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7/3/72. There is nothing like the evening TV news to put Lil to sleep. Literally. Most often it is Eric Severeid, unless he is the last thing one, which gives her too good a chance to doze off before his crack at doing it. So she rests on the sofa, feet on ottoman, head to the right, on her shoulder, and hands holding TMEP as when she took the last stitch. At this precise point the curse of the WATS line hit. A call from something valling itself GAC Properties, from some distant point, and beginning by asking, "Can you hear me alright?" So, SHE is no longer dozing and we'll now go into town so I can mail some things in time to save two days. As we took a pre-supper dip, SHE said, quietly and happily, "I'm glad I'M making such good time on the jacket for Je's grandson."

In Time you'll get to the N.O. coverage of the Cuban/munitions arrests. I presume I'd appreciate a copy. Unless the Times adds material to it, I won't need both. My chief interest, I think, will be in names. I'm asking a Dallas friend for the coverage there, if she has time to keep up with her clipping with all the serious illness in her family.

The IRS has done as I expected in my FOI request for the backstopping of the second Moore affidavit in the Gervais case, invoked the exemptions. I'll send my response after I finish it. I have it drafted but want to consult lawyers first. I think I'm right in seeing this as a unique situation where all the exemptions that would ordinarily apply have been waived and do not and where the legislative history is 100% my way. Gervais blew all their rights for them as I read the law and understand the precedents. If I am all alone on it, I doubt I'll go to court. What I didn't expect is that they just didn't send a copy of the affidavit itself, which was made public, in court and distributed to the press. It also makes them look worse.

I'm disappointed that there is what to me is so little imagination among the younger and those with more time and better facilities, that the defense, in fact, did not get a friend to use the FOI. How can they call the file in support of an affidavit a law-enforcement file when they do not charge Gervais with law violation and I asked for nothing except about him? Or claim they have to prtect their source when he has proclaimed in so publicly? Or call any invasion of his privacy on these matters possible? Each of their four claims to exemption from giving me this stuff falls on the law and its interpretations in court. Wish I had time to just enjoy it. This could make one helluva fascinating lawsuit and establish new principles of freedom of information if anyone had the interest. Best, HW