

10 November 1966

Dear Dave,

Your letter of November 6th does not address itself to the issue of bad faith, which, I indicated in my letter of the 4th, I could not overlook. Here is an exact copy of a passage in a letter you sent me on October 13, 1966:

I would like to know why I do damage by talking to him (i.e., Liebeler) about published arguments in a hallway or in an office when he has faced the same published arguments from others (including yourself) on a podium. Will you please be assured that nothing further than that has or ever will take place with him?

This letter was followed by a phonecall in which you reiterated that you intended to do nothing more than to sit in on Liebeler's classes and keep an eye on the progress of his "investigation."

That, in turn, was followed by your last phonecall and the news that you had made a discovery proving conclusively that Oswald was innocent, that you had told Liebeler about your find, and that he had then communicated it to one of the other lawyers, in your presence.

From this it seems crystal-clear that the question has moved beyond the question of your judgment and involves a breach of faith of your part. You have disregarded your written and verbal assurances, introducing the issue of deception and falsehood. That is one element in the situation.

The other element is that you have confided what you consider a vital discovery to two of the Commission's lawyers but withheld it from the researchers. Since you are a free agent, you were fully entitled to do so, but you must also accept the consequences. I happen to regard that, as I told you repeatedly, verbally and in writing, before the event of your sharing your find with Liebeler, as ill-advised and treacherous. I have no obligation to cooperate with researchers whose word is not honored, whose judgments and actions are inimical, and who choose to share their information with the opposition but withhold it from the researchers, while not hesitating to seek information and assistance from them. I trust you will agree that I am entitled to decide that I do not wish to maintain any form of cooperation with someone whose behavior is unacceptable to me?

I don't wish you ill, but I am deeply disappointed and in fundamental disagreement with you about the course of action you have elected to follow. And I cannot reconcile myself to the breach of your assurances, on which you have not commented.

Yours sincerely,