

TELL TALES

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for the \$4,000,000. (Incidentally, through a quirk in Nevada court procedure, it was not a counterclaim by Greenspun, as we stated previously, but an action brought by him.)

On the very first day the action came to trial Greenspun moved to disqualify the attorneys for Summa. The motion was denied. Greenspun caused further delay by bringing the matter before the Nevada Supreme Court. Again it was denied.

A new date was re-set for trial, but once more Greenspun created delay asking the Supreme Court to order personal depositions be taken of Howard Hughes.

This was the matter (still pending) that caused Greenspun's latest, crudest blast.

Summa's lawyers were in the process of asking the two justices to disqualify themselves when Greenspun burst into the private chambers with newspapermen in tow, and demanded the hearing be held in open court. The chief justice, much to the amazement of Summa attorneys, acceded to the demand. What Greenspun accomplished was to force the justices into making a public decision, which they could have made in the privacy of their chambers.

It will not affect the outcome of the court's determination, because in our opinion, both justices are fair and honest jurists. Summa lawyers were attempting to save them the embarrassment of rendering a decision against Greenspun. At issue is not fact, trial procedure or evidence, but the discretion of a district court judge, which the Supreme Court has upheld for the past 100 years.

The motion by Greenspun for personal deposition of Howard Hughes, already denied by the district judge, is an old chestnut attempted by any and all in legal dispute with the billionaire's interests. The Supreme Court of the U.S. overturned a half billion dollar judgement in the TWA case, based on Hughes' refusal to appear in court.

It is evident Greenspun is not too much concerned with his phony claim for \$142,000,000 or he would have pressured it to trial years ago.

One wonders at this stage, what will be Greenspun's next scheme to delay the ultimate court trial for repayment of the \$4,000,000 he received in cash from Hughes?

Betting parlors could make book on it.

DAVID HOROWITZ

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dent of the Security Council -- it being America's turn to preside by the monthly rotation system -- Moynihan took the occasion during the debate on the Comoros versus France to lash into USSR's Malik who had heaped insulting remarks not only upon him but also on Mr. Kissinger. Malik had accused the two of "shamelessly making slanderous remarks against the Soviet Union on the question of Angola."

Said Moynihan: "Now, gentlemen, the distinguished Ambassador may speak as any of you speak as he will, of this Ambassador. Do not, however, presume to speak of my Secretary of State in such terms. Do not address the Secretary of State in the language of a purge trial. We are not intimidated; we are not afraid. We will not 'take care,' we do not give a damn."

His Irish blood boiling, Moynihan continued: "We are here to discuss the Comoros, and we have sought to do so in the language of law, the language of civility and in a search for solutions... Suddenly, in this atmosphere comes the language of the purge trial, of threat, of fear. But spoken to men who are not easily threatened." Then, referring to Soviet intervention in Angola, he charged that "for the first time in a century, a European army has reappeared in Africa. The blue eyes are back with their European arms and their murderous intentions. If Africa is not being colonized, what is that foreign army doing there?"

In being thus upbraided, Malik fumed. Responding sarcastically, he said: "In welcoming the representative of the U.S. to the Presidency of the Council, I said that this would be his swan song. We have just heard it..."

That there is a Palestinian problem is fully recognized by both the United States and Israel whose spokesmen here have emphasized this fact time and again. The only solution lies with the two states directly concerned, Jordan and Israel. Senator Jacob K. Javits last week put it in these words:

"Within the Mideast itself, the moment has



JUDGE BABCOCK
RESOLUTION

WHEREAS, the Clark County Bar Association recognizes the absolute right and obligation of the Press and the Public to freely express their opinions concerning the qualifications and actions of our Judges and Public Officials, including the right to criticize Public Officials, including Judges.

WHEREAS, there appeared in the Las Vegas Sun publication of February 10, 1972, under the column "Where I Stand" with the byline of Hank Greenspun, written with reference to the Honorable Howard W. Babcock, District Judge, in part but without limitation thereto, the following:

"However, if I were to sue some person of immense wealth, instinctively I must shy away from some members of the bench. Not too many but at least one.

"I would hesitate to appear before a judge who had been set down by the Supreme Court as being too solicitous of the rights of the financially powerful while totally ignoring the rights of the less affluent.

"Leave us face it. There is a belief among some people that \$2 billion can do no wrong and judges are people also and may be subject to the same beliefs.---

"It appears the good judge bent a little too far to accommodate one litigant and couldn't sit straight enough to give the other side equal opportunity to present its case. And much of the excess of jurisdiction involved ex parte proceedings which can mean one side visiting the judge in chambers without giving the other

litigant equal time or similar consideration.

"A concurring opinion holds that Judge Babcock 'was in excess of his jurisdiction and that it was not mere error'.

"What could it have been? I think here the less legally oriented could speculate on what the bias entailed.---

"The little guy can only look forward to the Nevada Supreme Court unless he gets lucky with a forthright judge. Fortunately for the Clark County judiciary, one bad apple doesn't spoil the entire barrel."

WHEREAS, in evaluating the statements hereinabove referred to, Clark County Bar Association believes them to exceed fair comment and the bounds of propriety, and

WHEREAS, said Bar Association believes the publisher of said newspaper has quoted out of context certain legal terms employed by the Nevada Supreme Court in its recent decision regarding certain of Judge Babcock's rulings in the case referred to in said article hereinabove set forth and has thereby portrayed our highest court as having questioned the integrity or impartiality of Judge Babcock in some manner; and

WHEREAS, our Code of Professional Responsibility provides that: "Adjudicatory officials not being wholly free to defend themselves, are entitled to receive the support of the Bar against unjust criticism."; and

WHEREAS, the members of this Bar Association are in constant attendance before the Eighth Judicial District Court and have had the opportunity of observing and forming judgment as to the capacity and integrity of the Honorable Howard W. Babcock; now therefore,

BE IT RESOLVED that the Clark County Bar Association declares Chief Judge Howard W. Babcock's professional and personal integrity is above reproach; that the Clark County Bar Association firmly believes that he truly exemplifies those necessary characteristics of a conscientious arbiter administering justice according to law.

The above and foregoing RESOLUTION was on the 24th day of February, 1972, duly moved, seconded and carried by vote of the entire Clark County Bar Association, with the exception of one dissenting vote, in attendance at a meeting called for such purpose, held at the Union Plaza Hotel at 12:00 noon, on the 24th day of February, 1972.

MICHAEL L. HINES, President,
Clark County Bar Association

ATTEST:
JAMES F. PICO, Secretary
Clark County Bar Association

arrived, in my judgment, for the opening of negotiations between Israel and Jordan on the question of the future of the West Bank. Further delay in negotiations concerning the West Bank between Israel and Jordan -- the principle parties concerned -- is likely only to further strengthen the claims of the PLO in its self-appointed role as 'spokesman' of the Palestinian Arabs. A large majority of all Palestinians live in Jordan, on the West Bank and in Israel itself..."

In the meantime, the UN finds itself in a dilemma as to what the next move will be. All eyes are focused on Syria and what Damascus will do in the month of May when UNDOF expires. With the PLO and Syria strongly entrenched in Lebanon, Israel is readying itself for any eventuality.

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