



U.S. Department of Justice
Executive Office for United States Attorneys

United States Attorneys' Bulletin

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COMMENDATIONS

Assistant United States Attorney JULIA BARASH, Central District of California, has been commended by James P. Graham, Supervisory Special Agent of the Federal Bureau of Investigation in Los Angeles, California, for her outstanding work and conviction of Bruce Bright MacDonald for two counts of Copyright Infringement.

Assistant United States Attorney JOHN H. E. BAYLY, JR., District of Columbia, has been commended by Gerald D. Allgood, Colonel, MSC for the Department of the Army, for his fine representation and successful conclusion in the case of Ayers v. Alexander.

United States Attorney JAMES CISSELL, Southern District of Ohio, has been commended by James A. Carey, Special Agent in Charge of the Bureau of Alcohol, Tobacco and Firearms in Cincinnati, Ohio, for his efforts in maintaining an excellent working relationship with the special agents of the Bureau of Alcohol, Tobacco and Firearms.

First Assistant United States Attorney JACK G. COLLINS and Assistant United States Attorney PETER B. ROBINSON, District of Oregon, have been commended by Eric G. Larson, Postal Inspector in Charge of the U.S. Postal Service in Seattle, Washington, for their thorough and aggressive trial preparation and eventual prosecution of the mail fraud case of United States v. Morton H. Shapiro.

Assistant United States Attorney ANSTHRUTHER DAVIDSON, Central District of California, has been commended by Mayo E. Ryder, Acting Area Manager of the Bureau of Land Management in Ridgecrest, California, for his instruction and professional guidance to Bureau of Land Management Ranger personnel in criminal law and the Federal judiciary during their recent annual in-service training course.

Assistant United States Attorney LAWRENCE B. GOTLIEB, Central District of California, has been commended by Robert S. Griswold, Jr., Regional Counsel of the Bureau of Investigations and Enforcement, in San Francisco, California, for his efforts regarding the Interstate Commerce Commission's Household Goods cases.

Assistant United States Attorney FREDERIK A. JACOBSEN, Central District of California, has been commended by C. E. Michaelson, Inspector in Charge of the U.S. Postal Service, in Los Angeles, California, for his successful prosecution of John C. Hollingshead who was found guilty of thirteen counts of mail fraud.

Assistant United States Attorney SCOTT KRAGIE, District of Columbia, has been commended by James H. Michel, Deputy Legal Advisor of Department of State, for his effective representation in obtaining an important ruling upholding the State Department's claims of executive privilege with regard to state secrets and internal foreign policy deliberations in Horman v. Kissinger.

EXECUTIVE OFFICE FOR U.S. ATTORNEYS
William P. Tyson, Acting Director

POINTS TO REMEMBER

EXECUTIVE OFFICE STAFF - DECEMBER 1980

The following Executive Office roster reflects a number of recent personnel changes. Copies of this roster should be made available to all persons in the U.S. Attorneys' Offices who deal directly with Executive Office personnel.

<u>ACTING DIRECTOR</u> - William P. (Bill) Tyson	633-2121
Secretary to the Acting Director - Patty L. Hartman	2123
Executive Assistant - Martha J. Dalby (Reports; coordination of Field Activities; U.S. Attorney Conferences; sensitive personnel matters; special assignments)	4183
Clerk-Typist - Joyce T. Wood (U.S. Attorney Offices' statistics; general clerical support, including support for Attorney General's Advisory Committee of United States Attorneys)	4183
Senior Staff Assistant for Attorney Hiring - D. Glen Stafford (Pre-employment processing of Assistant U.S. Attorney applicants; Special Assistant U.S. Attorneys with compensation; Law Clerk-AUSA conversions; Employment Review Committee Staff; status of attorney appointments)	3974
<u>ACTING DEPUTY DIRECTOR</u> - Laurence S. (Larry) McWhorter	2131
Secretary to the Acting Deputy Director - Cynthia J. Robinson (Special Assistant U.S. Attorneys without compensation)	2131
Department Speedy Trial Coordinator - John Beal	3276
Secretary to the Speedy Trial Coordinator - Martha A. Parker (Clerical support for Speedy Trial Coordination Unit)	3276
<u>OFFICE OF LEGAL EDUCATION</u>	
DIRECTOR - Richard E. (Dick) Carter (Training courses; Department attorney training coordinator)	4104
Secretary to the Director - Vacant (Clerical support and assistant to the Director; Institute correspondence coordinator)	4104
Staff Assistant - Robert (Bob) Matthews (OLE administration coordination, budget, conference arrangements)	4837
Clerk-Typist - Linda J. Fleming (OLE clerical support)	4837
DIRECTOR, ATTORNEY GENERAL'S ADVOCACY INSTITUTE - Vacant	4104
Assistant Director, AGAI, (Civil) - John Cruze (Institute training courses)	4104
Paralegal - Maureen DeMaio (Research assistant for Civil training courses; specialized seminars and cassette lending library)	4104

Clerk-Typist - Nancy Armstrong (Clerical support and coordination for all Civil training courses, special seminars)	4104
Assistant Director, AGAI, (Criminal) - Donald Hoerl (Institute training courses)	633-4104
Paralegal - Mary Hammond (Research assistant for Criminal training courses; specialized seminars and Institute contact point)	4104
Clerk-Typist - Anna Sims (Clerical support and coordination of all Criminal training courses, special seminars)	4104
Assistant Director, AGAI, (Appellate and Criminal) - Mary Reed	4104
Paralegal - Donna C. Corbin (Research assistant for Appellate training courses; specialized seminars and Continuing Legal Education requirements)	4104
Clerk-Typist - Dianna Ingram (Clerical support and coordination of all Appellate training courses, special seminars)	4104
Staff Assistant - Doris F. Johnson (Fiscal operations; requests for training)	4837
Clerk-Typist - Sandra Coleman (Requests for training; Continuing Legal Education and logistical support)	4104
DIRECTOR, LEGAL EDUCATION INSTITUTE - Karen Sherman	756-6283
Associate Director, Legal Education Institute - Gary E. Mazza (Agency Liaison; curriculum review and agency survey)	6283
Clerk-Typist - Josephine Y. (Yvonne) Jones (Inquiries and correspondence; general clerical support)	6283
Clerk-Typist - Stella Henderson (Inquiries and correspondence; general clerical support)	6283
 <u>FIELD ACTIVITIES</u>	
ASSISTANT DIRECTOR - Ernest R. (Ernie) Bengtson	6287
ASSISTANT DIRECTOR - Edward H. (Ed) Funston (Temporarily detailed to Southern District of Florida) (On-site consultation and assistance to U.S. Attorneys on all aspects of operations; special conferences on problem areas of litigation; Departmental program review)	350-4471

Secretary to the Assistant Director - Satu Hirsch
(Clerical support to Field Activities)

756-6287

LEGAL SERVICES

ACTING ASSISTANT DIRECTOR - Leslie H. (Les) Rowe
(Supervision of all legal services, United States Attorneys'
Bulletin, United States Attorneys' Manual, JURIS services)

