

79 10: 3
AIRLS-

CN 8045

TBF
File

281635Z SEP 79

TELEGRAM

INDICATE
 COLLECT
 CHARGE TO

12065
E.O. 11652
TAGS:
SUBJECT:

FROM AMEMBASSY BUENOS AIRES CLASSIFICATION CONFIDENTIAL

GDS 9/28/85 (FRIEDMAN, TOWNSEND B.) OR-F
SHUM AR
(C) TIMERMAN COURT DECISION

7

ACTION:

SECSTATE WASHDC

C O N F I D E N T I A L BUENOS AIRES 8045

REF: (A) BUENOS AIRES 7929; (B) BUENOS AIRES 7963

1. C - ENTIRE TEXT.

2. WE HAVE NOW BEEN OVER THE SUPREME COURT'S DECISION
IN THE TIMERMAN CASE AND HAVE DISCUSSED IT BRIEFLY WITH
TIMERMAN'S LAWYER. IN SUM, IT WAS A NARROW DECISION
DIRECTED AT

~~THE ILLEGALITY OF TIMERMAN'S DETENTION~~
RATHER THAN THE UNCONSTITUTIONALITY OF THE LAWS UNDER
WHICH HE WAS DETAINED. IN THIS REGARD, IT FOLLOWED VERY
CLOSELY THE REASONING SET FORTH IN ^{REF} ~~THE~~ A. WE ARE SURE,
HOWEVER, THAT LAWYERS HERE WILL TRY TO EXPLOIT THIS
DECISION TO FIND BROADER MEANING AND APPLICATION IN IT--
IN FACT THIS WAS CLEARLY IMPLIED TO US BY TIMERMAN'S LAWYER
WHO SAID "THEY THINK IT IS A NARROW DECISION BUT WE SHALL
SEE."

AMB
DCM
POL 3
ECOM
POL/R
DAO
ICA
CHRON

CASTRO *Riz*

DRAFTED BY POL: TBF, FRIEDMAN: SZ DRAFTING DATE 9/28/79 TEL EXT 278 CONTENTS AND CLASSIFICATION APPROVED BY POLCOUNS: WHHALLMAN

CLEARANCES

DCM: MCHAPLIN *m*

CONFIDENTIAL
CLASSIFICATION

OPTIONAL FORM 153
(Formerly FS-413)
January 1975
Dept of State