

August 30, 1982

Freedom of Information Appeal  
Assistant Attorney General  
Office of Legal Policy  
Department of Justice  
Washington, D.C. 20530

Dear Sir:

This is an appeal pursuant to subsection (a)(6) of the Freedom of Information Act, as amended (5 U.S.C. 552).

On 6 August 1982 I received a letter from Theodore M. Gardner informing me that two documents consisting of two pages from records pertaining to Ruben Salazar were being withheld in their entirety under exemptions to the FOIA. In addition, Agent Gardner informed me that one "main" investigative file identifiable with Mr. Salazar was being evaluated for declassification by the FBI's Headquarters. I have received some disclosures from the FBI Central Index from an earlier FOIA request to that office, but since Agent Gardner provided me with no details, I have no idea whether that file was disclosed or withheld.

I am enclosing a copy of all correspondence with the FBI Washington Field Office, including Agent Gardner's response of 30 July 1982. As you know, section 3-303 of Executive Order 12065 states that, in order to withhold information, a senior agency official must "determine whether the public interest in disclosure outweighs the damage to national security that might reasonably be expected from disclosure." In this case, the information requested outweighs such possible damage. Since his death in 1970, Mr. Salazar has become an important and controversial personage in the Hispanic community. Yet, very little is clear about his life and killing by law-enforcement officials on August 29, 1970. I have been writing several news articles as well as working on a biography of Mr. Salazar, and this information is necessary for basic documentation. The length of time that has elapsed since these documents were recorded in your files add to the argument that disclosure will not harm national security as much as the withholding damages public faith in the federal government.

If you choose instead to continue to withhold some or all of the material denied me, I ask that you give me an index of such material, including the dates of filing and nature of the investigations.

Sincerely,

*Steve Weingarten*

Steve Weingarten  
432 S. Alhambra Av.  
Monterey Park, CA, 91754  
Phone: 213-288-1109

June 17, 1982

Federal Bureau of Investigation  
Washington Field Office  
Washington, D.C. 20535  
Attn: Freedom of Information Unit

Dear Madam or Sir:

This is a request under the Freedom of Information Act as amended (5 U.S.C. 552).

I am writing to request a copy of all documents retrievable in a search for files listed for Ruben Salazar, the Los Angeles Times journalist killed on August 29, 1970. Mr. Salazar's social security account number was 465-34-0679; his passport number was F253220; his Certificate of Naturalization number was 7120672; he was born on March 3, 1928, in Ciudad Juarez, Chihuahua, Mexico. Several investigations were conducted in the late '60s of Mr. Salazar in connection with his visits to Cuba to cover international conferences in his capacity as bureau chief of the Los Angeles Times's Mexico City operations. According to previously released FBI documents, your field office took part in these investigations.

If all or any part of my request is denied, please list the specific exemptions which are being claimed. If you determine that some portions of the requested material are exempt, I will expect, as the Act provides, that you will provide me with the remaining non-exempt portions. I, of course, reserve the right to appeal any decision to withhold information.

As you know, the amended FOIA permits you to reduce or waive search and/or copying fees when release of the requested information would be "in the public interest." I believe this request fits that category since the material will be used in a magazine article and book I am writing about Mr. Salazar, who was a very controversial personality in Los Angeles, and who died in an equally controversial manner at the hands of law enforcement officers. I therefore ask that you waive such fees, as both the FBI field office in Los Angeles and headquarters have done.

As provided in the FOIA, I will expect to receive a reply within ten working days.

Sincerely yours,

Steven Paul Weingarten  
432 S. Alhambra Av.  
Monterey Park, CA., 91754  
Phone: 213-288-1109  
SSA: 552-80-4491  
Born: May 8, 1951, in  
Cleveland, Ohio



U.S. Department of Justice

Federal Bureau of Investigation

Washington Field Office

Washington, D.C. 20535

July 1, 1982

Mr. Steven Paul Weingarten  
432 S. Alhambra Avenue  
Monterey Park, California 91754

Dear Mr. Weingarten:

This is in response to your Freedom of Information-Privacy Acts request to this office dated June 17, 1982, for information pertaining to Ruben Salazar.

A search of the Washington Field Office indices to our Central Records System discloses references to a names sililar to Mr. Salazar's; however, since we have not yet had time to retrieve and review these records, we do not know at this point whether the indicated records are identifiable with Mr. Salazar.

We are making every effort to expedite the research, processing, and release of documents for each request; but unfortunately due to the volume of requests, there is some delay. Please be assured that your request is being handled as equitably as possible and any releaseable records will be made available at the earliest possible date.