633-4024

Secretary to the Acting Director - Vacant

Justice Policy Analyst - Sandra J. Manners
(Legal support for Legal Services; surveys of U.S. Attorneys;
administration of JURIS Legal research)

633-4024

4024
1677

Attorney-Advisor - Leslie H. (Les) Rowe
(Freedom of Information and Privacy Acts; legislative inquiries;
general legal services)

4024

Attorney - Donald (Don) Burkhalter
(Temporarily detailed to Southern District of Florida)

350-4471

Attorney - Susan A. (Sue) Nellor
(Freedom of Information and Privacy Acts; general legal services)

633-4024

Paralegal - Vacant
(Freedom of Information Act files control, quarterly reports;
clerical support for Legal Services)

4024

Clerk-Typist - Alice B. Evans
(Freedom of Information Act files, clerical support for
Legal Services)

4024

Clerk-Typist - Sharon K. Dorsey
(Freedom of Information Act files, clerical support for
Legal Services)

4024

Paralegal - Deirdre M. Forrest
(Editor-United States Attorneys' Bulletin and United States
Attorneys' Manual)

2080

Clerk-Typist - June I. Maynard
(Clerical support for Bulletin and Manual)

2080

MANAGEMENT SERVICES AND INFORMATION SYSTEMS

ASSISTANT DIRECTOR - Patricia D. (Pat) Goodrich
(Management support and information systems)

5631

Secretary to the Assistant Director - Barbara Geiglein (Clerical support for Management Services and Information Systems)	5631
Management Analyst - L. Carol Sloan (Word processing - studies of operations, review of requests, writing procedure manuals and training; semi-automated case management pilot project)	5632
Management Analyst - Patrick C. (Pat) McAloon (Office procedures and practices; use of resources; training)	724-7827
Systems Analyst - Joseph Creamer (Computer Systems design and audit, PROMIS)	7827
Automated Litigation Support Specialist - Klaus Liephold (Litigation management systems - Los Angeles)	798-6165
<u>ADMINISTRATIVE SERVICES</u>	
ASSISTANT DIRECTOR - Francis X. (Frank) Mallgrave (Administrative activities)	633-3982
Secretary to Assistant Director - Gerri Rodkey (Clerical support for Administrative Services)	3982
Space Management Officer - Richard L. (Dick) Kidwell (Space assignment, alterations, use; building services; telephone service; physical security; safety and accident reports; health unit participation)	4663
Space Management Specialist - Stephanie W. (Stevie) Persico (Space layouts; work authorizations; general space management services)	4663
Support Services Specialist - Virginia L. (Gini) Trotti (Office furnishings, equipment (purchase and rental); libraries; printing; cleaning, repair services; records disposal; shipment (governmental bills of lading); consultation on office moves)	4663
Clerk-Typist - Twyla M. Suber (Clerical support for Space Management)	4663
Clerk-Typist - Helen L. Brooks (Clerical Support for Procurement)	4663
Information System Specialist - Teresa F. Jones (Procurement and financial information management)	4663
Financial Manager - Edward A. (Ed) Moyer (Budget; overtime and travel allotments; litigation expenses)	3982

Budget Analyst - M. Joanne Beckwith (Budget preparation and execution; financial reports; certifying officers)	3982
Staff Assistant - Charles K. (Chuck) White (Foreign travel; relocation; temporary support positions; general clerical support)	3982
Personnel Officer - Daniel W. (Dan) Gluck (General supervision of personnel activities)	4461
<u>Operations Unit - Team #1</u>	
Team Leader - Sally S. Ruble	4464
Personnel Clerk - Sandy C. Hagens (Personnel Actions in Category I)	4464
Personnel Specialist - Mary L. Fox	4458
Personnel Assistant - J. Ann Hackley (Personnel Actions in Category III)	4458
Personnel Specialist - Henry W. Zecher	633-4464
Personnel Clerk - Patricia L. (Pat) Holland (Personnel Actions in Category IV)	4464
<u>Operations Unit - Team #2</u>	
Team Leader - Melinda P. Bell	4458
Personnel Assistant - Scarlitt A. Proctor (Personnel Actions in Category II)	4458
Personnel Specialist - Anthony C. (Tony) Jenkins	4461
Personnel Clerk - Jeanette Campbell (Personnel Actions in Category V)	4461
Personnel Specialist - Vacant	4461
Personnel Clerk - Kathy S. Bethel (Personnel Actions in Category VI)	4461
<u>Personnel Programs Unit</u>	
Supervisory Personnel Specialist - Eileen S. Menton (General policy development)	4461
Personnel Management Specialist - Gloria J. Harbin (Suggestions program; savings bond campaign; request for security clearances; Attorney General's Awards Ceremony; restoration of annual leave; open season for health benefits)	4461

Personnel Management Specialist - Gary Wagoner (Paralegal training; allocation of YOC's; Upward Mobility Program; student employment programs)	4461
Clerk-Typist - Jane Clancy Requests for training; appointment certificates; clerical support for Programs Unit)	4461
Clerk-Typist - Laura J. Waters (Student employment; clerical support for Affirmative Action Coordinator and Programs Unit)	4461
<u>Affirmative Action Program Unit</u>	
Coordinator - Frances H. Cuffie (Affirmative Action Plans and Special Emphasis Programs)	4461

PERSONNEL SPECIALISTS' ASSIGNED DISTRICTS

DISTRICT		I	II	DISTRICT		I	II
01	Ala. N.			44	Mo. E.		
02	M.			45	W.		
03	S.			46	Mont.		
06	Alaska			47	Nebr.		
08	Arizona			48	Nev.		
09	Ark. E.			49	N. H.	✓	
10	W.			50	N. J.		
11	Cal. N.			51	N. Mex.		
12	C.			52	N. Y. N.	✓	
98	S.			53	E.	✓	
97	E.			54	S.	✓	
92	C. Z.			55	W.	✓	
13	Colo.			56	N. C. E.		
14	Conn.	✓		57	M.		
15	Del.	✓		58	W.		
16	D. C.		✓	59	N. Dak.		
17	Fla. N.			60	Ohio N.		✓
18	M.			61	S.		✓
04	S.			62	Okla. N.		
19	Ga. N.			63	E.		
20	M.			64	W.		
21	S.			65	Oregon		
93	Guam			66	Pa. E.	✓	
22	Hawaii			67	M.	✓	
23	Idaho			68	W.	✓	
24	Ill. N.			69	P. Rico		
25	S.			70	R. I.	✓	
26	C.			71	S. C.		
27	Ind. N.		✓	73	S. Dak.		
28	S.		✓	74	Tenn. E.		
29	Iowa N.			75	M.		
30	S.			76	W.		
31	Kansas			77	Texas N.		
32	Ky. E.		✓	78	E.		
33	W.		✓	79	S.		
34	La. E.			80	W.		
95	M.			81	Utah		
35	W.			82	Vermont	✓	
36	Maine	✓		83	Va. E.		✓
37	Md.		✓	84	W.		✓
38	Mass.	✓		94	V. I.		
39	Mich. E.			85	Wash. E.		
40	W.			86	W.		
41	Minn.			87	W. Va. N.		✓
42	Miss. N.			88	S.		✓
43	S.			89	Wisc. E.		
				90	W.		
			✓	91	Wyoming		

