

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

Mr. Tolson	
Mr. DeLoach	
Mr. Mohr	
Mr. Bishop	
Mr. Casper	
Mr. Callahan	
Mr. Conrad	
Mr. Felt	
Mr. Gale	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Mr. Holmes	
Miss Gandy	

NR922 44 PLAIN

10:33PM IMMEDIATE 10-25-72 ALM

TO ACTING DIRECTOR (139-4089)

FROM WASHINGTON FIELD (139-166) (P) 8P

00125 13/2
URS
TELETYPE

JAMES WALTER MC CORD, JR., ETAL; BURGLARY, DEMOCRATIC NATIONAL
COMMITTEE HEADQUARTERS, WASHINGTON, D.C. JUNE SEVENTEEN SEVENTY TWO

IOC. OO:WFO.

FOLLOWING INFORMATION BEING FURNISHED TO BUREAU AS MATTER OF RECORD:

LATE EVENING OF OCTOBER TWENTY THREE LAST, WFO CASE AGENT IN CAPTIONED CASE RECEIVED TELEPHONE CALL FROM WFO NIGHT SUPERVISOR WHO ADVISED CARL BERNSTEIN URGENTLY SEEKING TO SPEAK TO CASE AGENT. BERNSTEIN WAS CONTACTED BY SA LAM FROM HIS HOME AND BERNSTEIN IMMEDIATELY STATED HE WAS IN A BIND: THAT HE HAD TO FINISH A BIG STORY AND NEEDED TO KNOW IF HE WAS PRINTING THE RIGHT THING. HE WAS ADVISED THAT THERE COULD BE AND WOULD BE NO COMMENT MADE BY THE AGENT AND DIRECTED BERNSTEIN TO CALL CRIME RECORDS OFFICE OR ACTING DIRECTOR'S OFFICE IN THE AM. BERNSTEIN SAID THE MATTER COULD ONLY BE RESOLVED BY THE WRITER. BERNSTEIN SAID THAT HIS STORY CENTERED AROUND HALDEMAN OF THE

END PAGE ONE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/18/80 BY SP1A/TAN/...

ST-111 REC-21 139-4089-1414

Memo to AB, Dir
+ AB, Comm Div
10/26/72. EB, CW, am

58 FEB 28 1973

PAGE TWO

WHITE HOUSE. THAT SOMETIME BEFORE HUGH SLOAN TESTIFIED BEFORE THE FEDERAL GRAND JURY, HE WAS DE BRIEFED IN AUSA EARL SILBERT'S OFFICE. HE STATED THAT SLOAN TOLD SILBERT THE IDENTITY OF THE FIVE PEOPLE WHO HAD ACCESS TO CERTAIN SECRET FUNDS. IN ADDITION TO NAMING MAGRUDER, FORMER AG JOHN MITCHELL AND GEORGE GORDON LIDDY, BERNSTEIN SAID SLOAN TOLD SILBERT THAT HALDEMAN HAD ACCESS ALSO.

THE CASE AGENT ASKED BERNSTEIN WHERE HE WAS GETTING HIS INFORMATION FROM? BERNSTEIN COUNTERED BY ASKING WHY THE FBI DID NOT INTERVIEW SLOAN AND WHY DIDN'T SILBERT TELL THE FBI THIS NAME AND WHY DIDN'T THE FBI INTERVIEW HALDEMAN? BERNSTEIN WAS GIVEN A NO COMMENT ON THIS ITEM AND AGAIN REFERRED TO THE BUREAU HEADQUARTERS FOR ANSWERES. HE WAS ALSO TOLD THAT THE AGENT WAS NOT GOING TO REVEAL WHO THE FBI INTERVIEWED OR DID NOT INTERVIEW. HE WAS ALSO TOLD, AS HE WAS ON OCTOBER THIRD LAST, THAT THE WASHINGTON POST OUGHT TO STOP STEALING FBI MATERIAL AND PRINTING IT IN THEIR PAPER BECAUSE SOMEDAY THERE WILL BE

