

Frazier
Robert A. Frazier- Curbstone- Depositions

2/25/77

Yesterday Frazier testified to having made a microscopic examination of the curbstone-personally.

There are no notes of any such examination in what we have been provided.

He also testified that the ring out of various tests indicated on the form we were provided re the spectro on the curbstone indicates which of the tests ordered is included and attached to the form. Micro was crossed out.

However, we were also assured that as a substitute we were being provided with all the raw material rather than the final or finished reports, which we were told do not exist.

Therefore, failure to provide us with any notes or report on the microscopic examination, means that reports are still being withheld.

Frazier's deposition is our proof and on this basis is a basis for asking the recovery of costs.

There is particular point in this because he testified that there was only a smear and I have given you two FBI ~~30~~ FD 302s which says explicitly there was a mark.

If the mark was visible to the naked eye is there any doubt it was visible through a microscope?

This is not a frivolous issue in another way: poor as Shaneyfelt's pictures of the curbstone made from those he got from Willard and Underwood are, they are clearlt pictures that show a mark, on the Underwood by a pronounced difference in color that does not coincide with the "smear" in shape, in the Dillar that shows a circumference.

I suggest that after the date of the next depositions is decided you subpoena from DJ, if you cannot save the cost and ask for ~~it~~ them under discovery, all their pix of the curbstone of whatever origin and all relevant reports of any source of origin.

We have a chance to nail Frazier on this and I want to. He lied, under oath, on a subject in which he qualified himself as an expert and even demanded expert witness fees.

This alone can give many the outs they may be looking for.