

1/28/70

Dick and Gary only,

Enclosed are my most recent exchange with John Nichols and the covering letter with which I sent a set to Bud - the only other person who will know about this nasty, rotten business.

There is little to add, save that I took another tranquilizer as soon as I finished it. I will be in Washington when he is. I will neither seek nor avoid him. I am scheduled to see Bud in the a.m., to be at the Archives at 11, pick Howard up, and then come home. This I will do.

Whether it is right or wrong, and in my own mind there is no doubt whatsoever (I'll welcome the development of contrary argument), if he pulls this I will do what I can to see that he gets what is coming. You both have a glimmer of what I have been working on, Gary has a better idea of the newer developments and their potential, and entirely aside from very strong personal feelings, I simply will not accept any theft of it which, inevitably, means alerting others to it and a defense against me.

But over and above that, I have accepted so much of this for so long a period of time, I simply will have no self-respect if I accept it. I often wonder if part of the problem I now have is not because I have so often for so long permitted others to do this to me with impunity, imposing on myself standards and concepts so foreign to the self-seekers.

I just cannot make more copies of John's letter, so I ask Dick to make one for Gary, please.

I will write Paul a simple letter telling him nothing about this but also telling him he is not to let Joan have anything that comes from me, no matter how seemingly innocuous. I have sent an extra copy of the letter to John to Gary, asking that he decide whether Paul should be informed in detail, for he knows Paul's unwillingness to either become involved in the despicable things some do or even acknowledge they exist. It is not just that I am passing the buck. It is more that I am so furious at this I really do not think I can make a dispassionate decision, even think clearly about it.

When Playboy finally tumbled to what Mark had used them for in their interview, which they had to put every available staffer on for three weeks to clean up before deadline, they asked me to clobber him. I refused. That day is past, as is that time, so far as I am concerned.

The only meaningful work John has done of which I am aware is establishing what has no relationship to the assassination, that Kennedy had Adkinson's disease. In his suit he seeks nothing others have not already brought to light, and in his papers he discloses no meaningful knowledge of any kind. He is, if you read these papers, merely seeking a rep. This, of course, is aside from what he does not want disclosed, his use of human cadavers, which merely repeats what is already known but is a valid disproof of the official fiction.

If he uses any of my work in his own writing, if I have to be my own lawyer, I'll sue him and the publisher, LOCK included (remember, Dick?) Sincerely,

1/28/70

Dear Bud,

Here are John's "response" to the letters of which you have a copy and of my today's answer. I am sending copies to Gary and Dick only, for as long as possible I want to avoid knowledge of his dishonesty becoming public or generally known. Although from his letter I know he will not be home when it might get there, I am mailing it this evening, with this.

Because he says he expects to see you, I am also sending it to you so you will, I most sincerely hope, be on guard and mention nothing of what I have told you to him. He is off on an ego-trip the likes of which we have only once seen, which is saying something.

You will not that although he will be only about 45 minutes from me, he has neither asked to see me nor accepted the invitation I extended him to see what else I have, again on his pledge of honorable behavior. He intends, without reasonable doubt, to try and steal it, too.

He may not realize he is off on an ego trip. I am no expert on egos or strange people. Or, as I would imagine, not being basically a crook, he has created a more decent picture in his own mind. But I am past the point of making distinctions. When I see what I have sacrificed so much for so needlessly jeopardized, when I consider how this has forced me and more, my wife, to live, the enormity of the debt I have accumulated and the impoverishment it has forced upon me, to the point where I must salvage paper that should be discarded and use carbon after it is discarded, I can accept no more. For me to permit this kind of thievery, especially after he gave his word, is to engage in self-emasculation. Neither it nor the other things will I do. He will use any or my work at his peril, and he little knows me if he does not understand that it can be a real peril.

Because he has yet to make any kind of contribution to what so many of us have worked so hard for, and especially because he makes no secret that he really believes I am trying to steal his nothing from him, actually saying it to others, who are stunned by it, I will have absolutely no misgivings about being a witness on his motive, which I conceive can be a legitimate defense to part of his suit, and I can and will do so in the certain belief it will be constructive. The last thing we want is cheap sensation or self-seeking, personal glory. I believe it is right and proper for sensitive evidence that would be misused to be denied those who would so abuse it. My own record is clear on this, as you should know from what I have shown you and the excellent publicity you know I have avoided for this very reason.

