

February 20, 1998

Ms. C. Sue Nelson
Chief, Records Release Office
Office of the Inspector General
1700 Army Pentagon
Washington, D.C. 20310-1700

Re: Army Inspector General Records on Richard Case Nagell

Dear Ms. Nelson:

In accordance with the President John F. Kennedy Assassination Records Collection Act of 1992 (JFK Act), I am writing to advise you that the Assassination Records Review Board made additional formal determinations concerning the public disclosure of Army records at its meeting on February 17, 1998. The formal announcement of this action will be made within the next two weeks in the *Federal Register*, but I thought it would be helpful to you if I were to provide you with this informal advance notice.

The Review Board's decision pertained to approximately 1,216 pages of Department of the Army Inspector General documents on Richard Case Nagell. These documents were referred to DAIG by the Army's Investigative Records Repository (IRR) for declassification review under the terms of the JFK Records Act. (The complete file held by IRR is approximately 1,517 pages in length, of which 1,216 pages were delivered to your office by the ARRB staff, acting as an intermediary for IRR, on March 6, 1997 for your review. ARRB sent letters to DAIG on this matter on April 9, 1997; September 2, 1997; and November 12, 1997. DAIG sent letters to the ARRB on this matter dated May 5, 1997; November 6, 1997; and December 4, 1997.)

At its meeting on February 17, 1997, the Review Board voted to release in full all of your equities contained in the 1,216 referred pages, with the exception of social security numbers, which shall be postponed until the year 2017. This decision was premised on several factors, including your November 6, 1997 and December 4, 1997 letters; historical interest in the subject matter; and the

absence of specific evidence that the release of the information would cause harm to the United States or to any individual.

Under the JFK Act, you may appeal the Review Board's formal determination to the President. The White House previously has advised that it wishes to receive documentation relating to an appeal within seven days after the announcement appears in the *Federal Register*. (Without exception, Review Board determinations have thus far prevailed.)

If you have any questions about this issue, please do not hesitate to contact me.

Sincerely,

T. Jeremy Gunn
Executive Director and General Counsel

cc: Chief, IRR (Elaine V. Rogic)