

activities thereof. Moreover disclosure of this information would reveal information protected by 18 U.S.C. §798 which prohibits the unauthorized disclosure of classified information concerning COMINT activities and by the National Security Act of 1947 (50 U.S.C. §403(d)(3)) which prohibits the disclosure of information pertaining to intelligence sources and methods. A portion of this document was deleted pursuant to 5 U.S.C. §552(b)(5) because it represents this employee's expression of opinion on how the topic relates to the mission of the Agency. This deletion is non-factual and does not represent finalized Agency policy. It includes the kind of analysis, frank comment and recommendations, which an agency must encourage and protect from public disclosure to avoid a chilling effect upon free and candid internal discussions in support of optimum

decision making within the Agency. Finally, a portion of this record in addition to being exempt from disclosure under 5 U.S.C. §552(b)(1) and (b)(3) is being withheld for the reason that it is not within the scope of plaintiff's request.

c. The third non-COMINT document is a memorandum for the record by an NSA assignee that was originally withheld in its entirety pursuant to 5 U.S.C. §552(b)(5) and (b)(6). In my review today I have ascertained, however, that this memorandum is neither in whole nor in part responsive to the plaintiff's request. It does not deal with UFOs or the UFO phenomena. Rather, it is a document voluntarily prepared by the assignee to report an incident that occurred during his attendance at a UFO symposium. It is the assignee's personal account of his activities and does not