

4/12/75

Dear Jim,

Haile/Appeal

In between bouts with the outside work I've been trying to catch up. But I can't do this with the care I'd like.

I've just skimmed Chapdelaine's Petition of which you sent me a copy a while back.

It reinforces my belief that when Bud copped out I did the right thing in filing pro se charges against Haile with McRae and McRae's refusal to do anything about them - he said in chambers he had not read them - is separate grounds for achieving a modicum of justice, which is separate from vengeance against Haile.

Of course in all of this I'm also assuming the accuracy of what Chapdelaine cites. I have neither independent knowledge nor a means of checking.

What I have in mind in particular begins on page 11 of this Petition, graf 12, and continues to the bottom of page 13, graf 28. Not entirely inclusive but a pretty fair percentage of the grafs, ~~12-6; 18-22; 24-5; and 28.~~ 12-6; 18-22; 24-5; and 28.

Pursuing this is not only against Haile. It is against McRae and it seems to me completely destroys any possibility of impartiality. He had personal knowledge of these offenses. I am entitled to his protection when I am under his control and I would think more so when under his protective order.

Out of my presence and when I was not represented by counsel he showed prejudice as a consequence of Haile's misconduct. One immediate effect was for Bud to drop the plan to use me as a witness, and on this McRae also addressed himself without any inquiry, which can be justification of Bud's decision.

Among the explanations available is eavesdropping on my chone and/or yours.

Maybe Jimmy's mail.

But Haile could have had no normal way of knowing he had to wage this campaign against me.

Without pro forma contest all the charges you and I made stand. They amount to the requirements of Chapdelaine's citations.

I am suggesting that this is an alternative approach now and an essential one if not before then before 6th circuit, where their resentment at Haile's lobbying even he admitted.

If I had more in mind I've forgotten it because I was interrupted here about seven hours ago.

I do think there should be some legal research on whether McRae made an error in ignoring my formal charges against Haile. I think he made a serious error and I think the seriousness and the lack of innocence is well substantiated by the prejudicial misconduct from Haile that he tolerated, against both of us prior to and in court and against Bud prior to court and against all of us in the public press.

McRae not only tolerated it but he tolerated repetition. He tolerated a threat against himself and the sanctity of the judicial process and he tolerated the carrying out of this threat which in itself to an impartial judge would have been enough to get the whole case tossed out and a judicial investigation started. Remember, this was the mandate he had from the 6th circuit.

Best,