Your patience and cooperation will be appreciated.

Sincerely yours,

Theodore M. Gardner  
Special Agent in Charge

By: Joseph P. Schulte  
Assistant Special Agent in Charge



U.S. Department of Justice

Federal Bureau of Investigation

Washington Field Office

Washington, D.C. 20535

July 30, 1982

Mr. Steven Paul Weingarten  
432 S. Alhambra Avenue  
Monterey Park, California 91754

Dear Mr. Weingarten:

This letter and the enclosed copies of file materials are in reference to your Freedom of Information Act request dated June 17, 1982, for information pertaining to Ruben Salazar.

To locate the information you seek concerning Mr. Salazar, we searched the index to the Central Records System of the Washington Field Office. We located one "main" investigative file identifiable with Mr. Salazar. This file concerns an investigation which was reported in its entirety to FBI Headquarters. FBI Headquarters is handling the processing of this file and will correspond with you directly if they have not already done so. This office also located four "see reference" documents pertaining to Mr. Salazar. The subjects of these documents are other individuals, organizations or events. Inasmuch as Mr. Salazar is mentioned in these other files, only those portions containing his name have been processed for release, along with additional material to indicate the context in which his name was recorded.

Enclosed is a copy of two (2) documents consisting of three (3) pages from our files which contain information identifiable with your request. Excisions have been made from these pages in order to protect materials which are exempted from disclosure by the following sub-section of Title 5, United States Code, Section 552:

(b) (7) investigatory records compiled for law enforcement purposes, the disclosure of which would:

(C) constitute an unwarranted invasion of the personal privacy of another person

An additional two documents consisting of two pages are being withheld in their entirety in order to protect materials exempted from disclosure by the following subsection of Title 5, United States Code, Section 552:

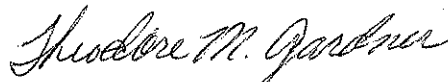
- (b) (1) information which is currently and properly classified pursuant to Executive Order 12065 in the interest of the national defense or foreign policy

You will note that on the enclosed pages, we have marked the appropriate statutory exemption citation adjacent to each excision made so that you can relate the exemption taken to the information withheld. The pages are stapled in sets as they appear in our files.

Where entire pages have been withheld, it is our determination that the document contains no reasonably segregable information. We withheld the pages in their entirety so as not to be releasing to you completely excised pages.

If you desire, you may submit an appeal from any denial contained herein. Appeals should be directed in writing to the Assistant Attorney General, Office of Legal Policy (Attention: Office of Information and Privacy), United States Department of Justice, Washington, D. C. 20530, within thirty days from receipt of this letter. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the name of the office to which your original request was directed.

Sincerely yours,



Theodore M. Gardner  
Special Agent in Charge

By: Joseph P. Schulte  
Assistant Special Agent in Charge

August 9, 1982  
Monterey Park

Theodore M. Gardner  
FBI Washington Field Office  
Washington, D.C. 20535

Dear Agent Gardner:

Thank you for your prompt handling of my Freedom of Information Act request for documents pertaining to Ruben Salazar. I will file an appeal, as you suggested, but would appreciate from your office a more discernible copy of one of the documents you have already authorized for declassification.

The airtel dated 12/13/67 regarding an investigation of Stokely Carmichael was copied so poorly that it is next to illegible. I'm sure this is a copying problem, rather than a faithful duplication of a poor original. Thank you for your attention in this matter.

I also have a question about agency acronyms. Can you please tell me what "L.H.M." refers to? An answer has so far completely escaped me. Once again, thank you for your attention.

Regards,

*Steve Weingarten*

Steve Weingarten  
432 S. Alhambra Av.  
Monterey Park, CA, 91754  
(213) 288-1109



U.S. Department of Justice

Federal Bureau of Investigation

Washington Field Office

Washington, D.C. 20535

August 16, 1982

Mr. Steven Paul Weingarten  
432 South Alhambra Avenue  
Monterey Park, California 91754

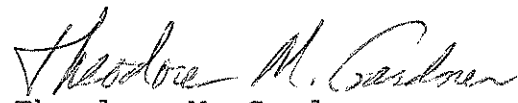
Dear Mr. Weingarten:

This letter is in response to your letter dated August 9, 1982, concerning our Freedom of Information Act released to you on July 30, 1982, of information pertaining to Ruben Salazar.

Enclosed is another copy of the airtel dated December 13, 1967, which was originally provided to you. This is the most accurate copy which may be obtained due to the poor quality of the original document.

Regarding your question concerning the meaning of "LHM", please be advised that it is an acronym for Letterhead Memorandum.