END PAGE TWO

2

PAGE THREE

INVESTIGATION OF THE MATTER AND MAYBE THE DEPARTMENT WILL COME LOOKING FOR HIM. AT THIS POINT THE AGENT ATTEMPTED TO HANG UP, BUT BERNSTEIN SAID, IN ESSENCE, LET ME TELL YOU MY STORY. NOW YOUR SILENCE WILL TELL ME I'M RIGHT. THE STORY GOES, SLOAN GOES TO SILBERT'S OFFICE BEFORE HE GOES TO GRAND JURY. THERE HE TELLS SILBERT THE NAMES OF THE PEOPLE. THE FBI WASN'T PRESENT DURING THIS DE BRIEFING SO CONSEQUENTLY YOU, THE BUREAU, DON'T HAVE ACCESS TO WHAT SLOAN SAID, AND AFTER, SILBERT TAKES HIM TO THE GRAND JURY AND REPEATS THE STORY. AGAIN YOU DON'T GET THE INFORMATION. END QUOTE. BERNSTEIN WAS IMMEDIATELY ASKED TO IDENTIFY HIS SOURCE WHICH HE REFUSED. HE WAS ASKED HOW HE KNEW WHAT SLOAN SAID TO SILBERT IN THE OFFICE OR BEFORE THE GRAND JURY? AT THIS POINT THE AGENT ^{ASKED} ~~MENTIONED~~ ^{IS} THAT QUOTE HIS NAME, JOHN HALDEMAN END QUOTE? BERNSTEIN SAID HE WASN'T TALKING ABOUT EHRLICHMAN, BUT ABOUT THE OTHER PERSON. HE WAS TOLD THAT THE AGENT DOESN'T REMEMBER THE FIRST NAMES OF ALL PEOPLE INTERVIEWED FOR THAT MATTER THE LAST NAMES COULD MEAN NOTHING. AGAIN HE WAS

END PAGE THREE

PAGE FOUR

REFERRED TO BUREAU HEADQUARTERS FOR ANSWERS. SEEMINGLY FLUSTERED FOR NOT GETTING A PROPER ANSWER HE HUNG UP.

IMMEDIATELY AFTER THE CALL, AUSA CAMPBELL WHO IS EARL SILBERT'S CHIEF ASSISTANT WAS APPRISED OF THE CONVERSATION. HE REITERATED THAT BERNSTEIN WAS ON ANOTHER FISHING EXPEDITION AND SUGGESTED THAT AUSA SILBERT BE CONTACTED IN THE MORNING.

AFTER THIS CALL, THE WFO NIGHT SUPERVISOR RETURNED ANOTHER CALL TO THE AGENT. AGAIN BERNSTEIN SAID HE HAD SOMETHING URGENT THAT WOULD TAKE THIRTY SECONDS OF THE AGENT'S TIME.

BERNSTEIN WAS RE CONTACTED, WHEREUPON HE ADVISED HE HAD JUST RECEIVED A CBS NEWS WIRE WHEREIN THE HEADLINE STORY WAS THAT THE ACTING DIRECTOR OF THE FBI HAS INFORMED THE PRESIDENT TO RE OPEN THE WHITE HOUSE INVESTIGATION OF THE WATERGATE AFFAIR SINCE THERE WAS SERIOUS LINKS DEVELOPED BETWEEN CERTAIN SUBJECTS AND THE WHITE HOUSE STAFF. THE AGENT TOLD BERNSTEIN THAT THE FBI INVESTIGATION OF THE WATERGATE AFFAIR IS STILL CONTINUING AND STATED THAT EVEN THE ACTING DIRECTOR HAS SAID THAT. THEREAFTER, BERNSTEIN SAID,
END PAGE FOUR

4

PAGE FIVE

QUOTE THAT NAME YOU MENTIONED EARLIER, JOHN, I WASN'T TALKING ABOUT EHRLICHMAN, I WAS TALKING ABOUT HALDEMAN END QUOTE. THE AGENT REPLIED QUOTE YEA, HALDEMAN, RICHARD, ROBERT OR JOHN, LIKE I SAID I DON'T KNOW FIRST NAMES. END QUOTE. WITH THAT HE WAS TOLD HIS TIME WAS UP AND THE AGENT HUNG UP THE PHONE.

