



can't respond. I'm more than confident on all of substance and I believe on all. What an advantage this gives us, especially in time, because it means we have made the record with virtually no work or waste of time for you.

The other ways are by a hearing and by deposition. I want, strongly, for the hearing to be the last possibility. I want all that is necessary in this record prior to any hearing. While in getting it in the record in ~~the~~ advance of a hearing depositions will do, they take time and cost much. They will have to be extraordinarily extensive and in good conscience we'll have no choice. We have opportunities here that will not be duplicated, as the Waders seem not to realize. Or care.

There is, even then, too much for you to be able to keep in mind and if you could the preparation time would be considerable. So we have to have it all laid out, in whatever form, in the record and for Gabney's and Green's advance digestion.

We can't do what is possible if we go directly to a hearing. We can win on the immediate points but they then will turn to others and there will not be the record for other cases, ours and those of others. I will also be plagued by this kind of stonewalling in perpetuity. Here we have a chance to if not end it make it extremely risky. We have a chance to sweep the board with it, from FBI agents through lawyers to the very Office of the Deputy. Yeah, Shea delivered himself, too. Not just with sworn-to answers described as of personal knowledge but with statistics that are fantastic! They are so exceptional that I made virtually no use of what I spotted in his earlier affidavit in Bud's case. His statistics and his correspondence on me and in this case are that much better. If you chew them up and digest them, as I think I did thoroughly, they make the case opposite the one he says they make. Could hardly be more opposite.

We have reached an even better turnaround point here and now, under better conditions. What we need is best and fullest use of it. There are indications. One is Wiseman's total silence. You did not want to press in court when he defamed me. I wrote him and Dugan. No response so I went higher, and now we have from Kelley proof that he will do nothing with OPR, so I wrote OPR and have had no response. That is a very good record when it is added to Kelley's personal misconduct. (Yes, I have him included in the affidavits, too.) But my central point is what happened? Their toughest, their first line, the FBI, backed off. They did not dare file another Wiseman affidavit. They weakened themselves because Smith can't allege any personal knowledge of this case and does not. Wiseman could - and did not dare face me again. I think Green may have spotted this. As you have seen with Dugan in court, their whole bag is toughness. We meet that directly on it and they are done, from this illustration. They are tough not with being right but with having power and few who will confront them on either fact of their power. I believe the most important single point in 226 was when you, spontaneously, stood up to Pratt's threat and he backed off.

Realize that every thing you do if you do not file these affidavits plays their game, which is always to stall and in this case to let them take the edge off with Shaheen's game. If they have any time they can try it. The more time they have the better the prospect they will do it, even prematurely. We go ~~may~~ way and we kaput Shaheen and that entire disgraceful new corrup. We can also do it before consideration of the cert petition.

I don't know where the time or money for two sets of depositions will come from. If we do not use these affidavits there is such a need. If we do not meet it we make the most serious and costly compromise to begin with and again play their game for them. Meanwhile, please realize the cost to me of what they do and will do if undeterred. I've not been able to touch a book two-thirds drafted for six months. Or any other similar work. Or even read new records I obtain. Or obtain others of which I know. Their way they win and can't lose. No matter what happens short of punishment they win. Period. Whatever we accomplish in time. Right now we have the best shot to date, including the right time to ask for the recovery of costs based on what I prove and they can't touch in these affidavits. They make the case for deliberate non-compliance as we have never been able to, well as we have done it before. If you agree to make this pitch, I'd like you to consider asking assessments of damages against ever one of them contributed to the damages knowingly. Remember also that Green, too, is at

a turning point with an unprecedented opportunity to end abuses or to assume more. Hastily,