

Mr. Thomas Susman
1200 New Hampshire Ave., NW
Washington, D.C.

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10/13/84

Dear Tom,

While writing Senator Mathias all the while my mind was on a lawyer who both cares about FOIA and is willing to fight. I thought of you and of the possibility that you might know someone if you do not want to consider this yourself.

Because I am not a lawyer my opinion may be wrong but I do believe that the offenses and abuses in this case are such that they may be actionable if I were able to take initiatives. I am without doubt that within the meaning of the law there is repetitious perjury, possibly its subornation, and I am not including just lying. Because this was the intent, from the outset almost all FBI attestations were incompetent, by those who had no personal knowledge. There is no doubt about materiality and I've got one guy nailed to swearing that he provided copies of the search slips -his - in this litigation when they are actually for another purpose and about a year before my request.

I've been after my lawyer, a really nice guy who just can't bring himself to fight, to inform the ACLU and others while all this was happening. He didn't get around to this until Smith added him to the judgement, when he ~~spoke~~ spoke to Mark Lynch who, I understand, right now has personal or family problems. But there remains the possibility of a conflict that might require me to have separate counsel.

The FBI began with a strong dislike of me going back to before FOIA. The records provided in response to my 1975 or 1976 request for records pertaining to me do not indicate the reason. I believe they are in withheld files for which no exemption was claimed. (My appeal still has not been acted on.) They've always been doing pretty dirty things, like telling LBJ, the AGs and many others that a religious gathering (usually in September) at our farm was my annual celebration of the Russian revolution which is in November), that I conspired with anti-Semites to defame the FBI, etc.

In the litigation, which seeks the FBI New Orleans and Dallas JFK and Garrison records, without the searches being made I obtained about 95,000 pages, but they'll find some way of claiming that I did not "substantially prevail." (What I did get makes it apparent that the crime itself was never investigated, that the FBI refused to consider any subject other than Oswald beginning before he was charged, refused that early to consider the possibility of a conspiracy, that Oswald threatened to blow up the FBI office and the police headquarters, and that this threat was destroyed after the assassination and the Warren Commission was never told about it -actually was lied to. To make this even more provocative, outside this litigation I obtained official records proving that as a Marine Oswald had "crypto" clearance, which required Top Secret clearance, and this also was withheld.)

Before long I'm going to need help, as the Act will, and I'm in this position only to defend the Act. I'm hoping you'll give this some thought and be able to suggest something.

Best wishes,



Harold Weisberg
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