I am hopeful that, as it should, this will reach you tomorrow. I will still come to your office as soon as I finish depositing the lab samples on Friday.

Hastily,

Bad, Dick, Garry

1/28/70

Dear John,

I read your letter of the 28th and found myself wondering, with what can I compare it? What can illustrate its cogency, its logical, reasonableness, how describe its argument and "proof"?

From the beginning of time the world has been round. Your letter reminds me of a jealous contemporary of Columbus' saying, "I knew it all the time", and citing as proof the fact that trees grow upward.

I will not respond as I should. Since this past summer, when I laid my own work aside to try and do for you what could be done to help with your suit, I have known I have an anxiety condition. How long it existed before diagnosis I do not know. Were I to respond as your letter warrants, I'd merely upset myself more.

Practically nothing you say is relevant to what really amounts to a question of your honor, your integrity, the meaning of your word, verbal and written. It must be obvious to you that it is child's play to follow around behind me picking up the crumbs of my work. Any man with self-respect would not so demean himself, would control his ego and his greed - would neither glean crumbs nor violate word.

Perhaps, as you say, you may have "forced out" two documents. But it is more likely that you have picked up crumbs. I have told you quite candidly that I have been engaged, for a very long and costly period of time, in a systematic effort to force the production of certain suppressed evidence. I showed you some of it, on your word you'd not use it in any way until after I could get it printed. This letter makes it impossible for me to continue to trust you, which means I cannot continue to inform you of what I learn. I would have liked to. Even after all of this rather undisguised dishonesty on your part, believing it could be attributed to the temporary lack of control over ego, I offered to show all of it to you. That I cannot now do.

And I'll spell the reason out for you: it is to keep your ego and greed from fucking up what must not be. It is not because I am entitled to the fruit of my own labor, which I am, among people who honor the concept of honor.

Even after I go to the great trouble of explaining what happened, what I did, you then, consumed by ego, write "Am disappointed you have not asked me for my copy of CE397". Your copy! The one I showed you years ago, on your word of honor to leave it alone-the one that has been in POST MORTEM since August or earlier, 1967! The same book I loaned you, on your word to not use any of it.

In the previous paragraph, you refer, in connection with the autopsy sketch, to your just having "learned something about this which had previously not been mentioned". Possibly this is the case, but a man not the creature of an inordinate ego might have said, "to my knowledge". I am about to return to my autopsy writing, having researched the third book on it, but under the circumstances, I think it best that I not ask for whatever this is, for if it also turns out to be what I have accomplished, I doubt you'd believe it.

It is true that if you had persisted long enough you'd have gotten the autopsy authorization. However, there is little likelihood you would have until the time it was finally and so very disreputably put where it should have been all along. You do not and cannot have the proper context in which to use this, yet your overweening concept of self blinds you to the possibility that you may, indeed, actually impair what we seek, what you claim to be seeking, by destroying the possibility of proper use by those who have worked for just this.

There are parts of your letter that you have to know are not honest, aside from the childish self-justifications. For example, "I did not make a second or third request for the Autopsy Authorization because you told me it was "lost" and/or "misfiled". I had relied on trading you some documents and/or information of, in my opinion, greater importance for the Authorization when I came to need it." Parenthetically, this "need", aside from a false claim to having accomplished something or a cheap sensation of the kind that cannot help the quest for truth, is not readily apparent, nor do I recall any aspect of your suit in which it is needed. The fact is that you knew I wanted to reserve the use to myself, for I so told you, and you had no reason to assume I would change my mind. You have never, ever, offered to "trade" me anything, and I have never done so, either. You then say something that defies reason, only the knowledge it did exist, which you had not been able to come by through your own efforts, prevented your personal discovery of it. John, John, what has happened to you?

You justify what you have done - and you are, I am certain, unaware of the misuse already made of it - in that childplay with 399 by saying you "knew the back of 399 was mutilated", but did nothing until I showed you the pictures I alone, of all the men who had worked in this, had had made. How, pray, did you "know"? From the testimony, which without deviation says the opposite? For the non-pictures non-published? And if you had such knowledge, with your great interest in it, why did you not order this picture for yourself during any part of the long period of time it was possible?

