

July 29, 1998

BY FACSIMILE & U.S. MAIL

Ms. Claudia Collins  
Information Security Division, N5P6  
National Security Agency  
9800 Savage Road  
Fort George G. Meade, MD 20755-6000

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

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Dear Ms. Collins:

Following up on my June 30 letter to you, I am writing to clarify with you two additional matters relating to completion of NSA's work under the President John F. Kennedy Assassination Records Collection Act of 1992, 44 U.S.C. § 2107 ("JFK Act").

First, the Review Board seeks to determine if NSA has taken steps to identify any *recent* intelligence regarding the assassination of Lee Harvey Oswald (*i.e.*, intelligence that NSA may have obtained since the 1978 investigation of the House Select Committee on Assassinations). While identification of any such recent materials has been implicit in NSA's obligations under the JFK Act, we raise it separately to ensure that NSA's searches have been sufficient to identify any such materials. Accordingly, we ask that NSA describe, in its Final Declaration, what steps were taken to identify any recent intelligence records on the assassination. We do not presume that there is such intelligence; however, we do seek an explicit accounting of NSA's efforts, under the JFK Act, to ascertain whether any such material exists.

Second, it is our understanding that NSA is proceeding to declassify certain NSA correspondence responding to questions we had regarding NSA intelligence on Cuba and the Soviet Union. Specifically, we submitted to NSA, on November 28, 1997, a set of questions regarding intelligence on Cuba and, to a lesser extent, the Soviet Union (the letter was referenced as "NSA-3"). On April 1, 1998, NSA prepared a detailed and helpful set of responses to our questions. The NSA letter response remains classified, and we would like to see this information released to the extent consistent with NSA security concerns. While NSA's letter response contained no information relating to President Kennedy's assassination, it does show the nature of efforts by NSA and the Review Board

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to identify records that might contain information relating to the assassination. Our understanding is that NSA will release its April 1, 1998 letter in some declassified format. You may want to attach the declassified version to NSA's Final Declaration of Compliance, but we leave that to your discretion. In addition, we ultimately would like to release the November 28, 1997 Review Board letter (NSA-3), and we seek NSA's guidance as to whether it may be released in full.

We reiterate our request that NSA submit its Final Declaration of Compliance by August 10. I emphasize the importance of this deadline so that we can take account of NSA's Final Declaration in our Final Report to the President.

Thank you again for your continued cooperation, and do not hesitate to call me or Michelle Combs regarding any of these matters.

Sincerely,

Ronald G. Haron  
General Counsel