

Richard Gallen
260 Fifth Ave.,
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11/6/94

Dear Richard,

In the almost two years you have had NEVER AGAIN! there have been made news development that would have helped make a success of the book, some enormously.

When, belatedly, you told me that it would appear this past September, and that was last year, I urged you to have it ready to print so that with any such developments, which I said were likely, they would make a natural and legitimate promotion for it.

This past summer Herman Graf phoned to explain why it could not be published in September. He then said what you had written me, that it would appear in March. At that time I urged him also to have it ready because such developments were likely. He indicated that he believed it a good idea. I know of no such preparations.

You will remember that I suggested that you make a copy of the manuscript available to the lawyer Brad Kizzia who was suing JAMA et al from Gary Shaw and Dr. Crenshaw. I suggested then that the trial might attract considerable attention that would help the book.

It hasn't worked out quite that way but it has worked out so that a publisher would have a natural and exceptionally good opportunity if he had a book to promote and knew how and then did it.

They have settled the case and Kizzia has written me to thank me for my "assistance." The only assistance I gave him was the manuscript. While they are not permitted to reveal the terms of the settlement it includes "by any measure a substantial sum" plus "rebuttal articles to be published in The Dallas Morning News within the next 30 days and in JAMA within the next three months or so."

I've read six large volumes of the depositions of Breo and Lundberg and saw nothing in them to lead to any such settlement. (By the way, David Belin was a defendant, too.) So I assume that the ms. of NEVER AGAIN! was of "assistance" to Kizzia because I gave him nothing else.

I'm sorry for both of us and for the country that you did not follow the opinion of me you once gave me as a compliment, that I am the most conservative man you've ever known and while what I say may appear to be extreme it usually turns out to have been understated.

As this again illustrates.

Sincerely,

Hurd