



U.S. Department of Justice

Office of Legal Policy

Washington, D.C. 20530

MAY 10 1982

MEMORANDUM

TO: John Roberts, Special Assistant to the
Attorney General

FROM: *JFB* Jean K. FitzSimon, Deputy Director
Office of Information and Privacy

SUBJECT: Freedom of Information Act Request of
Herbert Brownell

The attached documents were forwarded to our Office by the Office of Legal Counsel pursuant to a Freedom of Information Act request submitted by former Attorney General Herbert Brownell. The Office of Legal Counsel has requested the views of the Attorney General as to the releasability of these documents.

The documents consist of several memoranda to the Attorney General from the Office of Legal Counsel which date from the mid-1950's. The materials pertain to the ratification of the Fourteenth Amendment (Tab A); the Little Rock School Desegregation Case (Tab B); other school segregation cases (Tab C); and the constitutionality of the elimination by a state of public school education (Tab D). The Office of Legal Counsel believes the documents are appropriate for release. The positions of the Department on the matters discussed in these documents has long been a matter of public record. Moreover, most of the information contained in them is within the public domain. If you concur, I will so inform the Office of Legal Counsel.

APPROVED:

John Roberts
Special Assistant
to the Attorney General

Attachments