

RECEIVED

1978

IN THE
UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA

CLERK OF THE COURT

.....
:
:
HAROLD WEISBERG, :
:
Appellant :
:
v. :
:
GENERAL SERVICES ADMINISTRATION, :
:
Appellee :
:
.....

Case No. 77-1831
Case No. 78-1731

OPPOSITION TO APPELLEE'S MOTION FOR EXTENSION
OF TIME IN WHICH TO FILE ITS BRIEF

Defendant-Appellee General Services Administration has moved the Court to extend the time for filings its brief in Case No. 78-1731 "until seven days after the Court rules upon the Motion for A Partial Dismissal Of the Appeal In No. 77-1831 And For A Complete Dismissal Of The Appeal In No. 78-1731." Appellant opposes appellee's motion for an extension of time for the reasons set forth below.

By its order of August 4, 1978, this Court ordered that the above-entitled cases be consolidated. Because the Court had previously ordered that Case No. 77-1831 be expedited (after

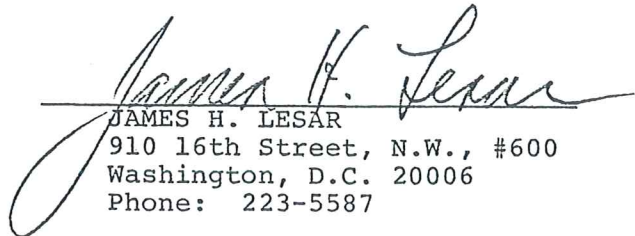
8 D

repeated requests by the appellee for lengthy extensions of time in which to file its brief), the August 4 order directed the Clerk of the Court to schedule oral argument "as soon after the briefing of appellant's new appeal as the business of the court permits." Because appellant's request for extension of time impedes the directive of this Court that these cases receive expedited consideration, appellant opposes the motion.

Appellant also opposes the request for an extension of time in order to register a protest against the government's continuing manipulation of both him and the courts in this case. After three years of unremitting efforts to deny and delay appellant's access to the Warren Commission executive session transcripts which are the subject matter of this lawsuit, the government has finally released two of them. During the proceedings in district court the government submitted affidavits falsely swearing that the transcripts had to be withheld because their release would endanger national security by revealing "intelligence sources and methods." The text of these transcripts discloses no basis for withholding them on national security grounds. The government has committed fraud on the court, and by so doing has obstructed and delayed appellant's access to these transcripts. This subversion of the integrity of the judicial process should not be tolerated and should be dealt with sooner rather than later. Accordingly, the government should not be allowed any additional time in which to file its brief.

Appellant will file an opposition to appellee's Motion For Partial Dismissal Of The Appeal In No. 77-1831 And For Complete Dismissal Of The Appeal In No. 78-1731 On Grounds of Mootness by Thursday, October 26, 1978.

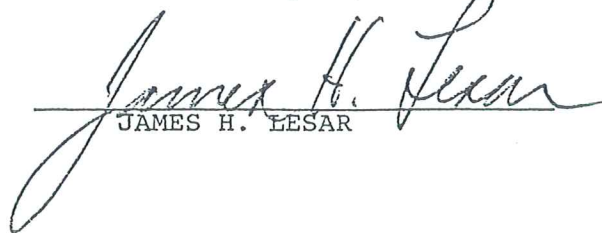
Resepctfully submitted,


JAMES H. LESAR
910 16th Street, N.W., #600
Washington, D.C. 20006
Phone: 223-5587

Attorney for Appellant

CERTIFICATE OF SERVICE

I hereby certify that I have this 23rd day of October, 1978, mailed a copy of the foregoing Opposition to Appellee's Motion For Extension of Time In Which to File Its Brief to Mr. Leonard Schaitman and Mrs. Linda M. Cole, attorneys, Civil Division, Appellate staff, U.S. Department of Justice, Washington, d.C. 20530.


JAMES H. LESAR