

JFK - field offices

Fee Waiver Revocation

7/29/80

Shea phoned after getting my recent appeals pertaining to the King political request.

He would like to include this with 1996 and I agreed, subject to your approval after your return.

He thinks that may be the strongest case because it was promised.

He thinks that as a practical matter there has to be a cutoff someplace. I did not dispute this and as a practical matter won't.

However, I said I don't think it can be done ex poste facto. I repeated that the requester is surrogate for the public and that at some cost to myself I was proceeding in good faith, having taken their word. I said, in effect, that there was in effect an agreement and that one can't make a 1978 agreement and then claim in 1980 that they didn't really mean it.

My impression is that he does not disagree.

I also pointed out that the revocation includes all records not yet provided in 1996 and all records requiring reprocessing.

I doubt that he'll agree with that.

In any event, we ~~raised~~ ^{raised} the fee waiver in court and the judge was influenced, long thereafter, that it was waived.

He is working on the JFK FO cases. He has asked all components and others to whom there have been referrals to account or produce. I reminded him again about the JFK inventories and he said he'd try to get them. I told him he can't work without them. I reminded him about the DL files on the critics, not produced, and that I'd given him the numbers of some and he is to check for a N.O. index.