



United States Department of State

Washington, D.C. 20520

September 2, 2021

Case No. FL-2014-06088

Mr. Jason I. Poblete
Poblete Tamargo LLP
Courthouse Square
510 King Street, Suite 350
Alexandria, Virginia 22314

Dear Mr. Poblete:

We refer to our letter dated August 2, 2021, regarding the release of certain Department of State (“Department”) records under the Freedom of Information Act (“FOIA”), 5 U.S.C. § 552. The Department has identified two additional responsive records subject to the FOIA. We have determined that both records may be released in part.

An enclosure explains the FOIA exemptions and other grounds for withholding material. Where we have made excisions, the applicable FOIA exemptions are marked on each document. Two or more exemptions may apply to the same document. All non-exempt material that is reasonably segregable from exempt material has been released and is enclosed.

We will keep you informed as your case progresses. If you have any questions, you may contact Jeremy S. Simon at (202) 252-2528 or Jeremy.simon@usdoj.gov. Please refer to the case number, F-2014-06088, and the civil action number, 18-cv-02335, in all correspondence regarding this case.

Sincerely,

A handwritten signature in black ink that reads "Jeanne Miller". The signature is written in a cursive, flowing style.

Jeanne Miller
Chief, Programs and Policies Division
Office of Information Programs and Services

Enclosures: As stated

The Freedom of Information Act (5 USC 552)

FOIA Exemptions

(b)(1) Information specifically authorized by an executive order to be kept secret in the interest of national defense or foreign policy. Executive Order 13526 includes the following classification categories:

- 1.4(a) Military plans, systems, or operations
- 1.4(b) Foreign government information
- 1.4(c) Intelligence activities, sources or methods, or cryptology
- 1.4(d) Foreign relations or foreign activities of the US, including confidential sources
- 1.4(e) Scientific, technological, or economic matters relating to national security, including defense against transnational terrorism
- 1.4(f) U.S. Government programs for safeguarding nuclear materials or facilities
- 1.4(g) Vulnerabilities or capabilities of systems, installations, infrastructures, projects, plans, or protection services relating to US national security, including defense against transnational terrorism
- 1.4(h) Weapons of mass destruction

(b)(2) Related solely to the internal personnel rules and practices of an agency

(b)(3) Specifically exempted from disclosure by statute (other than 5 USC 552), for example:

ARMSEXP	Arms Export Control Act, 50a USC 2411(c)
CIA PERS/ORG	Central Intelligence Agency Act of 1949, 50 USC 403(g)
EXPORT CONTROL	Export Administration Act of 1979, 50 USC App. Sec. 2411(c)
FS ACT	Foreign Service Act of 1980, 22 USC 4004
INA	Immigration and Nationality Act, 8 USC 1202(f), Sec. 222(f)
IRAN	Iran Claims Settlement Act, Public Law 99-99, Sec. 505

(b)(4) Trade secrets and confidential commercial or financial information

(b)(5) Interagency or intra-agency communications forming part of the deliberative process, attorney-client privilege, or attorney work product

(b)(6) Personal privacy information

(b)(7) Law enforcement information whose disclosure would:
(A) interfere with enforcement proceedings
(B) deprive a person of a fair trial
(C) constitute an unwarranted invasion of personal privacy
(D) disclose confidential sources
(E) disclose investigation techniques
(F) endanger life or physical safety of an individual

(b)(8) Prepared by or for a government agency regulating or supervising financial institutions

(b)(9) Geological and geophysical information and data, including maps, concerning wells

Other Grounds for Withholding

NR Material not responsive to a FOIA request excised with the agreement of the requester

JAN 13 1999

January 11, 1999

Congressman Sam Farr
District Office
380 Alvarado Street
Monterey, California

Dear Sam,

Sorry about your accident. Now you know what a rough part of the country we live in. Well, I'm not sure that Washington is a pleasant place to be just now? anyway. Hopefully you will be home and in great shape for the Buckeye.

I need a favor. Henri's former husband (deceased), (b)(6), owned land in Cuba, before Castro. It was used to grow "prime wrapper" tobacco. (See the attached.) Question: Is there an agency, committee, or office in Washington with an interest in such matters? It is my presumption that U.S. owners may some day be permitted to reassert their claim to such properties. In any case, it may be prudent to assert a claim now, just in case!

With very best regards,

Bill

William R. Cameron
Colonel, Ret.
47 Del Mesa Carmel
Carmel, CA 93923

(b)(6)

2678-3

FCCR 2/11



United States Department of State

Washington, D.C. 20520

Dear Mrs. McCarthy:

Thank you for your March 9, 2001, letter regarding legislation enacted last year to help certain terrorism victims satisfy judgments obtained in U.S. courts against state sponsors of terrorism. You questioned why these particular victims were able to obtain payment from blocked assets while the 5,911 claims of U.S. nationals certified by the Foreign Claims Settlement Commission have not yet been paid. You also asked what steps your family should take to secure its position for the receipt of funds to satisfy its claims against the Government of Cuba.

We are deeply sympathetic to you for the loss of your husband, and to the many others who have suffered losses due to actions of the Government of Cuba.

As you know, the families of the Brothers to the Rescue victims won a civil court judgment under the state sponsor of terrorism provisions of the Foreign Sovereign Immunities Act, and the court ordered substantial compensation. Congress then passed a law, the Victims of Trafficking and Violence Protection Act of 2000, directing payment of certain amounts of that compensation from blocked Cuban government funds. The law was designed to benefit only those claimants who won judgments under certain statutes in defined time periods. No similar law or other authority exists that would permit payments from blocked Cuban accounts to persons other than such judgment holders.

While the Department of State appreciated the motives behind last year's legislative efforts to compensate victims of state-sponsored terrorism, in testimony on a prior version of the legislation, we voiced concerns about using blocked funds to satisfy only particular judgments and about the inequities concerning other claimants, such as the FCSC claimants.

Treasury Deputy Secretary Stuart E. Eizenstat, Defense Department Under Secretary for Policy Walter Slocombe, and State Department Under Secretary for Political Affairs Thomas Pickering raised this issue before the House

Committee on the Judiciary Subcommittee on Immigration and Claims. As they stated in their joint testimony on June 20, 2000:

[The FCSC] has certified 5,911 claims of U.S. nationals against the Government of Cuba, totaling approximately \$6 billion with interest, dating back to the early 1960s. . . . [T]hese include the wrongful death claims of family members of two individuals whom the Cuban Government executed after summary trial for alleged crimes against the Cuban state. Other claims relate to the Castro Government's seizure of homes and businesses from U.S. nationals. These claimants have waited over 35 years without receiving compensation for their losses. This bill will not help them at all. . . . Satisfaction for the judgments in the Alejandre, Flatow, and [Terry] Anderson cases would come at the expense of all other claimants against Cuba and Iran, both past and future.

We believe that all the FCSC claimants deserve justice, including compensation. Settling such claims with the Cuban government remains one of our principal policy objectives, and we look forward to the day when all FCSC claimants against the Cuban government are compensated.

We hope this information is helpful. Please let us know if we can be of further assistance.

Sincerely,

 (b)(6)

Charles S. Shapiro
Coordinator for Cuban Affairs

Enclosure:

Correspondence returned.

Drafted: L/CID:PChabora

Docs Open 91501

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Cleared: L/CID:MClodfelter/CJohnson-ok

L/CID:LGrosh-ok

L/DL:LJacobson-ok

L/WHA:PDiRosa/EPelofsky-ok

WHA/CCA:KWhitaker-ok

H:TFaulkner-ok

