

JFK assassination records appeals

Harold Weisberg 4/3/80

Withholdings allegedly to protect foreign operations and foreign police and other cooperation

As you are aware, when I read the records and came to a document useful to illuminate an appeal, when I could I made copies of the documents and then, when drafting the appeals, read them. Because of the great volume of records in these historical cases and because of the great volume of abuses of the Act and its provisions, the number of these copies grew and, when there was other work that was required of me, accumulated. In addition to the considerable number of illustrative records I have provided relating to the captioned subjects, in this accumulation there also was what I attach and list. They are separated by the file from which they come, FBIHQ "Oswald" and "JFK assassination."

The most casual reading of the attached copies of FBIHQ records, from the very files to which the FBI itself attracted maximum possible public and media attention, reflects the fact that all FBI claims as captioned are not seriously intended - despite the fact that there can be legitimate need to withhold as per the captioned subjects. As I do not and have not questioned the need to withhold to protect the identifications of symbolized informants and really confidential sources, so also do I not question the fact that there are some confidentiality needs pertaining to these foreign sources.

What I do claim is that the FBI can't eat and still have its cake - can't make politically motivated and partial disclosures of information from these sources and then withhold other information from them that can be embarrassing to the FBI, in the same cases, and make, as the FBI has made, with your support, "national security" claim to withhold similar information of other content. Even the fact of such cooperation, a matter pertaining to which you provided a greatly misleading affidavit.

Without the great amount of information I provided in the past, what is hereto attached leaves no doubt that the FBI has, regularly and systematically, disclosed precisely the same information it has sworn and you have sworn must not be and is not disclosed.

Only a few days ago I was present when the appeals court reflected having been

seriously misled and deceived on this matter because of falsely and deceptively and misleadingly sworn affidavits of which yours is one.

It is apparent that, despite your^{and} FBI affidavits attesting to the ^Fcorrectness and need to withhold the identification and fact of foreign cooperation this information as well as information provided by such sources is and always has been disclosed.

It also is apparent that the fact that the FBI is operational in these countries also is regularly disclosed - except when the FBI and its allies want to ^{Act}Opintalpro requesters, the ~~Act~~ and the courts.

Theoretically the appeals function is an impartial function. Yet without acting on my appeals and instead of acting on them you provided a partial and misleading affidavit that succeeded in corrupting ~~the~~processes of justice. This also means defrauding me and through me the country. One may expect this of the still-~~Co~~intalproing FBI, where the records of those providing boilerplated affidavits is consistent with their survival depending on it, but it is not what should be expectable from the appeals authority. ^{Court}

I intend bluntness and directness because the ~~State~~ was deceived and misled and because there was fraud and political abuse that is subversive of the act that was accomplished. This is not a parlor game of seeing how close one can come to perjury without crossing the line and while still accomplishing its purposes.

You now have these additional proofs of the deceptive and misleading character of your affidavit, on which the Government did prevail. What you ~~do~~ with them is a personal decision. If the decision were mine I would apologize to the courts and withdraw the affidavit. I would provide the courts with records reflecting the actualities, for when courts are misled there is no justice and when this is by the government no justice is possible.

It might be useful to consider this entire matter with a reversal of roles and ~~ask~~ask yourself how you would feel and how you would act on being defrauded out of legislated rights and all the costs that are involved. Especially in a case involving the most subversive of crimes, the assassination of a President and its official investigation.

From 62-109060, the FBI's "assassination" file:

1160. Discloses FBI Mexican operations and that it had a "contact" who reported to it official Mexican government actions prior to our ambassador learning of them. The FBI's network got "very close to the President-elect."

1204. Legat Paris discloses that so far from secret was the FBI operation there he was requested to appear on French TV.

1743. In addition to disclosing FBI operations in France this record discloses what the FBI means it has to withhold, the identifications of a French police component and the names of four of its higher officials who cooperated with the FBI. It also provides the name of one who allegedly was a mental case, a much more hurtful disclosure than some of the things for which the FBI has made (7)(C) claim. (In fact it makes this kind of disclosure throughout the records provided.)

2432. One page from this serial attached, from Minneapolis LHM of 2/11/64. It discloses, as above, the name of a foreign police component and of one of its cooperating officials.

1968. Discloses FBI operations in Mexico and the names of several government units that cooperated with it and of officials and the providing of records.

2575. Discloses the cooperation of the British Foreign Office, including its providing of copies of its files, with their file numbers, to the FBI.

3041. Discloses FBI operational in Mexico, names of sources, etc. Although the record itself requests that it "be classified as confidential to protect Bureau's operations in foreign country," this was not done because while originally classified "SECRET" it also was declassified by 3002 and so states. This means a formal determination not to classify and withhold records proving FBI foreign operations but to disclose them.

NR 4/7/64. Discloses cooperation of various Mexican government and US government agencies, including FBI.

NR 4/14/64. Discloses names of cooperating Mexican government units and officials.

NR 4/23/64. Discloses cooperation of Portuguese police, PIDE

NR 6/16/64. Discloses Italian government cooperation with FBI.

From 105-82555, the FBIHQ "Oswald" File

127. Legat Mexico discloses that the FBI conducts investigations in Mexico and that the CIA operates there.

FBIHQ to

124. Legat Paris discloses that the CIA is operational there and by "coordinate locally with CIA" says that the FBI operates there. Also states that CIA has Swiss sources.

127. This internal FBIHQ memo states that the CIA is operational in Mexico and has what is referred to as "a sensitive CIA operation" there. (This really refers to photographing those who entered other embassies.)

1998. While in and of itself this record discloses what was within the public domain in part from what was published that it refers to, that the FBI was operational in Ecuador, it has greater importance. The FBI was worried about the consequences of disclosure that it could still produce World War II records of its operational activities, including records of payment to informants in Ecuador. It feared that letting this be known could lead counsel for defendants to use the "smacks decision" to explore our handling of informants and get its hands on our records." Hoover overruled them and made this and more public. As a consequence it became known that the FBI's paid informants included even the president of that country. The disclosure caused not even a ripple. The seas of international relations remained calm.

2196. Discloses that the FBI is operational in Mexico, that as of the time of the cable "79% of agent time presently being utilized in this investigation," and that they had, to then, travelled about 4,000 miles on these investigations in Mexico. While the FBI has also withheld it, on this record it discloses that Clark D. Anderson was the Legat.

Also

2595. Legat discloses that the FBI is operational in Mexico and contrary to your testimony it discloses a map sheet. (Not by any means the only such disclosure, despite your testimony. The FBI has also assented to their publication.) It also discloses the cooperation of "several different Mexican police agencies."

2673. Discloses cooperation and providing of records of "Mexican Ministry of Government" and FBI's continuing operations and investigations there.