

AGENDA FOR NSA COMPLIANCE MEETING

A. Issues Regarding Completion of NSA Work Under the JFK Act

1. Have all assassination records identified to date been placed in the JFK Collection and/or voted upon by the Review Board? Is NSA awaiting any responses from third agencies regarding their equities in NSA records?
2. Has NSA completed its review of other agency records with NSA equities?
3. Has NSA provided complete responses to ARRB requests (NSA-1 through NSA-3)? Do we have any follow-up?
4. What is the status of NSA's current review of additional archive records?
5. What is the status with respect to NSA's search for the records of the NSA Director from the early 1960's?
6. Does NSA plan to conduct any other record searches?
7. Can NSA finish its JFK Act work and submit its Final Declaration by August 1998?

B. Issues Regarding NSA's Final Declaration of Compliance

1. Clarification of Certain Matters in the Initial Statement

As background, ask NSA to review in a general manner the searches that were done, how its files are organized, what files are kept by various directorates, and what indices it uses to locate relevant files.

a. 1993 Search

- NSA conducted searches of databases for various NSA directorates (including DDI, DDO, DDP, DDS, DDT, OGC and LAO). Did these database searches cover archive files or current holdings only?
- What archive files were searched? How were they identified?
- 200 archive boxes were searched from the 1963-65 time frame. How were these identified?

What were they? Were Directorate of Operations archive files searched? As a result, 153 records were located from NSA archives (DDS [Directorate of Science?], OGC and LAO). No assassination records were found among current holdings.

- LAO and OGC searched topical archive files relating to earlier U.S. Government investigations of the JFK assassination. Were these files designated as assassination records in their entirety?

b. 1995 Search:

- NSA-2 was submitted by ARRB to NSA. We requested search of records relating to:

Cuban groups in the U.S.

Assassination attempts against Castro

Organized crime activities relating to Cuba (1958-70)

Operations against Cuba

Anti-Castro groups/activities

- In response to NSA-2, further searches were conducted by DDS [?] archives and Directorate of Operations. OGC and LAO found additional records. Total assassination records identified were now 267. Can NSA provide additional information as to what search was done and the nature of the records located in response to NSA-2?

c. Outstanding Searches:

- NSA Director -- NSA still looking for the files of the NSA Director for the relevant time period.
- NSA 3 --NSA has provided a detailed response to NSA-3. We should bring, or have NSA make available, a copy of their response to NSA-3 so that we can request any further explanation or clarifications of the NSA-3 response. [NSA-3 is in the SCIF].

2. Issues to Be Addressed in the NSA Final Declaration

- As further background information showing searches that NSA has done for records relating to the Kennedy assassination, helpful background, the NSA should attach the summary

memorandum regarding searches that were done for the HSCA. *See* June 15, 1978 Eugene F. Yeates memorandum entitled, "Memorandum for the Record -- Actions Taken by NSA to Locate information Related to the Assassination of President Kennedy." [RIF No. 144-10001-10153]. [In that memorandum, certain records were generally described as having been reviewed by NSA for the HSCA -- Has NSA separately maintained these files or retrieved them for the JFK Act? Should these records be designated as assassination records?

- In response to NSA-1, NSA explained its search methodology in a June 1, 1995 letter to D. Marwell [RIF No. 144-10001-10153]. This should be attached as an exhibit to the Final Declaration since it provides further substantive information regarding NSA's efforts to explain its recordkeeping and its search for records relating to the Kennedy assassination.
- Ask NSA to identify the nature of the files from OGC, LAO, and any other NSA entities that were located and declared to be assassination records (*e.g.*, ask NSA to provide the folder titles if possible) [Oswald File]
- Explain that NSA must execute the Final Declaration under penalty of perjury, as we have requested of all other agencies

- Possible substantive issues to be addressed in the Final Declaration:

(1) Can NSA represent that it has located its files relating to the work it did for the Warren Commission?

(2) Can NSA represent that it has located its files relating to its work or communications with the HSCA, including any underlying NSA files requested by the HSCA and/or reviewed by NSA for the HSCA?

(3) Can NSA make as specific a representation as possible (unclassified) stating what it did to review any intelligence material relating to the Soviet Union and Cuba, explaining why this review was comprehensive (or why it could not be comprehensive), and stating its findings with respect to any intelligence (or lack thereof) that NSA had regarding the assassination of President Kennedy? (This was done to some extent in the initial Statement of Compliance in a very general way -- propose possible, more specific language to NSA). Also raise with NSA whether it could attach its response to NSA-3 in some redacted or unclassified form.