

Dear Jim,

12/12/84

As soon as you have a chance to think about it I'd like to hear from you about what I wrote you and Mark Lynch about last evening. Including how much time I have, how many copies required, filings costs if any and how to make check out, etc. Also, is it improper to send a copy to a senior judge who does not automatically receive copies, like Bazelon. And any others I ought know about. Is Robinson?

It seems as though each time I get set to work at the desk the altered conditions of our lives take over. Today it was to have been my mother-in-law's lab tests and X-rays, for which I cut my walking therapy a bit short. Only to learn that her great-granddaughter's husband, by accident, went to work with the keys to her car. Lil rescheduled for Friday, meaning early-morning lab work after fast and 12:30 X-rays, so more than the morning is shot because Lil and I will take her to a late lunch and then to great-granddaughter's. I'll be lucky to be home by 3! Tomorrow morning, my lab work, therapy, then Lil's monthly visit to the chiropractor, and if we did not have enough, suddenly today one of my hearing aids started to give me constant feedback. So, 2:30 I have to be there, other side of town. I'll be lucky to be home by 4.

I'll be getting back to it soon but I have to take Lil shopping this afternoon and I try to be home by dark because of headlight refraction on my cataracts.

Somehow, for some reason, I have been feeling better recently. Whether coincidence, the new medication, being taken off the vascular dilator or any combination I do not know. I'm seeing if I have increased capabilities gradually, to be careful. And I'm keeping notes, but I doubt any doctor will take the time to go over them. I could have ~~split~~ split more wood than I just did but I stopped for lunch and as soon as I catch my breath and rest a bit now I'll bring some in and then back to the task. and I really find myself wondering if increased adrenalin has anything to do with it. Rereading Willkie et al sure helped its manufacture and flow!

I gave this more thought during walking therapy this morning instead of reading the paper and I'm more convinced that offbeat and even perhaps irregular as this is it is both necessary and right and proper. I wish I did not feel that it is too dangerous for any lawyer, except the unavailable Hirschkop or some like him. I think that unless he's changed he'd enjoy it.

I'd also like to know if I'm entitled to a trial in Maryland courts if, as I am inclined to believe the DJ will not risk doing, they try to collect from me. I think your major argument is that you are innocent and if anyone is guilty, I am. So they can't collect from you. I think you must fight it and hopefully with counsel other than Hitchcock. Or other with him. The bar should be up in arms and should be informed. If I am entitled to a trial, can I make sure that it is here in Frederick? Is that not automatic, or do I have to do something to assure it?

I've heard nothing from you or Lynch, so perhaps I wonder about some things that I shouldn't because of technicalities with which I'm not familiar. But I think that basic in all of this is the fact that I've been found guilty not only without trial but without my accuser even pretending to offer any evidence. Isn't this a Constitutional issue that entitles me to access to the federal courts? Like Baltimore! Would that fat the fire! Sue one federal court in another federal jurisdiction!

I hope you can escape the law-school blinder and instead of thinking your usual negative way, which is right except when it is not offset with opposite thinking, and give this some thought in the direction I'm going. And believe me, Jim, I AM! And if I can mail this when I take Lil, you'll have it in the same mail, as the other. ...You, too, were found guilty without trial. Why don't you ask for trial before a different judge? They have but no evidence in the record about you. Best,

*Heald*

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second letter of 12/12/84

I've finished the draft of the Questions Raised part, which I anticipate will be most of what I'll file, and I need to let it alone to avoid confabulation and because it has been rather intense, the more I get into it the most intense, the greater the outrage, as if you have not determined on your own you will understand when you see this and its incredible import for others. ~~XXXXXXXXXXXXXXXXXXXX~~

Unless it rains, which threatens, we'll leave for the shopping because of need for the surgical pads I must wear on my left heel and to leave perhaps a few minutes free tomorrow.

I want very much a copy of the decision you referred to, I think in Mark Allen's case before Green, relating to Phillips as an affiant.

I believe that if you understand this activism as I do you'd have been in touch with me the minute you read the decision, Lynch also. And Hitchcock, if he is other than a college-educated ignoramus and a junior-grade ilquetoast. Those guys and others, not I, face enormous problems henceforth. And if all of you lawyers do not understand this and make a vigorous and complete effort to do something about it you'll all be in jeopardy until it is reversed.

These Reaganut activists have rewritten the constitution.

They have put every lawyer at the mercy of his clients.

God how ignorant, blind and stupid Hitchcock was not to cite Stanton, and how timid, unthinking and utterly foolish you were not to insist on it!!!!

Please also send me a copy of the directory which I'm sure Bud has if you do not so I can have a list of the members of both Judiciary committees. I think some of them will be interested and I fully intend to send copies of what I'll wind up with to them. Oh how I wish I had a Xerox that would copy both sides available to me!