

FOI/Jenner/ Rules Evidence HW 11/29/72

Thanks for the "ulle story from the Times service 11/24/72. The Fed art did not appear in the Post and I credit it. The whole concept of a "secret of state", which for some reason the Post found not worthy of mention or editorial comment, is anti-American and unconstitutional and, without Congressional enactment, of dubious legality, but who has the <sup>right</sup> ~~power~~ to question it? With a NixonBurger (coined phrase) court? (Donald made it.)

The ban on hearsay bodes ill for any accused.

That "area of specialized knowledge" jazz is another remnant of WC procedures, the wrong expert seeking to testify when he didn't.

There is nothing in this not entirely consistent with Jenner on the WC or with the bar's generally repressive postures of the past and present. They've disbarred many whose sole crime was defending the unpopular.

This is, in fact, consistent with the only real consequence of the WC.