AT APPROXIMATELY FOUR PM TODAY IN U.S. DISTRICT COURT, BERNSTEIN AND FELLOW REPORTER ROBERT ~~WOODARD~~^{WOODARD} APPROACHED THE AGENT AND SAID THEY WERE IN BIND OVER THE STORY THEY PRINTED IN TODAY'S PAPER BASED ON THE AGENT'S STATEMENT. THE AGENT IMMEDIATELY INFORMED THEM THAT NO STATEMENT WAS EVER MADE AND THEY KNEW IT. WHEREUPON, BERNSTEIN UNDER WOODARD'S DIRECTION, PRODUCED A FOLDER SHEET OF TYPE WRITTEN PAPER CONTAINING PARTS OF A CONVERSATION BETWEEN THE AGENT AND BERNSTEIN, WHEREIN THE AGENT ADMITTED IN PART BY SAYING, QUOTE YEA, HALDEMAN, END QUOTE, AS BEING ANOTHER NAME FURNISHED BY SLOAN. THE AGENT CATEGORICALLY DENIED ANY SUCH STATEMENT WHEREUPON WOODARD SAID HE WAS ON THE OTHER PHONE AND HEARD THE ENTIRE CONVERSATION. THE AGENT AGAIN

END PAGE FIVE

5

PAGE SIX

TOLD BERNSTEIN THAT HE WAS WRONG AND IT WAS HIS PROBLEM, AND BERNSTEIN REPLIED THAT QUOTE YOU'RE THE GUY THAT'S IN A BIND END QUOTE.

AUSA CAMPBELL AND SILBERT WERE BEFORE JUDGE JOHN SIRICA ON ORAL MOTIONS ON THE WATERGATE CASE. AUSA CAMPBELL WAS APPRAISED OF THE ALLEGED TYPEWRITTEN STATEMENT BY BERNSTEIN. AFTER THE HEARING, BERNSTEIN AND WOODARD WERE SUMMONED TO SILBERT'S OFFICE WHERE THEY STATED THAT THEY WERE UNDER PRESSURE BECAUSE OF A STORY THEY PRINTED TODAY, BASED ON THEIR QUOTE SOURCES INFORMATION END QUOTE, MAY HAVE BEEN WRONG. BERNSTEIN SHOWED THE COPY TO AUSA SILBERT AND WHEN HE ASKED BERNSTEIN WHO HIS SOURCE WAS, BERNSTEIN SAID HE DIDN'T WANT TO RELEASE THAT INFORMATION AT THIS TIME, HOWEVER, HE SAID THE PAPER WAS UNDER PRESSURE TO DO SO SO THEY WILL HAVE TO REPORT THAT THE SOURCE IS SA ANGELO J. LANO OF THE WASHINGTON FIELD OFFICE. SILBERT AND CAMPBELL BOTH DENOUNCED THE TACTICS OF THE TWO REPORTERS. WHEREUPON BERNSTEIN MORE OR LESS INDICATED THAT THEY WOULD NOT PRINT LANO'S NAME PROVIDED

END PAGE SIX

6

PAGE SEVEN

THEY BE INFORMED WHETHER OR NOT THE STORY WAS TRUE. AUSA SILBERT AND CAMPBELL, LATER INFORMED SA LANO THAT THEY TOLD BERNSTEIN THAT THEY DO NOT BELIEVE THAT THE AGENT IS THE SOURCE OF THEIR INFORMATION AND THAT THEY ARE BOUND BY JUDGE SIRICA'S ORDER NOT TO MAKE ANY COMMENTS ABOUT THE MATTER. THAT THIS SAME ORDER APPLIES TO SA LANO AND THEY KNOW HE IS ABIDING BY IT.

BERNSTEIN AND WOODARD LEFT THE COURT HOUSE WITH THE IMPRESSION THAT THEY WOULD PRINT A STORY ANOUNCING THAT THE AGENT IS THE POST SOURCE OF THE HALDEMAN STORY.

AUSA SILBERT PERSONALLY KNOWS THAT THE AGENT WAS NOT PRESENT DURING ANY DE BRIEFING SESSION HELD WITH SLOAN AND THAT HALDEMAN'S NAME HAS NEVER BEEN MENTIONED BY ANY SUBJECT, WITNESS OR INFORMANT IN THIS MATTER. NO MENTION OF HALDEMAN'S NAME HAS EVER BEEN MENTIONED BEFORE THE FEDERAL GRAND JURY. AS A MATTER OF RECORD, THE CASE AGENT HAS NOT SEEN SLOAN'S GRAND JURY TESTIMONY, *ALTHOUGH HE IS AWARE OF ITS CONTENT THROUGH DISCUSSIONS WITH AUSA'S SILBERT AND CAMPBELL.*

END PAGE SEVEN

*PER SA LANO 10/26/72
C. SOLZ*

7

PAGE EIGHT

AS IN PREVIOUS INTERVIEWS WITH INSPECTORS AND ASSISTANT DIRECTOR
BATES, THE CASE AGENT HAS DENIED MAKING ANY STATEMENTS TO THE
PRESS AND DENIES GIVING ANY STATEMENTS TO CARL BERNSTEIN
REGARDING H. R. HALDEMAN OF THE WHITE HOUSE.

