

# NEWS RELEASE HUMPHREY FOR PRESIDENT

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FEBRUARY 20, 1972

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HUMPHREY SAYS NIXON LAW ENFORCEMENT  
RECORD IS FAILURE: ASKS FOR BROAD  
HEARINGS ON KLEINDIENST TO THOROUGHLY  
EXAMINE GAP BETWEEN PROMISE AND  
PERFORMANCE

NEW YORK, February 20--Senator Hubert H. Humphrey today called the law enforcement record of the Nixon-Mitchell-Kleindienst team "a total and dismal failure" and called for broad hearings on Richard Kleindienst's nomination as Attorney General "to carefully examine the role of the Justice Department in these last three years of escalating crime in America."

"In 1968, the Nixon campaign spent more than \$22 million on political broadcasts in which it sought to drum home one theme above all: 'A Nixon Administration can win the war against crime and violence.'

"But the ugly reality is that we are losing the war on crime," Humphrey told a breakfast meeting of the Radio and Television Lodge of B'nai Brith at the Carnegie International Center here.

"THE FBI Crime Report shows a 12 per cent increase in the crime rate in the first year of the Nixon Administration. It shows an 11.3 per cent increase in the second year. Violent crimes have jumped. Middle class crime has increased.

"Robberies increased 14 per cent from 1968 to 1969 and 17 per cent from 1969 to 1970. And aggravated assaults over the same period increased 9 per cent and 8 per cent respectively.

"And the Nixon Administration is proclaiming 'victory' over crime. That's about as hollow a claim as its claims of victory over

(more)

unemployment and inflation.

"The fact is that no American is free of the fear of crime today.

"No American sees government moving forcefully and effectively to halt crime, which has spread like a cancer through inner city, suburbs, and rural America.

"The elderly are afraid to leave their apartments at night. The businessman carries a gun.

"The poor are increasingly the victims of the drug addict.

"The young working girl sleeps with a tear gas gun in her nightstand and with a dead bolt lock on her door.

"But the Nixon Administration has waged the wrong war in the wrong place.

"The foot soldiers in the war against crime must be the police, and they need better training and better pay.

"The battlegrounds of this war are frequently the courts -- courts that have become so clogged with overwork that they cannot function.

"This Administration asks for too little, too late in the war against crime. Its budgets are half of what the Congress is ready to appropriate to do the job.

"And now, Attorney General Mitchell, often pre-occupied with his role as political advisor to the President, is leaving the Justice Department in the hands of his deputy, Richard Kleindienst.

"That nomination offers the Nation an opportunity to examine the true law enforcement record of the Nixon Administration.

"I have asked the Chairman of the Senate Judiciary Committee, Senator James Eastland, to broaden the nomination hearings of Mr. Kleindienst to include a careful examination of the role of the Justice Department during these past three years of escalating crime in America.

(more)

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"As I told Senator Eastland, I am troubled about a nomination for the Office of Attorney General of a person who must bear a major part of the responsibility of this Administration for the continuing menace to our safety and our lives.

"It is my hope that the Judiciary Committee will conduct such an inquiry and will carefully review Mr. Kleindienst's record on civil rights and civil liberties as well.

"The Nation has the opportunity to examine not just the credentials of one man, but the gap between reality and promise, between fact and fiction in the Nixon law enforcement record."

-- HHH --

REMARKS BY SENATOR HUBERT H. HUMPHREY

RADIO AND TELEVISION LODGE OF B'NAI B'RITH

New York, New York

February 20, 1972

During the heated days of the 1968 campaign candidate Richard Nixon told the American people: "A Nixon Administration can win the war against crime and violence."

In a media campaign in which the Republican party spent \$22.5 million alone on political broadcasts all of us were told that:

-- A Nixon Administration would sweep our streets of prowlers and muggers.

-- A Nixon Administration would restore freedom from fear to the American people.

-- A Nixon Administration will bring order with progress.

Richard Nixon appeared in the living rooms of millions of American families as the man committed to ending the fear of crime that haunted Americans.

I believe the time has now come for the facts to catch up to the media-created impressions of a political campaign.

Before this happens again, before the Democratic process is corrupted by distorting and manipulating reality in favor of the image, I want to deal with the facts.

The Constitution of the United States was created to insure domestic tranquility. And this Administration is a grim failure in securing domestic tranquility.

As its absolute minimum, domestic tranquility means freedom from the menace of crime.

No American is free of that menace today.

No American is free of the fear of crime today.

And no American sees government moving forcefully and effectively to halt crime which has spread like a cancer from the inner city to the suburbs and to rural America.

The elderly don't leave their apartments at night.

The businessman carries a gun.

The poor are too often the victims of the drug addict.

The young career girl sleeps with a tear gas gun in her nightstand and the door secured shut with five lead bolt locks.

The American people entrust leadership in law enforcement to the Department of Justice.

And it is this Department of the federal government which has failed the American people under the Nixon Administration.

Attorney General John Mitchell, often preoccupied with his role as chief private counselor to the President, has left the Justice Department in the hands of Deputy Attorney General Richard Kleindienst.

The law enforcement record of the Nixon-Mitchell-Kleindienst team has been one of failure.

And this Administration has been creative in means to diminish liberty with its programs for wiretapping and for preventive detention.

When it comes to actual law enforcement, this Administration has failed.

My charge against the Administration is not that it claims to be for law and order.

My charge is that it does the job so badly.

No American sleeps better at night because Mr. Mitchell and Mr. Kleindienst have been at the law enforcement helm for 37 1/2 months.

Crime has risen under the Nixon Administration. The FBI Crime Report shows a 12 percent increase in the crime rate in the first year of the Nixon Administration and an 11.3 percent increase in the second year. Violent crimes have jumped. Middle class crime has increased.

Robberies have increased 14% from 1968 to 1969, and 17% from 1969 to 1970.

Aggravated assaults over the same two years increased 9% and 8% respectively.

The Administration has attempted to give the people a sense of security by manipulating crime statistics. This has involved redefining certain categories of crime and changing reporting procedures.