I Sally - Sandy

II Melinda - Scarlitt

DISTRICT		III	IV	DISTRICT		III	IV
01 Ala.	N.	✓		44 Mo.	E.		
02	M.	✓		45	W.		
03	S.	✓		46 Mont.			✓
06 Alaska			✓	47 Nebr.			
08 Arizona				48 Nev.			
09 Ark.	E.			49 N. H.			
10	W.			50 N. J.			
11 Cal.	N.			51 N. Mex.			
12	C.			52 N. Y.	N.		
98	S.			53	E.		
97	E.			54	S.		
92 C. Z.				55	W.		
13 Colo.			✓	56 N. C.	E.	✓	
14 Conn.				57	M.	✓	
15 Del.				58	W.	✓	
16 D. C.				59 N. Dak.			✓
17 Fla.	N.	✓		60 Ohio	N.		
18	M.	✓		61	S.		
04	S.	✓		62 Okla.	N.		
19 Ga.	N.	✓		63	E.		
20	M.	✓		64	W.		
21	S.	✓		65 Oregon			✓
93 Guam				66 Pa.	E.		
22 Hawaii				67	M.		
23 Idaho			✓	68	W.		
24 Ill.	N.		✓	69 P. Rico			
25	S.		✓	70 R. I.			
26	C.		✓	71 S. C.		✓	
27 Ind.	N.			73 S. Dak.			✓
28	S.			74 Tenn.	E.	✓	
29 Iowa	N.			75	M.	✓	
30	S.			76	W.	✓	
31 Kansas				77 Texas	N.		
32 Ky.	E.			78	E.		
33	W.			79	S.		
34 La.	E.	✓		80	W.		
95	M.	✓		81 Utah			
35	W.	✓		82 Vermont			
36 Maine				83 Va.	E.		
37 Md.				84	W.		
38 Mass.				94 V. I.			
39 Mich.	E.		✓	85 Wash.	E.		✓
40	W.		✓	86	W.		✓
41 Minn.			✓	87 W. Va.	N.		
42 Miss.	N.	✓		88	S.		
43	S.	✓		89 Wisc.	E.		✓
				90	W.		✓
				91 Wyoming			✓

CO EDUSA

III Mary - Ann
 IV Henry - Pat

DISTRICT		V	VI	DISTRICT		V	VI
01 Ala.	N.			44 Mo.	E.	✓	
02	M.			45	W.	✓	
03	S.			46 Mont.			
06 Alaska				47 Nebr.		✓	
08 Arizona		✓		48 Nev.			-H-
09 Ark.	E.	✓		49 N. H.			
10	W.	✓		50 N. J.			-S-
11 Cal.	N.		-S-	51 N. Mex.		✓	
12	C.		-S-	52 N. Y.	N.		
98	S.		-H-	53	E.		
97	E.		-H-	54	S.		
92 C. Z.			-H-	55	W.		
13 Colo.				56 N. C.	E.		
14 Conn.				57	M.		
15 Del.				58	W.		
16 D. C.				59 N. Dak.			
17 Fla.	N.			60 Ohio	N.		
18	M.			61	S.		
04	S.			62 Okla.	N.	✓	
19 Ga.	N.			63	E.	✓	
20	M.			64	W.	✓	
21	S.			65 Oregon			
93 Guam		✓		66 Pa.	E.		
22 Hawaii		✓		67	M.		
23 Idaho				68	W.		
24 Ill.	N.			69 P. Rico			-H-
25	S.			70 R. I.			
26	C.			71 S. C.			
27 Ind.	N.			73 S. Dak.			
28	S.			74 Tenn.	E.		
29 Iowa	N.	✓		75	M.		
30	S.	✓		76	W.		
31 Kansas		✓		77 Texas	N.	✓	
32 Ky.	E.			78	E.	✓	
33	W.			79	S.	✓	
34 La.	E.			80	W.	✓	
95	M.			81 Utah			-H-
35	W.			82 Vermont			
36 Maine				83 Va.	E.		
37 Md.				84	W.		
38 Mass.				94 V. I.			-H-
39 Mich.	E.			85 Wash.	E.		
40	W.			86	W.		
41 Minn.				87 W. Va.	N.		
42 Miss.	N.			88	S.		
43	S.			89 Wisc.	E.		
				90	W.		
00 EDUSA				91 Wyoming			

V Tony - Jeanette
 VI Kathy Bethel is the personnel clerk. She will work with three specialists according to the following key: S-Sally; M-Mary; H-Henry

CIVIL DIVISION
Assistant Attorney General Alice Daniel

Office of Consumers' Counsel (Ohio), et al. v. FERC,
D.C. Cir., No. 80-1303 (December 8, 1980) D.J.
145-1981

ENERGY; COAL GASIFICATION; NATURAL GAS
ACT: D.C. CIRCUIT HOLDS THAT FEDERAL
ENERGY REGULATORY COMMISSION LACKS
JURISDICTION OVER SYN FUEL PLANT PRIOR TO
COMMINGLING UNDER NATURAL GAS ACT

This case concerns the Nation's first proposed commercial scale coal gasification plant and the order of the Federal Energy Regulatory Commission (FERC) approving tariffs which would enable its construction. The Department of Energy (DOE) has supported the project with direct engineering and decision grants as well as loan guarantees now totalling \$1.5 billion. DOE's loan guarantees are conditioned, however, upon implementation of the FERC tariffs.

On December 8, the court of appeals held those tariffs invalid. The court ruled that the agency's jurisdiction did not extend to tariffs which include contemporaneous payment for interest charges on construction of the plant, or ratepayer guarantees against abandonment during construction, prior to the plant's operation and the dedication of the artificial gas to commingled sale. The court's decision will present a serious impediment to hopes for a quick head start in the synfuels industry.

Attorney: Bruce G. Forrest (Civil Division)
FTS 633-2972

Nelson v. United States, C.A. 9, Nos. 77-1345 and 77-1767
(December 1, 1980) D.J. # 61-11-2505

SUITS IN ADMIRALTY ACT; NEGLIGENCE;
INHERENTLY DANGEROUS ACTIVITIES; NINTH
CIRCUIT HOLDS THAT THE GOVERNMENT IS NOT
LIABLE UNDER ADMIRALTY LAW FOR THE DEATH
OF AN EMPLOYEE OF AN INDEPENDENT
CONTRACTOR

Plaintiff's husband was drowned while repairing a device to suppress waves in San Francisco Bay. He was employed by Duncanson-Harrelson, which was an independent contractor for the Coast Guard. Nelson first settled her claim against Duncanson-Harrelson for \$340,000 and then brought this action against the government under the Suits in Admiralty Act, 46 U.S.C. 741-752, alleging that the Coast Guard had negligently failed to stop the work on the project during periods of large waves. The district court held that plaintiff's damages were \$695,000, 20 percent of which (\$139,000) should be borne by the government.

