

M/MUTA

MODULARIO
A. E. G.



Codice Mittente: 053/294

Mod. 8 U. G.

~~RISERVATO~~

86

Roma, 23 ottobre 1991

(data e numero di protocollo)

Posizione:

VS/43

D.G.A.P. - Ufficio III

Oggetto: Disastro di Ustica.

Telegramma ministeriale n. 858.

Riferimenti:

TELESPRESSO indirizzato a:

- AMBASCIATA D'ITALIA

WASHINGTON

Si fa seguito alla comunicazione sopra citata per trasmettere in allegato una documentazione fatta pervenire in copia dal Giudice Rosario Pione nel quadro delle indagini sul disastro aereo di Ustica.

La S.V. - nell'ambito dei passi da effettuare con riferimento alla richiesta contenuta nella predetta comunicazione - potrà ulteriormente avvalersene nei confronti di codeste competenti autorità, anche ai fini dell'accertamento della sua autenticità, come richiesto dal suddetto magistrato.

La presente richiesta riveste carattere di massima urgenza.

DECLASSIFICATO NC

~~RISERVATO~~

Alleg. 5

Indicare nella risposta la data, il numero di protocollo, la Direzione, l'Ufficio e la posizione

ISTITUTO POLIGRAFICO E ZECCA DELLO STATO - S.



DEFENSE INTELLIGENCE AGENCY

WASHINGTON, D.C. 20340-



U-3,139/RTS-1

27 November 1989

Mr. Claudio Gatti
C/O Europeo
31 West 57th Street
New York, New York 10019

Dear Mr. Gatti:

This responds to your request under the Freedom of Information Act dated 16 October 1989. Therein you requested from the Department of Defense (DoD) information pertaining to a crash of a Libyan MIG-23. Your request was forwarded to this office for reply on 1 November 1989.

Upon review of this Agency's Central Reference Division, it has been determined this Agency can locate no information responsive to the subject of your request. You are further advised that this Department has no index known as ELSUR or COINTELPRO.

Sincerely,

ROBERT C. HARDZOG
Chief, Freedom of Information and
Privacy Act Staff



NATIONAL SECURITY AGENCY
CENTRAL SECURITY SERVICE
FORT GEORGE G. MEADE, MARYLAND 20755-6000



Serial: J9619
19 December 1989

Europeo
ATTN: Mr. Claudio Gatti
31 W 57th Street
New York, NY 10019

Dear Mr. Gatti:

This responds to your Freedom of Information Act (FOIA) request of 30 October 1989 for records pertaining to the explosion and disappearance of an Italian plane owned by Itavia on 27 June 1980. The documents located in our search for records responsive to your request have been reviewed by this Agency as required by the FOIA and have been found to be currently and properly classified in accordance with Executive Order 12356. These documents meet the criteria for classification as set forth in subparagraphs (a)(2), (a)(4) and (a)(8) of section 1.3 and remain classified TOP SECRET and SECRET as provided in section 1.1 of Executive Order 12356. The documents are classified because their disclosure could reasonably be expected to cause exceptionally grave damage to the national security. Because the documents are currently and properly classified, they are exempt from disclosure pursuant to the first exemption of the FOIA (5 U.S.C. section 552(b)(1)).

In addition, this Agency is authorized by various statutes to protect certain information concerning its activities. We have determined that such information exists in these documents. Accordingly, those portions are also exempt from disclosure pursuant to the third exemption of the FOIA which provides for the withholding of information specifically protected from disclosure by statute. The specific statutes applicable in this case are Title 18 U.S. Code 798; Title 50 U.S. Code 403(d)(3); and Section 6, Public Law 86-36 (50 U.S. Code 402 note). No portion of the information is reasonably segregable.

Since your request has been denied, you are hereby advised of this Agency's appeal procedures. Any person denied access to information may, within 60 days after notification of the denial, file an appeal to the NSA/CSS Freedom of Information Act Appeal Authority. The appeal shall be in writing addressed to the NSA/CSS FOIA Appeal Authority,



DEFENSE INTELLIGENCE AGENCY

WASHINGTON, D.C. 20340-

U-1,422/RTS-1

26 February 1990

Mr. Claudio Gatti
Europeo
31 West 57th Street
4th Floor
New York, New York 10019

Dear Mr. Gatti:

This responds to your request under the Freedom of Information Act dated 17 January 1990. Therein you requested from the Department of the Air Force information concerning a crash of a Libyan MiG-23 in Italy during June or July of 1980. Your request to the Air Force has been forwarded to this office for a response to you.

Upon review, it has been determined that we can neither confirm nor deny the existence of records pertaining to the subject of your request. B1

You are advised that a requester may appeal, within 60 days, an initial decision to neither confirm nor deny the existence of records. Should you wish to exercise this right, you may do so by referring to case #0120-90 and addressing your appeal to:

Director
Defense Intelligence Agency
ATTN: RTS-1B
Washington, D.C. 20340-3299

Sincerely,

ROBERT C. HARDZOG
Chief, Freedom of Information and
Privacy Act Staff



DEFENSE INTELLIGENCE AGENCY

WASHINGTON, D.C. 20340-



3 APR 1990

U-1,606/RTS-1

Mr. Claudio Gatti
Europeo
31 West 57th Street
4th Floor
New York, New York 10019

Dear Mr. Gatti:

This responds to your letter of 5 March 1990. Your letter appeals DIA's decision to neither confirm nor deny the existence of records concerning a crash of a Libyan MiG-23 in Italy.

In view of your appeal the position of the Agency has again been reviewed. It has been determined that the previous decision to neither confirm nor deny the existence of records pertaining to the subject matter of your request remains valid.

Therefore your appeal is denied.

You are further advised of your right to seek judicial review of this matter before a United States District Court.

Sincerely,

Gordon Negus

GORDON NEGUS
Executive Director



DEFENSE INTELLIGENCE AGENCY

WASHINGTON, D.C. 20340-



17 JUN 1991

U-2,082/RTS-1

Mr. Claudio Gatti
Europeo
31 W 57th Street
New York, NY 10019

Dear Mr. Gatti:

This responds to your letter of 13 May 1991. Your letter appeals DIA's decision to deny release, under the Freedom of Information Act, of five documents in their entirety, and portions of six others, pertaining to the crash of an Italian civilian airplane on 27 June 1980.

In view of your appeal the documents have again been reviewed. It has been determined that the previously denied information remains exempt with the exception of one document which is enclosed. The information withheld remains exempt from release pursuant to 5 U.S.C. 552 (b)(1) and (b)(2), Freedom of Information Act. Subsection (b)(1) applies to information properly classified under the criteria provided by Executive Order 12356. Subsection (b)(2) applies to information which pertains solely to the internal rules and practices of the Agency. With this release, all reasonably segregable portions of the documents have now been provided to you.

Therefore your appeal is denied in part and granted in part.

You are further advised of your right to seek judicial review of this matter before a United States District Court.

Sincerely,

DENNIS M. NAGY
Executive Director

1 Enclosure a/s