1/23/72

Dear Marc,

I read Sandy Ungar's piece on the Boston case, the DJ affidavit and related things with increasing depression, for it reminded me of so many times I have tried to interest so many decent people so hung up on their own thing that they are incapable of serving self-interest as well as others inherent in it.

It is not my purpose to chide you, but I can't now avoid reminding you how many times in the past about four years I have asked you to interest yourself in what I am really doing, what is really involved, and what its pitential is. Remember my asking you whether we could find a lawyer to help me with suits under the Freedom of Information law, beginning I think back in 1968? Well, had you been able to, had Richard, who had said he would, you mightntoday find a different court-room situation. Rather than the ease with which the government got off the hook in Boston with what is represented as no more than evasiveness, I have three cases in which perjury was committed. In two of them I so charged in court, in one for the second time right after 1/9/ of this year, that time constituting a new charge. To date it, like the other, has been without response, from the government official against whom I made it, the judge (Gesell) to whom I made it, or the U.S.Attorney. In the third case, which Bud handled, the perjury is incredible, as is the transparent intent to deceive the court. Bud declined to make the charge, but that case will soon come up on appeal and I have written him to ask that he go over the proof of perjury that I have provided him and to consider trying to use it now.

Do you conceive that the Boston and similar cases, as in Harrisburg, might be handled a bit better if even one charge of perjury against the Department of Justice could be sustained? Of course, this requires pressing that in my case requires the Department to want to prosecute itself. I think I have two cases where the Department suborned perjury, if it did not in all three. Is this today relevant? You are the lawyer, I am not, but I do have an opinion on this, and I do have some awareness of the number of such affidavits that are filed and of the number of people who go to jail based on them.

You guys are all fighting defensive actions, as I see it. Of course, I am limited by what little appears in the papers, which may be inadequate. My own experience in similar fighting goes back to a day long before most of you had any awareness. To my satisfaction, and I realize this may not satisfy you, I have concluded that the weak can win such battles only by taking the offensive, that they can then convert the fight into more than a defense, and that defense becomes more likely a success. In the past I have been able to get a conviction of a government agent this way, and you'd be surprised how much less trouble they've given me since. Not that they wouldn't like to. Or may not yet. ... You intellectuals, who were in that era too young to learn its lesson, have not gotten the full benefit of the Hitler-Mussolini-Dies period.

When one is as close to something as I am to the work that has dominated me one sometimes lacks true perspective. However, I think that had there been any real help available to me, ranging from a lawyer or a press conference to the facilities for printing the completed book of some of the contents of which I have, from time to time, kept you posted, when Burke Marshall did the incredible thing he did (letting an incompetent and legally-disqualified piss expert examine and then misrepresent the suppressed evidence on which Teddy with yet be hung), what could have been done could have been enormously helpful to a large number of people in many ways not immediately apparent to the uninformed. As you know, those I know who are uninformed are as a matter of their own choice.

Based on my own painful experience with decent people who are so involved in their own interests they have also lost perspective and can t see what relates, even though I knew in advance this was coming, probably the only one who did, and knew its capability, I asked for help from nobody. This experience told me that would be a waste of time. So, I devoted myself into doing that which might make even better possible where there is a possibility. I have done this with some success and less prospect of wasting that time. The enclosed memo is one to a young student. In address some of what I tried to tell Stavins, who may have known it. Best,