On the government's appeal, the Ninth Circuit reversed. It first held that the action was within its admiralty jurisdiction and that admiralty law provides a common law action for wrongful death based upon negligence. The court then held, however, that "under the general admiralty law the United States is not liable for injuries to the employees of its independent contractors arising out of the performance of inherently and peculiarly dangerous work in circumstances in which the contractor is solvent and is as well informed and competent as the Government in methods necessary to avoid accidental injuries to workers, absent significant government involvement in safety aspects of the job or a Government act aggravating the job's danger" (slip op. 15-16). Accordingly, the Ninth Circuit directed that the action be dismissed.

Attorney

Thomas G. Wilson, (formerly of
the Civil Division)

January 2, 1981

CIVIL RIGHTS DIVISION

Acting Assistant Attorney General James P. Turner

United States v. Boston (Public Works Department); Harris v. White, C.A. No. 76501-G (D. Maine) DJ 170-36-41

Title VII

On December 5, 1980 the District Court gave final approval to and entered consent decrees. Seperate consent decrees were entered with respect to the City of Boston, the State Civil Service Commission and the officials of the Office of Revenue Sharing, who were defendants in Harris v. White. The consent decrees obliged the City of Boston to hire at a 50% black rate for its entry level positions in the Boston Public Works Department, and required the Civil Service Commission to modify its testing procedures. Entry of these decrees brings to final resolution suits which were initiated in 1976.

Attorney: Theodore Merritt (Civil Rights Division)
FTS 633-3861

United States v. Board of Education for Lima City School District, et al. C.A. No. C80-823 (N.D. Ohio) DJ 169-57-25

The United States filed suit in United States District Court in Toledo, Ohio against the Lima (Ohio) City School District. The complaint alleges that defendants engaged in various acts of racial discrimination in violation of the fourteenth Amendment, including, inter alia, assigning students, designing attendance zones for elementary schools, establishing feeder patterns to secondary schools, constructing new schools, and additions to existing schools on the basis of policies and practices which in some instances have the purpose and effect of segregating students on the basis of race. Further the complaint alleges that faculty and staff have been assigned on a racially segregated basis.

The major focus of our complaint is the operation of the elementary schools in Lima. The school district operates 12 elementary schools. Over 45% of the black student population is enrolled in two (2) of the twelve (12) elementary schools. Negotiations toward a settlement are continuing in this case.

Attorney: Richard Epps (Civil Rights Division)
FTS 633-4742

January 2, 1981

United States v. Marshall (Texas) Independent School District,
et al. C.A. No. _____ (E.D. Tex.) DJ 169-75-44

Title VI

We filed suit against the Marshall (Texas) Independent School District (MISD). Our complaint charged MISD with violating Title VI of the Civil Rights Act of 1964 by continuing to operate segregated schools. Marshall Independent School District, which enrolls approximately 6,500 students--forty-seven percent of whom are black--continues to operate two elementary schools which are more than ninety-four percent black. The school district had agreed to implement a desegregation plan for the current school year but failed to do so. This matter was referred to Justice in December, 1978 by HEW as a result of the Eagleton-Biden Amendment, P.L. 95-205, Section 208. Discussions regarding a proposed consent are continuing.

Attorney: John R. Moore (Civil Rights Division)
 FTS 633-3802

United States v. City of Parma, Ohio, C.A. Nos. C-73-439, 73-
 437 (N.D. Ohio) DJ 175-57-46

Title VIII

Chief Judge Frank J. Battisti of the Northern District of Ohio issued a Remedial Order in this case, our Title VIII lawsuit against the largest suburb of Cleveland. Judge Battisti, on June 5, 1980, had issued a Memorandum Opinion in the case finding Parma liable for violations of the Fair Housing Act. After an attempt by the parties to agree on the terms of a remedy failed, a remedy hearing was held in September and briefs were filed by both parties concerning the remedial order to be entered by the Court. The Court's Order adopts most of the proposals made by the United States for a remedy in this action.

A unique feature of the Court's Order at least in the context of a fair housing case, is the appointment of a Special Master. Because of the somewhat complicated nature of the remedy in this case, the Court has decreed it appropriate to appoint a Special Master to oversee the formulation and implementation of its Remedial Order, and has given him extensive powers to do so. The Court has appointed Joseph W. Bartwek, a senior partner from a well-known Cleveland law firm, as Special Master. Mr. Bartwek has been active in both state and local politics in Ohio and is a well-respected lawyer in the

January 2, 1981

Cleveland area.

The Court has given the parties 10 days within which to submit any objections, modifications, etc., which they may have to the Court's Order and the entry of judgment will not be made until December 15, 1980. The December 4th hearing during which the Court issued its Order, Parma's motion to stay the Order's implementation was denied by the Court. It is anticipated that Parma will appeal Judge Battisti's decisions on both liability and remedy immediately following entry of Judgment.

Attorneys: Brian F. Heffernan (Civil Rights Division)
FTS 633-4743
Michael L. Barrett (Civil Rights Division)
FTS 633-3869
Theodore M. Shaw (Civil Rights Division)
FTS 633-4744

LAND AND NATURAL RESOURCES DIVISION
Assistant Attorney General James W. Moorman

EPA v. National Crushed Stone Association and Costle v. Consolidation Coal Co., U.S. _____, No. 79-770 (S.Ct., December 2, 1980) DJ 90-5-7-497

Clean Water Act; EPA not required to consider economic capability in granting variances from Clean Water Act Regulations.

The Supreme Court reversed the Fourth Circuit, holding that the EPA is not required to consider economic capability in granting variances from the regulations stemming from the FWPCA based on application of the "best practicable technology currently available" (BPT). While Section 301(c) of the Act provided for economic capability variances for the 1987 limitations based on "best available technology economically achievable" (BAT), no such variances were authorized for the 1977 limitations (BPT). The Court found that the legislative history supported EPA's interpretation by the statutory provisions to alleviate economic hardships caused by the inability of some producers to meet the 1977 limitations. The challenges here were mounted by the coal mining industry and the mining and processing industry comprising the crushed stone, construction sand, and gravel categories.

Attorneys: Larry A. Boggs and Maria A. Iizuka
(Land and Natural Resources Division)
FTS 633-2753 and S.G. Staff

Arlington Alliance v. General Services Administration, F.2d _____, No. 79-1614 (4th Cir., November 26, 1980) DJ 90-1-1-2579

Contracts; Reformation and Rescission denied.

