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Subject: (fwd) Court Denies JFK Records Request
message-ID: <011511Z10071996@anon.penet.fi> From: netcom.com!ixnews1.ix.netcom.com!howland.reston.ans.net!nntp.coast.net!news.kei.com!newsfeed.internet mci.com!in2.uu.net!nntp.inet.fi!news.csc.fi!news.eunet.fi!anon.penet.fi!NewsGroups: alt.conspiracy.jfkFrom: an210075@anon.penet.fi (Scott Free)X-Anonymously-To: alt.conspiracy.jfkOrganization: Anonymous forwarding serviceReply-To: an210075@anon.penet.fiDate: Wed, 10 Jul 1996 01:10:20 UTCSubject: Court Denies JFK Records RequestLines: 92Court Denies Bid for Records in JFK DeathJudge had sued CIA for informationMichael Taylor, Chronicle Staff WriterThe U.S. Court of Appeals in San Francisco ruled yesterday against aChowchilla judge who had said in a lawsuit that the CIA may haveinformation about a man possibly involved in a conspiracy to kill PresidentJohn F. Kennedy.David Minier, 61, acting as a private citizen, sued the CIA two years agounder the Freedom of Information Act after the agency refused to tell himwhether it had employed a Chowchilla man, possibly as an assassin. Athree-judge panel of the appellate court said the ``plain language'' offederal law ``expressly provides that the CIA is exempted from disclosingthe names of its employees."Minier, a Chowchilla Municipal Court judge, said he had not yet seen theruling and therefore could not say whether he will ask the U.S. SupremeCourt to hear his case.``I'm not really too optimistic," Minier said of his chances that the highcourt would agree to review Minier's brief against the CIA. ``I'd have tothink of (some legal tenet) that would interest the court enough for themto take it."In Sacramento, Assistant U.S. Attorney Camil Skipper, who represented theCIA, said, ``We are, obviously, pleased with the court's decision." Theappeals court was upholding an earlier decision by U.S. District CourtJudge Garland Burrell in Sacramento.Minier's crusade began after the CIA refused to tell him whether ClaudeBarnes Capehart, a mysterious well driller who moved to Chowchilla in 1976,was ever an agency employee and whether he was in Dallas in November 1963when Kennedywas assassinated.Capehart himself had told Madera County Sheriff's Detective Dale Fore thathe had done some work for the CIA. Minier and Fore later learned, through afriend at the FBI, that Capehart had worked on the Glomar Explorer, thedeep- sea research vessel that had raised a Soviet submarine from thePacific Ocean floor for the CIA. A woman who was Capehart's friend tolldetectives that Capehart had told her he was involved in the Kennedyassassination. Capehart died of a heart attack in 1989 at the age of 64.The appellate court, while rejecting Minier's claims, was clearly intriguedby this tale and particularly with the idea that Minier may have unearthedinformation that could shed new light on the Kennedy assassination.``Certain historical facts are unassailable, while others are constantlysubject to attack and, ultimately, remain shrouded in mystery andconfusion," Judge A. Wallace
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