

3/1/77

Dear Jim,

It did not occur to me until after we spoke about the OPR gang including a telephone call with you as an "interview" that you might want to carry this further.

Now if they call a phone call an interview ought we not wonder how many others there are? Or if their call to Jerry Ray is one of the 40? Of why they did not "interview" him when they criticize the Bureau over him?

You will probably have written your letter by the time you get this. If so I suggest you consider another letter.

In it I would say that in the spirit if not the letter of Jencks and certainly in the spirit of being able to inform him at the right time you would appreciate a list of these 40 and the character of the interview, ~~is~~ that is, personal, phone conversations, etc.

It is virtually certain that Dan Christensen is one because he heard from Shaheen. It is also virtually certain that most are FBI agents who served self not inquiry.

We now know a number of those regarded as eyewitnesses. It would be good to know, in terms of feeding back to Bell, how many - if any - of those were interviewed. If there were none then obviously there was no check on the FBI's word. I have some reports I know are not faithful.

And then there is the fact that there is a defense investigator. It is to the Department's knowledge that he does have detailed command of the fact of the case and of the FBI's investigation of it from his FOIA actions. Shaheen has personal knowledge and responded to a demand with an affidavit. So the boss of the task force knew. Yet in all those months they made no single inquiry of him? Not even after Shaheen knew he charged the FBI with non-compliance in this matter, the same FBI Shaheen supposedly was investigating?

I think you'd have little trouble buttressing Bell's doubts.

Hastily,