

The Burger Court Opinion Writing Database

United States v. Weber Aircraft Corp.

465 U.S. 792 (1984)

Paul J. Wahlbeck, George Washington University
James F. Spriggs, II, Washington University in St. Louis
Forrest Maltzman, George Washington University



Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
THE CHIEF JUSTICE

March 7, 1984

REC'D
SUPREME COURT
JUSTICE

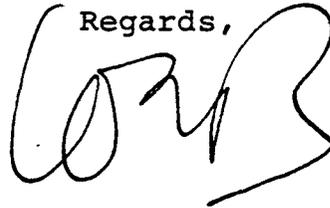
Re: 82-1616 - United States v. Weber Aircraft

'84 MAR -8 A9:25

Dear John:

I join.

Regards,



Justice Stevens

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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE WM. J. BRENNAN, JR.

March 5, 1984

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SUPREME COURT
JUSTICE BRENNAN

'84 MAR -5 P2:04

No. 82-1616

United States v. Weber Aircraft
Corporation, et al.

Dear John,

I agree.

Sincerely,



Justice Stevens

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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE BYRON R. WHITE

March 2, 1984

Re: 82-1616 -

United States v. Weber Aircraft Corporation

Dear John,

Please join me.

Sincerely,



Justice Stevens

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cpm

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE THURGOOD MARSHALL

March 7, 1984

Re: No. 82-1616-United States v. Weber Aircraft

Dear John:

Please join me.

Sincerely,

T.M.
T.M.

Justice Stevens

cc: The Conference

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE HARRY A. BLACKMUN

March 5, 1984

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SUPREME COURT OF THE U.S.
JUSTICE HARRY A. BLACKMUN

Re: No. 82-1616 - United States v. Weber Aircraft Corp.

Dear John:

Please join me.

Sincerely,



Justice Stevens

cc: The Conference

HAB

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE HARRY A. BLACKMUN

March 5, 1984

Re: No. 82-1616 - United States v. Weber Aircraft Corp.

Dear John:

Please join me.

Sincerely,



Justice Stevens

cc: The Conference

P.S. [to Justice Stevens only]

Two items on page 3 of your opinion confuse me. In the first line of the second paragraph, the word "the" seems out of place. Should it be "and"? I wonder, too, whether the word "collateral" in the ninth line of the first full paragraph should be "safety."



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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE LEWIS F. POWELL, JR.

March 6, 1984

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JUSTICE LEWIS F. POWELL, JR.

'84 MAR -6 A10:00

82-1616 United States v. Weber Aircraft

Dear John:

Please join me.

Sincerely,



Justice Stevens

lfp/ss

cc: The Conference

Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE WILLIAM H. REHNQUIST

RECEIVED
SUPREME COURT
JUSTICE REHNQUIST
March 5, 1984

Re: No. 82-1616 ^{'84 MB-5-02:04} United States v. Weber Aircraft Corp.

Dear John:

Please join me.

Sincerely,



Justice Stevens

cc: The Conference

Handwritten notes: "175" and "FB... me" with a large diagonal slash through them.

To: The Chief Justice
Justice Brennan
Justice White
Justice Marshall
Justice Blackmun
Justice Powell
Justice Rehnquist
Justice O'Connor

From: Justice Stevens

Circulated: MAR 2 1984

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1st DRAFT

SUPREME COURT OF THE UNITED STATES

No. 82-1616

UNITED STATES, PETITIONER *v.* WEBER
AIRCRAFT CORPORATION ET AL.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE NINTH CIRCUIT

[March —, 1984]

JUSTICE STEVENS delivered the opinion of the Court.

The Freedom of Information Act (FOIA), 5 U. S. C. § 552 (1982 ed.), requires federal agencies to disclose records¹ that do not fall into one of nine exempt categories.² The question

¹“On complaint, the district court of the United States in the district in which the complainant resides, or has his principal place of business, or in which the agency records are situated, or in the District of Columbia, has jurisdiction to enjoin the agency from withholding agency records and to order the production of any agency records improperly withheld from the complainant. In such a case the court shall determine the matter de novo, and may examine the contents of such agency records in camera to determine whether such records or any part thereof shall be withheld under any of the exemptions set forth in subsection (b) of this section, and the burden is on the agency to sustain its action.” 5 U. S. C. § 552(a)(4)(B) (1982 ed.).

²“This section does not apply to matters that are—

“(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order;

“(2) related solely to the internal personnel rules and practices of an agency;

“(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;

“(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;

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To: The Chief Justice
Justice Brennan
Justice White
Justice Marshall
Justice Blackmun
Justice Powell
Justice Rehnquist
Justice O'Connor

From: **Justice Stevens**

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SUPREME COURT OF THE U.S.
JUSTICE STEVENS

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'84 MAR 12 AM 11:30

2nd DRAFT

SUPREME COURT OF THE UNITED STATES

No. 82-1616

UNITED STATES, PETITIONER *v.* WEBER
AIRCRAFT CORPORATION ET AL.

ON WRIT OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE NINTH CIRCUIT

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Supreme Court of the United States
Washington, D. C. 20543

CHAMBERS OF
JUSTICE SANDRA DAY O'CONNOR

March 2, 1984

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SUPREME COURT
JUSTICE SANDRA DAY O'CONNOR

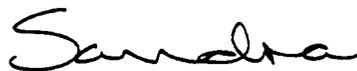
'84 MAR -5 A10:22

No. 82-1616 United States v. Weber Aircraft Corp.

Dear John,

Please join me.

Sincerely,



Justice Stevens

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