



U.S. Department of Justice

*Executive Office for United States Attorneys
Freedom of Information & Privacy Staff
600 E Street, N.W., Suite 7300, Bicentennial Building
Washington, DC 20530-0001
(202) 252-6020 FAX: 252-6047 (www.usdoj.gov/usao)*

Requester: Grant F. Smith Request Number: 2011-1519-R

Government Component that referred material: USDoJ, Criminal Division

Dear Requester:

31 MAY 2011

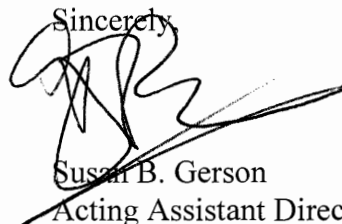
This is in reply to your Freedom of Information Act/Privacy Act request of 5/18/2011. Records were referred to us by the government component above for direct response to you.

The referred material has been considered under both the FOIA and the Privacy Act to provide you the greatest degree of access. This is a full release.

We have reviewed 4 page(s) of material; 4 is(are) being released in full and is(are) enclosed. If there is something additional we need to tell you, a continuation page will be enclosed.

This is the final action my office will take.

Sincerely,



Susan B. Gerson
Acting Assistant Director

Enclosure(s)

FILED

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

JAN 23 2006

CLERK, U.S. DISTRICT COURT
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA)

v.)

) Cr. No. 86-0207 (TFH)

JONATHAN J. POLLARD,)

Defendant.)

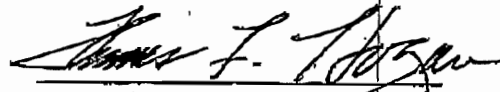
ORDER

On January 12, 2001, the Court denied Defendant Jonathan J. Pollard's motion to grant his current lawyers access to classified documents for the purposes of his clemency petition. Defendant appealed from that decision. On July 22, 2005, the United States Court of Appeals for the District of Columbia Circuit held that the federal courts lack jurisdiction to review claims for access to documents predicate to Article II clemency petitions. The Court of Appeals vacated this Court's denial of Defendant's motion and remanded the motion for dismissal. Accordingly, it is hereby

ORDERED that Defendant's motion for access to classified documents is **DISMISSED** for lack of jurisdiction.

SO ORDERED.

January 19, 2006


Thomas F. Hogan
Chief Judge

Copies to: Jonathan J. Pollard
09185-016
P.O. Box 1000
Butner, NC 27509-1000

Counsel for Defendant Pollard

Eliot Lauer, Esq.
101 Park Avenue
New York, NY 10178-0061

Jacques Semmelman, Esq.
101 Park Avenue
New York, NY 10178-0061

Government Counsel

AUSA Robert D. Okun
Special Proceedings Section
Room 10-836
555 Fourth Street, NW
Washington, DC 20530

AUSA Steven W. Pelak
Transnational/Major Crimes Section
Fifth Floor
555 Fourth Street, NW
Washington, DC 20530

Court Security Officer

Michael P. Macisso
20 Massachusetts Avenue, NW
Washington, DC 20530

Is the FBI Watching the President?

WorldTribune.com

WINDOW ON THE REAL WORLD

Free Headline Alerts

Thursday October 14, 2010

BLOGS

HOME | FRONT PAGE | BACK PAGE | COLUMNISTS | WORLD LINKS | INTEL BRIEF | CARTOON | ARCHIVES

WASHINGTON, D.C.

DAILY BRIEF

WorldTribune TV

Search

Worldwide Web

WorldTribune.com

Front Cover

REPORTS

WISHTHEDUCK

E-MAIL THIS PAGE

PRINTABLE VERSION

ADVERTISERS

Daily Brief

GEOSTRATEGY-DIRECT

BREAKING...

SPECIAL TO WORLD TRIBUNE

Wednesday, October 13, 2010 GET YOUR INTELLIGENCE BRIEFING

Weinberger's antipathy for Israel' called reason for Pollard's life term

WASHINGTON — For the first time, a U.S. official has acknowledged that anti-Israeli sentiment was the reason for imposing a life sentence on an American Jew convicted of relaying classified data to Israel.

