

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

.....	:	
HAROLD WEISBERG,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Civil Action 75-1996
	:	
U.S. DEPARTMENT OF JUSTICE,	:	
	:	
Defendant.	:	
.....	:	

AFFIDAVIT

My name is Harold Weisberg. I reside at Route 12, Frederick, Maryland. I am the plaintiff in this case.

1. In this affidavit I affirm and explain the attached affidavit, to the truth of which I swore on Sunday, August 13, 1978, and the delay in providing that affidavit.

2. As my affidavit of August 13 states, I did not receive the affidavit of FBISA Horace P. Beckwith until Saturday, August 12. With a calendar call scheduled for two days later, as soon as I was able to I started to prepare my affidavit of August 13 in the belief that it should be provided at or before the calendar call of August 14.

3. The Beckwith affidavit is long, with many attachments. I knew it would be impossible to address the Beckwith affidavit and its several inches of attachments to the degree required. Initial examination of the first few pages disclosed the Beckwith affidavit to be unfactual, misleading and I believe to be falsely sworn. Initial examination of the attachments disclosed that they continue the unjustifiable withholdings I have appealed. It continues the withholding of what is within the public domain, for example. I therefore hastened the preparation of my affidavit of August 13 to the degree possible for me. My wife retyped my draft as I prepared what I could. During the course of the retyping, my wife's typewriter, which has electronic components, malfunctioned. This caused her to complete the typing on an old typewriter that is worn out and had to be replaced. The combination of time and mechanical problems applied pressures on us, causing anxieties.

4. While my wife completed the typing on Sunday afternoon and evening, I tried to locate a notary. I found one in a nearby community. He kindly offered to go to his office for his seal and to meet me at his home Sunday evening.

5. We met in the recreation room of his home. I swore to the truth of my affidavit of August 13 and while he was completing what is required of him my attention was attracted to an exercycle he has. It is much better than the one I use and I examined and tried it while he was, he and I both thought, completing the part of the affidavit required of a notary.

6. When he returned the affidavit to me, I thanked him, placed it in the envelope in which I had carried it and gave it to my wife, who then made copies of the affidavit and the attached exhibits on our copying machine. When all copies were made and assembled, I placed the original and copies in a large envelope and placed the envelope in my attache case. Prior to the calendar call of the next morning, I handed the envelope to Mr. Lesar.

7. Mr. Lesar then informed me that the affidavit could not be filed as it was because the notary had forgotten to affix his seal. I gave Mr. Lesar copies from the envelope, thinking I had kept the original and one copy for myself. The next day I took the envelope to the notary's office in the city of Frederick. Only then did I discover that I had left the original with Mr. Lesar. The notary informed me that under local practice it is acceptable to attest to a copy and he executed a copy. Mr. Lesar preferred that the original be the copy attested to. Mr. Lesar mailed the original to me but it was delayed in the mail.


8. After I received the original, I went to the same notary to have him execute this affidavit.


HAROLD WEISBERG

FREDERICK COUNTY, MARYLAND

Before me this 24th day of August 1978 Deponent Harold Weisberg has appeared and signed this affidavit, first having sworn that the statements made therein are true.

My commission expires July 1, 1982


NOTARY PUBLIC IN AND FOR
FREDERICK COUNTY, MARYLAND