

Jerome Agel
2 Peter Cooper Road
New York, NY 10010

8/14/94

Dear Jerry,

I sent a copy of Case Open to ~~Newsday~~ New York as you suggested. Silence since.

I've heard that Posner, unable to respond to what I expose of him and his book, is adding a lengthy character assassination to his Doubleday/Anchor reprint.

That for all practical purposes ~~preclude~~ precludes refutation or response.

I wonder if you know a reporter who could see what in my reporting day of the dim and different past was called a feature or a human-interest story in it.

In a young writer who runs from an old man who ~~has~~ has published a book proving he and his book are a fraud to commercialize a great tragedy and that he is - undeniably - a shyster, a plagiarist who uses the faulty work of a child as his own, ~~and~~ ^{and} a liar - a man who can't tell the truth even by accident.

Gerald Posner's knowingly mistitled Case Closed was highly praised by reviewers and reporters who did no checking at all. But this old man, a former investigative reporter, a Senate investigator and editor and a wartime intelligence analyst did ~~check~~ him out.

At 81 and in impaired health, able to walk about five minutes at a time if he goes slowly and uses a can^a and so frail he cannot handle a short flight of stairs, Posner still runs from him, unable to face him or his charges, and instead has substituted in the cowardly format that precludes response a character assassination in his coming reprint.

Even when it served his interest in court Posner was mute.

If I did not tell you the story that could interest a reporter if the reporter has any interest at all, Posner and Random House and the Times ~~were~~ are being sued not over the book but over an ad for it that uses, without prior approval, the pictures ~~of~~ of six men Posner's work criticizes. To influence the judge RH's lawyers gave him a copy of the book and a thick stack of reviews favorable of it. This was not relevant ^{so} ~~but~~ the plaintiff's lawyer filed a lengthy affidavit coming entirely from Case Open. No effort was made to refute the affidavit, meaning also the book Case Open, even when that ^o could have served their interest in court. *They could not.*

Could the Village Voice go for something like that?

Or any other paper? Not the ~~Times~~ Times, of course! It is being sued.

If you can think of anything, thanks,

Harold