

Dear Jim,

CBS special-litigation: history HW 9/25/75

I write this soon after your second call on their claim to a need and right for an emergency hearing before Judge Williams.

One aspect is is this a genuine emergency? My copy of the CBS formal announcement is dated May 6, 1975. I knew about it long before the formal announcement and it was no secret.

But going by the date not of the completion of the planning for this elaborate and expensive production but by the date of formal announcement they claim an emergency four months and thirteen days later?

I don't know when Esther was first in touch with you, Bud and me but I have a note of thanks from her dated 6/6/75. She was here 7/1 and aside from earlier conversations we then had very long conversation about the evidence. Emergency?

I could/look up my records but it was long, long ago that they got Frame-Up from me. The planning actually predates that because with time I can produce earlier orders for the other books if not also Frame-Up, from the CBS library. There was at least one call from the CBS librarian when a researcher was there. It was a woman but I can't say Esther. This was before I heard of Esther because I didn't then catch the name. I don't, however, think it was Esther but was another woman on the (overall) project.

I remember that before you met her Esther had been reading Frame-Up. They have, as I recall your reflections of it, now asked to be able to test nothing not in Frame-Up. Or, there is on this added basis no genuine emergency. This, I think we should allege, is no more than another commercialization of the subject on the basis of a) their professional experience and knowledge, b) the time lag and c) their doubling the amount of time and thus the cash revenue from the show.

I'd gotten this far when you called to say that Bud could not get to talk to Williams directly but got the message that Williams is going ahead tomorrow anyway.

I may as well send you the dates for your records.