

Rt. 8, Frederick, Md. 21701  
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Dear George, Herman, CBS News

Looks like Bud is granting your wish!

I look forward more to the potential of the motions he has filed if Sirica really means some of the things he said.

Because of the predictability of the kind of vile thing Alch did, in an effort to avoid it I have stayed away from Bud and his office since it became known that he represented McCord. One of the last times I was there, and didn't see Bud, an assistant United States Attorney told him I had been there. Small world, huh?

I'll have to be seeing him before too long, though. There are to be arguments in an ~~en banc~~ rehearing by the court of appeals in one of my Freedom of Information suits. I am satisfied the government committed perjury in this case (in fact in all three I have filed). From the first I have wanted Bud to press the charge. Before his recent testimony I had written him urging that he now do this. I hope he now will. It has been a common federal abuse for years, and nobody does anything.

Perjury is a crime. Suborning it also is. If Bud is willing to do what I want, he'll make the accusation (probably in my name) against an FBI agent named Williams, several lawyers, and perhaps others. Ruckelshaus' and Pat Gray's names are on the papers in this case. Or, they suborned?

If he does what I want, others also will be included.

You may remember that the Complaint in my first such suit, a copy of which I gave you, leaves beyond question that Kleindienst is a liar. In the case before the court of appeals, Justice tried to deceive the court about a letter I had written, Danaher made the mistake of believing them, and they were forced to certify to the court of appeals, too, that Kleindienst, then Attorney General, was indeed a liar. Well, in that first case, there was an unusual development when Bud was out of town. I saw the possibilities of getting a summary judgement, got hold of Bud's partner Bill and Jim Lesar, and by golly, we got it! Well, Justice got so uptight about all of this that one of Ruckelshaus' staff lawyers submitted a perjurious affidavit. I protested, and the man who declined to ~~make~~ <sup>disapprove</sup> it or do anything about it is this same "r. Clean, aka Ruckelshaus. I have all the correspondence.

When perjury is a way of life with Justice, what the hell can we expect of the witnesses they present?

Anyway, I think the situation in court may be better now, and I do hope Bud will agree with me. I know that Lesar, who has done the legal research and written the briefs, does, strongly.

Nice touch; in the case to be argued before the court of appeals, the judge in the court below was Sirica. I won before the court of appeals panel, the government asked for an ~~en banc~~ rehearing, the court first ordered it without arguments and now, ~~en banc~~, has decided to rehear. This is what provides the opportunity for Bud to do what I had wanted to do from the first, before the initial hearing in Sirica's court. In those days Sirica was still a hack.

One of the central issues is what is "an investigative file for law-enforcement purposes"? It will be precedent. Because Bud's estimate was that it would go to the Supreme Court and because he said he would take it there, I have let him handle it as he prefers. However, I have a hunch that, with what has happened, he may now be willing.

It shouldn't hurt McCord, either.

Sincerely,