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SECURITY INFORMATION

QUESTIONS FOR TELECON

REFERENCE A: SFRAN 0940 B: FRAN 0989

GENERAL

What is status of FEDREP Prosecutor's investigation of Apparat?

If finished, what is decision?

If not finished, why not?

If favorable, could similar decision be expected if FEDREP took over all EDJ cases REPEAT all EDJ cases?

If FEDREP took over, must U.S. sponsorship be admitted publicly?

Why ten-day delay in takeover?

In your opinion, does German public already believe U.S. sponsored EDJ REPEAT EDJ?

What further damage would result from public admission? For U.S. prestige? For FP Ops? For FI Ops? For FEDREP?

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CENTRAL INTELLIGENCE AGENCY
SOURCE/METHOD/EXEMPTION 3B2B
NAZI WAR CRIMES DISCLOSURE ACT
DATE 2007

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If U.S. sponsorship admitted, could EDJ activities be defended?
Could activities labelled anti-SFD by SFD be disavowed by U.S.
or minimized? Could White Book be prepared and made public?
When and how?

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EDJ LEADERS

Re Ref. B. para. 142.

Does present trial involve "separate operations" publicized in Frankfurt Rundschau, as well as EDJ ties with Apparat? If yes, Kinn has case anyhow.

Which EDJ leaders on trial were connected with Apparat?

Which EDJ leaders are presumed to have traced sponsorship back to official U.S.?

Re Ref. B. para. 143.

Why were only four leaders told to say they were working for Allied intelligence?

If Bischoff and Shiplack claim TS activities, then tie between TS and EDJ is complete as both were EDJ officials. If tie is complete, why should Luth deny it? On other hand, if only Peters was TS, why implicate other three?

**What statements have defendants made in previous interrogations?
Can these statements be used now by defendants?**

INTERVENTION BEFORE PRE-TRIAL

NOTE: Law 13 NOT Law 62 is Lex Kovrits.

If Law 62 invoked prior to pre-trial, will Kim comply?

If Kim complies, will judge insist on taking evidence?

If evidence taken justifies action, will judge order trial?

In other words, will Law 62 achieve desired final aims?

If judge finds evidence that EDJ was involved in stay-behind preparations independent of IS and orders open trial, Law 62 seems of no value unless U.S. sponsorship is admitted.

If U.S. interest admitted, Law 13 seems more appropriate.

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INVESTIGATION BEFORE OPEN TRIAL

NOTE: We assume that open trial in Hessian Court will result in substantiating Kim charges against EDJ and TS KEPEAT and TS thereby discrediting FEDREP as whitewasher.

Is FEDREP prepared to take over case before open trial starts?

If so, will Kim comply? Immediately? If not, what damage can he do in interim?

If FEDREP takes over, can Kim release evidence that U.S. sponsored EDJ? That EDJ undertook preparations for stay-behind?

Would FEDREP prefer that U.S. took over?

If we take over, under what law?

Will Kim comply?

Will we admit U.S. sponsorship of EDJ in taking over? Of certain activities only? Which ones?

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SPD ATTITUDE

Recommend that no approach to Zinn be made.

Did Reber see Ollensmar? What were results?

Have you discussed possible SPD reactions with FEDREP? If so, with whom? What results?

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