

material was

1/1/69

Witnesses for trial  
Liebeler

Dear Moo,

In the past I have sent the office extracts from Liebeler's public statements showing that he and other lawyers kept 3x5 card files on their materials, including those documents classified, and a tape of what Art Kevin told me of what he learned from Larry Schiller at the time the Bradley thing began. This is that Liebeler had an enormous number of rolls of microfilm of Commission material.

Thereafter, when I was in New Orleans, I suggested to Garrison that he subpoena this material from Liebeler.

"Good idea," he said, "tell Dick Burnes".

I did. Properly, Burnes said that Garrison, not I, should tell him, that he should do nothing like this on my sayso. I asked him to talk to Garrison about this and I told Garrison his reaction. If either did anything more, I know nothing about it. I presume nothing was done. I regard this as a great loss.

There is no doubt in my mind that Liebeler, with or without the sanction of the Commission has a vast amount of their materials, including what may still be classified. There is likewise little doubt that he has everything they had on New Orleans, for his own statements that I have contain knowledge of what I have never been able to find in the Archives. If you consider the speech he made at UCIA May 5, 1967 alone, he must have quite a bit.

Late as is the hour, I nonetheless urge that you now subpoena this stuff and that, as soon as the action become public, there be a stakeout of his premises. I think the students there can arrange that.

Moreover, consider the position the federal government is in: a private citizen, Wesley J. Liebeler, may properly have what it regards as secret materials and a public official engaged in a criminal proceeding may not?

This time Liebeler will not be able to pull the phoney deal he did in New Hampshire for the Andrews trial. There is nothing in the world to prevent his honoring a subpoena duces tecum by registered shipment or delivery to some one your office might designate.

I think this will yield more than the subpoena for the pictures and X-rays.

I have and can bring with me Liebeler's voice, on tape, disclosing he has such things, and a transcript showing what some of the knowledge is! Imagine what you have here: what the Commission has denied and still denies, ditto for the FBI, and the New Orleans stuff at that. All Liebeler has to do is fight the subpoena and you have it made. Or worse, try and get rid of what he has. If he is seen leaving with any large kind of package after the subpoena, who will believe he is not unloading what has been suppressed?

If not a subpoena, I suggest a polite request of Habart, including his testimony about what was given him to give the Commission, including about Oswald-Mexico, which I have in the executive session transcripts. Guy Johnson also gave him information about Oswald in New Orleans.