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Report of: [redacted] Office: New York, New York b6 b7C
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Title: SUN MYUNG MOON

Character: BACKGROUND INVESTIGATION -
PARDON ATTORNEY'S OFFICE

Synopsis: Four (4) civil suit court records reviewed in which petitioner was named. A brief summary of the facts of each case and disposition/current status is provided. Also, Southern District of New York Clerk of the Court files searched for additional civil or criminal cases to which the petitioner is named; no information located which would indicate MOON has been named in any civil or criminal cases subsequent to that for which he is requesting a Presidential pardon.

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DETAILS:

Review of Court Cases Naming the Petitioner in Past Civil Litigation

1. SUN MYUNG MOON, Plaintiff
versus
Central Intelligence Agency and National Security Agency/ Central Security Service, Defendants
79 Civ 5396

Summary of the Facts of the Case

The petitioner commenced this civil action in the Southern District of New York, during 1981. This was a civil action under the Freedom of Information Act challenging the defendants' withholding of documents to the petitioner. The petitioner was seeking an injunction directing the defendants to cease withholding records and information concerning him which were in their possession. Also, the suit sought to order the defendants to make these records available.

A motion for summary judgment was filed by the defendants, who were represented by the United States Attorney's Office, Southern District of New York, pursuant to Rule 56 of the Federal Rules of Civil Procedure. The defendants argued that the documents were classified "top secret," pursuant to executive order 12065 and therefore exempt from disclosure. Nondisclosure of these documents was specifically authorized by three other statutes.

In the memorandum decision dated April 21, 1981, by the Honorable D.J. GAGLIARDI, Southern District of New York, found that the two documents requested by the petitioner were exempt from disclosure by 5 U.S.C. 552(b)(1) and (b)(3). The defendants' motion for summary judgment dismissing the complaint was granted. The judge based this finding on the following:

During the course of searching for the documents requested under the Freedom of Information Act by the petitioner, the Central Intelligence Agency (CIA) located two documents which were marked "top secret." The CIA then referred this request to the National Security Agency (the documents originated with the National Security Agency). The National Security Agency then denied the petitioner's request, stating that the documents were properly classified "top secret." Therefore, these documents were exempt from disclosure.

The petitioner, in opposition to the motion, argued that the National Security Agency could not rule that there were statutory exemptions to the Freedom of Information Act and the petitioner added that these documents were turned over to the House of Representatives Subcommittee on International Organizations, and upon doing so, the NSA waived any type of disclosure exemption.

The documents requested by the petitioner were foreign communications intercepted by the National Security Agency.

Disposition/Current Status

The NSA's motion for summary judgment dismissing the complaint was granted by the Honorable D.J. GAGLIARDI of the Southern District of New York, on April 21, 1981. Case closed as of that date.

2. JOSEPH ALEXANDER, SR., and
ESTHER ALEXANDER, Plaintiffs,
versus
Unification Church of America, aka
Holy Spirit Association for the Unification of World Christianity,
aka Creative Community Project,
aka New Education Development Corporation,
NEIL SALONEN, SUN MYUNG MOON and Unknown Others,
Including but not Limited to Does, 1-100, Defendants
78 Civil 6068

Summary of the Facts of the Case

The plaintiffs commenced this civil action in the Southern District of New York, during 1979-1980 for compensatory and punitive damages. The plaintiffs sought damages for wrongful, willful and malicious maintenance, conspiracy to interfere with the plaintiffs' civil rights, which was in violation of the Civil Rights Act 42 U.S.C. In furtherance of the said conspiracy, the plaintiffs argued that the defendants prevented them from exercising their rights, privileges and immunities as citizens of the United States and the State of Arizona, whereby [redacted] and SUN MYUNG MOON, had actual knowledge of the conspiracy and failed to aid in the prevention of the conspiracy. Plaintiffs argued that this was a malicious and intentional infliction of emotional distress. b6 b7C

Specifically, the plaintiffs argued that [redacted] was a conspiracy to destroy [redacted] (to instill fear, and place a great financial burden upon them, to include emotional and psychological strains). [redacted] Also, constant surveillance of the plaintiffs by the defendants allegedly inflicted severe emotional stress and grievous mental suffering on the plaintiffs. By so doing, the defendants deprived the plaintiffs of their civil rights guaranteed by the Constitution of the United States.

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The plaintiffs' desired judgment on each cause of action in this civil matter was $500,000 and punitive damages in the sum of $10 million.

