



**LEGAL SERVICES CORPORATION**

400 Virginia Ave., S.W., Washington, D.C. 20024-2751

Writer's Direct Telephone  
(202)

863-1839

April 1, 1991

Ava N. Jackson  
Acting Executive Director  
North Mississippi Rural Legal Services  
2134 West Jackson Avenue  
P.O. Box 767  
Oxford, Mississippi 38655

Dear Ms. Jackson:

This is in response to your FOIA appeals of March 6, 1991 and March 14, 1991, which were received by the Legal Services Corporation ("LSC" or "Corporation") on March 11, 1991 and March 18, 1991, respectively. Your appeal relates to the February 26, 1991 and March 7, 1991 partial denials of access by the FOIA office of the Corporation to the records pertaining to items (3), (6), (8) and (9) of your FOIA request of October 9, 1990.

In light of the provisions of 5 U.S.C. § 552 and 45 C.F.R. Part 1602, and after review of the facts, I affirm the decision to withhold approximately 350 pages of records since the information therein constitutes internal memoranda, drafts which pre-date the final product and handwritten notes that are predecisional and deliberative and are attorney work-product.

Exemption 5 of the FOIA (codified at 5 U.S.C. § 552(b)(5)) has been interpreted to "exempt those documents . . . normally privileged in the civil discovery context." NLRB v Sears, Roebuck & Co., 421 U.S. 132, 149 (1975). The primary privileges which have been held to be incorporated within Exemption 5 are the deliberative process privilege, the attorney work-product privilege, and the attorney-client privilege. Id.

You have the right to seek judicial review of this decision by filing a complaint in the Federal court in the district where

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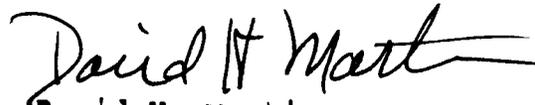
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you reside, in the district where you have your principal place of business, or in the District of Columbia. See 5 U.S.C. § 552(a)(4).

Sincerely,

A handwritten signature in cursive script that reads "David H. Martin". The signature is written in black ink and has a long horizontal flourish extending to the right.

David H. Martin  
President