The United States does not need a decrease in crime statistics, it needs a decrease in real crime.

If we are to secure the constitutional objective of domestic tranquility, there must be a real war on crime.

It was be a war on every front: cause, prevention, and control.

The best recommendations on this subject remain the recommendations of President Johnson's Crime Commission and his Commission on the Causes and Prevention of Violence.

Speaking generally, I am for those recommendations and will have more to say about them as this campaign goes forward. It goes both for the law enforcement features of those recommendations and for the social justice aspects of these reports.

The Nixon Administration has been dealing with increasing crime by waging the wrong war in the wrong place.

The foot soldiers of this war must be the police, and like any other soldiers, they need better training and better pay.

The battlegrounds for this war are frequently the courts. Those courts are regularly so clogged with overwork that they cannot function. We wouldn't need to hold people in jail waiting trial if we can respect the Constitutional requirement of speedy disposition of their cases.

This Administration in the war on crime asks us for too little, too late.

The Administration's crime budgets have always been half of what the Congress offered. And we are told that this Administration is trying to get results against crime.

Good intentions of the leadership are no substitute for results. If generals, on occasion, must be shuffled when we are losing a military war, attorney generals may also have to be shuffled when we are losing a war on crime.

The ugly reality is that the American people are losing the war on crime.

When what we need most is a new start, the Administration sees fit to promote the general in charge of our defeat.

The Administration is today proclaiming a "victory" over crime.

I don't like this type of victory any more than their "victory" over unemployment or inflation.

The President's nomination of Deputy Attorney General Richard Kleindienst to the post of Attorney General offers this nation an opportunity to examine the true crime fighting record of the Nixon Administration.

I have just asked the Chairman of the Senate Judiciary Committee, Senator James Eastland, to broaden the nomination hearings of Mr. Kleindienst to include a careful examination of the role of the Justice Department during the past three years of escalating crime in America.

As I told Senator Eastland, I am troubled about a nomination for the Office of Attorney General of a person who must bear a major part of the responsibility of this Administration for the continuing menace to our safety and our lives.

It is my hope that the Judiciary Committee will conduct such an inquiry and will carefully review Mr. Kleindienst's record on civil rights and civil liberties as well.

I believe the gap between reality and promise, between fact and fiction will be exposed during these hearings.

And during this political year I believe that all of you here today have a responsibility to insure that the media not be involved in the deliberate distortion of a candidate's record or of an administration's actions.

At stake is the credibility of our political system and our system of government.

The trust and confidence of a people in their government is at the heart of the workings of a true democracy.

You have an important role to insure that this trust and confidence are not eroded by any man or by any party.

# # # # #

001068

REMARKS BY SENATOR HUBERT H. HUMPHREY

RADIO AND TELEVISION LODGE OF B'NAI B'RITH

NEW YORK, NEW YORK

FEBRUARY 20, 1972





"Error of opinion may be tolerated where  
reason is left to combat it" T. Jefferson  
001070

↳ DURING THE HEATED DAYS OF THE 1968 CAMPAIGN, CANDIDATE

RICHARD NIXON TOLD THE AMERICAN PEOPLE: "A NIXON ADMINISTRATION  
CAN WIN THE WAR AGAINST CRIME AND VIOLENCE."

↳ IN A MEDIA CAMPAIGN IN WHICH THE REPUBLICAN PARTY SPENT  
\$22.5 MILLION ALONE ON POLITICAL BROADCASTS ALL OF US WERE TOLD —

~~THESE:~~

-- A NIXON ADMINISTRATION WOULD SWEEP OUR STREETS OF  
PROWLERS AND MUGGERS.

-- A NIXON ADMINISTRATION WOULD RESTORE FREEDOM FROM FEAR  
TO THE AMERICAN PEOPLE.

-- A NIXON ADMINISTRATION WILL BRING ORDER WITH PROGRESS.

-2-

RICHARD NIXON APPEARED IN THE LIVING ROOMS OF MILLIONS OF  
 AMERICAN FAMILIES AS THE MAN COMMITTED TO ENDING THE FEAR OF  
CRIME THAT HAUNTED AMERICANS.

I BELIEVE THE TIME HAS NOW COME FOR THE FACTS TO ~~be~~ <sup>be meaning</sup>  
~~against the impression created by a political~~  
~~TO THE MEDIA CREATED IMPRESSIONS OF A POLITICAL CAMPAIGN.~~  
~~campaign waged through the media.~~

BEFORE THIS HAPPENS AGAIN, BEFORE THE DEMOCRATIC PROCESS  
 IS CORRUPTED BY DISTORTING AND MANIPULATING REALITY IN FAVOR  
 OF THE IMAGE, I WANT TO DEAL WITH THE FACTS.

THE CONSTITUTION OF THE UNITED STATES WAS CREATED TO  
INSURE DOMESTIC TRANQUILITY. ~~AND THIS ADMINISTRATION IS A~~  
~~GRIM FAILURE IN SECURING DOMESTIC TRANQUILITY.~~

④ Civil Rts of life, of security, of  
 Privacy, + safety!

-3-

~~At~~ ITS ABSOLUTE MINIMUM, DOMESTIC TRANQUILITY MEANS FREEDOM

FROM THE MENACE OF CRIME.

L No AMERICAN IS FREE OF THAT MENACE TODAY.

L No AMERICAN IS FREE OF THE FEAR OF CRIME TODAY.

L AND NO AMERICAN SEES GOVERNMENT MOVING FORCEFULLY AND  
EFFECTIVELY TO HALT CRIME WHICH HAS SPREAD LIKE A CANCER FROM

THE INNER CITY TO THE SUBURBS AND TO RURAL AMERICA.

L THE ELDERLY DON'T LEAVE THEIR APARTMENTS AT NIGHT,

L THE BUSINESSMAN CARRIES A GUN.

L THE POOR ARE TOO OFTEN THE VICTIMS OF THE DRUG ADDICT.

