



DEPARTMENT OF STATE

Washington, D.C. 20520

MEMORANDUM

January 15, 1976

TO: L - Mr. Monroe Leigh

FROM: L - Michael Sandler *MS*

SUBJECT: HAK Interrogatories in Halperin Suit, and the Safire Request

Memoranda of HAK's telephone conversations are mentioned three times in the Responses to Plaintiffs' Interrogatories: on pages 5, 9 and 46-47. On page 5, it states that "brief summaries" of conversations were prepared, that the summaries were not complete, and that they may not be entirely accurate. On page 47, it says simply that records were prepared "in accordance with routine government practice, in order to facilitate implementation and follow-up of business transacted." At no point, and contrary to what William Safire states in his editorial of this morning, does it state that "verbatim" records were prepared.

Ask Carl

On page 5, it states that the telephone records were examined and that this examination did not disclose any conversations concerning Morton Halperin or the wiretap program for the period "prior to May 9, 1969". There is no mention in the interrogatories of whether the Halperin wiretap is referred to in records of telephone conversations that occurred after May 9, 1969 -- but note that, curiously, the interrogatories do not call for this information for the post-May 9, 1969, period. If the Halperin wiretap is mentioned in telephone records after May 9, 1969, those records would have been subject to Judge Smith's impoundment order of June 28, 1973.

On pages 5 and 6, there is a summary of the HAK telephone records which contain a general discussion of leaks. Some of these records may be encompassed by the second of William Safire's FOI requests.

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The Responses to Plaintiffs' Interrogatories also contain two general references to other telephone calls, one with President Eisenhower (page 2) and one with Chairman Wheeler of the Joint Chiefs (page 4). If written records of these conversations exist, they could conceivably become the subject of future FOI requests.

The authorization of the wiretap program, and HAK's relationship to that program, are discussed at length. The most significant references are on pages 17-18, 25, 28, 29 and 33.

L:MDSandler:dc