Share This

A former senior Defense Department official said Jonathan Pollard has been kept in prison because of anti-Israeli sentiment with the government. The former official has called on President Barack Obama to release Pollard, a former U.S. Navy analyst, after serving 25 years in prison.

"Based on the knowledge that I have firsthand, I can confidently say that the punishment was so severe because of lack of sympathy for Israel by the U.S. Secretary of Defense at the time, my boss, Caspar Weinberger," Lawrence Korb, the former Pentagon official, wrote.

Also In This Edition

NORTHEAST ASIA:
Kim's oldest son out of synch with the People's Paradise

Mideast / S. Asia:
Blast kills Revolutionary Guards in west Iran

AFRICA/EUROPE:
Intel reports Al Qaida terror plot targeting Europe

Korb, who had served as assistant defense secretary, said others convicted of offenses similar to those of Pollard have been sentenced to as little as

Tom Perriello
Hardest Working Man in Congress
Contribute Now
Facebook | Twitter | YouTube

Obama Refi Program
Get the Lowest FHA Rates in America
Free Quotes. No SSN. No Credit Chk.
Obama Refinance Mortgage

Masters in Diplomacy
Earn a Masters in Diplomacy Online at Norwich University.
www.Norwich.edu/Diplomacy

Be a Correctional Officer
Earn A Degree in Criminal Justice Online On Your Own Time. Get Info!

- Drone strikes in Pakistan, Afghanistan disrupted Euro-terror plots
- Gulf-financed Sunnis fomenting anti-Iran unrest in Lebanon

Recent Hits

Blog Line

Real World / Photos

Intel Brief

Letters

Archives

World Links

EAST-ASIA-INTEL

GEOSTRATEGY-DIRECT

Population Clock

Cartoon

Greatest Hits

Gertz File

Advertising Info

Editorial Board

Advisory Board

Contact Info

What Rush Said

EAST-ASIA-INTEL



TRACFONE

GET A 60 MINUTE AIRTIME CARD FREE

when you buy the Motorola W376g* bundle

ONLY **\$19.99**

FREE Ground Shipping

BUY NOW

Beijing lobbied Norway
 against awarding peace
 prize to Liu Xiaobo
 Turkey's unprecedented
 air exercise with China
 shocks NATO allies

two years. In his letter to Obama, Korb said Pollard received a "disproportionate punishment" because of pressure from the late Weinberger, who served in the administration of then-President Ronald Reagan from 1981 to 1987.

Sony 60" 3D HDTV
 \$162.10?

James likes this



No joke. See for yourself how this unique website can get you a brand new LED TV for up to 95% off retail price.

"Although Pollard pleaded guilty, cooperated with the government and asked for clemency, he received disproportionate punishment," Korb said. "Jonathan Pollard is the only person in the history of the United States to receive a life sentence for passing classified information to an American ally."

Korb's letter has been part of an effort in Congress to commute Pollard's life sentence. A handful of House members have been circulating a letter for Obama to release Pollard as part of efforts to improve U.S. relations with Israel and promote the peace process with the Palestinian Authority.

Samsung 52" TV for \$82.95?

James likes this



No joke. See for yourself how this unique website can get you a brand new LED TV for up to 95% off retail price.

"We further believe that at a time when Israel, our democratic ally, is being faced with difficult decisions, a decision by you to grant clemency would not only be a humane act regarding Mr. Pollard, but it would also be taken in Israel as a further affirmation of the strong commitment the U.S. has to the ties between us, and we believe that such an affirmation could be especially useful at a time when those decisions are being made," a letter signed by Rep. Barney Frank, Rep. Bill Pascrell, Rep. Edolphus Towns and Rep. Anthony Weiner said.

Weinberger, who had called the naval analyst the most dangerous of U.S. spies, did not discuss the Pollard case in his autobiography. Years after he left office, Weinberger acknowledged that the case had been minor.

"So if he was sentenced today he could not sit 25 years in prison," Korb said. "Justice will be done if the sentence is shortened to what has already been run to date." (b)

COMMENT LETTER TO THE EDITOR

Comments

Time to let him go. It's about justice!

Roy 2:07 a.m. / Thursday, October 14, 2010