

questions to be asked of him when DJ produced WMM as a witness in LA 75-1966

John E. Howard, affidavit of 4/16/76 in C.A.76-432

In your Paragraph 8 you state "The FBI is ~~making~~ and has been making every reasonable, and some times extraordinary, effort to comply" with the Act. In your Paragraph 16 you state "Plaintiff's request is one of 16 such requests for documents relating in general to the FBI's investigation of the assassination of President John F. Kennedy, two of which were received prior to plaintiff's." You date that at August 21, 1975 in Paragraph 3.

How do you know there were 16 requests, no more and no less?

How do you know that only two were prior to August 21, 1975?

How many of these 16 requests were by my client?

Suppose I were to inform you that my client has filed more than 16?

Do you have a list or record of these requests with you? Can you supply a copy?

In your final Paragraph, 15, you say "we are continuing to do our utmost to give equal and fair treatment to all requesters."

Mr. Weisberg's requests go back for years. Would you consider not responding to them at all "equal and fair treatment?" "Would you as an expert call it compliance? Due Diligence? Evidence of good faith?

On August 31, 1976 you executed an affidavit filed in that same case.

In paragraph 4 you report a "page-by-page review of the entire FBI file concerning Lee Harvey Oswald. This files consists of 237 volumes, each of which averages approximately 150 to 200 pages," in addition to other files.

Why were Mr. Weisberg's requests not complied with as a result of that search?

How many requests do you comply with in a single search that begins with a word-by-word reading of about 50,000 pages?

How many requests do you have that you have not complied with in more than seven years?

If this what you mean by doing your "utmost" to give equal and fair treatment?"

When did the FBI make this search? which you did not include in your first affidavit?

(The point is my more recent requests date to October 1975.)

Is the FBI going to reread all those thousands of pages in meeting each of its requests for what is included in them?

Can you as an expert imagine anything more ineffecient than having to read these extraordinarily records more than once?

Are names masked in those records selected?

What basis do those doing the masking have?

Have they read the Warren Report?

Do they use an index to it and the 15 volumes of published testimony?

Do they assert a right to privacy on the names masked?

Do these names include those of witnesses whose testimony has been published?

How do those doing the masking know they are not masking what is published and well known?

Do you know of a single case of the masking of a single name in the bulk of the FBI records, those made available through the National Archives?

or medical records

Would you consider allegations of ~~known~~ homosexuality/to fall within an exemption?

Can you explain why they were not ~~xxx~~ masked?

Can you explain why they were not masked prior to the effective date of the Act and have been since?

If there is injudicious masking, does it add to the amount of FBI Departmental work, including in the appeals process, and does it deny a requesters that to which he is entitled?

You attest to diligence, good faith and fairness. Mr. Quinlan Shea has filed an affidavit in this case in which he states it is the practise to process similar requests at the same time, regardless of when they were filed. Is this your practise?

Can you explain why you have not done this with my client?

Aside from being delayed for all these years, will he now be charged duplicating search fees?

You do not mention search of any field office files, among others. S.A. Smith testified in this courtroom last week that most of the files are in these filed offices.

You have qualified as an expert on methods and procedures. Will you please explain you you can comply by ignoring most of the relevant files?

Is this, too, you and the Department's concept of good faith and due diligence - beginning by ignoring most of the relevant records?

Is this what you mean by "making every reasonable, and sometimes extraordinary, effort?"