-4--

THE YOUNG CAREER GIRL SLEEPS WITH A TEAR GAS GUN IN HER  
NIGHTSTAND AND THE DOOR SECURED SHUT WITH FIVE DEAD-BOLT LOCKS.

THE AMERICAN PEOPLE ENTRUST "LEADERSHIP" IN LAW ENFORCEMENT *and*  
*equal protection of the laws*  
TO THE DEPARTMENT OF JUSTICE.

AND IT IS THIS DEPARTMENT OF THE FEDERAL GOVERNMENT WHICH  
HAS FAILED THE AMERICAN PEOPLE UNDER THE NIXON ADMINISTRATION.

ATTORNEY GENERAL JOHN MITCHELL, OFTEN PREOCCUPIED WITH HIS  
ROLE AS CHIEF PRIVATE COUNSELOR TO THE PRESIDENT, HAS LEFT THE  
JUSTICE DEPARTMENT IN THE HANDS OF DEPUTY ATTORNEY GENERAL

RICHARD <sup>D</sup>  
KLEINENST.

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THE LAW ENFORCEMENT RECORD OF THE NIXON-MITCHELL-KLEINDIENST

TEAM HAS BEEN ONE OF FAILURE.

*at the same time*  
AND THIS ADMINISTRATION HAS BEEN CREATIVE IN MEANS TO  
*to stretch to the breaking point the 1st amend -*  
DIMINISH LIBERTY, WITH ITS PROGRAMS FOR WIRETAPPING, AND FOR

PREVENTIVE DETENTION, *and the use of Subpoenas on Members of the media, and groups + individual surveillance*

*But* WHEN IT COMES TO ACTUAL LAW ENFORCEMENT, THIS ADMINISTRATION  
HAS FAILED,

MY CHARGE AGAINST THE ADMINISTRATION IS NOT THAT IT CLAIMS  
TO BE FOR LAW AND ORDER.

MY CHARGE IS THAT IT DOES THE JOB SO BADLY.

NO AMERICAN SLEEPS BETTER AT NIGHT BECAUSE MR. MITCHELL  
AND MR. KLEINDIENST HAVE ~~BEEN~~ *BEEN AT* THE LAW ENFORCEMENT HELM FOR

37 1/2 MONTHS.

# United States Senate

WASHINGTON, D.C. 20510

February 18, 1972

001075

The Honorable James O. Eastland  
Chairman  
Committee on the Judiciary  
United States Senate  
Washington, D.C. 20510

Dear Mr. Chairman:

Your Committee now has before it the nomination to promote the present Deputy Attorney General to the office of Attorney General. Your Committee will, of course, decide for itself the scope of its inquiry, and, as always, I will be aided by the various reports which may emerge. There is, however, a basic concern which will affect my own vote as a Senator that I wish to bring to your attention.

The fact is that law enforcement has been going downhill in America under this Administration's Department of Justice. The facts speak for themselves. Using FBI statistics only, during the first two years of this Administration, 1969 and 1970, crime increased by 22 percent. Crimes of violence were up 28 points. Murder was up 15 points; rape was up 20 points; robberies were up over 30 points.

We hear much of crime in the streets. I heard a good deal about it during the campaign of 1968. Yet, in 1970 there were over 5 1/2 million crimes reported in the United States, more than 1 million more than in 1968. Of these 5 1/2 million, almost 3/4 of a million were crimes of violence. There has been a steep and marked progression in criminal activities during the last two years. This hardly speaks well for the effectiveness of the Department of Justice under the present Administration.

The same deterioration can be measured in other ways. In 1970 there were 11 serious crimes in this country every minute. Of the crimes of murder, rape, robbery and assault with intent to kill, there was one every 43 seconds. There was a robbery minute and a half. Worse than this, of all those robberies, burglaries, larceny and auto thefts, 80 percent were not cleared by arrest.

It seems to me that the role of the Department of Justice with respect to these terrible threats to the peace of American homes, cities, streets, indeed, every aspect of our lives, warrant serious inquiry. I am troubled about a nomination for the Office of Attorney General of a person who must bear a major part of the responsibility of this Administration for the ever-continuing menace to our safety and our lives.

I would appreciate any information with respect to this problem that could be gained from your hearings, particularly with respect to whether the facts from 1971 can be released as to how they affect the deteriorating pattern of law enforcement in America. It would be a significant public service if your Committee would use the occasion of the pending nomination hearings to broaden its inquiry into the state of law and order under the present Administration.

Sincerely,

HHH

CRIME HAS RISEN UNDER THE NIXON ADMINISTRATION. THE FBI  
CRIME REPORT SHOWS A 12 PERCENT INCREASE IN THE CRIME RATE IN  
THE FIRST YEAR OF THE NIXON ADMINISTRATION AND AN 11.3 PERCENT  
INCREASE IN THE SECOND YEAR. VIOLENT CRIMES HAVE JUMPED. MIDDLE  
CLASS CRIME HAS INCREASED,

ROBBERIES HAVE INCREASED 14% FROM 1968 TO 1969, AND 17%  
FROM 1969 TO 1970.

AGGRAVATED ASSAULTS OVER THE SAME TWO YEARS INCREASED 9% AND  
8% RESPECTIVELY.

← *Letter*  
THE ADMINISTRATION HAS ATTEMPTED TO GIVE THE PEOPLE A  
SENSE OF SECURITY BY MANIPULATING CRIME STATISTICS. THIS HAS  
INVOLVED REDEFINING CERTAIN CATEGORIES OF CRIME AND CHANGING  
REPORTING PROCEDURES.



THE UNITED STATES DOES NOT NEED A DECREASE IN CRIME  
STATISTICS. IT NEEDS A DECREASE IN REAL CRIME.

IF WE ARE TO SECURE THE CONSTITUTIONAL OBJECTIVE OF  
DOMESTIC TRANQUILITY, THERE MUST BE A REAL WAR ON CRIME.

IT MUST BE A WAR ON EVERY FRONT: CAUSE, PREVENTION, AND  
CONTROL.

