

Dear Jim,

Cleaver v. Kelley

6/24/76

From a hasty reading, aside from the meaning of the decision itself there are importances in what Hume Green said.

Assuming the accuracy of what she was given that she uses on p. 3, 7 lines from the bottom, she has, in her own mind, magnified this enormously.

The decision refers to FBI employees "assigned to the [FBI's] headquarters investigatory section." In the last status call she actually said, as I recall, that the FBI had as many agents assigned to FOIA/PA as to criminal investigations. All.

Cleaver's lawyers did not distinguish between the FBI and the Divisions of DJ, which do not have this backlog. They could and should have moved separately against the lawyers, as I've been suggesting, most recently in a Motion to Compel.

Dugan always talks and represents in terms of the FBI only to misuse this backlog they are doing everything in their power to magnify and exaggerate.

I mean the FBI only.

I can't remember an instance in which he ever referred to them, their compliance or responded in terms of them to anything you said or filed.

As of now the question is one of compliance. Not by the FBI only.

They ain't no Achilleses.

But they got heels.

Best,