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December 13, 1991

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91-2221

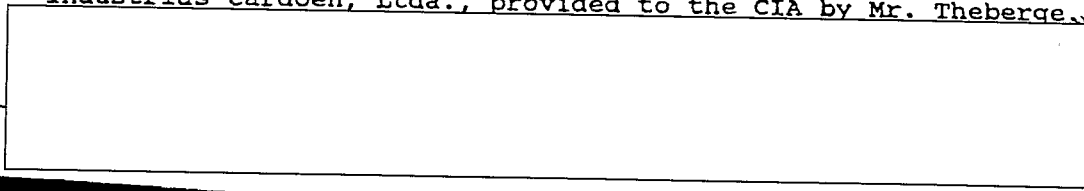
Re: Freedom of Information Act Request

Dear Mr. Wright:

This is a request for records pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, and the regulations issued by the Central Intelligence Agency ("CIA") concerning FOIA requests which are published at 32 C.F.R. § 1900 et. seq. We request access to any record relating to contact between James D. Theberge, a member of the Agency's Senior Review Panel from January 1986 to January 1988, and Industrias Cardoen, Ltda., or any of its subsidiaries including Swissco Management Group. Mr. Theberge was employed as a consultant to Swissco Management Group during his tenure on the Senior Review Panel. Mr. Theberge's employment by the CIA and Swissco Management Group is discussed in the attached excerpt from the Senate Select Committee on Intelligence report on the nomination of Robert M. Gates to be the Director of Central Intelligence.

In response to this request, we ask for a complete and thorough search for all records maintained in any form (including electronically) and under the control of the CIA which relate in any way to Mr. Theberge's employment at Swissco Management Group, including reports, correspondence, memoranda, and any information or materials concerning Swissco Management Group, Carlos Cardoen or Industrias Cardoen, Ltda., provided to the CIA by Mr. Theberge.

APPROVED FOR RELEASE
DATE: JAN 2006



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We ask that you provide to us any record responsive to this request once you determine that it will not be withheld rather than delay its release until all records to be released are disclosed. If the agency is unable to locate any "missing" record or file within the ten-day period set forth in 5 U.S.C. §552(a)(6)(A)(i), then please place any such missing record or file on "special locate" status and advise us that you have done so.

Should the CIA determine that any portion of a record is exempt from disclosure, then we ask that the Agency use its discretion to release it anyway. In the event an exemption is claimed, please provide to us all segregable non-exempt portions of any withheld record, as required by 5 U.S.C. §522(b). When deleting material, please "black out" rather than "white out" or "cut out" any portions as to which an exemption is claimed.

Pursuant to 5 U.S.C. §§552(a)(6)(A)(i) and 552(b), if the request for records is denied either in part or in whole, please specify in writing such exemption(s) is (are) claimed for each portion of a record withheld. Please provide a detailed description of each record withheld, including the author(s) and any recipients, the date of its creation, its subject matter and its current physical location. In addition, please provide the reason that each record falls within each exemption claimed for it. Please also specify the number of pages in each record and the total number of pages pertaining to this request.

We believe that this request qualifies for a waiver of fees associated with processing this request because disclosure of the requested records would be "in the public interest" and would not be "primarily in the commercial interest" of the requestor. 5 U.S.C. §552(a)(4)(A)(iii). However, if you do not grant a fee waiver, please contact our office before proceeding only in the event that the fee is in excess of \$250.00 (Two Hundred-Fifty Dollars).

Please send a memorandum, with a copy to our law firm, to the appropriate divisions, branches and other components in the CIA to notify them that they must search for responsive records and to assure that no such records are destroyed. Please advise us of any destruction of records and indicate the authority for any such destruction.

If you have any questions concerning this request, please contact me or [redacted] at (202) 778-1800. We would prefer, as time is of the essence, that you call rather than write if you have any questions or require additional information.

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As set forth in 5 U.S.C. §552(a)(6)(A)(i), we expect a response to this request within ten working days. Please send all records directly to our law firm.

Sincerely yours,

[Redacted Signature]

Eleanor H. Smith

[Redacted]