THE BEST RECOMMENDATIONS ON THIS SUBJECT REMAIN THE  
RECOMMENDATIONS OF PRESIDENT JOHNSON'S CRIME COMMISSION AND  
HIS COMMISSION ON THE CAUSES AND PREVENTION OF VIOLENCE.

SPEAKING GENERALLY, I AM FOR THOSE RECOMMENDATIONS AND  
WILL HAVE MORE TO SAY ABOUT THEM, ~~AS THEY COME FORWARD.~~

*my support*

IT GOES BOTH FOR THE LAW ENFORCEMENT FEATURES OF THOSE

RECOMMENDATIONS AND FOR THE SOCIAL JUSTICE ASPECTS OF THESE

REPORTS.

*But, ~~the~~ little or nothing is being done to  
implement these recommendations.*

THE NIXON ADMINISTRATION HAS BEEN DEALING WITH INCREASING  
CRIME BY WAGING THE WRONG WAR IN THE WRONG PLACE.

THE FOOT SOLDIERS OF THIS WAR MUST BE THE POLICE, AND LIKE  
ANY OTHER SOLDIERS, THEY NEED BETTER TRAINING AND BETTER PAY.  
*better equipment*

THE BATTLEFIELDS FOR THIS WAR ARE FREQUENTLY THE COURTS,

THOSE COURTS ARE REGULARLY SO CLOGGED WITH OVERWORK THAT THEY

CANNOT FUNCTION. WE WOULDN'T NEED TO HOLD PEOPLE IN JAIL WAITING

TRIAL IF ~~we~~ *our government would* RESPECT THE CONSTITUTIONAL REQUIREMENT OF

SPEEDY DISPOSITION OF THEIR CASES.

*Most cases could  
+ should be brought to trial in not more  
than 60 days.*

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L THIS ADMINISTRATION IN <sup>its limited</sup> ~~the~~ WAR ON CRIME ASKS US FOR TOO  
 LITTLE, TOO LATE. *It talks a good fight, but fails to follow through.*  
 L THE ADMINISTRATION'S CRIME BUDGETS HAVE ALWAYS BEEN HALF  
 OF WHAT THE CONGRESS <sup>authorized</sup> ~~authorized~~ <sup>yet</sup> ~~yet~~ AND WE ARE TOLD THAT THIS

ADMINISTRATION IS TRYING TO GET RESULTS AGAINST CRIME.

L GOOD INTENTIONS OF THE LEADERSHIP ARE NO SUBSTITUTE FOR  
 RESULTS. L IF GENERALS, ON OCCASION, MUST BE SHUFFLED WHEN WE  
 ARE LOSING A MILITARY WAR, <sup>then</sup> ATTORNEY GENERALS MAY ALSO HAVE TO  
 BE SHUFFLED WHEN WE ARE LOSING A WAR ON CRIME.

*and* THE UGLY REALITY IS THAT THE AMERICAN PEOPLE ARE LOSING  
 THE WAR ON CRIME.

{ WHEN WHAT WE NEED MOST IS A NEW START, THE ADMINISTRATION  
SEES FIT TO PROMOTE THE GENERAL IN CHARGE OF OUR DEFEAT.

{ THE ADMINISTRATION IS TODAY PROCLAIMING A "VICTORY" OVER  
CRIME.

*and,* I DON'T LIKE THIS TYPE OF VICTORY ANY MORE THAN THEIR  
"VICTORY" OVER UNEMPLOYMENT OR INFLATION.

{ THE PRESIDENT'S NOMINATION OF DEPUTY ATTORNEY GENERAL  
RICHARD KLEINDIENST TO THE POST OF ATTORNEY GENERAL OFFERS

THIS NATION AN OPPORTUNITY TO EXAMINE THE TRUE CRIME FIGHTING

RECORD OF THE NIXON ADMINISTRATION.

*- to examine not  
only its recommendations - its suggestions -  
but its accomplishments!*

L I HAVE ~~JUST~~ ASKED THE CHAIRMAN OF THE SENATE JUDICIARY  
COMMITTEE, SENATOR JAMES EASTLAND, TO BROADEN THE NOMINATION  
HEARINGS OF MR. KLEINDIENST TO INCLUDE A CAREFUL EXAMINATION  
OF THE ROLE OF THE JUSTICE DEPARTMENT DURING THE PAST THREE  
YEARS OF ESCALATING CRIME IN AMERICA.

L ~~AS I TOLD SENATOR EASTLAND~~ I AM TROUBLED ABOUT A NOMINATION  
FOR THE OFFICE OF ATTORNEY GENERAL OF A PERSON WHO MUST BEAR

A MAJOR PART OF THE RESPONSIBILITY OF THIS ADMINISTRATION FOR ~~TO~~  
*failure to effectively combat*  
THE CONTINUING MENACE TO OUR SAFETY AND OUR LIVES.

L *I am also asking*  
~~IT IS MY HOPE THAT~~ THE JUDICIARY COMMITTEE ~~TO~~ CONDUCT  
*a full* ~~SERIOUS~~ INQUIRY AND ~~WILL CAREFULLY~~ REVIEW *of* MR. KLEINDIENST'S

RECORD ON CIVIL RIGHTS AND CIVIL LIBERTIES AS WELL.

