

June 9, 1997

BY FACSIMILE

Nicki Kuckes, Esq.
Miller, Cassidy, Larroca & Lewin
2555 M Street, N.W.
Washington, D.C. 20037-6400

Re: Interview with Herbert J. Miller

Dear Ms. Kuckes:

Thank you for your letter of June 6. We are pleased that Mr. Miller appears to be agreeable to an interview.

With regard to the questions you raised, it is difficult to project with precision how long an interview with Mr. Miller would take. However, my best reasonable estimate is that it probably would last no longer than two to three hours. The topics of the interview would principally include: (a) records related to organized crime and racketeering to which he gained access while a Federal employee (and particularly records that he has had in his possession); (b) records maintained by the Criminal Division while Mr. Miller was Assistant Attorney General; (c) information related to the assassination of President Kennedy (including investigations into the assassination, discussions with others about the assassination, and liaison between the Justice Department and the Warren Commission); and (d) information related to Jim Garrison's investigation of the assassination of President Kennedy and his prosecution of Clay Shaw -- including contacts that Mr. Miller may have had with officials at the Central Intelligence Agency during the course of the Garrison investigation.¹

¹We understand that Mr. Miller may have provided legal representation to Walter Sheridan during the Garrison inquest. Although we certainly would respect an assertion of an attorney-client privilege on matters reasonably limited to communications with his client in regard to matters for which the client was soliciting legal advice, we trust that such an assertion of privilege would not be made in such a way as to interfere with our learning about non-privileged matters.

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June 9, 1997

Page 2

As I mentioned previously, most former Federal officials have cooperated with our efforts and we generally have not needed to seek the recourse of subpoenas and compelled testimony under oath for such officials. It is very much our desire and hope that Mr. Miller will be forthcoming and that there will be no need for his providing oral testimony under oath.

Please do not hesitate to contact me if you have any questions.

Sincerely,

T. Jeremy Gunn

General Counsel and

Associate Director for Research and Analysis

cc: John C. Keeney, Esq.
Acting Assistant Attorney General
Criminal Division

Carlotta P. Wells, Esq.
Civil Division