

to the adequacy of the search that plaintiff considered appropriate. This the plaintiff has failed to do, despite the terms of the Stipulation and orders of this court.

On September 13, 1979, defendant filed the present motion for summary judgment accompanied by supplementary affidavits by George W. Owens and Robert E. Owen, and a supplementary index. We held a status call in this matter on September 19, 1979. At the time, counsel reported that the CIA had over 120 FOIA requests for UFO documents. In connection with the status call, we learned that plaintiff still regarded its Order to Show Cause as pending and, consequently, had yet to file a statement concerning documents that were withheld. We ordered the plaintiff to oppose the defendant's motion within 60 days and to include therein its arguments concerning the adequacy of the CIA's search.

Discussion

Adequacy of the Search and of Defendant's Affidavits

The focus of plaintiff's opposition is the allegation of various questions of material fact with respect to the defendant's good faith and the adequacy of the de novo search pursuant to the parties' Stipulation.

When deciding a motion for summary judgment, we must consider the facts in the light most favorable to the party who opposes the motion, Nyhus v. Travel Management Corp., 466 F.2d 440, 442 (D.C.Cir. 1972), and this general rule applies as well to FOIA cases. See Weisberg v. United States Dept. of Justice, No. 78-1107, slip op. at 6-7 (D.C.Cir. Apr. 28, 1980); Founding Church of Scientology of Washington, D.C., Inc. v. National Security Agency, 610 F.2d 824, 836 (D.C.Cir. 1979). With respect to questions of material fact raised by a FOIA plaintiff concerning the existence of further documents, we may base our decision on the thoroughness of the search as set forth in the affidavits of the defendant's FOIA personnel. Weisberg, *supra*, at 11-14; Scientology, *supra*, at 836; Exxon Corp. v. Federal Trade Commission, 466 F. Supp. 1088, 1094 (D.D.C. 1978). In addition, when examining the affidavits