*I am asking the  
in his testimony*

~~IT IS REQUESTED THAT~~ DEPUTY ATTORNEY GENERAL RICHARD KLEINDIENST

~~TO~~ COME BEFORE THE JUDICIARY COMMITTEE ~~AND~~ ANSWER THE FOLLOWING

QUESTIONS:

1. ~~THE CLAIM THAT~~ THE ADMINISTRATION <sup>claims</sup> THAT THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION <sup>is effective in the war on crime.</sup> ~~WILL~~ <sup>ONCE AND FOR ALL</sup> IS MR. KLEINDIENST PREPARED TO DEFEND THE RECORD OF THIS AGENCY? <sup>and yes, how does he explain the rise in crime & the allocation of the resources.</sup>
2. EIGHTY PERCENT OF THE PEOPLE IN PRISON TODAY <sup>are repeat offenders</sup> ~~BEFORE~~ WHAT PLANS DOES MR. KLEINDIENST HAVE FOR THE MODERNIZATION AND REFORM OF OUR PRISONS TO PREVENT THEM FROM BEING THE BREEDING GROUNDS OF HATE, FRUSTRATION ~~AND CRIME~~ <sup>but the violence & crime?</sup>
3. WHAT IS MR. KLEINDIENST PREPARED TO DO NOW ABOUT THE ALARMING INCREASE IN THE NUMBER OF VIOLENT STREET CRIMES?
4. CAN MR. KLEINDIENST EXPLAIN WHY THE JUSTICE DEPARTMENT WAITED UNTIL 1972 TO LAUNCH AN ATTACK ON DRUG TRAFFIC AND DRUG ABUSE?
5. WHAT HAS THE LEAA DONE TO EXPAND SIGNIFICANTLY POLICE TRAINING BEYOND THE FBI SO THAT IT REACHES LOCAL LAW ENFORCEMENT ORGANIZATIONS?
6. CAN MR. KLEINDIENST INFORM CONGRESS AND THE AMERICAN PEOPLE EXACTLY HOW <sup>many millions</sup> ~~BILLIONS~~ OF THEIR TAX DOLLARS HAVE BEEN SPENT WHEN THE LEAA DISTRIBUTES FUNDS TO LOCAL AND STATE LAW ENFORCEMENT PROGRAMS?

7. ~~IS MR. KLEINDIENST PREPARED TO GIVE THE CONGRESS A DETAILED DEFENSE OF THE JUSTICE DEPARTMENT'S RELIANCE ON marginally CONSTITUTIONAL WIRETAPPING?~~

*1st Amendment*

8. WHY HAVE THE ADMINISTRATION'S BUDGETS FOR THE LEAA BEEN HALF OF WHAT THE CONGRESS IS WILLING TO AUTHORIZE?

9. WILL MR. KLEINDIENST EXPLAIN WHAT THE JUSTICE DEPARTMENT HAS DONE ABOUT THE PROBLEMS OF JUVENILE DELINQUENCY IN AMERICA?

10. THE LEAA CLAIMS AS ITS MAJOR SUCCESS THE REDUCTION OF CRIME IN THE DISTRICT OF COLUMBIA. *✓* IS MR. KLEINDIENST PREPARED TO ANSWER THE SERIOUS CHARGES THAT THE JUSTICE DEPARTMENT'S ACTIVITIES IN THE DISTRICT OF COLUMBIA HAVE CAUSED A SPILLOVER OF CRIME IN THE SURROUNDING AREAS OF MARYLAND AND VIRGINIA?

11. DOES THE JUSTICE DEPARTMENT HAVE ANY TYPE OF FORMAL LIASON WITH STATES AND COMMUNITIES WHICH COULD COORDINATE AN ALL-OUT AND MASSIVE ATTACK ON CRIME IN AMERICA.

12. WILL MR. KLEINDIENST COME FORWARD DURING THE JUDICIARY COMMITTEE'S HEARINGS AND <sup>TELL</sup> ~~AND~~ THE AMERICAN PEOPLE WHY THE NIXON ADMINISTRATION HAS FAILED TO FULFILL ITS 1968 PROMISE TO PROVIDE SAFETY AND SECURITY TO THE PEOPLE OF THIS NATION?

*Is Mr Kleindienst prepared to give the Congress a detailed explanation & defense of the Justice Department's Reliance on Marginally Constitutional Wiretapping.*

# 1 statement - Civil Liberties!

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001085

*I hope*

~~BELIEVE~~ THE GAP BETWEEN REALITY AND PROMISE, BETWEEN  
FACT AND FICTION WILL BE EXPOSED DURING THESE HEARINGS.

~~AND DURING THIS POLITICAL YEAR I BELIEVE THAT ALL OF YOU  
HERE TODAY HAVE A RESPONSIBILITY TO INSURE THAT THE MEDIA NOT  
*be used for*  
BE INVOLVED IN THE DELIBERATE DISTORTION OF A CANDIDATE'S  
RECORD OR AN ADMINISTRATION'S ACTION.~~

*h* AT STAKE IS THE CREDIBILITY OF OUR POLITICAL SYSTEM AND  
OUR SYSTEM OF GOVERNMENT

*h* THE TRUST AND CONFIDENCE OF A PEOPLE IN THEIR GOVERNMENT  
IS AT THE HEART OF THE WORKINGS OF A TRUE DEMOCRACY.

*(Steuer)*

~~YOU HAVE AN IMPORTANT ROLE TO INSURE THAT THIS~~

~~TRUST AND CONFIDENCE ARE NOT ERODED BY ANY MAN OR BY ANY  
PARTY.~~

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# Radio and Television Lodge of Bhai Brith New York 20 February

During the heated days of the 1968 campaign candidate Richard Nixon told the American people: "A Nixon Administration can win the war against crime and violence."

In a media campaign in which the Republican party spent \$22.5 million alone on political broadcasts all of us were told that:

--A Nixon Administration would sweep our streets of prowlers and muggers.

--A Nixon Administration would restore freedom from fear to the American people.

--A Nixon Administration will bring order with progress.

Richard Nixon appeared in the living rooms of millions of American families as the man <sup>committed to it</sup> ~~who would~~ end the fear of crime that ~~have~~ haunted Americans.

I believe the time has now come for the facts to catch up to the media-created impressions of a political campaign.

Before this happens again, before the democratic process is corrupted by distorting and manipulating reality in favor of the image, I want to deal with the facts.

The Constitution of the United States was created, ~~the~~ <sup>its</sup> ~~first paragraph tells us, "to form a more perfect union, establish justice, insure domestic tranquility, provide~~

for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our ~~xxxxx~~ posterity."

