

My client has prepared the following statement. He asks me to read it to this Court.

Events manipulated by the defendant and defendant's counsel in this matter have had the purpose of denying me my rights under the Act. They have succeeded. The result is the waste of a substantial part of this year of my life and work, which mean much to me. This wasted time, at my age and in my present condition, cannot be restored to me by this Court or in any manner by anyone. The damage that has been done me is irreparable. Part of this damage has been to ruin the prospects of what I believe would have been a significant book, two thirds of which was drafted by April of this year. Another damage that is serious to me has been to make possible the deceiving of the Congress by those literary vultures who have been scavenging the field in which I have worked for 13 years.

By April of this year a full year had passed since I filed the first two of my more recent requests for the public information I have not yet received. It is now more than seven and a half years since I filed my two ignored requests for much of this information.

Knowingly and deliberately, defendant and defendant's counsel have deceived this Court regularly, systematically and under oath.

There is no innocence in these wrongful acts. They are intentional and premeditated. I believe they cross into the criminal. I do ask this Court to consider the proofs already in the record and in an affidavit I was not able to complete until yesterday. I was without benefit of counsel in this because my counsel was overly occupied by an order of the sixth circuit court of appeals. It required him to prepare and present a petition certiorari to the Supreme Court for James Earl Ray. He had to complete this yesterday.

If this Court is not satisfied that the proofs I have presented are more than sufficient to establish the validity of my allegation of contemptuous and other wrongful acts, then I ask this Court to hold a hearing at which I may produce live witnesses and further testify myself. My counsel also can give relevant first-hand testimony.

I remind this Court that on September 17 I did testify to false swearing in this matter. I was not cross-examined on this and there was no rebuttal.

I have been patient through these long and for me costly months

of the deliberate stonewalling of this Court and me by the defendant and defendant's counsel. From my prior experiences I have not been unaware of the news potential in various of these calendar calls and hearings. I have eschewed any public attention in the hope that is now futile, the hope that the patience of this Court would at some point be exhausted and that without any pressure the Act would be enforced.

This Court's patience is longer than I now can permit mine to be.

This Court has been lied to with impunity. Most of this lying has been under oath. Most of the false swearing I believe has been material.

Were I to swear falsely, the defendant would have me charged and tried.

So there is an added question I present to this Court: Will this Court see to the assurance of equal justice inscribed in the pediment of the Supreme Court Building and engraved in our faith?

This Court has permitted me to be denied my rights under the Act since February. Will this Court now do what is within its power by punishing those who have denied me my rights and in so doing have committed offenses against the law? Will this Court now see to it that I am, if belatedly, given what is mine as a matter of right under the Act?

If this Court does not order immediate and full compliance, then the law was enacted in vain and from whatever motivation this Court, rather than assuring my rights, has permitted itself to be manipulated into an agency for the denial of my rights.

I am aware of the inherent intimidation and blackmail of the Courts by the situation the defendant has contrived to circumvent the law. The defendant has done this secure in the belief that, because defendant is the prosecutor, there would be no consequences. In my belief this is as deeply subversive as anything can be in this country.

It is because I have been aware of the situation of this Court that I have been patient and silent. Eight months after the first calendar call, eleven months after the filing of my complaint and eighteen months after the filing of the first request in my complaint is too long, much too long. Permitting this great amount of time to pass without minimal compliance is permitting the Act to be nullified, not merely circumvented.

In my belief - and my belief is based on long experience, all of this nature - unless some court does as I now ask of this Court, all courts, including this one, will be abused by the Department of Justice as long as this Act is not repealed, an unhidden objective of the Department of Justice.

This Court is aware of the amount of work such cases impose on it.

Without defendant's intent to violate the Act, this case would not have come before any court.

I believe this Court should be aware of the time and trouble that all these proceedings have required of me. In addition to the great amount of time spent in travel and other preparations, I have written well over 75,000 words for my counsel. I have written the length of a book to no purpose. It has been a total waste. It was necessary, yet it was a waste because of this Court's tolerance if not fear of the consequences of firm action.

On a number of occasions I have drafted affidavits I believe should be in the record in this case. The defendant's devices - I regard them as dirty tricks - have made it impossible for them to be filed because it was always impossible for my counsel to read them in time.

I face such a situation today. It has not been possible for me to consult counsel. It was impossible for him to read what I have prepared and executed. I am asking him, nonetheless, to file it, on my responsibility, not his.

If he does not do this, or if this Court does not thereafter grant me the relief to which I believe I am more than merely entitled, this case can proceed with the endless dancing of stately minuets of meaningless words without me, unless I am commanded otherwise.

I will no longer ^{be} party to the denial of my rights and to a gross and deliberate violation of the Act.

I am also asking counsel to seek relief in the form of the return of all costs I have borne to date and such damages, actual and punitive, as are permitted by law. I believe it would be appropriate for this Court to consider and act upon this request.