

February 19, 1997

HAND-DELIVERED

The Honorable Frank W. Hunger
Assistant Attorney General for the Civil Division
United States Department of Justice
10th and Constitution Avenue, N.W., Room 3143
Washington, D.C. 20530

Re: Assassination Records Review Board Subpoena Request No. 9
(Lawrence X. Cusack, Jr.)

Dear Mr. Assistant Attorney General:

The Assassination Records Review Board requests that the Department of Justice issue a subpoena duces tecum to:

Mr. Lawrence X. Cusack, Jr.
104 Old South Road
Fairfield, Connecticut 06430

Mr. Cusack is reported to have original documents in his custody that relate to John F. Kennedy and organized crime. Lawrence X. Cusack, Jr. has reportedly been marketing these documents. We would like to schedule his deposition for March 18, 1997, at the Federal Courthouse in Bridgeport, Connecticut.

Please do not hesitate to contact me if I may be of any further assistance.

Sincerely,

T. Jeremy Gunn
General Counsel and Associate Director
for Research & Analysis

cc: Art Goldberg, Esq.

SUBPOENA DUCES TECUM
FOR THE PRODUCTION OF DOCUMENTS
AND APPEARANCE FOR TESTIMONY
BEFORE THE ASSASSINATION RECORDS REVIEW BOARD

TO: Lawrence X. Cusack, Jr.
104 Old South Road
Fairfield, Connecticut 06430

YOU ARE HEREBY REQUIRED AND DIRECTED, PURSUANT TO 44 U.S.C. § 2107, TO APPEAR BEFORE:

T. Jeremy Gunn, General Counsel of the Assassination Records Review Board, at the United States District Court, District of Connecticut, Office of the Clerk of the Court, Third Floor, 915 Lafayette Boulevard, Bridgeport, Connecticut, on the 18th day of March, 1997 at 10:00 a.m., and at the same time each day thereafter until complete, *or at such other time and place to which the parties shall mutually agree*, to testify under oath regarding records relating to John F. Kennedy.

YOU ARE HEREBY REQUIRED to bring with you, to produce and to make available for inspection and copying or reproduction at said time and place all books, records, correspondence, electronic recordings, photographs, motion pictures, and documents that are in your possession, custody, or control, and which are described in Attachment A hereto.

The production of documentary material in response to this subpoena must be made under a sworn certificate, in the form set forth, by the person to whom this subpoena is directed or, if not a natural person, by a person or persons having knowledge of the facts and circumstances relating to such production.

Inquiries concerning compliance with this subpoena should be directed to T. Jeremy Gunn, General Counsel, Assassination Records Review Board, 600 E Street, N.W., 2nd Floor, Washington, D.C. 20530 (202) 724-0088.

ISSUED AT _____

THIS _____ DAY OF _____, 199_____

By: _____

FRANK W. HUNGER
Assistant Attorney General

ATTACHMENT A

YOU ARE HEREBY REQUIRED to bring all documents and records now in your possession, custody, or control, that the late Lawrence X. Cusack, Esquire, who died on or about October 28, 1985, had in his possession, custody, or control during any portion of his life, or that relate to any records in his possession, including without limitation, handwritten notes, memoranda, drawings, photographs, tape recordings, motion pictures, and correspondence that relate to:

1. the assassination of President John F. Kennedy;
2. any association between any person(s) or organization(s) involved in organized criminal activities and Joseph P. Kennedy, John F. Kennedy, or Robert F. Kennedy;
3. any confidential financial relationship between any person(s) or entities and Joseph P. Kennedy, John F. Kennedy, or Robert F. Kennedy; and
4. any communications regarding the disposition, sale, or transfer of custody of original records regarding President John F. Kennedy.

You are required to bring with you all of the above-described documents and records, including, without limitation, any records you have in your possession, custody, or control that may be housed in any storage facility or vault in Atlanta, Georgia.

You are NOT required to bring with you any commercially published books, articles, videotapes, or audiotapes (or commercially available research materials) related to the assassination of President John F. Kennedy.