

13 January 1977

## MEMORANDUM FOR THE RECORD

FROM : [REDACTED]  
Office of General Counsel

SUBJECT: [REDACTED] Agency Review of Proposed Unofficial  
Publications by Former Employees

1. On 12 January 1977 I met with [REDACTED] (Regulations Control) and John Chandlee (Assistant to Mr. Falkiewicz) to discuss what to do about the proposals submitted by their respective offices regarding Agency review of unofficial publications.

2. [REDACTED] agreed to withdraw his proposal, while that of Mr. Chandlee was discussed, and agreed to be generally acceptable. It is necessary for OGC, however, to provide an opinion on the bases upon which a withholding of approval for publication may be made. Once OGC responds, members of the Publications Review Board will be requested to comment on the proposal. Thereafter, the proposal will be sent to Mr. Knoche for approval, with subsequent drafting of a regulation for the HR series to follow within a specified period of time.

3. I indicated a problem with treating current and former employees in the manner specified because, under Marchetti, the grounds for withholding publication approval are limited. I also indicated problems with placing non-security related restrictions on even current employees, and with using any language merely for its in terrorem effect. However, I said I would provide an Office position quickly.

4. Finally, OGC should indicate whether the Review Board should include someone from OGC as a member.