In an unpublished opinion, the court of appeals affirmed the district court's denial of plaintiffs' request for relief from two leases renting office space to GSA that plaintiffs' predecessors-in-interest negotiated in 1970. Plaintiffs' had alleged fraud or misrepresentation on both their predecessors' and GSA's behalf during the negotiation of the leases. In the district court they sought reformation of the leases to increase GSA's rental throughout the lease

term. After the government contended that the district court did not have jurisdiction to award payments for the expired terms of the leases, the plaintiffs limited their request for increased rental to the unexpired term. The district court held that after accepting the rentals from GSA since 1972, plaintiffs were precluded from attempting to reform the leases. The court of appeals agreed, holding that absent a showing of fraud or overreaching, which plaintiffs here did not show, they were precluded from seeking reformation or rescission of the leases.

Attorneys: James C. Kilbourne and Dirk D. Snel
(Land and Natural Resources Division)
FTS 633-4426/4400

State of Utah v. Andrus, _____ F.2d _____, No. 79-1697 (10th Cir., December 1, 1980) DJ 90-1-4-1921

National Environmental Policy Act of 1969.

Utah filed a complaint seeking a judgment declaring that construction of certain federal water projects in that State may not be delayed pending completion of a comprehensive EIS on the Colorado River Basin. The court of appeals, affirming the district court, held that the complaint must be dismissed for failure to state a case or controversy where the Secretary of the Interior had not attempted or threatened to delay construction of those projects and had agreed that the law barred any delay in construction by reason of the comprehensive EIS.

Attorneys: Robert L. Klarquist and Jacques B. Gelin (Land and Natural Resources Division) FTS 633-2731/2762

National Land for People v. Andrus, _____ F.2d _____, Nos. 76-2027 and 76-2028 (D.C. Cir., November 20, 1980) DJ 90-17-76

Reclamation Laws; excess land sales enjoined.

In a brief memorandum opinion, the court of appeals held that the district court did not abuse its discretion by entering a preliminary injunction restraining the Secretary of the Interior from approving excess lands sales made pursuant to the reclamation laws in the Westlands Water District,

California, until the Secretary first publishes rules and regulations governing such land sales in accordance with the formal rulemaking requirements of the Administrative Procedure Act. The court of appeals further stated that while developments which the district court could not have foreseen at the time the injunction was entered has led to several years' delay in promulgating the new regulations, any arguments that the injunction should be modified to permit at least some rules approvals pending final rulemaking should be initially addressed to the district court.

Attorneys: Robert L. Klarquist and Dirk D.
Snel (Land and Natural Resources
Division) FTS 633-2731/4400

United States v. Weisman, ____ F.2d ____, No. 80-5400 (5th Cir.,
November 7, 1980) DJ 90-5-1-1-1446

Clean Water Act; Finding of Violation of Section 414,
and restoration order affirmed.

The Fifth Circuit, in an unpublished opinion, affirmed, on the basis of the district court's opinion (489 F.Supp. 1331 (N.D. Fla. 1980)), the judgment that discharge of fill material onto the defendant's wetlands without a Corps of Engineers dredge and fill permit violated Section 404 of the Clean Water Act. In addition, the court affirmed the district court's order requiring the defendant to restore the property to its original condition. The court of appeals did not pass on the question of whether the discharge activity was also covered by Section 10 of the Rivers and Harbors Act.

Attorneys: AUSA Ernst Mueller (N.D. Fla.);
Nancy B. Firestone and Jacques B.
Gelin (Land and Natural Resources
Division) FTS 633-2757/2762

Osborne v. Tissaw, ____ F.2d ____, No. 80-5180 (5th Cir.,
November 14, 1980) DJ 90-1-5-1949

Diversity jurisdiction cannot exist on removal
where state court originally lacked jurisdiction.

The Fifth Circuit summarily affirmed the dismissal of the case for lack of jurisdiction. Pryor had brought suit in a Florida state court alleging ownership of land on Eglin

Air Force Base. The United States Attorney moved to have the action removed to a district court, since it was actually a suit against the United States to quiet title. Upon removal, the district court dismissed for lack of jurisdiction. Since the state court had lacked jurisdiction, the federal court did not acquire jurisdiction upon removal.

Attorneys: Maria A. Iizuka and Edward J.
Shawaker (Land and Natural Resources
Division) FTS 633-2753/2813

OFFICE OF LEGISLATIVE AFFAIRS
Assistant Attorney General Alan A. Parker

SELECTED CONGRESSIONAL AND LEGISLATIVE ACTIVITIES

DECEMBER 10, 1980 - DECEMBER 23, 1980

Adjournment. On Tuesday, December 16, 1980, the 96th Congress adjourned sine die. The extended post election session evolved around the continuing appropriation bill, which extended funding for those agencies which do not have an enacted appropriations bill for Fiscal Year 1981.

Advocates of an anti-busing provision relented in the pursuit of such in the continuing resolution. The Congress' desire to adjourn combined with the President's threat to veto the continuing resolution if it contained a provision restricting the Department of Justice's ability to seek busing as a remedy were major reasons in the passage of the resolution. The President had vetoed H.R. 7584, the appropriation bill for the Departments of State, Commerce, and Justice, because of its anti-busing provision. The issue of busing as a remedy in civil rights actions will remain and continue in the 97th Congress.

Nominations. On December 9, 1980, the Senate confirmed the nomination of Stephen G. Breyer as Judge of the Court of Appeals for the First Circuit.

Federal Rules of Criminal Procedure

Rule 6(a). The Grand Jury. Summoning
Grand Juries.

See Rule 6(f), this issue of the Bulletin for syllabus.

United States v. Leverage Funding Systems, Inc.,
F.2d _____, No. 79-1677 (9th Cir. October 3, 1980).

Federal Rules of Criminal Procedure

Rule 6(f). The Grand Jury. Finding
Return of Indictment.

Rule 6(a). The Grand Jury. Summoning
Grand Juries.

Pursuant to motion by defendants, the district court dismissed the indictment charging defendants with 29 counts of mail fraud and securities fraud, holding that dismissal was required under Rule 6(f) and the Fifth Amendment because fewer than twelve of the grand jurors returning the indictment attended every grand jury session. This district court decision, United States v. Leverage Funding Systems, Inc., 478 F.Supp. 799 (C.D. Cal. 1979), was discussed in more detail at 28 USAB 281 (No. 8; 4-11-80).

On appeal by the Government, the Court reversed the district court's ruling and held that under the Fifth Amendment, Rule 6(a), and Rule 6(f), an indictment is valid if (1) the grand jury returning the indictment consisted of between 16 and 23 jurors, (2) every grand jury session was attended by at least 16 jurors, and (3) at least 12 jurors vote to indict; nothing requires that every juror voting to indict attend every session.

(Reversed.)

United States v. Leverage Funding Systems, Inc.,
F.2d _____, No. 79-1677 (9th Cir. October 3, 1980).

