

JUN 6 1975

6/3/75

Dear Jim,

Not unexpectedly there have been no responses to some of the hotter letters of which I've sent you copies. There hasn't been time for some. For the most part I did not think response likely but I did think the time might not be entirely wasted.

When the two reporters who had asked to be informed about the affidavit, Hardner and Rothberg, had not phoned Lesar by late afternoon, I thought I'd try a novel approach. Zodiac has what amounts to an exclusive, if there is news in a federal judge being asked under oath to charge the FBI with perjury.

Once this would have been news.

Our next move will be to file a Motion to Compel, answers to the interrogatories. Not self-serving affidavits.

The law puts the burden of proof on the government and I suppose Jim will have precedents if not under FOIA. We did it in the previous suit and DJ had no objections. Bet they are sorry now, too.

My disposition is, if the judge turns us down, to see if there is a way of financing an appeal.

The liberal types will not go for it. But there will not be as solid a case to serve as precedent nor one with the legislative history. Or perhaps the resistance.

Yes, I am aware that Silbert prosecutes, too.

I've sent Tunney and Abzug copies.

Lesar was not able to get copies up to the Congressional office that is interested. Guess he slept too close to his usual late time and had to get home to babysit. Then there was a CBS researcher for three hours on the Ray case.

If there were organizational or financial support so that there could be a press conference there would be a better chance of getting attention and thus doing something.

However, it took six weeks to get mention of the 1/22/65 transcript and then the attention was good. If there is time tomorrow when I do a Baltimore talk show and if I can get a copy of the affidavit by then I'll try AP from Baltimore.

The delay in Congress, merely not being able to get copies there, can make a difference. The Virginia conservative who filed a resultion is getting flak from prosperous businessmen. The Maryland kids were to his office yesterday and phoned during a Paul Robeson special on Public TV we wanted to see/hear. Great man, great voice.

I can also try my friend at NBC, who has been downgraded to radio in a months-ago reorganization in the DC bureau. ABC has kept Schoumacher on assignment so he has not been able to get here.

The problem is imple: pressure on the finks.

I'll still have the conference the kids are organizing if I can keep them from temptation to take the wrong road, the one they think will make sensation being the one that can't work in D.C. When I can't reason with them they see. When I'm not with them their imaginations soar. If they keep it tight they'll have Congresspeople there.

I forgot to ask Newhall about Lane's scheduled attack on Phil Burton.

Meanwhile my local photo shop is so jammed I can have the necessary photographic work on the new evidence of fakery done in safety. Maybe I can get the kids to find one of their friends who has this as a hobby. If I can find a competitive situation the pictures showing fakery in the examination/analysis/ investigation of the curbstone are definitive. Meanwhile, I've given a conservative bait, Kilpatrick. He agonized a bit and I think he's probably in touch with Downing's office.

It is not that there isn't time. It is that the sooner the better in terms of what can be accomplished in the litigation and the serving of its needs.

If it can't beat the Rockefeller Report I'd wait for a while anyway.

No news on Post Mortem. The letter Playboy is supposed to have written me the 23rd hasn't come yet nor has there been the conference call there was to have been the following Wednesday. There is a Hollywood buff who is in TV but without influence who is trying to generate interest. He is talking to a writer named Rintel, the one who wrote the Clarence Darrow TV special or movie with Henry Fonda. Know anything about him? The Hollywood problem is fear of where the money comes from. He calls it LCN, which seems familiar but I can't identify it. He reports that as I suspected Freed is rapping off my King/Ray work not having been able to tie me in a meaningless contract. Best,