DETAILED FD THREE ZERO TWO BEING PREPARED ON THIS MATTER.

END

GWS WASH DC FIB FBI CLR AND ACK FOR IMMEDIATE

8

1- Mr. Felt
1- Mr. Bates

October 26, 1972

The Attorney General

Acting Director, FBI

REC-211

ST-111

139-4089-1414

1- Mr. Gallagher
1- Mr. Bolz
1- Mr. Nuzum

JAMES WALTER MC CORD, JR., AND OTHERS
BURGLARY OF DEMOCRATIC NATIONAL
COMMITTEE HEADQUARTERS
JUNE 17, 1972
INTERCEPTION OF COMMUNICATIONS

ORIGINAL DELIVERED TO
A.G. AT HOME EVENING
OF 10.26.72. COPIES
DELIVERED TO D.A.G. +
A.U.T. A.G.

This Bureau's Washington Field Office advised that "The Washington Post" news reporters Carl Bernstein and Bob Woodward, who wrote the article October 25, 1972, identifying H. R. Haldeman, White House Chief of Staff, as one of the individuals authorized to approve payments from a secret campaign fund, were summoned to the office of Assistant U. S. Attorney (AUSA) Earl Silbert, October 25, 1972. At that time the news reporters stated they were under pressure because their story, based on "sources," may have been wrong. Further, "The Washington Post" was also under pressure to identify the source of this story and Bernstein and Woodward stated they were going to identify Special Agent (SA) Angelo J. Lano, case Agent, as the source of this information.

This is an outrageous lie and SA Lano insists on preparing a sworn signed affidavit categorically denying this allegation and a copy of this affidavit will be furnished to AUSA Silbert. Bernstein and Woodward have obviously gotten themselves into an extreme bind because of their false story and they are seeking to make SA Lano their scapegoat based on bits and pieces of conversations had with SA Lano as shown hereinafter.

SA Lano was authorized on October 3, 1972, to meet with reporter Carl Bernstein for the purpose of having Bernstein identify his source of information for numerous stories he had written on captioned matter. This meeting was terminated when Bernstein would only identify his source as "a very high source," and he insisted on trying to query SA Lano about the case to which SA Lano replied, "no comment."

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/11/80 BY SP-1/ML/DAV

- Felt _____
- Baker _____
- Bates _____
- Belmont _____
- Mohr _____
- Parsons _____
- Rosen _____
- Sullivan _____
- Tavel _____
- Trotter _____
- Tele. Room _____
- Mr. Kinley _____
- Mr. Armstrong _____
- Ms. Herwig _____
- Ms. Neenan _____

CB/CAN/amm (10)

E B I
REC'D - TELETYPE ROOM
SEE NOTE PAGE FOUR

USE 3076.55

CAN

3 xerox attached to 5/14/74 copy to 606/xxxx

MAR 2 1973

TELETYPE UNIT

The Attorney General

SA Lano, during the late evening of October 23, 1972, returned a call to Bernstein, who had called the Washington Field Office saying it was urgent he speak to SA Lano. SA Lano, because of his acute concern over "The Washington Post's" apparent access to FBI information, returned this call hoping to learn from Bernstein his source of information.

Bernstein, at this time, stated he was in a bind because he had a big story to finish and needed to know if his information was correct. SA Lano advised Bernstein there could and would be no comment on his part and suggested Bernstein call FBI Headquarters. Bernstein went on to relate that his story centered around Haldeman of the White House and stated Hugh Sloan (former Treasurer, Finance Committee to Reelect the President) in a debriefing session with AUSA Silbert and in testimony before the Federal grand jury, identified five people, including Haldeman, as having access to certain secret funds.

