

6/11/75

Dr. James Rhoads, Archivist
The National Archives
Washington, D.C.

Dear Dr. Rhoads,

After I wrote you May 29 I received from my lawyer copies of the documents requested for the last of a series of times in that letter. I find in going over them that they are incomplete and to the knowledge of the Archives are. When to your knowledge and that of your staff this request was made in connection with a suit in federal court in which the government is respondent, I feel I must again complain about the apparent political motivation of the Archives in this matter and to record what you should know, my belief that this is a serious intrusion into my rights as well as capabilities in court.

I also ask that you direct full and immediate compliance with this request. I need and want everything in the archive dealing with the spectrographic and neutron activation analyses, exclusive of what was recently sent.

This material sent does not include copies of the well-known, the published, some documents I've seen in the past, or anything from the AEC except the one Eberold letter of 12/11/63. When the AEC has to date found it impossible to respond to interrogatories although under court direction to do so and when it began by lying to us about what it had and did, the omission seems less accidental.

As you know the FBI had stonewalled on this, insisting that I read their minds and thus learn whatever documents they have in their collective minds that they interpret as relevant to my request and needs in C.A. 226-75, on the frivolous basis that these documents are in your files.

One of the questions before the court now is of compliance. I now have to ask my lawyer to inform the court that even that which is not withheld cannot be obtained by a simple request and I shall ask that he request a postponement until I have all you can supply on this and have time to go over it.

As you realize, I am at your mercy on this. I cannot go to your files and select the relevant. In fact, I have no way of knowing how you have this material filed. I am entirely dependent upon your honorable and faithful execution of your official responsibilities.

This has already been damaging to me. I regard it as an official interference with the ability of the law and the courts to function and into my rights. If it is in any way more hurtful to me I shall ask counsel to inquire into the applicability of provisions of the recent amendments that I understand the Congress enacted to end this kind of abuse of citizens who seek access to public information.

Four weeks have now passed since I made other requests to which there have been no responses. Since then I have learned of a declassification in 1973 of which I have no record of having been informed. That was after the last regularly-scheduled declassification. My letter confirming this request begins with a request for all documents declassified since the last regular declassification.

I had asked for and that day received what was represented as all the Rosenko documents. I now learn that what I was then given is not all of them. I raised certain questions about the departure from norm in the declassification of those I did receive that remain unanswered. Although I then did not know of the existence of these other documents I correctly anticipated this added political influence at work under you and the penultimate paragraph of my letter of May 14, 1975 begins with the request that understanding required.

In this letter I also asked specifically about relevant CIA documents. There has been no response.

Without the deliberate intent to interfere with the workings of the Warren Commission by the CIA there have to have been CIA documents supplied to the Commission on the Nosenko matter.

If there are such documents I am entitled to know about them if they are withheld and the alleged reason for the withholding.

(And I did ask Mr. Johnson for a copy of every CIA document declassified since the 1970 declassification. I left a \$50 check to cover costs in the event my deposit was too low.)

Without the FBI's also engaging in deliberate withholding from the Warren Commission there simply have to be more FBI documents relating to Nosenko.

It seems entirely impossible that the staff of the Commission asked no questions about those documents with which I was supplied. The gaps in them are enormous and this was a question of greatest concern to the Commission, as the executive session transcripts you withheld from me improperly leave without doubt.

It now is public knowledge that the CIA was during the period involved intercepting all mail to the Soviet Union. I recall nothing in the Warren material reflecting that the CIA informed it of the fruit of this law violation. So, I add a specific request, for anything and everything in any way related to the interception of any Oswald mail, including but not limited to whether the CIA informed the Commission of it.

He was, I remind you, the only candidate for assassin. I do make this request with utmost seriousness and I do hope you will so regard it and unlike the record of which I am again forced to make complaint, see to it that I receive a prompt and full response within a reasonable time.

If you can make any explanation of the failure to comply with a simple request when that request was in connection with FOIA litigation and of the failure to respond in any way to my letter of May 14, I would appreciate it.

Sincerely,

Harold Weinberg