LISTING OF ALL BLUESHEETS IN EFFECT

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
TITLE 1		
Undtd	1-1.200	Authority of Manual; A.G. Order 665-76
11-20-80	1-1.550	Communications from the Department
6-21-77	1-3.100	Assigning Functions to the Associate Attorney General
6-21-77	1-3.102	Assignment of Responsibility to DAG re INTERPOL
6-21-77	1-3.105	Reorganize and Redesignate Office of Policy and Planning as Office for Improvements in the Administration of Justice
4-22-77	1-3.108	Selective Service Pardons
6-21-77	1-3.113	Redesignate Freedom of Information Appeals Unit as Office of Privacy and Information Appeals
6-21-77	1-3.301	Director, Bureau of Prisons; Authority to Promulgate Rules
6-21-77	1-3.402	U.S. Parole Commission to replace U.S. Board of Parole
4-28-77	1-6.200	Representation of DOJ Attorneys by the Department: A.G. Order 633-77
8-30-77	1-9.000	Case Processing by Teletype with Social Security Administration
10-31-79	1-9.000	Procedure for Obtaining Disclosure of Social Security Administration Information in Criminal Proceedings
11-16-79	1-9.000	Notification to Special Agent in Charge Concerning Illegal or Improper Actions by DEA or Treasury Agents

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
7-14-78	1-14.210	Delegation of Authority to Conduct Grand Jury Proceedings
	TITLE 2	
1-03-77	2-3.210	Appeals in Tax Cases
	TITLE 3	
Undtd	3-4.000	Sealing and Expungement of Case Files Under 21 U.S.C. 844
	TITLE 4	
11-27-78	4-1.200	Responsibilities of the AAG for Civil Division
9-15-78	4-1.210- 4-1.227	Civil Division Reorganization
4-14-80	4-1.213	Federal Programs Branch Case Reviews
5-12-80	4-1.213	Organization of Federal Programs Branch, Civil Division
4-01-79	4-1.300- 4-1.313	Redelegations of authority in Civil Division Cases
5-05-78	4-1.313	Addition of "Direct Referral Cases" to USAM 4-1.313
7-18-80	4-1.320	Impositions of sanctions upon Government Counsel and Upon the Government Itself
8-15-80	4-1.327	Judicial Assistance to Foreign Tribunals
4-01-79	4-2.110- 4-2.140	Redelegation of Authority in Civil Division Cases
5-12-80	4-2.230	Monitoring of pre- and post judgment payments on VA educational overpayment accounts
7-07-80	4-2.230	Monitoring of pre- and post judgment payments on VA educational overpayment accounts
2-22-78	4-2.320	Memo Containing the USA's Recommendations for the Compromising or Closing of Claims Beyond his Authority
11-13-78	4-2.433	Payment of Compromises in Federal Tort Claims Act Suits

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
8-13-79	4-3.000	Withholding Taxes on Backpay Judgments
5-05-78	4-3.210	Payment of Judgments by GAO
6-01-78	4-3.210	New telephone number for GAO office handling payment of judgments
5-14-79	4-4.230	Attorneys' Fees in EEO Cases
11-21-80	4-4.240	Attorney fees in FOI and PA suits
4-01-79	4-4.280	New USAM 4-4.280, Dealing with Attorney's Fees in Right To Financial Privacy Act Suits
8-08-80	4-4.310; 320; 330	Cases with International or Foreign Law Aspects
4-01-79	4-4.530	Addition to USAM 4-4.530 (costs recoverable from United States)
4-01-79	4-4.810	Interest recoverable by the Gov't.
4-01-79	4-5.229	New USAM 4-5.229, dealing with limitations in Right To Financial Privacy Act suits.
2-15-80	4-5.530; 540; 550	FOIA and Privacy Act Matters
4-1-79	4-5.921	Sovereign immunity
4-01-79	4-5.924	Sovereign immunity
5-05-80	4-6.400	Coordination of Civil & Criminal Aspects of Fraud & Official Corruption Cases
5-12-80	4-6.600	Monitoring of pre- and post judgment payments on VA educational overpayment accounts
7-07-80	4-6.600	Monitoring of pre- and postjudgment Payments on VA Educational Overpayment Accounts
5-12-80	4-6.600	Memo of Understanding for Conduct of Test Program to Collect VA Educational Assistance Overpayments Less Than \$600

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
8-15-80	4-7.400	Application of State Law to Questions Arising in the Foreclosure of Government-Held Mortgages
9-05-80	4-8.900	Renegotiations Act Claims
9-24-79	4-9.200	McNamara-O'Hara Service Contract Act Cases
9-24-79	4-9.700	Walsh-Healy Act cases
8-08-80	4-10-100	Cancellation of Patents
8-01-80	4-11.210; 220; 230	Copyright, Patent, and Trademark Litigation
4-01-79	4-11.850	New USAM 4-11.850, discussing Right To Financial Privacy Act litigation
4-21-80	4-11.860	FEGLI litigation
4-07-80	4-12.250; .251; .252	Priority of Liens (2420 cases)
5-22-78	4-12.270	Addition of a New Sentence to USAM 4-12.270
4-16-79	4-13.230	New USAM 4-13.230, discussing revised HEW regulations governing Social Security Act disability benefits
7-25-80	4-13.330	Customs Matters
11-27-78	4-13.335	News discussing "Energy Cases"
7-30-79	4-13.350	Review of Government Personnel Cases under the Civil Service Reform Act of 1978
8-1-80	4-13.350	Review of Government Personnel Cases under the Civil Service Reform Act of 1978
4-1-79	4-13.361	Handling of Suits Against Gov't Employees
6-25-79	4-15.000	Subjects Treated in Civil Division Practice Manual

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
TITLE 5		
9-06-77	5-3.321; 5-3.322	Category 1 Matters and Category 2 Matters-Land Acquisition Cases
9-14-78	5-4.321	Requirement for Authorization to Initiate Action
9-14-78	5-5.321	Requirement for Authorization to Initiate Action
9-14-78	5-7.120	Statutes Administered by the General Litigation Section
9-14-78	5-7.314	Cooperation and Coordination with the Council on Environmental Quality
9-14-78	5-7.321	Requirement for Authorization to Initiate Action
9-14-78	5-8.311	Cooperation and Coordination with the Council on Environmental Quality
TITLE 6		
4-22-80	6-3.630	Responsibilities of United States Attorney of Receipt of Complaint
TITLE 7		
6-21-77	7-2.000	Part 25-Recommendations to President on Civil Aeronautic Board Decisions, Procedures for Receiving Comments by Private Parties
TITLE 8		
6-21-77	8-2.000	Part 55-Implementation of Provisions of Voting Rights Act re Language Minority Groups (interpretive guidelines)
6-21-77	8-2.000	Part 42-Coordination of Enforcement of Non-discrimination in Federally Assisted Programs
5-23-80	8-2.170	Standards for Amicus Participation

