

February 10, 1998

BY FACSIMILE & FIRST-CLASS MAIL

Mr. Scott O. Hastings  
Director  
Office of Files and Forms Management  
Immigration and Naturalization Service  
111 Massachusetts Ave., N.W.  
Washington, D.C. 20536

Re: INS Compliance with the JFK Assassination Records Collection Act,  
44 U.S.C. § 2107

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Dear Mr. Hastings:

Following up on my November 10, 1997 letter to you, I am writing to review the status of work to be completed by the Immigration and Naturalization Service ("INS") under the President John F. Kennedy Records Collection Act ("JFK Act"). There continue to be several outstanding matters:

1. INS Work File on Marina Oswald. This is an important file and, again, we request that it be given the highest priority and placed in the JFK Assassination Records Collection ("JFK Collection") at the National Archives and Records Administration ("NARA") as soon as possible. Other high priority files are David Ferrie, George DeMohrenschildt, Sylvia Odio, and Luisa Rodriguez Calderon.
2. Other INS Files on Individuals. In the last month or so, we had discussed with INS whether certain INS files on specific individuals should be categorized as NBR under Review Board guidelines ("NBRs" typically include records reviewed by a Congressional investigation of the assassination, but which are not believed related to President Kennedy's assassination). A file appropriately designated as NBR would not be opened until the year 2017. The INS has decided that none of the files need be designated as NBR and that they can be placed in the JFK Collection and opened by September 1998.

Accordingly, the required processing of these files must go forward in a timely manner so that they can be placed in the JFK Collection by September 1998. This means that:

--INS should now forward all files that are completely processed to the JFK Collection (we ask that the Review Board receive written confirmation as files are forwarded to the JFK Collection at NARA).

--INS should follow-up on documents that INS has referred to other agencies for their review.

--INS should submit to the Review Board for consideration and voting any material whose release the INS seeks to postpone, including any privacy matters such as social security numbers or medical information. **We request that all postponement issues be submitted to the Review Board no later than March 2 so that they can be voted upon by the Review Board at its March 10 meeting.**

3. Final Declaration of Compliance. We had initially hoped that INS would complete its work and submit its Final Declaration of Compliance by the close of January 1998. This was not possible given the various outstanding matters. **Therefore, we would like INS to complete its work under the JFK Act by the close of April 1998 and, thereafter, submit its Final Declaration of Compliance under oath.**<sup>1</sup>

I can coordinate with James M. Leahy of your office regarding these matters, but it is essential that INS complete its obligations under the JFK Act in the coming months.

Thank you again for your cooperation.

Sincerely,

Ronald G. Haron  
Associate General Counsel

cc: James M. Leahy, INS

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<sup>1</sup> Under 28 U.S.C. § 1746, a declaration made under penalty of perjury should contain the following language at the end: "I declare under penalty of perjury that the foregoing is true and correct. Executed in Washington, D.C. on this \_\_\_ day of \_\_\_\_ 1998."

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