

RE 74-6011

24 April 1974

MEMORANDUM FOR THE RECORD

SUBJECT: Eugenio R. Martinez

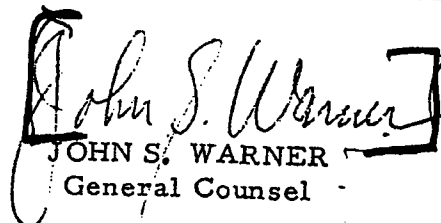
1. Today, Eugenio R. Martinez telephoned me from Miami, Florida, indicating that he had received a copy of my 18 April 1974 letter to his attorney, Daniel E. Schultz. The letter authorized Mr. Martinez to discuss with Mr. Schultz his, Martinez', prior activities for the Agency.

2. Mr. Martinez said he was concerned about answering some of Mr. Schultz' specific questions. He said Mr. Schultz planned to be in Miami in a few days to go over this with him. Mr. Martinez stated that he did not want to give any information to Mr. Schultz which might be used publicly and harm employees of the Agency or the United States. I told Mr. Martinez that Mr. Schultz is under an obligation to the Government, in writing, not to use any information publicly without prior clearance from the Agency. Furthermore, I said Mr. Schultz, as a lawyer, has an obligation to his client not to disclose any information without his client's consent. I told Mr. Martinez that his lawyer is entitled to a reasonable picture of his client's prior activities in order to determine how best to handle his case and that Mr. Martinez should consider very carefully the requests from his lawyer. I iterated that as far as the Agency was concerned he, Mr. Martinez, was authorized to furnish this information to Mr. Schultz.

3. I told Mr. Martinez that I would discuss the above matter with Mr. Schultz. Mr. Martinez said he appreciated my talking with him, and I thanked him for his efforts to preserve security.

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4. I then talked to Mr. Schultz, giving him the substance of my conversation with Mr. Martinez. I said that earlier I had discussed this matter with Mr. William Merrill, Special Prosecutor's office. Mr. Merrill had indicated that if there were any classified matters which were relevant he was sure that some method could be worked out to get them to the jury, possibly involving stipulations or furnishing them to the jury only under protective order or some other method. Mr. Schultz thanked me for calling about this, and I assured him again that we wanted to cooperate in every appropriate way with him and Mr. Martinez.


JOHN S. WARNER
General Counsel

cc: OLC
IG
Director of Security
Mr. William Merrill, Watergate Special Prosecution Force,
Department of Justice