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
10-18-77	8-2.220	Suits Against the Secretary of Commerce Challenging the 10% Minority Business Set-Aside of the Public Works Employment Act of 1977 P.L 95-28 (May 13, 1977)
5-23-80	8-2.400	Amicus Participation By the Division
5-23-80	8-3.190	Notification to Parties of Disposition of Criminal Civil Rights Matters
5-23-80	8-3.300	Notification to Parties of Disposition of Criminal Civil Rights Matters
TITLE 9		
7-11-79	9-1.000	Criminal Division Reorganization
Undtd (3-80)	9-1.103	Description of Public Integrity Section
3-14-80	9-1.103	Criminal Division Reorganization
Undtd	9-1.215	Foreign Corrupt Practices Act of 1977-15 U.S.C. 78m(b)(2)-(3); 15 U.S.C. 78dd-1; and 15 U.S.C. 78dd-2
4-14-80	9-1.403; .404;.410	Criminal Division Reorganization
4-16-80	9-1.502	Criminal Division Brief/Memo Bank
7-08-80	9-1.503	Case Citation
6-22-79	9-2.000	Cancellation of Outstanding Memorandum
2-28-80	9-4.116	Oral Search Warrants
6-28-79	9-4.600	Hypnosis

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
Undtd	9-7.000; 9-7.317	Defendant Overhearings and Attorney Overhearings Wiretap Motions
9-15-80	9-7.110	Authorization of Applications for Interception Orders
9-10-80	9-7.230;9-7.927; 9-7.928	Trap and Trace Guidelines
9-15-80	9-7.910	Form Interception Application
9-15-80	9-7.921	Form Interception Order
7-28-80	9-8.130	Motion to Transfer
2-06-80	9-11.220	Use of Grand Jury to Locate Fugitives
9-18-80	9-11.220	Obtaining Records To Aid in the Location of Federal Fugitives by Use of the All Writs Act, 28 U.S.C. 1651
12-13-78	9-11.220	Use of Grand Jury to Locate Fugitives
5-31-77	9-11.230	Grand Jury Subpoena for Telephone Toll Records
8-13-79	9-11.230	Fair Credit Reporting Act and Grand Jury Subpoenas
8-13-80	9-11.230	Fair Credit Reporting Act and Grand Jury Subpoenas
10-06-80	9-17.000	Speedy Trial Act
7-22-80	9-20.140 to 9-20.146	Indian Reservations
10-22-79	9-42.000	Coordination of Fraud Against the Government Cases (non-disclosable)
6-06-80	9-42.520	Dept. of Agriculture-Food Stamp Violations

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
6-09-80	9-47.140	Foreign Corrupt Practices Act Review Procedure
5-22-79	9-61.132 & 9-61.133	Steps to be Taken to Assure the Serious Consideration of All Motor Vehicle Theft Cases for Prosecution
7-28-80	9-61.620	Supervising Section and Prosecutive Policy
7-28-80	9-61.651	Merger
7-28-80	9-61.682	Night Depositories
7-28-80	9-61.683	Automated Teller Machines (Off-Premises)
7-28-80	9-61.691	Extortion- Applicability of the Hobbs Act (18 U.S.C. 1951) to Extortionate Demands Made Upon Banking Institutions
7-28-80	9-63.518	Effect of <u>Simpson v. United States</u> on 18 U.S.C. 924(c)
7-28-80	9-63.519	<u>United States v. Batchelder</u> , 42 U. S. 114 (1979)
7-28-80	9-63.642	Collateral Attack by Defendants on the Underlying Felony Conviction
7-28-80	9-63.682	Effect of §5021 Youth Corrections Act Certificate on Status as Convicted Felon
8-13-80	9-65.806	Offenses Against Officials of the Coordination Council for North American Affairs (TAIWAN)
8-08-79	9-69.260	Perjury: False Affidavits Submitted in Federal Court Proceedings Do Not Constitute Perjury Under 18 USC 1623
11-28-80	9-69.500	Prosecutions of Escapes by Fed. Prisoners
9-5-80	9-70.002	Farm Labor Contractor Registration Act
6-11-80	9-75.000	Obscenity
6-11-80	9-75.080; 084	Sexual Exploitation of Children; Child Pornography

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
6-11-80	9-75.110	Venue
6-11-80	9-75.140	Prosecutive Priority
6-11-80	9-75.631	Exception - Child Pornography Cases
9-5-80	9-78.400	7 U.S.C. 2041, <u>et. seq.</u>
3-12-79	9-79.260	Access to Information Filed Pursuant to the Currency & Foreign Transactions Reporting Act
10-6-80	9-85.315	Census
8-7-80	9-100.280	Continuing Criminal Enterprise (408) 21 U.S.C. 848
10-24-80	9-110.300, <u>et seq.</u>	Extortionate Credit Transactions
5-23-80	9-120.210	Directory: Dept. of Motor Vehicles Driver's License Bureau
2-29-80	9-121.120, .153 and .154	Authority to Compromise & Close Appearance Bond Forfeiture Judgements
4-21-80	9-121.140	Application of Cash Bail to Criminal Fines
4-05-79	9-123.000	Costs of Prosecution (28 U.S.C. 1918(b))

(Revised 12-22-80)

Listing of all Bluesheets in Effect

Title 10--Executive Office for United States Attorneys

Title 10 has been distributed to U.S. Attorneys Offices only, because it consists of administrative guidelines for U.S. Attorneys and their staffs. The following is a list of all Title 10 Bluesheets currently in effect.

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
9-8-80	10-2.100	Notice to Competitive Service Applicants or Employees Proposed for Appointment to Excepted Positions
7-14-80	10-2.123	Tax Check Waiver (Individual)
8-6-80	10-2.142	Employment Review Committee for Non-Attorneys
7-16-80	10-2.144	Certification Procedures for GS-9 and Above Positions
9-12-80	10-2.145	Procedures for Detailing Schedule C Secretaries to Competitive Service Positions
Undtd (12-5-80)	10-2.150	New Authority to Make 1-Yr. Temporary Appointments
11-25-80	10-2.162	Stay-In-School Program
7-16-80	10-2.193	Requirements for Sensitive Positions- Non-Attorney
8-14-80	10-2.193	Preappointment Security Requirements
10-29-80	10-2.194	Procedures for Requesting Access to Sensitive Compartments Info. (SCI)
6-13-80	10-2.420	Justice Earnings Statement
5-23-80	10-2.520	Racial/Ethnic Codes
8-22-80	10-2.523	Affirmative Action Monitoring Procedures
11-25-80	10-2.524	Collection, Retention & Use of Applicant Race, Sex, and Ethnicity Data

<u>DATE</u>	<u>AFFECTS USAM</u>	<u>SUBJECT</u>
10-24-80	10-2.525	Facility Accessibility
8-22-80	10-2.525	Employment Review Procedures for Grades GS-1 - GS-12
10-6-80	10-2.540	Performance Appraisal System for Attorneys
6-11-80	10-2.545	Younger Fed. Lawyer Awards
8-26-80	10-2.551	Standard of Conduct
6-18-80	10-2.552	Financial Disclosure Report
6-11-80	10-2.564	Authorization & Payment of Training
7-11-80	10-2.611	Restoration of Annual Leave
9-29-80	10-2.630	SF 2809- Health Benefits Registration Form
6-6-80	10-2.650	Unemployment Compensation for Federal Employees
6-6-80	10-2.660	Processing Form CA-1207
6-6-80	10-2.664	OWCP Uniform Billing Procedure
6-23-80	10-4.262	Procedures
10-30-80	10-4.430	Closing Notice for Case Files
11-25-80	10-5.240	Collection of Parking Fees
8-5-80	10-6.100	Receipt Acknowledgment Form USA-204
6-23-80	10-6.220	Docketing & Reporting System

UNITED STATES ATTORNEYS' MANUAL--TRANSMITTALS

The following United States Attorneys' Manual Transmittals have been issued to date in accordance with USAM 1-1.500. This monthly listing may be removed from the Bulletin and used as a check list to assure that your Manual is up to date.