Measured by those high goals, this Republican Administration is a failure. Far from making our Union more perfect, it divides us. It does not establish justice, it does not competently provide for the national defense, it does not promote the general welfare. It surely secures no blessings of liberty.

~~Today I turn to the remaining one of these great goals.~~

✓ And this Administration is a grim failure in securing domestic tranquility.

As its absolute minimum, domestic tranquility means freedom from the menace of crime.

No American is free of that menace today.

No American is free of <sup>the</sup> fear of crime today.

And no American sees government moving forcefully and effectively to halt crime which has spread like a cancer from the inner city to the suburbs and to rural America.

The elderly don't leave their apartments at night.

The businessman carries a gun.

The poor are too often the victims of the drug addict.

The young career girl sleeps with a tear gas gun in her nightstand and the door ~~bolted~~ <sup>SECURED</sup> shut with five dead bolt locks.

The American people entrust ~~law enforcement and~~ leadership in law enforcement to the Department of Justice.

And it is this Department of <sup>the</sup> Federal government which has failed the American people under the Nixon Administration.

Attorney General John Mitchell, often preoccupied with his role as chief private counselor to the President, has left the Justice Department in the hands of Deputy Attorney General Richard Kleindienst.

The law enforcement record of the Nixon-Mitchell-Kleindienst team has been one of failure. <sup>And</sup> This Administration has been creative in means to diminish liberty with its programs for wiretapping and for preventive detention. <sup>When</sup> it comes to actual law enforcement, this Administration has failed.

My charge against the Administration is ~~not~~ that it claims to be for ~~law~~ law and order.

My charge is that it does the job so badly.

No American sleeps better at night because Mr. Mitchell and Mr. Kleindienst have been at the law enforcement helm for 37 1/2 months.

~~Crime has risen~~ under the Nixon Administration. The FBI Crime Report shows a 12 percent increase in the crime rate in the first year of the Nixon Administration and an 11.3 percent increase in the second year. Violent crimes have jumped. Middle class crime has increased.

*Insert* → The Administration has attempted to give the people a sense of security by manipulating crime statistics. This *have* involved redefining certain categories of crime and changing reporting procedures.

| The United States does not need a decrease in crime statistics, it needs a decrease in real crime.

If we are to secure the constitutional objective of domestic tranquility, there must be a real war on crime.

( It must be a war on every front: cause, prevention and control.

The best recommendations on this subject remain the recommendations of President Johnson's Crime Commission and his Commission on the Causes and Prevention of Violence.

I need

Robberies ~~have~~ increased ~~14~~<sup>14</sup> percent  
from 1968 to 1969 and 17 $\frac{1}{2}$  percent  
from 1969 to 1970.

Aggravated assaults over the same  
two years increased ~~15~~<sup>9</sup> percent and  
~~15~~<sub>8</sub> percent respectively

Speaking generally, I am for those recommendations and will have more to say about them as this campaign goes forward. It goes both for the law enforcement features of those recommendations and for the social justice aspects of the <sup>se</sup> reports. ~~XX~~

The Nixon Administration has been dealing with increasing crime by waging the wrong war in the wrong place.

The foot soldiers of this war must be the police, and like any other soldiers, they need better training and better pay.

The battlegrounds ~~for~~ <sup>at</sup> this war are frequently the courts. Those courts are regularly so clogged with overwork that they cannot function. We wouldn't need to hold people in jail waiting trial if we can respect the Constitutional requirement of speedy disposition of their cases.

This Administration in the war on crime asks us for too little, too late.

The Administration's crime budgets <sup>have</sup> ~~are~~ <sup>been</sup> always half of what the Congress offered.

And we are told that this Administration is trying to get results against crime.

Good intentions of the leadership are no substitute for results ~~in this war any more than any other~~. If generals, on occasion, must be shuffled when we are losing a military war, attorney generals may also have to be shuffled when we are losing a war on crime.

The ugly reality is that the American people are losing the war on crime.

When what we need most is a new start, the Administration sees fit to promote ~~the even greater authority~~, the general in charge of our defeat.

The Administration is today proclaiming a "victory" over crime.

I don't like this type of victory any more than their "victory" over unemployment or inflation.

The President's nomination of Deputy Attorney General Richard Kleindienst to the post of Attorney General offers this nation an opportunity to examine the true crime fighting record of the Nixon Administration.

I have ~~today~~<sup>just</sup> asked the Chairman of the Senate Judiciary Committee, Senator James Eastland, to broaden the nomination hearings of Mr. Kleindienst to include a careful examination of the role of the Justice Department during the past three years of escalating crime in America.

As I told Senator Eastland, I am troubled about a nomination for the Office of Attorney General of a person who must bear a major part of the responsibility of ~~this~~ Administration for the continuing menace to our safety and our lives.

It is my hope that the Judiciary Committee will conduct such an inquiry and will carefully review Mr. Kleindienst's record on civil rights and civil liberties as well.

I believe the gap between reality and promise, between fact and fiction will be exposed during these hearings.

And during this political year I believe that all of you here today have a responsibility to insure that the media not be involved in the deliberate distortion of a candidate's record or of an administration's actions.

At stake is the credibility of our political system and our system of government.

The trust and confidence of a people in their government is at the heart of the workings of a ~~true~~<sup>true</sup> democracy.



~~XXXXXXXXXX~~

You have an important role to insure that this trust and confidence are not eroded by any man or any party.

## United States Senate

WASHINGTON, D.C. 20510

February 18, 1972

The Honorable James O. Eastland  
Chairman  
Committee on the Judiciary  
United States Senate  
Washington, D.C. 20510

Dear Mr. Chairman:

Your Committee now has before it the nomination to promote the present Deputy Attorney General to the office of Attorney General. Your Committee will, of course, decide for itself the scope of its inquiry, and, as always, I will be aided by the various reports which may emerge. There is, however, a basic concern which will affect my own vote as a Senator that I wish to bring to your attention.

