

Pauline Stonehill v. Federal Bureau of Investigation

Civil Action No.

Exhibit 7

April 13, 2020 FOIA Request-Nocon, Lukban and Saunders

April 13, 2020

VIA FIRST CLASS PRIORITY MAIL

Federal Bureau of Investigation
Record/Information Dissemination Section, Records Management Division
ATT: FOIPA Request
170 Marcel Drive
Winchester, Virginia 22602-4843

RE: Freedom of Information Act Request

Dear FOIA Officer:

This is a request under the Freedom of Information Act, , 5 U.S.C. § 552 and the Privacy Act, (5 U.S.C. §522a) for records concerning Domaso (Danny) A. Nocon ("Nocon"), Jose G. Lukban ("Lukban) and William W. Saunders ("Saunders") from the time period January 1, 1957 thru January 1, 1974 including but not limited to:

- 1) All records related to or referencing Nocon or Lukban in correspondence to or from Robert B. Hawley, F.B.I. Legal Attache;
- 2) All records related to or referencing Nocon or Lukban in correspondence to or from Harold L. Childe, FBI Legal Attache' Tokyo;
- 3) All records related to or referencing Nocon or Lukban in correspondence to or from John J. McCarthy;
- 4) All records related to or referencing Nocon or Lukban in correspondence to or from NBI Agent Leonard C. De Leon;
- 5) All records related to or referencing Nocon or Lukban in correspondence to or from Louis Blissard, U.S. Attorney. Hawaii;
- 6) All records relating to FBI, CIA or NBI wiretapping in Manila, Philippines and Tokyo, Japan referencing Nocon or Lukban; ;
- 7) All records related to or referencing Nocon or Lukban in correspondence to or from Sterling W. Powers, IRS Revenue Representative, Manila;
- 8) All records related to or referencing Nocon or Lukban in correspondence to or from Robert Chandler, Senior IRS Representative, Manila;

9) All records related to or referencing Nocon or Lukban in correspondence to or from William Ragland, Internal Revenue Agent, Manila;

9) All correspondence to or from Richard Roberts, Acting Assistant Attorney General referencing or related to Nocon or Lukban;

10) All documents from files related to Harry S. Stonehill discussing or referencing Nocon or Lukban.

(11) All documents from files related to Harry S. Stonehill or Theodore (Ted) Lewin referencing or related to Williams W. Saunders.

I am attaching a Privacy Release Act Form signed by Pauline Stonehill, the Co-Executor and Co-Administrator of the Estate of Harry S. Stonehill; Mr. Stonehill died on March 20, 2002. I am also attaching documents confirming that Domaso Nocon died on July 24, 1989, Jose Lukban died on June 2, 1984 and William W. Saunders died on November 2, 2003

Please search the FBI's indices to the Central Records System (CRS) and an Electronic Case File (ECF) search for the information responsive to this request. Domaso Nocon was an agent of the Philippine National Bureau of Investigation ("NBI"). Jose Lukban was the Director of the National Bureau of Investigation. If it is your position that records exist that are responsive to this request, but those records (or portions of those records) are exempt from disclosure, please identify the records that are being withheld and state the basis for the denial for each record being withheld. In addition, please provide the nonexempt portions of the records.

I request that all fees in connection with this FOIA request be waived in accordance with 5 U.S.C. § 552(a)(4)(A)(iii), because it does not seek the records for a commercial purpose and disclosure "is in the public interest because it is likely to contribute significantly to public understanding of the operations and activities of the government." Accordingly, I request that you waive all fees for locating and duplicating the records. If, however, a waiver is not granted, then please advise me of the amount of any proposed search, review, and reproduction charges before those activities are carried out.

To assist you in your search, and to avoid duplication of previous efforts, the documents requested in this FOIA request are for the most part duplicative of documents requested in FOIPA No. 1285352-000 (Re Domaso Nocon) ; FOIPA No. 1285394-000 (Re Philippine National Bureau of Investigation" [NBI"]); FOIPA No. 1285372-000 (Re NBI Director Jose Lukban) and FOIPA No.1285273-000 (Re Harry S. Stonehill) filed by Bethany McLean on July 10, 2014. Documents that are responsive to these requests have already been located.

I will expect a response within 20 working days as provided by law. If you have any questions regarding this request, please contact me at the address listed below.

Thank you very much for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Heggstad', written over a circular stamp or watermark.

