

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

ERIK REINE )  
121 Mount Olive Drive )  
Roxdale, Ontario, Canada )  
  
Plaintiff )

v. )

Civil Action No. 15952

JURI RAUS )  
5103 43rd Avenue )  
Hyattsville, Maryland )  
  
Defendant )

DECLASSIFIED AND RELEASED BY  
CENTRAL INTELLIGENCE AGENCY  
SOURCE METHODS EXEMPTION 3B2B  
NAZI WAR CRIMES DISCLOSURE ACT  
DATE 2003 2006

A N S W E R

First Defense

The complaint fails to state a cause of action entitling the plaintiff to relief.

Second Defense

1. Defendant admits the jurisdiction of the court. He admits that the plaintiff is a resident of Ontario, Canada, and that the defendant is a citizen of the United States and a resident of Prince Georges County, Maryland. He also admits that he is and was in 1963 the National Commander of the Legion of Estonian Liberation, Inc., and that he is a person of responsibility and integrity whose word is likely to be credited among officers of the Legion and its various branches, excepting, however, Aleksander Alikas, Elmar Keerd, and August Kuklans.

Defendant further admits that the plaintiff has on several occasions come to the United States in the guise of a lecturer and exhibited a certain motion picture titled in english, "Creators of Legend," and, during the course of such lecture tours, has raised sums of money allegedly for the cause of Estonian liberation. The defendant likewise admits that the lectures and the motion picture purport to describe the plaintiff's experiences as a partisan freedom fighter in Soviet occupied Estonia.

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Defendant further admits that on November 9, 1963, at a special meeting in the City of New York of the Board of the Legion of Estonian Liberation and the Board of the Legion's New York City branch, in the presence of other board members, he did say that he was in possession of responsible information received by him from an official agency of the United States Government to the effect that the plaintiff was a Soviet agent or collaborator and on that account should not receive the cooperation of the Legion and its branches during the plaintiff's tours of the United States.

The defendant also admits having spoken to one August Kuklane, an officer of the Baltimore branch of the Legion of Estonian Liberation, in substantially the same terms as heretofore stated and for substantially the same reasons on an occasion earlier than those specified in paragraphs 6 and 7 of the complaint. However, he denies making the statements attributed to him as specified in those paragraphs.

2. As to each and every other material allegation of the complaint the defendant either denies them or is without knowledge or information sufficient to form a belief with respect thereto.

#### Third Defense

The utterances made by the defendant that he had received responsible information from an official agency of the United States Government to the effect that the plaintiff was a Soviet agent or collaborator were true.

#### Fourth Defense

The defendant made statements concerning the plaintiff only upon privileged occasions to persons privileged to receive them, and each such statement was made without express or actual malice in furtherance of the defendant's legitimate duties, responsibilities and offices.

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Fifth Defense

The defendant in speaking of the plaintiff as he did was exercising his right of free speech guaranteed by the First Amendment to the Constitution of the United States.

Sixth Defense

The maintenance of the present action by the plaintiff is contrary to the interest and public policy of the United States.

Seventh Defense

The defendant was privileged to speak of the plaintiff as he did, since the defendant was acting as an appropriate officer of the Estonian liberation movement.

Eighth Defense

The action, based upon a communication to August Kuklane, is barred by limitations.

of counsel:

Washington, D. C.

Washington 5, D. C.

Attorneys for Defendant

CERTIFICATE OF SERVICE

A copy of the foregoing answer was mailed, postage prepaid, this 3rd day of January 1965 to Ernest C. Raskauskas, Esquire, 1418 Rxy Road, Hyattsville, Maryland, Attorney for Plaintiff.

Attorney for Defendant

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ERIK HEINE )

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v. )

Civil Action No. 15952

JURI RAUS )

Defendant. )

NOTICE TO TAKE ORAL DEPOSITION

Please take notice that the defendant will take the oral deposition of the plaintiff, Erik Heine, commencing at 10:00 A.M., Tuesday, February 2d, 1965, in the offices of [ ] [ ], pursuant to Federal Rules of Civil Procedure, before George M. Poe, Notary Public, or some other person authorized to administer an oath.

[ ]  
[ ]  
Attorneys for Defendant

CERTIFICATE OF SERVICE

A copy of the foregoing notice was mailed, postage prepaid, this <sup>3<sup>rd</sup></sup> day of January 1965 to Ernest C. Raskauskas, Esquire, 1418 Ray Road, Hyattsville, Maryland, Attorney for Plaintiff.

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