I shall not argue copyright law with you, but it is simply incredible to me that you would copyright the work of another in your own name. This is all in the book I loaned you, and that is copyrighted, and prior to that was my "property" under the common law.

Again I digress to show you where you are going unless you can again achieve the balance, perspective and integrity of a genuine scholar. A week or so ago in Chicago, Mark Lane was a witness. Mark has always reasoned much as you have. He has always gotten away with his literary lightfingers simply because those of us he systematically robbed would not jeopardize everything by exposing him. This time, however, knowing about Mark, the DJ did a little research. On the stand they confronted him with his "copyright" of his Chicago book and the source from which he purloined it. Even assuming that out mail is inviolate, as only a fool would do, can you conceive that when the government is officially on notice that I am filing two suits they are not familiar with my own copyrighted work? Or yours, when you have filed yours? Can you visualize what will happen to your suit (and through it all of us), to your reputation? They will have little trouble showing this is not an isolated case, as you must know, for I do, despite the fact that no one has mentioned this to you. Now add to this the effect if they subpoena me as a witness for the government. And they show me a copy of my own book, where what you have "copyrighted" is set forth? Had I the disposition to shield you on this, which I do not and will not, is there any way I could? Or what would happen if I were to really unload on what to me is your clear, selfish rather than scholarly, motive, which I'd try to avoid?

To say that you are "keen" on citing "priority" is to say you are careful to acknowledge theft, but disguise it so only you and the victim know it. There is no comparison between a work on which any copyright would have expired and one not yet printed.

I asked of you a simple thing: that you tell me you would keep your pledge and not use what I showed and led you to, in all three pages of your letter there is no such indication, only the opposite. Yet you dare conclude, "I do not envision any conflict in our work"? Is this not to say you fully intend helping yourself to mine?

I quoted your own letters to you on this, perhaps forgetting your request that I permit you to keep POST MORTEM long enough to read it again, it had so much in it of which you were not aware. Your letter is non-responsive and, sadly, entirely silent on this point. I say "sad" not as a figure of speech but as a rather modest representation of the reality of what it discloses about your integrity. I would welcome any other interpretation I could put on this and the other contents of your letter, for, having trusted you and regarded you as a friend, I'd prefer believing anything but that you are dishonorable.

With the enormity of the field to cover, with your own considerable competences, why in the world cannot you go out on your own and make genuine, real discoveries, making some valid contribution to knowledge? Why must you retrace what you know has been done and pretend otherwise?

I am, really, also asking the physician to heal himself, asking you to search your own soul, learn your own motive. To this end I remind you that when we met in Silver Spring I told you that when I could get a lawyer I would sue. You said you, too, would sue. I suggested we combine forces. You made no response (although you did get me to help persuade those from whom you sought help, and I did stop off in KC and attempt it, apparently with some success). When you filed the suit, going over so much not original with you and adding nothing that I detected that was original with you, and when it became clear that you were at least skating close to stealing what you had promised not to, I again asked you to include me in your suit. Again you ignored this. You did not even have the courtesy to say no. Now I am in a position to sue, and the only thing thus far preventing the filing of the suit is our desire to exercise the great care you did not when you should have. Now, when you know that I will be able to take my own work into court in a proper context, you persist in thievery, for which, no doubt, you give yourself a less unpleasant designation - even after the warning that it requires the context only the man developing it can give it - and entirely unaware of its potential except for giving you a name.

Over the years I have come to realize that the greatest single problem "our side" has had is the dishonesty of those who were self-seeking. They have done what "the other side" could not against us, and they have laid a basis for seemingly legitimate complaint against us and our motive. When I came to realize this, I spent some time thinking of it. It then occurred to me that he would teach the pope religion should himself pray. How can we complain against a dishonorable Report or a dishonorable government when we, ourselves, are dishonest? It also became clear to me that if this enormous labor on which I have sacrificed health and future, in which I have bankrupted myself, is to have any meaning, I might, on occasion, have to establish the bona fides of "my side" to establish my own. To this end a year and a half ago I stopped everything and wrote a book that will never see the light of day - unless it becomes necessary. That gentlemen having comfortably abdicated, there is little likelihood.

