

**Department of Justice  
EXECUTIVE SECRETARIAT  
CONTROL SHEET**

**DATE OF DOCUMENT:** 04/23/2010  
**DATE RECEIVED:** 05/14/2010

**WORKFLOW ID:** 1849760  
**DUE DATE:** 6/2/2010

**FROM:** Kenneth R. Feinberg\*  
The Feinberg Group, LLP  
The Willard Office Building  
1455 Pennsylvania Avenue, NW  
Suite 390  
Washington, DC 20004-1008

**TO:** ASG

**MAIL TYPE:** General Mail

**SUBJECT:** Advising that he is representing [redacted] and she has expressed concerns regarding efforts by representatives of the media, and others, to file FOIA requests in an effort to secure the FBI files pertaining to Senator Edward M. Kennedy, are fishing expeditions designed to rummage through FBI files in an effort to uncover confidential information. Requesting that prior to any release of any information, [redacted] be given the opportunity to review any proposed release of file materials in order to challenge the appropriateness of such release.

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**DATE ASSIGNED**  
05/18/2010

**ACTION COMPONENT & ACTION REQUESTED**

FBI  
For appropriate handling. Advise ES of any action taken.

**INFO COMPONENT:** OASG, OIP, PAO

**COMMENTS:**

**FILE CODE:**

**EXECSEC POC:** [redacted]

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RECEIVED  
DEPT OF JUSTICE  
EXECUTIVE SECRETARIAT  
MAY 14 PM 1:50

April 23, 2010

The Honorable Thomas J. Perrelli  
Associate Attorney General  
Of the United States Department of Justice  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

Dear Associate Attorney General Perrelli:

I have been retained by [Redacted] to advise her concerning efforts by representatives of the media, and others, to file Freedom of Information Act requests in an effort to secure the FBI files pertaining to Senator Kennedy. [Redacted] is rightfully concerned that these FOIA requests are merely "fishing expeditions" designed to rummage through FBI files compiled over half a century or more, in an effort to uncover confidential information pertaining to Senator Kennedy.

Absent a specific reason why such files should be disclosed to the public, it is our position that these files should remain sealed and unavailable.

I understand that the FBI and the Department of Justice will respond to all such FOIA requests by first reviewing the files and redacting any information that will adversely impact national security or ongoing criminal investigations. It is also my understanding that both the FBI and the Department of Justice will honor the privacy of the late Senator and [Redacted] as required by pertinent federal privacy statutes. Finally, I would hope that, prior to any release of any information in such files, [Redacted] would first be given the opportunity to review any proposed release of file materials in order to challenge the appropriateness of such release.

I very much appreciate the cooperation of the Department of Justice demonstrated to date by you and your Office and know that you appreciate the sensitivity of this issue. If I can be of any further assistance, please do not hesitate to contact me.

Very truly yours,  
  
Kenneth R. Feinberg

cc: [Redacted]

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