

April 3, 1998

BY FACSIMILE AND FIRST-CLASS MAIL

Lieutenant General Patrick M. Hughes, U.S. Army
Director
Defense Intelligence Agency
7400 Defense Pentagon
Washington, D.C. 20301-7400

Re: Defense Intelligence Agency Compliance With the JFK Assassination Records
Collection Act, 44 U.S.C. § 2107

Dear Lieutenant General Hughes:

Thank you for your March 5, 1998 letter reporting on the final efforts of the Defense Intelligence Agency ("DIA") to comply with the President John F. Kennedy Assassination Records Collection Act of 1992, 44 U.S.C. § 2107 ("JFK Act"). You state that "DIA will consider this letter as satisfying the requirement for a Final Compliance Letter" under the JFK Act.

First, we appreciate very much the cooperation extended to date by DIA, particularly by Mr. Jim Claxton. Second, we have reviewed your March 5 statement, and we now request that DIA amend its statement to provide proper, final certification of DIA's compliance with the JFK Act. Accordingly, I am writing to request that DIA amend and re-submit its statement, for reasons of agency-wide consistency, by having the appropriate DIA official (presumably DIA's JFK Act compliance official, Ms. Anne Winner) execute DIA's statement under penalty of perjury in the form prescribed by 28 U.S.C. § 1746, a requirement that has been requested of each agency.¹

After DIA re-submits its Final Statement of Compliance, and has placed its assassination records in

¹ Thus, the appropriate DIA official should state at the end of DIA's Final Statement that "I declare under penalty of perjury that the foregoing is true and correct. Executed in Washington, D.C. on this ____ day of _____ 1998." This statement does not have to be sworn before a notary public.

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the JFK Collection, its work under the JFK Act, excepting unforeseen future developments, will be complete. Furthermore, we do not anticipate conducting a compliance deposition of DIA. The Review Board might request that DIA conduct further record searches if we acquire information suggesting that you might have additional records relating to the assassination of President Kennedy. Should DIA locate any additional records relating to the assassination, please transmit those records to the Chief of the JFK Collection if the records are releasable in full, or to the Review Board if you desire to recommend any postponements.

Finally, DIA should continue to review, under the JFK Act, its equities in any assassination records that may be referred to you by other agencies.

Please contact me if you have any further questions, and thank you again for your cooperation in meeting the requirements of the Review Board's compliance program under the JFK Act.

Sincerely,

T. Jeremy Gunn
Executive Director

cc: Steven D. Tilley, Chief, JFK Assassination Records Collection,
NARA