You misuse credit, do not, really, understand serious motive in this case, having lost it all in personal ambition. If my objective were credit, I could have aired all I have kept to myself hundreds of times. But it would have been negative, counter-productive. Doing this would have been opposed to serious work as to the possibility of accomplishment. The time is long since past when a single sensation or a number can achieve results, save in personal feelings.

In any event, I speak bluntly, if less so that your record warrants. I do hope you will think it carefully through and decide you are and can be a man of honor, are capable of and will do original things to help what we all seek rather than taking the work of others and pretending it is yours. I also want you to be aware of the fact that if I never again make mention of this, I will not forget it and, given what I regard as a proper context, will do what I regard as necessary and right. Sincerely,



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RAINBOW BOULEVARD AT 39TH STREET
KANSAS CITY, KANSAS 66103 • AREA CODE 913 • 236-5252

SCHOOL OF MEDICINE
DEPARTMENT OF PATHOLOGY AND ONCOLOGY

January 26, 1970

Harold Weisberg, Esq.,
Route 8
Frederick, Maryland.

Dear Harold:

About the delay in answering your letter of January 6. I left town about noon Saturday 10 and it had not been received in our department at that time. However, it might have been received in our mail room that morning. On Saturday's the staff in both our mail room and this department are reduced and the mail room closes at noon. We give priority to slides and specimens sent in for diagnosis by other pathologists and hospitals. This priority is even above first class mail!!

I read your letter about 11:00 PM Monday January 12 on my return to Kansas City. It may have lain in our mail room over the week end. I did not retain the envelope. My reply was typed the next day in time for sending out in our 5:30 PM mail. None of my correspondence with you is dictate. I type it all myself and it is kept in my personal files not accessible to others in the department.

I have made repeated requests to the Archivist(s) for several items denied for diverse reasons including "cannot be located". A few were provided on the second asking after one rejection and a lesser number on the third asking after two rejections. I do not know why they were provided after previous refusals. Perhaps it was my persistence or change in viewpoint of the Archivist. Alternately you (or others) may have "forced them out", I do not know. In at least two instances I believe I have "forced out" two documents.

Harold, as you may know, I from time to time am in a position to do favors for persons in various law enforcement agencies. Occasionally I ask favors of them. Some persons who participated in the

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participated
in the investigation of the assassination have been stationed here
in Kansas City. I have obtained poor copies of two documents
which had been previously refused and upon sending copies of these
copies to the Archivist he responded by sending the desired items.

I did not make a second or third request for the Autopsy Authorization
because you told me it was "lost" and/or "misfiled". I had relied on
trading you some documents and/or information of, in my opinion,
greater importance for the Authorization when I came to need it.
Without the knowledge you had it I would have made an earlier second
or third request. This may or may not have been honored and if
honored I would not have known that you "forced it out". Harold I do
believe your possession of the authorization and my knowledge that
you possessed it prohibited and/or delayed my asking for it for the
second or third time and possibly having obtained it.

Earlier last week I, again, requested the Archivist to provide some
items once denied and others twice denied. In this request I included
the Autopsy Authorization. If it is provided, then my lawyers may or
may not use it in the suit. If it is not provided I will sue for it along
with other items not provided. I personally hope it will be denied. In
any event, I hope to some day, write an account of the flim - flam
involved and how you forced it out. If you have not previously published
on it I will ask your assistance.

As to the Autopsy Sketch, last week I learned something about this
which has previously not been mentioned but which will greatly embarrass
Humes, Boswell, and Finck. It is most unlikely that you know it but I
will be happy to divulge it to you when you get ready to publish. Just ask
me. at that time.

Am disappointed you have not asked me for a copy of my CE397. It is
flagrantly different from that on page 48 of volume 17 and the copy the
Archivist sent me at your request. Will be delighted to send it to you
if you want me to.

I distinctly recall that the Autopsy Authorization and the Autopsy Sketch
were not reproduced in the unpublished manuscript you kindly sent. Also
I do not believe you mentioned these things or if so you omitted bibliographic
citation. Otherwise I would have made a memorandum of it. I have no
such

(Nichols to Weisberg January 26, 1970 second of three pages)

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have no such memorandum in my files. Of your books I have (1) Whitewash, (2) Whitewash II, (3) Oswald in New Orleans, and (4) Photographic Whitewash. Should appreciate if you could tell me of your other books and where I can purchase copies.

