

CSGAS (3 Mar 49)

1st Ind

23 MAY 1949

Headquarters, Army Security Agency, The Pentagon, Washington 25, D. C.,

TO: Mr. William F. Friedman, Arlington Hall Station, Arlington, Va.

1. Your attention is invited to Comments 1 through 5 of D/F from this Division to the Judge Advocate General, subject "Patent Application Serial No. 443,320", dated 29 Dec 1947, which is attached for your information and return.

2. In view of the information contained in Comment No. 5 of this D/F, the case is considered closed and no further action is contemplated by this Division.

FOR THE DIRECTOR OF INTELLIGENCE

JOHN A. GEDDES
Lt. Colonel, Signal Corps
Acting Chief
Army Security Agency

2d Ind

Mr. William F. Friedman, Army Security Agency, Washington 25, D.C.,
8 September 1949

TO: Chief, Army Security Agency

1. The comments referred to in Par. 1 of the foregoing 1st Ind. have been carefully studied and all the papers are being returned herewith.

2. It is respectfully requested that the statement made in Par. 2 of the 1st Ind., viz., that "the case is considered closed and no further action is contemplated by this Division," be reviewed in the light of the following remarks.

3. a. This case was initiated by my letter dated 8 December 1947 to the Director of Intelligence, copy of which will be found in attached file. In Par. 2b thereof the answers to two questions were requested. The second of the two questions has been answered in a categorical manner by the Judge Advocate General in Par. 4 of Comment No. 5. However, the first question, viz., whether there would be objection to my seeking private counsel, with the understanding that no details of the construction or operation of the equipments involved would be disclosed to such counsel, has not yet been answered in an

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2d Ind (Continued)

unmistakable manner. In regard to that question it was stated by the Judge Advocate General, in Par. 3 of Comment No. 5, that

"this office is of the view that it is highly improbable that Mr. Friedman could secure the service of a private counsel to assist him in his claim without disclosing to the counsel classified matter relating to his patent application. The decision on this point, however, is a matter for determination by the Director of Intelligence in that it is predominantly a security question."

b. If the decision referred to in the foregoing extract from the Judge Advocate General's comments has been made, it is respectfully requested that I be advised thereof. If it has not yet been made, it is respectfully requested that the matter be referred to the Director of Intelligence for determination and decision.

1 Incl
file

WILLIAM F. FRIEDMAN