

~~SECRET~~ 172243Z MAR 76 STAFF

18 MAR 76 05 08z

for AMB, fl (W)

CITE DIRECTOR []

TO: TEHRAN.

RYBAT EYES ONLY

TO AMBASSADOR HELMS FROM WARNER

REF: TEHRAN []

WITH REGARD TO DIRECTOR [] MR. DONNENFELD HAS PREPARED THE FOLLOWING LETTER AND REQUESTED US TO TRANSMIT IT TO YOU []

THE LETTER IS AS FOLLOWS:

AMBASSADOR HELMS:

AT YOUR FIRST AVAILABLE OPPORTUNITY, PLEASE DIRECT YOUR ATTENTION TO THE PAPERS SENT BY THE JUSTICE DEPARTMENT ON MARCH 3 VIA DIPLOMATIC POUCH RE BOHMER LITIGATION IN SAN DIEGO, WHICH WE DISCUSSED BY PHONE. JUSTICE DEPARTMENT AT THIS TIME WILL NOT HIRE OUTSIDE COUNSEL IN THIS CASE AND WILL NOT FILE ANSWER FOR YOU WITHOUT SIGNED WAIVER. WILLIAMS AND I HAVE TOLD THEM WE WILL RECOMMEND YOUR NOT SIGNING. AT MY REQUEST JUSTICE WILL ASK COURT ON YOUR BEHALF FOR EXTENSION OF TIME FOR YOU TO FILE PLEADINGS IN HOPES THAT MATTER CAN BE REVIEWED AT HIGHER LEVELS. PERHAPS "WAIVER" CAN BE REVISED.

WOULD BE HELPFUL IN OUR ENSUING DISCUSSIONS AND FUTURE ACTIONS, TO KNOW YOUR SPECIFIC RECOLLECTION, IF ANY, CONCERNING SPECIFIC EVENTS ALLEGED IN BOHMER COMPLAINT. IS PROPOSED ANSWER DRAFTED BY JUSTICE FOR DIRECTOR BUSH, WHICH WAS INCLUDED IN POUCH PACKAGE ALSO APPROPRIATE FOR YOU? PLEASE WIRE YOUR COMMENTS IN THIS REGARD.

AS PREVIOUSLY INDICATED, IF YOU ARE FACING DEFAULT IN BOHMER SUIT, WILLIAMS OR I WILL FILE "HOLDING" PLEADING ON YOUR BEHALF EVEN IF GOVERNMENT DOES NOT RETAIN US.

BEST REGARDS. E2 IMPDET.

~~SECRET~~

HR70-14
(U)

APPROVED FOR RELEASE
DATE: MAR 2008