

a.m. 11/26/76 postscript

To Tom Cushman

Regardless of the basic accuracy of this morning's Post Kesler story, there is much wrong with it, to Kesler's prior knowledge wrong with it. He did not indicate it was this story but several night ago he did phone me on a JFK story, to ask if I knew a name not in the story.

The reason for this postscript is that this is the second spook leak of what is covered by my long-standing and ignored FOIA requests. The first was the Post story of 11/13 alleging a secret Hoover memo. It is a non-story. Kesler told me they are not proud of it now, a statement not supported by his today's story.

With the surveillance I have long had such an inclusive request with the CIA. So long it is past their claimed lag. They tried to lump it in with my inclusive request. I rejected this, saying I did not want to wait until whatever time in the distant future they would admit to having completed whatever they decided to review.

I knew of these intercepts. When a friend filed an inadequate request I backstopped with an adequate one although I had already included it. Because Schweiker also knew and did nothing I made a separate request. I said I wanted it faster.

Mine also included the interception of Oswald's mail, certain when he was in the USSR.

While I have no way of knowing whether there was any such conversation I do know that the thing is utterly irrational.

The subject of the 11/13 leak is an FBI record.

Jim telegraphed Levi 11/13 and has had no response. Even acknowledgement.

Earlier in affidavit and beginning 9/16 and for several days in U.A.75-1996 we went into this. We had supervisory FOIA agents on the stand and I testified. They have reviewed these files three times as of then without responding to my requests that go back to 1968. I testified to this without even pro forma cross examination. By then I had a list of these requests made.

I have written Kelley, Levi and Shea repeatedly about this without response.

This is for your FOIA knowledge. In no case has the time of the claimed - and manufactured - backlog not passed with both agencies and DJ.

HW