Bernstein inquired as to why the FBI did not interview Sloan and Haldeman and why AUSA Silbert did not give the FBI the results of Sloan's interview. SA Lano advised Bernstein he was not going to reveal whom the FBI interviewed or did not interview and attempted to hang up when Bernstein refused to identify his source of this information. Bernstein, however, insisted on telling his story and SA Lano, still hoping to identify Bernstein's source, permitted him to continue at which time Bernstein reiterated the above story about Sloan identifying Haldeman. At this point SA Lano inquired "Was this John Haldeman?" to which Bernstein stated he was not talking about Ehrlichman (John D. Ehrlichman, Assistant to the President for Domestic Affairs). Bernstein, seemingly flustered by not getting any answers from SA Lano, thereafter terminated this call.

SA Lano immediately called AUSA Donald E. Campbell who is AUSA Silbert's chief assistant, and told him of Bernstein's call. AUSA Campbell commented Bernstein is on another "fishing expedition" and suggested AUSA Silbert be contacted in the morning.

Shortly thereafter, Bernstein again contacted the Washington Field Office indicating it was urgent SA Lano call him immediately. SA Lano, again hoping to learn Bernstein's source of information, recontacted Bernstein. At this time

The Attorney General

Bernstein stated a Columbia Broadcasting System news wire was reporting that Acting Director Gray had advised the President to reopen the White House investigation of the Watergate affair. SA Lano advised Bernstein that the FBI investigation of the Watergate affair was continuing and even the Acting Director had so stated. Thereafter, Bernstein stated "That name you mentioned earlier, John, I wasn't talking about Ehrlichman, I was talking about Haldeman." SA Lano then commented, "Yes, Haldeman, Richard, Robert or John, like I said I do not know first names," and with that terminated the conversation when it was obvious Bernstein was shopping for information.

During the afternoon of October 25, 1972, Bernstein and Woodward approached SA Lano in U. S. District Court, Washington, D. C., and said they were in a bind over a story they had written in that day's newspaper based on SA Lano's statement. SA Lano informed Bernstein and Woodward that he had made no statement whereupon they produced a typewritten paper containing parts of the foregoing telephone conversations between SA Lano and Bernstein, particularly the part wherein SA Lano said "Yes, Haldeman." This was made to appear that SA Lano was confirming Haldeman as a name furnished by Sloan whereas SA Lano was in fact confirming that he knew who Bernstein was talking about. SA Lano categorically denied to Bernstein and Woodward that he had ever made a statement confirming Haldeman as a name furnished by Sloan whereupon Woodward stated he was on the other phone and heard the entire conversation with Bernstein.

The foregoing typewritten paper prepared by Bernstein and Woodward is an obvious vicious fabrication by them wherein they have taken SA Lano's comment completely out of context to suit their unfounded news story concerning H. R. Haldeman.

AUSA Campbell was immediately advised of Bernstein's and Woodward's typewritten paper and they were thereafter summoned to AUSA Silbert's office. At this time Bernstein and Woodward stated they were under pressure because of the story they printed October 25, 1972, based on the "source's information," which information may have been wrong. AUSA Silbert asked Bernstein who his source was and Bernstein stated he did not wish to release that information at this time. Bernstein stated, however, "The Washington Post" was under pressure to identify this source and they will have to report that the source is SA Angelo J. Lano of the Washington Field Office.

The Attorney General

AUSAs Silbert and Campbell both denounced the tactics of the two reporters whereupon Bernstein indicated that they would not print SA Lane's name provided he was informed whether or not the story was true. AUSAs Silbert and Campbell informed Bernstein that they did not believe that SA Lane is the source of the information and that they, Silbert and Campbell, are bound by Judge Sirica's order not to make any comments concerning this case. AUSA Silbert pointed out to Bernstein that this order also applies to SA Lane and they know he is abiding by it.

It is noted that at no time during our investigation of the Watergate incident was S. R. Halderman's name brought to our attention; nor did we receive any information that Hugh Sison had mentioned Halderman's name either in a debriefing session with AUSA Silbert or in testimony before the Federal grand jury.

1- The Deputy Attorney General

1- Assistant Attorney General
Criminal Division

NOTE: Above being directed to the Attorney General in view of his call, 9:50 a.m., 10/26/72, to Acting Associate Director W. Mark Felt, wherein he advised that he had received information that SA Angelo J. Lane was furnishing information to "The Washington Post."