

Dear Jim,

8/21/85

Thanks for the copies of the Rules.

In rereading 60(b) the time limit applies to 1-3 only and 5 says "no longer equitable" and 6 says "any other reason justifying relief from the operation of the judgement."

I interpret perjury as any other reason because it is a word not used in 1-3 and I've argued inequitable.

I'm aware that if they argue they can argue that perjury is a form of misrepresentation, which is included in 3.

I've also argued that they cannot invoke the time limit because they are the only ones who had the new evidence and they withheld it until time had run.

Any thoughts?

As of today, no word from anyone. I think before long I'll nudge di Genova again. This time he didn't return my letter.

For the time, if and when, they come out to collect the judgement I'd asked a friend to try to think of or speak to counsel. She thought a Md lawyer, probably best from Montgomery County, familiar with both state and federal courts, would be good and she said she'd think and try to come up with a recommendation. She's been taken seriously ill and I do not expect to hear from her and I won't trouble her.

Best,