

Memorandum



Subject Motion to Compel You to Request a Special Prosecutor in Greensboro Matter	Date September 7, 1982
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To The Attorney General

From John Roberts *jr*

This morning Daniel Sheehan, attorney for the Greensboro Civil Rights Fund, delivered to me copies of a motion he is filing with the District of Columbia Court of Appeals. The motion seeks a writ of mandamus to compel you to file an application for the appointment of a special prosecutor to look into an alleged conspiracy among officials of the Department of Justice and other Executive agencies concerning the investigation of the violent confrontation that took place in Greensboro on November 3, 1979. According to the motion, lawyers for the Greensboro Civil Rights Fund submitted information to you on March 24, 1982, sufficient to activate the Special Prosecutor provisions, yet after expiration of the 90-day preliminary investigation period you filed neither a determination of unsubstantiation nor a request for appointment of a special prosecutor. The motion therefore asks the court to compel you to ask for a special prosecutor or to appoint one itself.

The motion alleges an illegal criminal conspiracy involving you, Griffin Bell, Benjamin Civiletti, Judge Webster, Gil Pompa, Brad Reynolds, and others, basically to prevent the grand jury investigating the Greensboro incident from learning about alleged involvement of federal agents in the incident. You are specifically charged with causing certain facts to be withheld from the grand jury, and causing perjured testimony to be presented. The brief filed with the motion also makes much of your reservations concerning the legality and desirability of the special prosecutor provisions of the Ethics in Government Act.

By letter dated July 19, 1982, Brad Reynolds, through Criminal Section Deputy Chief Stephan Clark, informed the lawyers for the Greensboro Civil Rights Fund that no steps had been taken to appoint a Special Prosecutor because the Attorney General had received no specific information of violation of federal criminal law. I thought you should be made aware of the motion and brief because of the personal allegations they contain.