

Legal Opinion: GMP-0133

Index: 7.363, 7.465
Subject: FOIA Appeal: Case Summaries--FHA Mortgage Loans

November 30, 1992

Edward I. Stillman, Esq.
Miller, Stillman & Bartel
The Stillman Building
1610 Euclid Avenue
Cleveland, Ohio 44115

Dear Mr. Stillman:

This is in response to your Freedom of Information Act (FOIA) appeal dated December 5, 1991. You appeal the November 5, 1991 partial denial issued on HUD's behalf by John A. Marley, Legal Counsel, Federal Bureau of Investigation, Newark Office. Mr. Marley withheld 102 documents under Exemption 6 of the FOIA, 5 U.S.C. Section 552(b)(6).

I have determined to affirm the initial denial. The information was properly withheld from you pursuant to Exemption 6 of the FOIA. This provision pertains to material the release of which would constitute a clearly unwarranted invasion of the personal privacy of third parties. The documents withheld here consist of case summaries of Federal Housing Administration single family mortgage loans, including the identities of the mortgagors, addresses of the properties, loan amounts, interest rates and terms. This material is not appropriate for discretionary release.

Judicial review of my action on this appeal is available to you in the United States District Court for the judicial district in which you reside or have your principal place of business, or in the District of Columbia, or in the judicial district where the records you seek are located.

Very sincerely yours,

George L. Weidenfeller
Deputy General Counsel (Operations)

cc: Yvette Magruder