The fact is that law enforcement has been going downhill in America under this Administration's Department of Justice. The facts speak for themselves. Using FBI statistics only, during the first two years of this Administration, 1969 and 1970, crime increased by 22 percent. Crimes of violence were up 28 points. Murder was up 15 points; rape was up 20 points; robberies were up over 30 points.

We hear much of crime in the streets. I heard a good deal about it during the campaign of 1968. Yet, in 1970 there were over 5 1/2 million crimes reported in the United States, more than 1 million more than in 1968. Of these 5 1/2 million, almost 3/4 of a million were crimes of violence. There has been a steep and marked progression in criminal activities during the last two years. This hardly speaks well for the effectiveness of the Department of Justice under the present Administration.

The same deterioration can be measured in other ways. In 1970 there were 11 serious crimes in this country every minute. Of the crimes of murder, rape, robbery and assault with intent to kill, there was one every 43 seconds. There was a robbery minute and a half. Worse than this, of all those robberies, burglaries, larceny and auto thefts, 80 percent were not cleared by arrest.

It seems to me that the role of the Department of Justice with respect to these terrible threats to the peace of American homes, cities, streets, indeed, every aspect of our lives, warrant serious inquiry. I am troubled about a nomination for the Office of Attorney General of a person who must bear a major part of the responsibility of this Administration for the ever-continuing menace to our safety and our lives.

I would appreciate any information with respect to this problem that could be gained from your hearings, particularly with respect to whether the facts from 1971 can be released as to how they affect the deteriorating pattern of law enforcement in America. It would be a significant public service if your Committee would use the occasion of the pending nomination hearings to broaden its inquiry into the state of law and order under the present Administration.

Sincerely,

HHH

File with Sunday a.m. 20 Feb

-12-

IT IS MY HOPE THAT DEPUTY ATTORNEY GENERAL RICHARD KLEINDIENST WILL COME BEFORE THE JUDICIARY COMMITTEE AND ANSWER THE FOLLOWING QUESTIONS:

1. THE CLAIM THAT THE ADMINISTRATION MAKES THAT THE LAW ENFORCEMENT ASSISTANCE ADMINISTRATION EFFECTIVELY COMBATS CRIME IS FALSE. ONCE AND FOR ALL, IS MR. KLEINDIENST PREPARED TO DEFEND THE RECORD OF THIS AGENCY?
2. EIGHTY PERCENT OF THE PEOPLE IN PRISON TODAY HAVE BEEN THERE BEFORE. WHAT PLANS DOES MR. KLEINDIENST HAVE FOR THE MODERNIZATION AND REFORM OF OUR PRISONS TO PREVENT THEM FROM BEING THE BREEDING GROUNDS OF HATE, FRUSTRATION AND CRIME?
3. WHAT IS MR. KLEINDIENST PREPARED TO DO NOW ABOUT THE ALARMING INCREASE IN THE NUMBER OF VIOLENT STREET CRIMES?
4. CAN MR. KLEINDIENST EXPLAIN WHY THE JUSTICE DEPARTMENT WAITED UNTIL 1972 TO LAUNCH AN ATTACK ON DRUG TRAFFIC AND DRUG ABUSE?
5. WHAT HAS THE LEAA DONE TO EXPAND SIGNIFICANTLY POLICE TRAINING BEYOND THE FBI SO THAT IT REACHES LOCAL LAW ENFORCEMENT ORGANIZATIONS?
6. CAN MR. KLEINDIENST INFORM CONGRESS AND THE AMERICAN PEOPLE EXACTLY HOW BILLIONS OF THEIR TAX DOLLARS HAVE BEEN SPENT WHEN THE LEAA DISTRIBUTES FUNDS TO LOCAL AND STATE LAW ENFORCEMENT PROGRAMS?

7. IS MR. KLEINDIENST PREPARED TO GIVE THE CONGRESS A DETAILED DEFENSE OF THE JUSTICE DEPARTMENT'S RELIANCE ON marginally CONSTITUTIONAL WIRETAPPING?
8. WHY HAVE THE ADMINISTRATION'S BUDGETS FOR THE LEAA BEEN HALF OF WHAT THE CONGRESS IS WILLING TO AUTHORIZE?
9. WILL MR. KLEINDIENST EXPLAIN WHAT THE JUSTICE DEPARTMENT HAS DONE ABOUT THE PROBLEMS OF JUVENILE DELINQUENCY IN AMERICA?
10. THE LEAA CLAIMS AS ITS MAJOR SUCCESS THE REDUCTION OF CRIME IN THE DISTRICT OF COLUMBIA. IS MR. KLEINDIENST PREPARED TO ANSWER THE SERIOUS CHARGES THAT THE JUSTICE DEPARTMENT'S ACTIVITIES IN THE DISTRICT OF COLUMBIA HAVE CAUSED A SPILLOVER OF CRIME IN THE SURROUNDING AREAS OF MARYLAND AND VIRGINIA?
11. DOES THE JUSTICE DEPARTMENT HAVE ANY TYPE OF FORMAL LIASON WITH STATES AND COMMUNITIES WHICH COULD COORDINATE AN ALL-OUT AND MASSIVE ATTACK ON CRIME IN AMERICA.
12. WILL MR. KLEINDIENST COME FORWARD DURING THE JUDICIARY COMMITTEE'S HEARINGS AND <sup>TELL</sup> ~~WHY~~ THE AMERICAN PEOPLE WHY THE NIXON ADMINISTRATION HAS FAILED TO FULFILL ITS 1968 PROMISE TO PROVIDE SAFETY AND SECURITY TO THE PEOPLE OF THIS NATION?

POLITICS 2-21 NX  
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BY UNITED PRESS INTERNATIONAL

PRESIDENTIAL HOPEFUL HUBERT H. HUMPHREY OF MINNESOTA CHARGED MONDAY THAT CRIME RATES HAVE SOARED UNDER THE NIXON ADMINISTRATION. HE SAID CONGRESS SHOULD RE-EXAMINE "THE STATE OF LAW AND ORDER" IN THE UNITED STATES.