Robert E. Heggstad
1747 Pennsylvania Ave., NW
Suite 1250
Washington, DC 20006
773-384-1942

Privacy Act Release Form
Federal Bureau of Investigation

Federal agencies are prohibited from releasing information concerning an individual to a third party under the Privacy Act of 1974. Please complete and sign this form, which will allow information regarding Harry S. Stonehill, deceased SSN #322-19-5720 (as described in the attached FOIA/Privacy Act Request) to be released to:

Robert E. Heggstad
1747 Pennsylvania Ave., NW
Suite 1250
Washington, DC 20006
Telephone Number: 202-733-6726

Pauline Stonehill

Pauline Stonehill
Co-Administrator of the Estate of Harry S. Stonehill

Date: April 8th 2020

Mail to: Robert E. Heggstad
1747 Pennsylvania Ave., NW
Suite 1250
Washington, DC 20006

Additional comments or information may be attached: Please see attached FOIA/
Privacy Act Request

1 ROSS, DIXON & BELL, LLP
2 Jason S. Hartley (Cal. Bar No. 192514)
3 550 West B Street, Suite 400
4 San Diego, California 92101-3538
Telephone: (619) 235-4040
Facsimile: (619) 231-8796

5 John R. Gerstein
6 Robert Heggstad
7 Jonathan Cohen
8 ROSS, DIXON & BELL, LLP
2001 K Street, N.W.
Washington, D.C. 20006-1040

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 HARRY S. STONEHILL AND ROBERT P.
18 BROOKS,

19 Defendants.

Case No. 65-127 (OMP)

DECLARATION OF ANGEL E. NOCON


Hon. Owen M. Panner (D. Oregon)

21 I, Angel E. Nocon, declare as follows:

- 22 1. I currently reside at 2729 Robalee Way, Oak Hill, Virginia, 20171.
- 23 2. My father, Damaso Nocon, died in Manila, the Philippines, on July 24, 1989.

1 I declare under penalty of perjury under the law of the United States that the foregoing is
2 true and correct, and if called upon as a witness, I could and would competently testify thereto.

3 Executed this 23rd day of July, 2007 in Oak Hill, Virginia
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8 Angel E. Nocon
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Home History of our Name About us Family Monuments Our Santos Vicente Lukban Justo Lukban Cayetano Lukban Miguel Lukban Agustin Lukban Jose Lukban Rafaela Lukban Concepcion Lukban Maria Lukban Mesa Justo Lukban Alberl News Blog Contact us The Next Lukbans

LUKBAN



JOSE G. LUKBAN

(1911-1985)

1939-45 - Brigadier General - U.S. Philippine Armed Forces

Silver Star Recipient, U.S. Forces, Pacific, G.O. No. 184 (1945)

1954-1966 - Director - National Bureau of Investigations

Jose G. Lukban was born in Manila on March 19, 1911. He was the seventh of eight children in the second marriage of Gen. Vicente Lukban to Paciencia Gonzales.



He studied at Mapua High and continued to obtain his Bachelor Degree at Far Eastern University. In 1933, he obtained his Law Degree at Far Eastern University. Shortly thereafter, he joined the newly formed Philippine Scouts of the US Armed Forces as part of their legal counsel. Fearing the impending outbreak of war in the Region, Gen. MacArthur, consolidated all commissioned officers to build up the defense of the Philippines. Jose Lukban was then commissioned as Lieutenant as part of the newly formed 73rd Regiment.

When the Japanese forces invaded the Philippine Islands in 1941, over a period of 6 months, the Philippine Scouts and the US Army were slowly being pushed into the Bataan Peninsula and eventually Corrigedor. Lt. Lukban, was in-charge of rear guard action for the retreating forces. So gallant was his efforts that he was named in the book "Filipino Heroes of World War II" by Col. Uldarico Bacilagon and recognized by the United States Army by being awarded the Silver Star after World War II. When the Bataan Peninsula fell to the Japanese, he was captured and forced onto the famous "Bataan Death March". He eventually escaped and joined the guerilla forces. He was captured by the Japanese while conducting his guerilla activities. During his capture, he was tried and sentence to be beheaded. However, during his supposed execution, he noted that every time the officer lowered his samurai sword, he felt the dull edge of the sword on his neck. Apparently, the officer conducting the execution would turn the blade of the sword every time he lowered his sword. The officer did

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Posted on: Friday, November 7, 2003

Obituaries

Advertiser Staff

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AILEEN MAY ARMSTRONG, 94, of Kihe'i, Maui, died Nov. 5, 2003. Born in Brisbane, Australia. A resident of Kihe'i for 33 years. Formerly from California. Survived by husband, Roy Strutt; sister, Gloria Renney; sons, George Jr. and Larry; seven grandchildren; nine great-grandchildren. Arrangements by Ballard Family Mortuary.

CARMENLEONA AYIN, five-month-old daughter of John Ayin and Tresa Tun, died Oct. 31, 2003. Born in Honolulu. Also survived by brother, Julius; grandmothers, Carmen Tun and Leona Gos, great-grandmother, Seraphina Pugruw, great-grandfather, James. Visitation 10 to 11 a.m. Wednesday at United Gospel Fellowship Church, Mililani, service 11 a.m., burial at Hawaii's State Veterans Cemetery. Arrangements by Moanalua Mortuary.

