

Mr. A. Kranish, Editor
Trends Publishing, Inc.
National Press Building
Washington, D.C. 20045

IN RESPONSE REFER
TO FOIA 79-A-3

Dear Mr. Kranish:

By letter dated March 9, 1979, you have appealed the initial determination in FOIA 78-318, in which you requested a copy of the transcript of the Commission's meeting of November 6, 1978. The response of J. M. Felton, dated March 1, 1979, indicated that this transcript was being placed in the Public Document Room with deletions having been made for classified material. The deletions total approximately 27 lines in the 70-page transcript.

The Commission has determined that, pursuant to Executive Order 12065, the deleted portions are properly classified and may thus be withheld under Section 552b(c)(1) of the Government in the Sunshine Act (5 U.S.C. 552(b) and 10 CFR 9.104(a)(1) of the Commission's regulations. Your appeal is therefore denied.

This determination is a final agency action. As set forth in the Freedom of Information Act [5 U.S.C. 552(a)(4)(B)], judicial review is available in a district court of the United States in either the district in which you reside or in the District of Columbia.

Sincerely,

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Samuel J. Chilko
Secretary of the Commission