On February 28, 1979, the defendants filed a motion to dismiss the complaint against them on the grounds of insufficiency of service of process and failure to state a claim upon which relief could be granted, purusant to Rule 12(b), Federal Rules of Criminal Procedure.

Disposition/Current Status

On February 26, 1980, the Honorable JOHN M. CANNELLA, Southern District of New York, dismissed the complaint, based on a stipulation of discontinuance with prejudice. The plaintiffs' attorney announced that the civil action was compromised and settled and agreed between the respective parties that the civil action be discontinued with prejudice in its entirety against all of the defendants without cost to any party as against the other. Closed February 26, 1980.

3. Medical Mission Sisters, Numerous Others, Plaintiffs
versus
Unification Church of America, Defendants
77 Civ 1533
United States District Court, Southern District of New York

Summary of the Facts of the Case

Plaintiffs claimed unfair trade practices and unfair acts of competition with respect to plaintiffs and their business activities. Defendants have caused and shall continue to cause plaintiffs irreparable damage and injury. Each cause of action arises under the copyright law of U.S. Title 17, U.S.C.

The plaintiffs claimed that many of their musical compositions were violated by the defendants, when the defendants published a book of songs which contained copies of copyrighted musical compositions by the plaintiffs.

A stipulation of discontinuance and consent order was agreed by all parties and so ordered by the Honorable EDWARD WEINFELD, United States District Court, Southern District of New York, on July 13, 1978.

Disposition/Current Status

The action was settled and discontinued and the parties agreed to settle as follows:

(1) the defendants acknowledge and admit the true and actual ownership by the plaintiffs of each respective musical composition.

(2) the defendants admit their participation in the acts of copyright infringement.

(3) the defendants agree to cease and desist from any activity whatsoever which shall or may constitute an infringement of any respective copyright owned by the plaintiffs.

(4) the defendants agree to provide a certificate attesting to the destruction of such pages from publications which contain the music or words of any respective copyrighted musical composition owned by the plaintiffs.

(5) the defendants agree to pay damages in the sum of $90,000 to the plaintiffs, which sum shall include the plaintiffs' counsel fees.

Matter closed July 13, 1978.

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4. THEODORE ROOSEVELT PATRICK, JR., Plaintiff
versus
The Holy Spirit Association for the Unification of World Christianity,
aka the Unification Church,
NEIL SALONEN and SUN MYUNG MOON, Defendants
78 Civil 3827
United States District Court, Southern District of New York

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Summary of the Facts of the Case

The plaintiff commenced a counter-lawsuit against [redacted] on August 17, 1978. [redacted]

This action represents an episode in a series of legal skirmishes between members of the Unification Church and its opponents who engage in activities to "deprogram" church members.

The plaintiff argued that [redacted] was done at the instigation and with the connivance of the Unification Church of America. The plaintiff alleges that the Unification Church of America is providing financial support for [redacted]

The first three causes of action in this civil action are essentially the same as the first three causes of action in the civil action JOSEPH ALEXANDER, SR. and ESTHER ALEXANDER versus the Unification Church of America. The plaintiff was seeking compensatory and punitive damages through this civil action.

Disposition/Current Status

On February 26, 1980, the Honorable JOHN M. CANNELLA, United States District Court, Southern District of New York, handed down his memorandum decision directing the clerk to enter judgment that the complaint in 78 Civil 3827 be dismissed. This action was dismissed with the same judgment that the earlier summarized ALEXANDER versus the Unification Church was dismissed. Matter closed February 29, 1980.

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Civil Suits Naming the Petitioner
in the Southern District of New York

1. 79 Civ 5806
   Reverend SUN MYUNG MOON, Plaintiff,
   versus the Central Intelligence Agency

2. 78 Civ 6068
   JOSEPH ALEXANDER, SR. and ESTHER ALEXANDER,
   Plaintiffs, versus the Unification Church
   of America, Defendants

3. 77 Civ 1533
   Medical Mission Sisters, Numerous Others,
   Plaintiffs, versus the Unification Church
   of America, Defendants

4. 78 Civ 3827
   THEODORE ROOSEVELT PATRICK, JR., Plaintiff,
   versus the Unification Church, Defendants

Criminal Cases Naming the Petitioner

The only criminal case located in the Southern District of New York, naming the petitioner, was the case in which he was convicted, for which he is now requesting a Presidential pardon.

A review of microfiche records in the Clerk of the Court's Office, Southern District of New York, revealed no other civil or criminal cases naming the petitioner.