

EXHIBIT  
"A"

CRIMINAL 1827-72  
US V <sup>GEORGE</sup> GORDON LIDDY  
ET AL

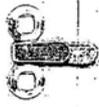
Lawrence F. O'Brien, et al, plaintiffs v.  
James W. McCord, et al, defendants  
Civil Action No. 1233-72  
R. Spencer Oliver, deposed  
Sealed

ON 1-5-73

ORDERED SEALED UNTIL  
FURTHER ORDER OF  
COURT. SIRICA, CJ.  
CAPITANIO, CR CLERK.

ORDERED

SEALED BY JUDGE SIR.  
James P. Capitanio  
Court Room Clerk



JUN 5, 1973  
10:25 AM  
JP Capitanio

Lawrence F. O'Brien, et al, plaintiffs v.  
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In Lawrence F. O'Brien, et al, plaintiffs v. James W. McCord, et al, defendants, Civil Action No. 1233-72 (D.D.C.) R. Spencer Oliver was deposed on September 8, 1972. Questioning by Henry B. Rothblatt, Esq., included the following:

- Q. I want to go into something else. I assume you had filing cabinets in there.
- A. Not in my office.
- Q. Where were the filing cabinets?
- A. In Maxine Wells' office.
- Q. Now, could you tell us, or would you tell us, what the filing cabinets contained, what the nature of the papers in the filing cabinets was? . . . . Deposition of R. Spencer Oliver, Id. at 48.

After objection, Mr. Rothblatt stated:

I want to know in a general way what the contents of the files are. He can guard his answers in any way that he sees fit not to give me any literal information, but I am trying to get it in a general way so I can determine to what extent damages have been suffered by the alleged plaintiffs, or the plaintiffs, whoever they may be. Id. at 51.

Later Oliver answered:

There was business and personal correspondence, records and materials of various kinds.

Mr. Rothblatt then stating,

- Q. Now, you have been a little too general for me. When you say "business correspondence, could you tell me more, sir? Id. at 53.

Later Mr. Rothblatt inquired:

- Q. Would you tell me, with respect to the correspondence, what areas it referred to? Did it have anything to do with anything other than your function as the executive director of the Association of Democratic State Chairmen? Id. at 57.

And Oliver responded, in part,

You have to understand that my relationship with many of the State Democratic Chairmen was personal, as well as political, and many

of the conversations that took place on the telephone and much of the correspondence that I received was of both a personal and a business nature. Id. at 58.

.... The main purpose of my being at the Democratic National Committee was to be their man at the National Committee; and, if they had a problem of some kind that they wanted solved, they could talk to me about it in confidence and get my advice and counsel as to how they should proceed to solve that particular problem that related to the state party organization or to their own personal political activities.

For that reason, a lot of the correspondence was of a confidential nature, and much of the telephone conversations were of a confidential nature.

Because that is the reason that I was there. If I had not been there, they would have had to deal directly on a business relationship with the Democratic National Chairman. Id. at 59.

Later Mr. Rothblatt stated:

That is what I am trying to do: ferret out which is the party function and which is individual political ambition, and who was he serving, and to what extent was he serving either or both. Id. at 63.

Later Mr. Rothblatt asked:

Q. Did any of them ever have any discussions with you about their personal political ambitions or the personal political ambitions of others that did not fall within the ambit of their responsibility as Democratic State Chairmen? Id. at 67.

Mr. Oliver, in describing the conversations in response to another question, stated of the State Chairmen:

A. They expressed personal opinions to me on many occasions about many political matters. We discussed many political developments on the telephone of all kinds. Sometimes it was merely just simply observing what was going on politically within the party, not particularly having anything to do with their ambitions at all.

But there were many lengthy conversations pertaining to political activities within the Democratic Party at all levels with many State Chairmen: Id. at 67 - 68.

Thereafter Mr. Rothblatt said:

I want to know to what extent they have been injured, as distinguished from people who were individually politically ambitious and using the Party Headquarters for their own political ambitions. Id. at 68-69.

And still later he inquired into the identity of persons who had employed the tapped telephone, for example:

Q. All right. Who is Mr. Robert Allen?

A. This is Mr. Robert Allen (pointing to his counsel).

MR. UNGAR: Let the record show that the witness has just indicated his counsel.

MR. ROTHBLATT: I am embarrassed. I did not associate the two names. Since you are the witness, I will have to ask the question of you.

By MR. ROTHBLATT:

Q. Was Mr. Allen, Mr. Robert Allen, in charge of -- did he have some capacity, either official or unofficial, at the Democratic National Committee Headquarters?

A. Yes. Id. at 116.

Later Mr. Rothblatt inquired into whether or not Robert Allen, Esq., or Mr. Oliver had "any contact" with certain enumerated political and anti-war organizations. He stated for the record:

It is my belief that some of these organizations that I am about to enumerate had something to do with giving misleading information to people associated with the plaintiffs, or the Democratic National Committee and other related organizations, which might have possibly led to the entrapment of my clients, and I want to know what the relationship was between these organizations and the Democratic National Committee. Id. at 126.

[For questions relating to other organizations see 122 - 141]

He also asked:

Have you or any of your associates -- I am speaking of the functionaries of the Democratic National Committee -- had any contact, either personally or in writing or by telephone, from any persons at the Republican National Committee or the Committee for the Re-Election of the President during 1972?

A. I can't speak for anybody else at the Democratic National Committee, but I had conversations with Harry Flemming. Any others, I don't recall.

Q. Had Harry Flemming ever given you any confidential information from the files or records of the Committee for the Re-Election of the President or the Republican National Committee?

A. Absolutely not. Absolutely not. Id. at 151.

- . . . .
- Q. Mr. Oliver, who is Terry Sanford?
- A. He is the president of Duke University.
- Q. Does he have any connection or affiliation with the Democratic National Committee?
- A. He was a candidate for President of the United States.
- Q. At this convention?
- A. Yes.
- Q. Forgive my ignorance. I am sorry. Id. at 151 - 152.