

view of this, it is evident that there is no problem at all in either identifying or locating these records, and any alleged problem is obviously only a pretext for evading and stalling legal action by Mr. Weisberg. This conclusion is further supported by the fact that there has been no further communication from Mr. Kelley, despite his assurances that there would be.

Under these circumstances, I have advised Mr. Weisberg that he has no alternative but to treat Mr. Kelley's letter as a denial of his request for these records. In turn, Mr. Weisberg has asked me to appeal that denial for him. This letter constitutes Mr. Weisberg's appeal from Mr. Kelley's denial of his request for disclosure of the records specified in his December 6, 1974 letter to the Deputy Attorney General.

I believe that you should be aware that Mr. Weisberg has made very serious charges about the reason why the Department of Justice has gone to extraordinary lengths to keep these records from being made public. In connection with his previous suit, Mr. Weisberg executed an affidavit stating:

From evidence in my possession I believe that the release of the results of the spectrographic analyses would reveal that the FBI deceived the Warren Commission members as to what these analyses do in fact show. Contrary to the assertions contained in the Williams affidavit, I believe the real reason the Department of Justice continues to withhold these analyses is that they would prove that the FBI engaged in deception of Warren Commission members and the American public.

Congress has now mandated the disclosure of these records. If, after that mandate, the Department of Justice still continues to suppress them, then there is no alternative to the conclusions stated by Mr. Weisberg in his affidavit. In light of this, I would hope that the Department will make these documents promptly available, without putting Mr. Weisberg to the expense of yet another lawsuit.

Finally, I wish to remind you that Mr. Weisberg has also requested the disclosure of two items of court evidence in the Watergate case. Mr. Weisberg appealed the Special Prosecutor's denial of these requests more than a year ago. To date he has re-

ceived no acknowledgement of his appeal. I am renewing Mr. Weisberg's appeal of the Special Prosecutor's denial and requesting that you either affirm or reverse that denial immediately. If I do not hear from you within ten days, I will treat your silence as a denial of Mr. Weisberg's appeal and proceed to file suit for these documents.

Sincerely yours,

Jim Lesar
Jim Lesar