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SECRET 212140Z

IMMEDIATE DIR CITE [] 3283

KEYWAY

REF DIR 98071 *

DESENSITIZED

FOR DOI 70-17

212140Z

1. ASSUME SUB JUDICE ASPECTS DO NOT APPLY CANADA AND IF SO THAT SMABOVES, WHILE POSSIBLE ABLE HOLD TO "NO COMMENT" LINE WITH NEWSPAPERS WILL HAVE TO ANSWER QUERIES ORIGINATING WITHIN THEIR OWN GOVT IN ORDER FOR MINISTER MAKE APPROPRIATE RESPONSE IF RAISED IN PARLIAMENT. IN VIEW RECENT FUROR AND CURRENT INQUIRIES OVER SPY CASES CANADA IF PROBABLE THAT IF ISSUE RAISED, OPPOSITION WILL HARDLY BE CONTANT WITH SUPERFICIAL RESPONSE AND WILL CONTINUE PROBE.

2. BASED THEIR OWN INVESTIGATIONS INTO HEINE ACTIVITIES, WE ASSUME SMABOVES CAN ONLY FIRMLY MAINTAIN THAT THEY HAVE INVESTIGATED HEINE AND FOUND NO EVIDENCE TO INDICATE HE IN ANY WAY A SOVIET SPY OR CONNECTED WITH SOVIETS. WHILE IMPOSSIBLE ANTICIPATE COURSE OF EVENTS THEREAFTER, PRESUME THAT THERE COULD BE ATTEMPTS BY PRESS AND POLITICIANS TO PUBLICLY AIR KUBARK/SMABOVE DIFFERENCES THIS CASE.

3. ON OTHER HAND, IF WE ABLE DISCUSS "UNOFFICIALLY" WITH SMABOVES ON BASIS PUBLISHED NEWSPAPER REPORTING WE MAY BE ABLE WORK OUT

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POSITION WHICH WILL AMEIORATE OR PREVENT UNDUE PUBLICITY TO RESPECTIVE POSITIONS AND RESPONSES BOTH ORGANIZATIONS.

4. ASSUME NO NEED TO POINT OUT THAT SMABOVES IN POLITICALLY EXPOSED POSITION AS RESULT KUBARK ACTION AND PROBABLY FEEL VERY STRONGLY THAT THEIR INTERESTES (I.E., RESIDENT CANADIAN CITIZEN NAMED BY HIGH LEVEL KUBARKER AS SOVIET SPY) SHOULD HAVE BEEN CONSIDERED IN THIS CASE BY, AT VERY LEAST, KEEPING THEM ADVISED OF DEVELOPMENTS. IF CASE HEATS UP IN CANADA RESULTANT DAMAGE SMABOVE/KUBARK RELATIONS COULD BE CONSIDERABLE IF WE HOLD TO UNTENABLE "NO COMMENT" LINE.

5. TORONTO GLOBE AND MAIL WAS ONLY MORNING PAPER SEEN BY STATION THAT PLAYED STORY. FIRST AFTERNOON EDITION OTTAWA JOURNAL CONTAINS THREE COLUMN REPORT AND PHOTOGRAPH INSIDE PAGE. STORY INCLUDES INTERVIEW WITH HEINE AND STATEMENT THAT SOLICITOR GENERAL SAID THAT HE COULD NOT COMMENT ON CASE UNTIL HE MET WITH () THURSDAY.

S E C R E T

CFN 3283 98071 SUB JUDICE NOT APPLY CANADA SMABOVES NO COMMENT HEINE NO EVIDENCE SOVIET KUBARK/SMABOVE AMEIORATE NO NEED I E KUBARKER SMABOVE/KUBARK NO COMMENT TORONTO GLOBE AND MAIL OTTAWA JOURNAL NOT COMMENT () THURSDAY

BT

*KUBARK position on Heine case is that since it now sub judice we are not able to comment.

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