<u>TRANSMITTAL AFFECTING TITLE</u>	<u>NO.</u>	<u>DATE MO/DAY/YR</u>	<u>DATE OF Text</u>	<u>CONTENTS</u>
1	1	8/20/76	8/31/76	Ch. 1,2,3
	2	9/03/76	9/15/76	Ch. 5
	3	9/14/76	9/24/76	Ch. 8
	4	9/16/76	10/01/76	Ch. 4
	5	2/04/77	1/10/77	Ch. 6,10,12
	6	3/10/77	1/14/77	Ch. 11
	7	6/24/77	6/15/77	Ch. 13
	8	1/18/78	2/01/78	Ch. 14
	9	5/18/79	5/08/79	Ch. 5
	10	8/22/79	8/02/79	Revisions to 1-1.400
	11	10/09/79	10/09/79	Index to Manual
	12	11/21/79	11/16/79	Revision to Ch. 5, 8, 11
	13	1/18/80	1/15/80	Ch. 5, p. i-ii, 29-30, 41-45
	A2	9/29/80	6/23/80	Ch. 7, Index to Title 1, Revisions Ch. 2, 5, 8 Ch. 2, 5, 8
2	1	6/25/76	7/04/76	Ch. 1 to 4
	2	8/11/76	7/04/76	Index
3	1	6/23/76	7/30/76	Ch. 1 to 7
	2	11/19/76	7/30/76	Index

	3	8/15/79	7/31/79	Revisions to Ch. 3
	4	9/25/79	7/31/79	Ch. 3
4	1	1/02/77	1/02/77	Ch. 3 to 15
	2	1/21/77	1/03/77	Ch. 1 & 2
	3	3/15/77	1/03/77	Index
	4	11/28/77	11/01/77	Revisions to Ch. 1-6, 11-15 Index
5	1	2/04/77	1/11/77	Ch. 1 to 9
	2	3/17/77	1/11/77	Ch. 10 to 12
	3	6/22/77	4/05/77	Revisions to Ch. 1-8
	4	8/10/79	5/31/79	Letter from Attorney General to Secretary of Interior
	5	6/20/80	6/17/80	Revisions to Ch. 1-2, New Ch. 2A, Index to Title 5
6	1	3/31/77	1/19/77	Ch. 1 to 6
	2	4/26/77	1/19/77	Index
	3	3/01/79	1/11/79	Complete Revision of Title 6
7	1	11/18/77	11/22/76	Ch. 1 to 6
	2	3/16/77	11/22/76	Index
8	1	1/04/77	1/07/77	Ch. 4 & 5
	2	1/21/77	9/30/77	Ch. 1 to 3
	3	5/13/77	1/07/77	Index
	4	6/21/77	9/30/76	Ch. 3 (pp. 3-6)
	5	2/09/78	1/31/78	Revisions to Ch. 2
	6	3/14/80	3/6/80	Revisions to Ch. 3

9	1	1/12/77	1/10/77	Ch. 4,11,17, 18,34,37,38
	2	2/15/78	1/10/77	Ch. 7,100,122
	3	1/18/77	1/17/77	Ch. 12,14,16, 40,41,42,43
	4	1/31/77	1/17/77	Ch. 130 to 139
	5	2/02/77	1/10/77	Ch. 1,2,8,10, 15,101,102,104, 120,121
	6	3/16/77	1/17/77	Ch. 20,60,61,63, 64,65,66,69,70, 71,72,73,75,76,77, 78,79,85,90,110
	7	9/08/77	8/01/77	Ch. 4 (pp. 81- 129) Ch. 9, 39
	8	10/17/77	10/01/77	Revisions to Ch. 1
	9	4/04/78	3/18/78	Index
	10	5/15/78	3/23/78	Revisions to Ch. 4,8,15, and new Ch. 6
	11	5/23/78	3/14/78	Revisions to Ch. 11,12,14, 17,18, & 20
	12	6/15/78	5/23/78	Revisions to Ch. 40,41,43, 44, 60
	13	7/12/78	6/19/78	Revisions to Ch. 61,63,64, 65,66
	14	8/02/78	7/19/78	Revisions to Ch. 41,69,71, 75,76,78, & 79
	15	8/17/78	8/17/78	Revisions to Ch. 11

16	8/25/78	8/02/78	Revisions to Ch. 85,90,100, 101, & 102
17	9/11/78	8/24/78	Revisions to Ch. 120,121,122, 132,133,136,137, 138, & 139
18	11/15/78	10/20/78	Revisions to Ch. 2
19	11/29/78	11/8/78	Revisions to Ch. 7
20	2/01/79	2/1/79	Revisions to Ch. 2
21	2/16/79	2/05/79	Revisions to Ch. 1,4,6,11, 15,100
22	3/10/79	3/10/79	New Section 9-4.800
23	5/29/79	4/16/79	Revisions to Ch. 61
24	8/27/79	4/16/79	Revisions to 9-69.420
25	9/21/79	9/11/79	Revision of Title 9 Ch. 7
26	9/04/79	8/29/79	Revisions to Ch. 14
27	11/09/79	10/31/79	Revisions to Ch. 1, 2, 11, 73, and new Ch. 47
28	1/14/80	1/03/80	Detailed Table of Contents p. i-iii (Ch. 2) Ch. 2 pp 19-20i
29	3/17/80	3/6/80	Revisions to Ch. 1, 7, 11, 21, 42, 75, 79, 131, Index to Title 9
30	4/29/80	4/1/80	Revisions to Ch. 11, 17, 42

<u>TRANSMITTAL AFFECTING TITLE</u>	<u>NO.</u>	<u>DATE MO/DAY/YR</u>	<u>DATE OF TEXT</u>	<u>CONTENTS</u>
	38	7-8-80	7-27-80	Revisions to Ch. 2, 16, 17, 60, 63, & 73, Index to Manual
	*A2	11-4-80	10-6-80	New Ch. 27, Revisions to Ch. 1, 2, 4, 7, 17, 34, 47, 69, 120, Index to Title 9, and Index to Manual

*Due to the numerous requests for the U.S. Attorneys' Manual from the private sector, the Executive Office has republished the entire Manual and it is now available to the public from the Government Printing Office. This publication is the exact same one that has already been issued to Department of Justice offices. To differentiate the transmittals issued after the GPO publication from previously issued transmittals the Manual Staff has devised a new numbering system. Please note that transmittal numbers issued from hereon will begin with No. 1 and all numbers will be prefaced with the letter "A."