

Notes to ACLU/ Lynch - full of fees appeals open
sent earlier without
notification

THE DEFENDANT'S DISCOVERY DEMANDS

Over and over again the brief refers to these demands as merely "simple," easy to comply with and even requiring less time than the preparation of the affidavits I filed after discovery was demanded and then ordered. In my memo I described this as a knowing misrepresentation, as I believe I did at district court when I alleged burdensomeness, excessiveness, harassment and ulterior purpose in addition to a lack of need and other objections. The case record holds my unrefuted statement that it was possible that I might not live long enough to fully comply with these demands. There is no doubt that the Department's counsel knew these demands were anything but simple and easy to comply with, ^{or} requiring very little time for compliance. To reflect their intention that these overwhelm me, be impossible to comply with, excessive and unending I attach copies of the interrogatories and request for the production of documents.

When they knew I had no other counsel and no assistant I cannot explain their inclusion of both other than as a means of prejudicing the record and making it appear that I have means I do not have.

Under "definitions" they are so inclusive they include everybody's diaries

As you can see the actual interrogatories do not ask for any reason to believe records exist, which would have been all that was necessary if the purpose had been to obtain leads for searching. Each one begins with a demand for "each and every" fact and "each and every document."

The request for the production of documents likewise is unnecessarily broad and all-inclusive as well as endless. It also demands each and every again, with the word "all" relating to documents. Merely identifying the files from which such documents would have come so that they could be refiled would have been beyond me.

I therefore had no choice but to provide copies instead of copies for inspection and their copying - and these would have been what I had already provide attached to affidavits & appeals

Some of these interrogatories, like 5, are both impossible and frivolous because they do not even claim to have made any such searches. So also is 8, which refers to

what without dispute I provided in each instance before the interrogatories were drafted, reason to believe such records exist. With all-inclusive requests this question cannot have any proper purpose and is harassment and stonewalling. ^{Providing} The companion document requests ^{is} ~~are~~ impossible, absolutely impossible.

In addition to providing substantial evidence that in all these instances the FBI had and had not searched for or provided the relevant records, in some instances, as with the Dallas police tapes, I provided all I had and more than I needed, including their own record of ~~making~~ ^{having made} the tapes. This was followed by a series of sworn-to lies by Phillips, who merely improvised new lies as I proved each to be a lie. With William Walters, for example, I produced their own record stating exactly how information was to be hidden and not found on search. (#3)

Many other are fully answered in the case record. For example 5(a): I was given a partial transcript of an intercepted Garrison phone conversation in other litigation, and I provided the correct identification of the file from which it came. Obvious, although the FBI required none of this information from me, in that instance it required nothing else. Moreover, the DJ disclosed about an inch thick of legal-sized pages, single space, of transcripts of tapping and bugging him which includes JFK assassination material and because it relates to him is obviously within that request. *(This was when they indicted him. He beat them.)*

With regard to 5(a), their own search slips does not include a single organization, only a couple of the obvious people, like Shaw and Ferrie, and this is made even more ridiculous by 5(c) when their own clippings file provided more than enough.

It was all public domain and is reflected in the main files. *I provide DJ lists with my efforts*

Interrogatory 6 was earlier answered in full in an ignored affidavit. Besides which the FBI knows that it does not file by subject, as Shea told me, so it knew he could not have intended a file that did not exist and could not exist.

I have looked at these again and in each and every instance more information than would have been required - if any had been required, as none was - I had already provided.