



UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA

Harold Weisberg,	:	
	:	
Appellant,	:	
	:	No. 86-5289 and
v.	:	No. 86-5290
	:	
William H. Webster, Director,	:	
Federal Bureau of Investigation, et al.	:	

MOTION FOR EXTENSION OF TIME

This Court's Per Curiam Order<sup>A</sup> *for Summary Affirmance,* delayed about a year, came at a time when plaintiff-appellant Weisberg was not able to file the Suggestion for the Rehearing En Banc he desires to file, as set forth below. Defendant-appellee filed an admittedly out-of-order and untimely Motion for Summary Affirmance that Weisberg, without contradiction, characterized as untrue.

Unlike others who have written about the political assassinations, his study and writing, for which he filed the underlying Freedom of Information Act (FOIA) request, is not the pursuit of conspiracy theories or of idle conjectures about the assassinations but is a large study of the functioning and nonfunctioning of the basic institutions of our society in those times of great stress and since then.

As this Court has stated, interest in these political assassinations will never end. Weisberg believes these assassinations nullify the proper functioning of democratic society and are the greatest and potentially most dangerous subversions of it. He seeks not only justice, which he believes has been systematically denied him, he also wants to perfect the record for history. However this Court decides, it will decide how history in the future will regard its part of this history.

It is without dispute - not contradicted in any way-that, in obtaining a money judgment against Weisberg for the first time in any FOIA litigation, the government obtained that judgment exclusively by perjury, fraud and misrepresentation. Weisberg filed under Rule 60(b) with new evidence the government had and withheld from him when this litigation was first before the district court. It is undenied that the district court was so unaware of what was before it it did not know and misstated in its Order who was being sued and what was being sued for. It misstated the Rule. It is undenied that it abused discretion, it denied Weisberg both a hearing and a trial, which raises Constitutional questions, and it even quoted prior decisions in a prejudicial manner, both out of context and by altering the language of those decisions within quotation marks. It ignored language in those decisions that supported Weisberg's motion.

What Weisberg alleged before the district court is unrefuted. The brief he filed before this Court has never been responded to and was not considered by this Court. His allegations, therefore, have not been even contradicted, leave alone contested.

He believes it is a very serious matter when, as is true in this matter, the government and its agents are charged with serious felonies, do not dispute this, and the courts ignore it. This is more serious in a day when government untruthfulness has so greatly and adversely influenced national policies, decisions and actions by the Congress and what the people can know so that they may express their desires.


Weisberg will be 75 years old in April. He has been severely limited in what he can do as the result of serious complications following arterial surgery in 1980, which resulted in circulatory obstructions. Still others followed additional surgery in 1985. For the past three months he has been even more limited and during that time his wife, who soon will be 76 years old and who

provides his typing, also has been limited in what and how much she can do. She spent part of that time in a wheelchair. His 98-year-old mother-in-law also was hospitalized. She was buried January 21. He has no access to a law library and only recently was able to obtain a copy of Rule 15 from a lawyer who had promised it earlier but had not sent it.

If as he hopes this Court grants his Motion for Extension of Time, he asks also that it waive the requirement of stiff covers. His simple copier cannot handle stiff stock, he is able to drive only short distances, is of limited walking capability, and providing stiff covers is a hardship for him, particularly if the weather is bad because he lives on a high level of anti-coagulant and a simple fall or bump can be dangerous for him and leaving his home is medically prohibited when the wind-chill is low.

He requests that the time permitted him be extended to March 15, 1988.

Respectfully submitted,

  
 HAROLD WEISBERG, pro se  
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 Frederick MD 21701

CERTIFICATE OF SERVICE

I hereby affirm that I have this day forwarded a copy of this Motion to Extension of Time to Renee Wohlenhaus, Attorney, Civil Division, Department of Justice, Washington, DC 10350.

  
 HAROLD WEISBERG