

Dear Roger,

*Fleming*

10/7/77

It has been a long time. If I'd known how to reach you by phone we could have spent time together when I was sleepless and killing time in NYC prior to an appearance on Good Morning America.

This is in haste on the chance I can save a day if I take my wife shopping shortly, as is possible. It related to a major development, a very bad decision by a very bad judge in the spectro case. The immediate need to is build the record for appeal, for which we have 14 days from yesterday, by means of a motion to reconsider with attachments that will include another affidavit from me. By the way I have along and definitive one filed in this case together with one by Jim Tague, who is now a good friend.

Ferry and Carrico had left Dallas. I was taken ill and could not get to them. I've asked him for an affidavit without being able to sit down and discuss it.

However, he also has a copy of the press conference transcript. It was given to him by Hawks. I did not attach it to his affidavit preferring to have it available for a rebuttal affidavit if filed (the judge made it unnecessary by doing it on his own!) and as an attachment to the motion for reconsideration because there was never any doubt about the decision.

I can't find my copy. I have it but I don't recall how I filed it. So I'm asking for a new copy, please, and the best copy possible to file after the requisite number of copies are provided. It would be best on a xerox or similar machine because of this need.

If there is anything else relevant that you can spare, like a Weston statement that presents no problem, anything relating to a front wound or to the holes in the shirt, we can use it and would use it only as an affidavit attachment in court. I recall that Weston made a statement after his airing by CBS.

Your long silence has made me curious about your situation. Job yet? Writing book yet? Otherwise Okay?

What appears to have happened to me is an arterial complication not as yet fully diagnosed. It further reduces my working day, requires more rest, and has made a major reduction in the physical work I can do. I've been rebuilding my strength with some success over the past two months but this rebuilding to date is limited to the legs.

Hope your affairs and life are going well.

Thanks and best,