

Dear Fred, *Melham CBS*

7/4/85

This differs from what I sent you some time ago, if you bothered to read it, in focus, form, content and in that in refusing to obey Judge Smith's Order to pay the FBI its costs (by Bastille Day) in seeking alleged "discovery" from an FBI plaintiff my aging head is on the block.

The evil precedent with regard to lawyers has been overturned but the danger to what remains of FOIA has not been.

I use Rule 60B to allege fraud, misrepresentation and perjury and I believe that the new evidence establishes these charges overwhelmingly. If Smith does not revoke his order and judgement, as I presume he would not no matter what the evidence, I claim a constitutional right to a trial and ask for one. He didn't even bother to make a Finding of Fact.

I do not know the law or case law but I understand there is little or none relating to plaintiffs and that all relates to defendants. Which I'm not, yet.

The FBI supervisor who swore, now obviously falsely in my case to get this alleged "discovery" is also the supervisor in the lawsuit in which the FBI disclosed the new evidence which proves he knew he was lying.

If you are as indifferent as you have been, I suggest you may find a few of the exhibits of some interest. The FBI prepared dossiers on the Warren Commission members and two sets on the staff. They thus have at least two dossiers on Senator Specter and two on at least one judge. One on a to-be President and "sex dossiers" on the "critics." Oh, yes, they also had at least two dossiers on a man who was to head another Presidential commission.

I use only a page of that particular tickler, apparently prepared so that the FBI could face possible charges from Congress, but if you want the rest, let me know and I'll send it.

While my wife, who also is not entirely well, retypes what I wrote I'm writing a few covering letters. I'll mail this when I mail the court and FBI copies.

Mark Lynch had agreed to represent me on appeal only and he did more before he had no more time. And as long as appeal is possible, the conflict of interest between Jim Lesar and me continues, so I'm pro se.

Sincerely,

*H. C. ...*