

21 October 1983  
OLL: 83-2565/1

*SSCI*

MEMORANDUM FOR: Deputy Director for Operations  
FROM: Acting Deputy Director, Office of Legislative Liaison  
SUBJECT: SSCI Harper Case Hearings

1. On 19 October the SSCI sent letters (attached) to the Attorney General and the Director, FBI asking for briefings on the Harper case on 2 November. Key issues to be considered at the briefing are (1) a preliminary damage assessment and (2) more important, how our interagency counterintelligence coordination worked on this case.

2. Concerning coordination, the SSCI staff has "suggested" to us that CIA should appear at these hearings, remembering that the FBI public arrest affidavit for Harper mentions that a CIA penetration of the Polish service played a role in this case.

3. If you want to avoid appearing at these 2 November hearings, we suggest that you, together with an appropriate FBI officer (we would recommend Edward O'Malley, Assistant Director, Intelligence Division), personally brief Senators Goldwater and Moynihan. If you agree, we will set up the briefing to suit your schedule.



Acting Deputy Director  
Office of Legislative Liaison

STAT

Attachment

WILL APPEAR AT HEARINGS: \_\_\_\_\_ DATE: \_\_\_\_\_  
DDO

WILL BRIEF SENATORS  
GOLDWATER AND MOYNIHAN: ✓ \_\_\_\_\_ DATE: 21 Oct  
DDO

**Page Denied**

JAKE GARN, UTAH  
 JOHN H. CHAFFEE, R.I.  
 RICHARD G. LUGAR, IND.  
 MALCOLM WALLOP, WYO.  
 DAVID DURENBERGER, MINN.  
 WILLIAM V. ROTH, JR., DEL.  
 WILLIAM S. COHEN, MAINE

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DANIEL K. INOUE, HAWAII  
 PATRICK J. LEAHY, VT.  
 LLOYD BENTSEN, TEX.  
 SAM NUNN, GA.

# United States Senate

SELECT COMMITTEE ON INTELLIGENCE

WASHINGTON, D.C. 20510

HOWARD H. BAKER, JR., TENN., EX OFFICIO  
 ROBERT C. BYRD, W. VA., EX OFFICIO

ROBERT R. SIMMONS, STAFF DIRECTOR  
 GARY J. SCHMITT, MINORITY STAFF DIRECTOR

#83- 3213

October 19, 1983

The Honorable William French Smith  
 Attorney General  
 Department of Justice  
 10th and Constitution Avenue, N.W.  
 Washington, D.C. 20530

Dear Bill:

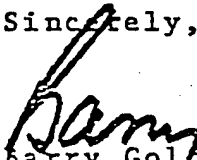
On October 15, 1983, the Federal Bureau of Investigation arrested James Durward Harper, Jr., after a federal complaint was filed in San Francisco charging him with espionage. It is our understanding that Harper allegedly received in excess of \$250,000 for classified national defense information which he sold to Polish intelligence officers abroad. Obviously, this is a case of high interest to our Committee.

Therefore, we would like to invite you or your representative to brief the Committee on this case in the near future. We are particularly interested to know how the inter-agency counter-intelligence coordination mechanisms operated in this case. As well, we would like to receive a preliminary damage assessment.

We are asking representatives of other agencies involved, such as relevant components of the Department of Defense, to participate in this briefing. Members of our staff will be available to consult with your representatives on the appropriate format for the briefing.

The briefing before the Select Committee is scheduled for Wednesday, November 2, 1983, at 2:00 p.m., in Room S-407 of the Capitol. In preparation for this briefing, please provide all relevant information to Committee staff representatives as soon as possible.

Sincerely,

  
 Barry Goldwater  
 Chairman

Daniel Patrick Moynihan  
 Vice Chairman

JAKE GARN, UTAH  
JOHN H. CHAFFE, ILL.  
RICHARD G. LUGARD, IND.  
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#83-3213

October 19, 1983

The Honorable William H. Webster  
Director  
Federal Bureau of Investigation  
Washington, D.C. 20535

Dear Bill:


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Sincerely,

  
Barry Goldwater  
Chairman

  
Daniel Patrick Moynihan  
Vice Chairman