Prior to meeting you in Silver Springs I knew the back of CE 399 was mutilated and that photographs could be had from the Archivist. I was staggered to learn the extent of this mutilation by study of your photographs. Some months later I sent the Archivist two items for background and detailed instructions as to lighting etc, for photographing CE 399 and other items. I purchased the resultant black-white and color negatives which embody features of photography highly characteristic, but not exclusive, to myself. From these purchased negatives our photographic department has made prints which have since been copyrighted. My photographs of CE 399 were not made from negatives taken at your request and instruction and to which you are entitled to your own copyright if you paid the Archivist.

Harold, I am quite keen on priority and correct citation. Enclosed are two reprints of some of my Scientific and Medical writings. I am quite proud to have dug up an early 1910 Polish paper (p 224) previously unnoticed, the findings of which were attributed to others in 1911. I do not envision any conflict in our work.

Shall be lecturing Friday afternoon January 30 at the Bethesda Naval Hospital. My plans after that are not firm. Have previously suggested to Fensterwald that we might get together.

Sincerely,


John Nichols

1/28/70

Dear John,

I read your letter of the 26th and found myself wondering, with what can I compare it? What can illustrate its cogency, its logic, reasonableness, how describe its argument and "proof"?

From the beginning of time the world has been round. Your letter reminds me of a jealous contemporary of Columbus' saying, "I knew it all the time", and citing as proof the fact that trees grow upward.

I will not respond as I should. Since this past summer, when I laid my own work aside to try and do for you what could be done to help with your suit, I have known I have an anxiety condition. How long it existed before diagnosis I do not know. Were I to respond as your letter warrants, I'd merely upset myself more.

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1/28/70

Dick and Gary only,

Enclosed are my most recent exchange with John Nichols and the covering letter with which I sent a set to Bud: the only other person who will know about this nasty, rotten business.

There is little to add, save that I took another tranquilizer as soon as I finished it. I will be in Washington when he is. I will neither seek nor avoid him. I am scheduled to see Bud in the a.m., to be at the Archives at 11, pick Howard up, and then come home. This I will do.

Whether it is right or wrong, and in my own mind there is no doubt whatsoever (I'll welcome the development of contrary argument), if he pulls this I will do what I can to see that he gets what is coming. You both have a glimmer of what I have been working on, Gary has a better idea of the newer developments and their potential, and entirely aside from very strong personal feelings, I simply will not accept any theft of it which, inevitably, means alerting others to it and a defense against me.

But over and above that, I have accepted so much of this for so long a period of time, I simply will have no self-respect if I accept it. I often wonder if part of the problem I now have is not because I have so often for so long permitted others to do this to me with impunity, imposing on myself standards and concepts so foreign to the self-seekers.

I just cannot make more copies of John's letter, so I ask Dick to make one for Gary, please.

I will write Paul a simple letter telling him nothing about this but also telling him he is not to let John have anything that comes from me, no matter how seemingly innocuous. I have sent an extra copy of the letter to John to Gary, asking that he decide whether Paul should be informed in detail, for he knows Paul's unwillingness to either become involved in the despicable things some do or even acknowledge they exist. It is not just that I am passing the buck. It is more that I am so furious at this I really do not think I can make a dispassionate decision, even think clearly about it.

When Playboy finally tumbled to what Mark had used them for in their interview, which they had to put every available staffer on for three weeks to clean up before deadline, they asked me to clobber him. I refused. That day is past, as is that time, so far as I am concerned.

The only meaningful work John has done of which I am aware is establishing what has no relationship to the assassination, that Kennedy had Adkinson's disease. In his suit he seeks nothing others have not already brought to light, and in his papers he discloses no meaningful knowledge of any kind. He is, if you read these papers, merely seeking a rep. This, of course, is aside from what he does not want disclosed, his use of human cadavers, which merely repeats what is already known but is a valid disproof of the official fiction.

If he uses any of my work in his own writing, if I have to be my own lawyer, I'll sue him and the publisher, LOOK included (remember, Dick?) Sincerely,

VIA AIR MAIL

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