MILDRED SACHIE BABA, 78, of Honolulu, died Oct. 21, 2003. Born in Honolulu. A secretary retired from the U.S. Army. Survived by brother, Richard; sisters, Ritsu Nishikawa, Haru Watanabe, Setsu Baba and Shigeyo "Amy" Baba. Private service held. Arrangements by Nuuanu Mortuary.

CONCEPTION "CONNIE" MENDIGOZA BERMUDEZ, 85, of Waipahu, died Oct. 24, 2003. Born in Waikapu, Maui. Utility worker at The Queen's Medical Center. Survived by sons, Benigno "Sonny" rona, Marcelino "Jr" and Ricardo "Cardo" Labuanan; daughters, Christine "Jane" Tolentino, lina "Cathy" Ilaban, Joyce Brandt, Rosy Bermudes, Adela Mirafuentes and Lydia Tellio; brother, Mendiguzo; 33 grandchildren; 51 great-grandchildren; seven great-great-grandchildren. Visitation 9:15 a.m. Monday at Resurrection of the Lord Church; Mass 10:45 a.m.; burial noon at Rosemead Memorial Park. Casual attire.

BONAHAN, 73, of Hilo, Hawaii, died Nov. 4, 2003. Born in Kansas City, Kan. An insurance agent. Survived by brothers, Jerry, David and Ron Yeamans; daughters, Linda and

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WILLIAM WESLEY SAUNDERS, 82, of Honolulu, died Nov. 2, 2003. Born in Honolulu. A lawyer and businessman; active in development and management of West Coast golf courses and in founding National Golf Courses Inc.; co-founder and charter president, National Association of Public Courses (now the National Golf Course Owner's Association); past president, Oahu Country Club, and Hotel Corp. of the Pacific (now Aston Hotels and Resorts) in-house counsel, officer and director. Survived by wife, Trudy; son, William Jr.; daughters, Diana Gail and Elizabeth Anne; six grandchildren. Service 5 p.m. Wednesday at Central Union Church. Information: William W. Saunders Jr., 599-3811, ext. 516, or BRainbow@aol.com, Arrangements by Borthwick Mortuary.

MARK YUTAKA UYENO, 76, of Kealahou, Hawaii, died Nov. 3, 2003. Born in San Pedro, Calif. Retired real estate broker. U.S. Air Force veteran. Survived by sons, Michael and Robert; two grandchildren, great-grandchild; sister, Misao Fujii. No service. Arrangements by Dodo Mortuary, Kona.

JOHN MARTAS VEGAS, 75, of Ele'ele, Kauai, died Nov. 4, 2003. Born on Kauai. Maintenance employee for Young Brothers in Honolulu. Survived by brother, Danny; children, Cindy Ortiz, Jo Ann Kawaguchi, Jerrylynn Rivera and Lonai; nine grandchildren; great-grandchild. Gathering 10 a.m. Sunday at 4526 Pualei St., Ele'ele. Casual attire. Arrangements by Borthwick Kauai Mortuary.

ALBERT EDWARD WARD SR., 58, of Honomu, Hawaii, died Nov. 1, 2003. Born in Honolulu. A truck driver for the former Hamakua Sugar Co. Survived by companion, Laura Souza; son, Robert; daughters, Renee Amador, Tanya Sagucio, Tracy Roman and Taralynn Roman; brother, Howard Jr.; sisters, Diane and Dina; nine grandchildren. No service. Scattering of ashes at a later date.

GOO SEE YOUNG, 104, of Honolulu, died Nov. 1, 2003. Born in Hana, Maui. Retired seamstress at McNerny Clothing Store. Survived by son, Raymond; brothers, Harry and Gilbert; grandchild; three great-grandchildren. Visitation 10 to 10:30 a.m. Thursday at Nuuanu Mortuary; service 10:30 a.m. Casual attire.

RONNY YOUNG, 57, of Kailua, died Nov. 4, 2003. Born in Honolulu. A firefighter III for the City and County of Honolulu. Survived by wife, Mikel; sons, Robert Jones, Richard Jones and Ryan Young; daughters, Tammy Castleforte and Rona Kahoonei; six grandchildren; two great-grandchildren; brothers, Henry, Tommy and Donald; sisters, Siu Fun Chan and Germaine Young. Visitation 9:30 to 11:30 a.m. Tuesday at the Church of Jesus Christ of Latter-day Saints, Kailua 3rd Ward; service 11:30 a.m., private burial to follow. Arrangements by Hawaiian Memorial Park Mortuary.