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August 6, 1984

Mr. Daniel J. Metcalfe  
Co-Director, Office of Information  
and Privacy  
United States Department of Justice  
550 11th Street, N.W., 9th floor  
Washington, D.C. 20530

Re: Weisberg v. Webster, et al,  
Weisberg v. FBI, et al., Civil  
Action Nos. 78-0322/0420 (con-  
solidated)

Dear Dan:

As you will recall, you represented the Government in the above-referenced civil actions until December, 1981, when Henry LaHaie replaced you. The cases are now on appeal (D.C.Cir. Nos. 84-5201, 84-5202, 84-5058, 84-5059 (consolidated)).

The Government's appeal brief states, at pages 46-47, that:

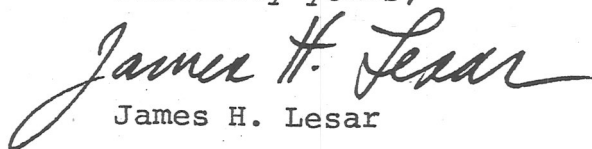
The district court had observed plaintiff's counsel's behavior during the five years since the action was filed. He saw the delays caused by plaintiff and his counsel's acquiescence and encouragement of plaintiff's interminable demands for an ever-increasing search.

Earlier, at page 44, the brief states:

The district court had closely observed plaintiff's counsel's relations with plaintiff in this litigation for more than five years.

As you know, these statements are false. I would like to know what you feel your obligation is to Weisberg, me and the court to correct them.

Sincerely yours,

  
James H. Lesar

P.S. I also solicit your assurance that you had no knowledge that these misrepresentations would be included in the Government's brief.