SEN. HUMPHREY, WHO LOST THE PRESIDENCY TO NIXON IN 1968 WHEN LAW AND ORDER WAS A TOP ISSUE, URGED THAT SENATE CONFIRMATION HEARINGS ON THE NOMINATION OF RICHARD G. KLEINDIENST TO SUCCEED ATTORNEY GENERAL JOHN N. MITCHELL BE BROADENED TO INCLUDE THE JUSTICE DEPARTMENT'S EFFECTIVENESS IN LAW ENFORCEMENT.

IN A LETTER TO SEN. JAMES O. EASTLAND, D-MISS., CHAIRMAN OF THE JUDICIARY COMMITTEE, HUMPHREY SAID FIGURES PROVE THAT CRIME HAS BEEN ON THE RISE AND LAW ENFORCEMENT ON THE SKIDS EVER SINCE NIXON TOOK OFFICE.

"THE FACTS SPEAK FOR THEMSELVES," HUMPHREY SAID. "USING FBI STATISTICS ONLY, DURING THE FIRST TWO YEARS OF THIS ADMINISTRATION, 1969 AND 1970, TOTAL CRIME INCREASED BY 22 PER CENT. CRIMES OF VIOLENCE WERE UP 28 POINTS. MURDER WAS UP 15 POINTS; RAPE WAS UP 22 POINTS; ROBBERIES WERE UP OVER 30 POINTS."

"IT SEEMS TO ME THAT THE ROLE OF THE DEPARTMENT OF JUSTICE WITH RESPECT TO THESE TERRIBLE THREATS TO THE PEACE OF AMERICAN HOMES, CITIES, STREETS, INDEED, EVERY ASPECT OF OUR LIVES, WARRANT SERIOUS INQUIRY."

KLEINDIENST HAS BEEN NAMED TO SUCCEED MITCHELL WHO WILL LEAVE THE CABINET TO RUN THE PRESIDENT'S REELECTION CAMPAIGN. HUMPHREY DID NOT INDICATE THAT HE WOULD OPPOSE THE NOMINATION.

MEANWHILE, OTHER PRESIDENTIAL CONTENDERS WHO HOPE TO DEFEAT THE PRESIDENT IN NOVEMBER OFFERED MIXED VIEWS ON HIS CHINA VISIT MONDAY AS THEY CAMPAIGNED DURING THE GEORGE WASHINGTON'S BIRTHDAY HOLIDAY WEEKEND.

GOV. GEORGE WALLACE OF ALABAMA, ATTENDING A DEMOCRATIC GOVERNOR'S CAUCUS AT ANNAPOLIS, MD., SAID "I HOPE HE IS HIGHLY SUCCESSFUL IN HELPING TO STABILIZE CONDITIONS FOR PEACE IN THIS WORLD. I CERTAINLY DO NOT WANT HIM TO FAIL."

ON A DOMESTIC NOTE, WALLACE PREDICTED THAT IF HE WINS THE FLORIDA PRIMARY MARCH 14, IT MAY LEAD THE PRESIDENT TO ABOLISH CONTROVERSIAL SCHOOL BUSING OF CHILDREN BY EXECUTIVE ORDER. THE GOVERNOR ALSO ANNOUNCED HE WILL ENTER THE MARYLAND MAY 15 PRIMARY.

SEN. EDMUND S. MUSKIE, D-MAINE, RESTING IN PALM SPRINGS, CALIF., BEFORE CAMPAIGNING IN LOS ANGELES, SAID NIXON HAS A DIFFICULT TASK IN PEKING. "YOU DON'T WIPE AWAY 25 YEARS OF HOSTILITY IN ONE TRIP," MUSKIE SAID "BUT SINCE BOTH SIDES ARE INTERESTED IN TALKING, SOME SMALL STEPS MAY BE TAKEN."

FOR HIS PART, HUMPHREY SAID HE WISHED THE PRESIDENT WELL ON HIS TRIP, BUT HE ADDED CAUTIOUSLY "I HAVE A FEELING THAT WE MUST BE CAREFUL LEST WE EXPECT TOO MUCH. WE MUST BE CAREFUL ABOUT OUR NORMAL ALLIES IN ASIA -- JAPAN IS STILL THE MOST IMPORTANT COUNTRY IN ASIA."

IN OTHER DEVELOPMENTS:

-- MAYOR JOHN LINDSAY OF NEW YORK SWITCHED HIS DEMOCRATIC PRESIDENTIAL CAMPAIGN FROM WISCONSIN TO FLORIDA WHERE HE WAS TO ADDRESS SEPARATE SESSIONS OF THE FLORIDA HOUSE AND SENATE TUESDAY MORNING. LINDSAY ACKNOWLEDGED THAT HE IS AN UNDERDOG IN THE APRIL 4 WISCONSIN PRIMARY.

-- SEN. HENRY M. JACKSON, D-WASH., SAID IN SEATTLE THAT HE IS RUNNING EVEN WITH MUSKIE AND HUMPHREY IN FLORIDA, BUT WALLACE "LEADS EVERYBODY." A \$100 FUND RAISER IN JACKSON'S HOME STATE PRODUCED \$140,000 FOR HIS CAMPAIGN.

-- JERRY GORDON, COORDINATOR OF THE NATIONAL PEACE ACTION COALITION, SAID HIS GROUP WILL HOLD "A PEACEFUL, ORDERLY STREET DEMONSTRATION" IN NEW YORK AND LOS ANGELES ON APRIL 22. HE REPLIED TO MAYOR SAM YORTY OF LOS ANGELES, WHO CLAIMED THE APRIL, 1971, ANTIWAR DEMONSTRATIONS "NEARLY TORE OUR NATION'S CAPITOL APART LAST YEAR." "DESPITE THE YORTYS AND THE NIXONS, OUR GROUP WILL CONTINUE TO PRESS ITS DEMAND FOR IMMEDIATE, TOTAL AND UNCONDITIONAL WITHDRAWAL OF U.S. MILITARY FORCES FROM SOUTHEAST ASIA," GORDON SAID.

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