

were in plaintiff's interrogatories. No other references to the interrogatories or to the complaint as amended were in the Stipulation. Defendant was given 90 days to produce a detailed index of the documents or portions thereof withheld and plaintiff 30 days thereafter "within which to file a statement reflecting what, if any, withheld documents are still being sought by plaintiff."

After the completion of the de novo search and admittedly also as the result of the processing of numerous other FOIA requests, the CIA had uncovered 402 documents of CIA origin and 199 documents that originated in other government agencies.^{3/} On December 14, 1978, defendant released hundreds of documents to plaintiff and on February 26, 1979, after several enlargements of time, defendant filed its several affidavits^{4/} and indices. The defendant has provided us with copies of all documents released in part or in whole. The documents that were released in part are marked at every deletion with the letter designating the category of information withheld as explained in the respective document disposition indices accompanying the affidavits.

On April 3, 1979, plaintiff filed a motion for a 45-day enlargement of time to prepare an Order to Show Cause why the CIA should not be held in contempt of court for breach of the Stipulation to conduct a reasonable search. We granted the extension and subsequently granted another, but both times ordered the plaintiff to comply with the Stipulation and to file a statement reflecting what, if any, documents were still being withheld. In spite of our orders, on June 5, 1979, plaintiff filed a motion for leave to file its Order to Show Cause out of time. We denied leave to file out of time and yet again ordered plaintiff to file its statement, pursuant to the Stipulation, including any challenge

^{3/} The CIA referred the 199 documents to the relevant agencies for processing and release to the plaintiff as appropriate. Consequently those 199 documents are not at issue in this case. Two documents were erroneously omitted from the first count, but were subsequently released. Eight other documents were located later and the eventual total of CIA documents released or indexed rose to 412.

^{4/} Affidavits of George Owens, CIA Information and Privacy Act Coordinator; Robert E. Owen, Directorate of Operations (DDO) documents; Karl H. Weber, Office of Scientific Intelligence (OSI) documents; Sidney D. Stenbridge, Office of Security (OS) documents; and Rutledge P. Hazzai, Directorate of Science & Technology (DDS & T) documents.