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CITE DIRECTOR

TO: TEHRAN.

FOR HELMS FROM WARNER

REF: TEHRAN

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1. RESPONSE HAS BEEN DELAYED DUE TO NEGOTIATIONS WITH DOJ CONCERNING PROVISION OF COUNSEL FOR DEFENDANTS IN JOHN DOE V. MC CONE, ET AL.

2. PAPERS YOU HAVE RECEIVED FROM PLAINTIFF WHICH REQUEST CLERK OF COURT "TO ENTER DEFAULTS OF DEFENDANTS RICHARD HELMS,...ETC." REQUIRE NO ACTION AT THIS TIME BECAUSE OF COURT ORDER FOR A 90 DAY STAY OF PROCEEDINGS. DOJ ADVISES DEFAULTS WOULD NOT BE ENTERED AT END OF 90 DAY STAY WITHOUT FURTHER OPPORTUNITY FOR DEFENDANTS TO RESPOND.

3. NEVERTHELESS, DCI HAS REQUESTED BY LETTER THAT ATTORNEY GENERAL MAKE A DECISION REGARDING THE PROVISION OF COUNSEL IN THE JOHN DOE CASE. IN ADDITION, DOJ ATTORNEY HANDLING THE CASE HAS ALSO REQUESTED ATTORNEY GENERAL AUTHORIZE PRIVATE COUNSEL FOR THE DEFENDANTS. AS YOU KNOW, ATTORNEY GENERAL HAS ALREADY AUTHORIZED PRIVATE COUNSEL IN THE DRIVER CASE. WE WILL ADVISE YOU OF ATTORNEY GENERAL'S DECISION. BEST REGARDS.

4. NO FILE. E2 IMPDET.

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APPROVED FOR RELEASE
DATE: MAR 2008