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March 28, 1978

Mrs. Lynne K. Zusman, Chief
Information and Privacy Section
Civil Division, Room 6339
U.S. Department of Justice
Washington, D.C. 20530

Re: Weisberg v. Department of
Justice, C.A. No. 75-1996

Dear Mrs. Zusman:

As you will recall, on the evening of January 15, 1978, you phoned me in response to a letter I wrote you on December 26, 1977 inquiring about the rate at which my client, Mr. Harold Weisberg, would be compensated for work done on this case. During our conversation you offered to pay him \$75.00 per hour for work on the project he has undertaken at your request. You stated that Morton Halperin had been paid at this rate for consultancy work which he had done for the government.

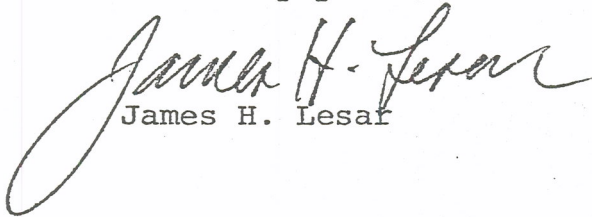
Mr. Weisberg ultimately agreed to accept this offer. Subsequently, in the latter part of January, I discussed with you the possibility of the Department's making an interim payment to Mr. Weisberg pending completion of the entire project. At your instruction, I wrote Deputy Assistant Attorney General William Schaffer a letter in which I described the nature of the project, what Mr. Weisberg had done and would do, and requested an interim payment in the amount of \$6,000 for work which Mr. Weisberg had already done.

The date of my letter to Mr. Schaffer was January 31, 1978. Approximately two weeks later I received a call from Dan Metcalf in which he stated that he had read my letter to Schaffer and become concerned that the rate of pay was excessive. He explained that he had had only a hurried conversation about it with you, and that he wouldn't be able to confer with you about it again until you returned from a trip the following week. I told him that by the time you returned, I would be in San Diego, so the matter was put off.

Weisberg's position is that he was offered \$75.00 an hour and he accepted it. He is quite angry that there is any question at all about the rate of compensation. Before he completes his project, I would ask that you state, in writing, whether the De-

ment intends to honor the offer which you made to Weisberg on January 15th. If we are going to have to litigate this issue, too, I feel that we are entitled to know that immediately, and Weisberg insists upon it.

Sincerely yours,

A handwritten signature in cursive script that reads "James H. Lesar". The signature is written in dark ink and is positioned above the typed name.

James H. Lesar