Sincerely yours,

  
Theodore M. Gardner  
Special Agent in Charge

By: Joseph P. Schulte  
Assistant Special Agent in Charge

AIRTEL

TO: DIRECTOR, FBI [REDACTED] b7c

DATE: 12/13/67

FROM: LEGAT, MEXICO CITY [REDACTED] b7c

RE: SPORNELY CASMICHAKI  
IS - MISCELLANEOUS  
SECURITY

Reviewed For Classification

By 734 On 7-29-82

Not Classified

ENCLOSURES:

Enclosed are ten copies of letterhead memorandums captioned and dated as above.

REFERENCE:

Bureau airtel 12/5/67  
Bureau cable 12/12/67  
Mexico City cable 12/12/67

P6.  
of LHM

ADMINISTRATIVE:

INDEX

RUIEN SALAZAR was found to be most cooperative when interviewed and is similarly known to the press section of the American Embassy in Mexico City. He said his personal opinion of the LAMCO Conference was that it was a "flon" to start with and that the death of MARCELO "TONY" GUEVARA DE LA SIENA had killed it. SALAZAR felt it would be a shame to bring the whole matter back to life by trying CASMICHAKI on a weak charge and making a "martyr" of him.

SOURCE:

The confidential source abroad is SA [REDACTED] b7c  
Mexico City Office - information set forth in enclosed letterhead memorandum.

5 - Bureau (Encl. 10)

(1 - Liaison Section) b7c

(1 - New York, 100- [REDACTED] info)

(1 - Washington Field, [REDACTED])

(1 - Mexico City)

b7c

SEARCHED	INDEXED
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DEC 22 1967	
FBI - WASH. F. O.	

b7c





UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to  
File No.

WASHINGTON 25, D. C.

December 13, 1967

STOKELY CARMICHAEL

Reviewed For Classification

By 734 On 7-29-82

This document contains neither  
recommendations nor conclusions of  
the FBI. It is the property of  
the FBI and is loaned to your agency;  
it and its contents are not to be  
distributed outside your agency.

Not Classified

On December 12, 1967, RUBEN SALAZAR, Mexico City Bureau Chief of the Los Angeles Times, a Los Angeles, California, daily newspaper, with offices at Paseo de la Reforma 122, 4th floor, Mexico, D.F., Mexico, was interviewed by a confidential source abroad and furnished the following information:

SALAZAR was present in Havana, Cuba, to cover the first conference of the Latin American Solidarity Organization which was held July 31 through August 10, 1967.

SALAZAR was informed that the interview was being conducted at the request of Mr. J. WALTER YEAGLEY, Assistant Attorney General, Internal Security Division, U. S. Department of Justice. Pertinent statements attributed to CARMICHAEL which were included in Mr. YEAGLEY's letter to the Director, FBI, dated August 30, 1967, were shown to SALAZAR. SALAZAR commented that the statements were what he had been told CARMICHAEL said. However, he had not been able to personally attend CARMICHAEL's Havana press conference on August 1, 1967. SALAZAR stated that he and other American correspondents were excluded from this press conference. After the conclusion of the press conference, SALAZAR approached CARMICHAEL and asked him why he had excluded American correspondents. CARMICHAEL replied, "I just don't want you bastards there, that's all."

SALAZAR stated he was not present at any other appearance by CARMICHAEL, had no private interview with him, and was unaware of

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17

b7c [REDACTED]

STOKELY CARMICHAEL

of any other American correspondent who might have had a personal interview with CARMICHAEL. He stated that one possible exception was [REDACTED] who told SALAZAR and several other American correspondents over breakfast one morning that he had heard CARMICHAEL say, "I think the United States has come to an end. I hope to live to see it." SALAZAR said that [REDACTED] was quite furious over what CARMICHAEL had been saying in Havana.

b7c

SALAZAR stated he filed a story on CARMICHAEL's press conference for the Los Angeles Times, but it was based upon a tape recording which he borrowed from a Mexican journalist and personal friend who had made the recording at the press conference. SALAZAR stated that, if necessary, he would be willing to approach this Mexican reporter to see if the tape recording still exists and if this person would be willing to make the recording available to the United States government.

SALAZAR stated he interviewed [REDACTED] who writes for a pro-North Vietnam newspaper and probably shares many of CARMICHAEL's views. She told SALAZAR that she, too, had been excluded from CARMICHAEL's press conference, much to her disappointment.

b7c

SALAZAR stated that since he was not present at any of CARMICHAEL's public appearances and neither interviewed him privately nor recorded any of his remarks, he would be unable to testify as a witness for the United States government.