TALLENT

[Redacted]

FD-302a (Rev. 11-15-83)

b6
b7C
b7D

166C-LR-35380

Continuation of FD-302 of

[Redacted]

, On 9/19/94, Page 6

[Redacted]

After the 1990 grand jury investigation.

[Redacted]

[Redacted]

FD-302a (Rev. 11-15-83)

b6
b7C
b7D

166C-LR-35380

Continuation of FD-302 of [redacted], On 9/19/94, Page 7

In closing, [redacted]

[redacted]

[redacted] information regarding themselves:

Address

Telephone Number

[redacted]

FD-302 (Rev. 3-10-82)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

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Date of transcription 6/17/94

[redacted] white male, date of birth [redacted]
[redacted] was advised of the identity of the interviewing Agent and
the nature of the interview. [redacted] currently housed in Saline
County Jail. is an [redacted]
[redacted] Agent advised [redacted] that the
issue to be discussed had nothing to do with any issue relating
to him personally.

(Handwritten mark)

[redacted] advised that [redacted]
[redacted]

[redacted] advised Agent that [redacted]
[redacted]

[redacted]

[redacted]

SEARCHED _____ INDEXED _____
SERIALIZED js FILED de
JUN 21 1994
FBI - BENTON

Investigation on 6/15/94 at Benton, Arkansas File # 168C-LR-35380
by SA [redacted] /sso Date dictated 6/16/94

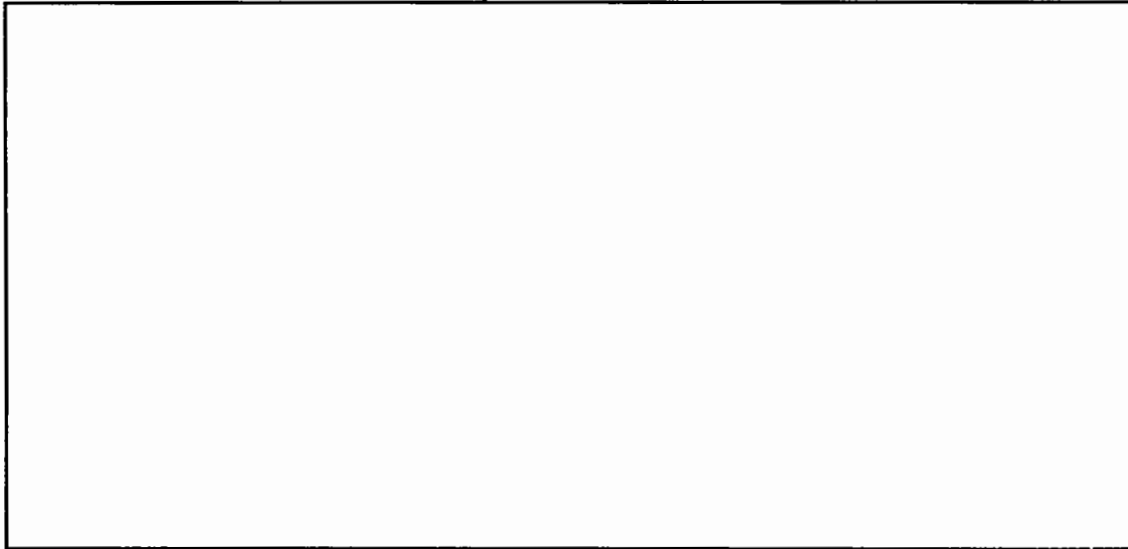
This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency;
it and its contents are not to be distributed outside your agency. (COPY)

FD-302a (Rev. 11-15-83)

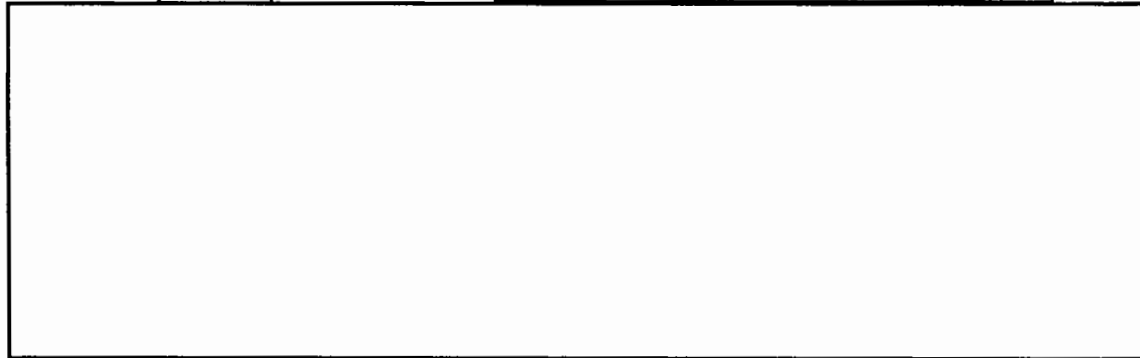
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166C-LR-35380

