

Dear Jin,      CBS special

9/25/75

Esther Kartiganer did call me this morning to ask if I had changed my mind on appearing on the show. My letter to Rather had been forwarded to New York, she presumed, because he is now sed there.

She put it negatively, assuming I had not changed my mind. "Correct," I responded.

She interpreted your response as a threat to sue CBS only. I corrected her, saying that while I had not said what you filled it is an "Opposition" in which you oppose the CBS effort but as understood it your view is that CBS can go about this in a manner that confronts counsel with a decision as to whether or not to sue.

She apologized for not wing copies of all the court papers. I said that I am prepared to keep my word and read them to see if my judgement is correct without reading them I can have no bias.

She did not say that she would have copies sent to me. She did say she'd call me again in a couple of weeks.

When she asked what is now I updated her on your situation, being careful to note that the need to respond to the CBS move caused you to get that much farther behind.

It was not an unpleasant conversation.

However, I do believe that not sending me copies of the papers can be meaningful. If they want me to appeal and if I have declined on the basis that their action confronts me with a conflict of interest because their move is prejudicial to Ray's interest, they ought to want me to read the papers if they do not have reason to believe that reading them will not persuade me to change my mind.

Another way of putting this is that they and do understand how I do find what they have filed to be prejudicial, as I outlined to Esther earlier.

Still another way is that they agree.

Best,