

Legal Opinion: GMP-0134

Index: 7.370, 7.413
Subject: FOIA Appeal: Records of Closed Case

December 7, 1992

Herbert A. Eastman, Esq.
Saint Louis University
3700 Lindell Blvd.
St. Louis, Missouri 63108

Dear Mr. Eastman:

This is in response to your Freedom of Information Act (FOIA) appeal dated May 12, 1992 and follow-up letter dated May 26, 1992. You appeal the May 7, 1992 denial from Anna-Marie Kilmade Gatons, Director, Executive Secretariat, (FOIA Control No. FI-290194S). Ms. Gatons withheld information pertaining to a Title VIII investigation, Oxford House, Inc. v. Vincent Schoemehl Investigation, Case No. 07-91-0529-1, under Exemption 7(A) of the FOIA, 5 U.S.C. Section 552(b)(7)(A).

The Department closed the Oxford House case on April 30, 1992 and, therefore, Exemption 7(A) is no longer applicable to withhold the investigatory records from the case file. I am advised that you renewed your FOIA request for information pertaining to the Oxford House case on October 15, 1992. In a letter dated November 9, 1992, (FOIA Control No. FI-309311Y), Ms. Gatons provided you with nine exhibits to the Final Investigation Report and the Department's final decision in the case, as requested in Items Nos. 2 and 4 of your request. Since you have been provided with the information you sought in your appeal, I am dismissing your appeal at this time. Should you have any further questions regarding your FOIA request, you may contact Yvette Magruder, FOIA Officer, Executive Secretariat, at (202) 708-3054.

Very sincerely yours,

George L. Weidenfeller
Deputy General Counsel (Operations)

cc: Yvette Magruder