Continuation of FD-302 of , On 6/15/94, Page 2



advised that



In closing, reported that numerous "high" officials, to include lawyers, prosecutors, and law enforcement, are tied into the drug trafficking in Saline County.

reported that he would submit to a polygraph examination regarding any information reported. then supplied the following information about himself:

Memorandum



To : SAC, LITTLE ROCK (166C-LR-35380) (P) Date 8/24/94
(SQ 2)

From : SA [redacted] b6
b7C

Subject: UNSUBS;
KEVIN IVES (DECEASED);
DON HENRY (DECEASED);
ITAR - MURDER FOR HIRE;
USE OF MINORS TO SELL AND DISTRIBUTE DRUGS;
DOMESTIC POLICE COOPERATION
OO: LITTLE ROCK

[Handwritten signature]

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For information of Little Rock, [redacted] furnished a box of evidence which was found "stuck away" in a locker. Attached to this memo is a copy of an internal U. S. Attorney (USA) memo written from AUSA [redacted] to USA CHUCK BANKS, AUSA [redacted] and AUSA [redacted].

Of particular interest in this memo are the following:

[Large redacted block]

On May 23, 1990, [redacted] met with AUSA [redacted]

[redacted] The meeting was requested by [redacted] advised AUSA [redacted] that [redacted]

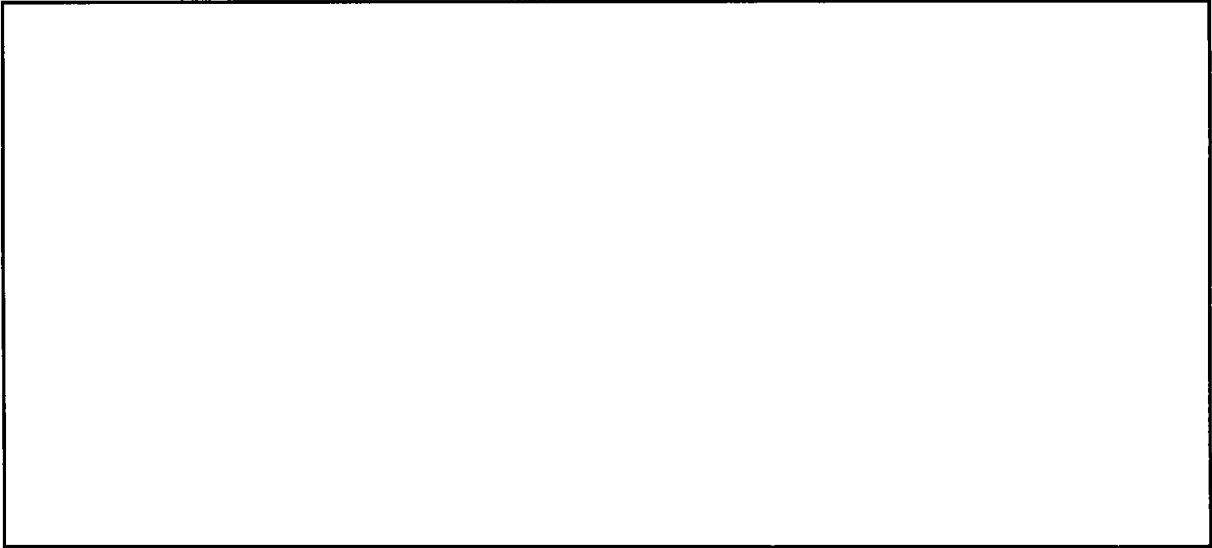
[Large redacted block]

PJC/ssc
(2) jsc

166C LR 35380-164
SEARCHED _____ INDEXED _____
SERIALIZED *[initials]* FILED *[initials]*
AUG 24 1994
FBI - LITTLE ROCK

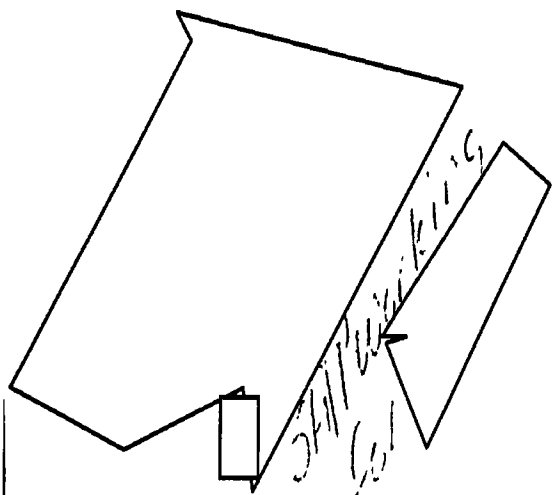
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166C-LR-35380



She stated that, for reasons unknown to her, [redacted]





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