

ALAN M. DERSHOWITZ
1575 Massachusetts Avenue
Cambridge, MA 02138

July 1, 2004

CONFIDENTIAL – NOT FOR PUBLICATION

Colin Robinson
New Press
38 Greene Street
New York, NY 10013

Dear Mr. Robinson:

I am sorry to keep burdening you with these letters, but I don't know whether Finkelstein and Goel have informed you about the unethical behavior of which they have been accused. Dr. Michael Baden, who is an extremely distinguished former medical examiner of New York, was the victim of a deliberate misrepresentation by Goel acting on behalf of Finkelstein. Mr. Goel then compounded his misrepresentation by lying to Baden's lawyer and telling him that he had "records" that proved that he did not misrepresent himself. The only conceivable record that could disprove this serious charge would be a tape recording.

The time has come for you to begin fact checking your fact checker (if he is indeed your fact checker as distinguished from Finkelstein's hatchet man). If your fact checker is lying, then surely he has no credibility as a fact checker. When the time comes to defend the lies that will be contained in Finkelstein's book, you will not be able to claim that they were fact checked, because Goel is part of the problem, not part of the solution. It is he who must be checked. Moreover, Finkelstein and Goel claim to be acting on your behalf as their publisher. I don't know if you have seen the letters and emails that Goel and Finkelstein have sent to Dr. Baden and his lawyer, but I strongly suggest you look at them.

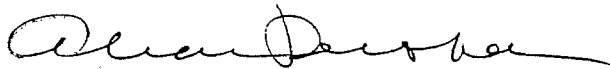
Finally, Baden and I are not "coordinating" anything. I have worked on the same side as Baden on one case and on the opposite side in several cases. I have a current case in which I plan to be working against Dr. Baden and perhaps even cross-examining him. We do have a common interest, namely, the truth, something that neither Finkelstein nor Goel seem to have any interest in.

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I have now written you several letters, and have received no response from you or anyone else on behalf of the publisher. I think I am entitled to a response other than simply providing my letters to Finkelstein and Goel so that they can misuse them. A responsible publishing company is supposed to stand behind the truth and credibility of the material it publishes. Let me emphasize what I have previously written to you: I have no interest in preventing the publication of Finkelstein's screed, but I insist that every fact about me be checked independently and verified. Finkelstein's record, of which you are aware, is full of deliberate lies about me which are demonstrable and easily proved. The burden is on you to satisfy the criteria of truth, since you are on notice that both Finkelstein and Goel have malice against me.

Sincerely,

A handwritten signature in black ink, appearing to read "Alan Dershowitz". The signature is fluid and cursive, with a prominent loop at the end.

Alan Dershowitz

Law Offices of Linda B. Kenney

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Linda B. Kenney, Esq.
Admitted NJ, US Sup Ct., D.C. Cir. & NY
Nancy S. Marín
Admitted NJ and PA

16 June 2004

Re: *Dr. Michael M. Baden*

Dear Mr. Goel:

Please be advised that this firm represents Dr. Michael Baden to whom you misrepresented for whom you are working. I have in my possession copies of all correspondence written by you concerning your actions with regard to your stated "interest of full disclosure" vis-à-vis the Alan Dershowitz book.

With reference to your "interest of full disclosure" please advise as to the following:

1. All persons you contacted in order to complete your "fact checking";
2. A copy of any and all tapes that you may have made of the conversations between Dr. Michael Baden and yourself; and
3. A copy of any all unilateral memorializations of your conversations with mb.

Please be advised that on behalf of Dr. Baden, this firm retains any and all rights to consider any and all future legal remedies that we may elect to implement on behalf of Dr. Baden with regard to the actions of yourself as well as yourself on behalf of the person to identify as "your boss, Norman Finkelstein."

Furthermore, since you apparently have the time to do "fact checking," "in the interest of full disclosure" please forward immediately the documents you promised Dr. Baden with regard to the Physicians for Human Rights report and the Press Conference Dr. Baden gave in 1992. Please forward those documents to me via Federal Express. I will be happy to provide you with this firm's account number as soon as you call my assistant, Patricia Hulbert, with the estimated time of arrival of these items.

Mr. Rohit Goel
16 June 2004
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Thank you in advance for your anticipated cooperation to this matter.

Yours very truly,

LAW OFFICES OF LINDA B. KENNEY

Linda B. Kenney /s/

Linda B. Kenney, Esq.

LBK:ph

c: Dr. Michael M. Baden

Subject: Dershowitz etter
Date: Friday, June 11, 2004 11:54 AM
From: Rohit Goel <
To: Michael Baden ·

Dear Dr. Baden,

After speaking with my boss, Norman Finkelstein, the author of the forthcoming book on Alan Dershowitz and the "new anti-Semitism," I will not be able to provide you with the Physicians for Human Rights report or the Press Conference you gave in 1992 after you conducted the autopsy of Akawi.

Dershowitz sent the letter which you recently sent to him to the publisher of the New Press, in addition to me, in order to justify a contested claim that he makes about Israeli torture and Palestinian detainees in his book, The Case for Israel. You have indicated to me that you wrote that letter to Dershowitz without full details of the Akawi case or of the statements you made following the autopsy. This is regrettable, but it is indeed now your responsibility either to retract the letter or to stand by it. It is for you to decide whether you want to make this decision with full details of the Akawi case that you yourself conducted, and thus acquire the relevant materials, or to decide without adequate knowledge of the case.

By contacting you, Professor Finkelstein and I wanted to give you an opportunity to respond via editorial comment before we publish your recent letter to Alan Dershowitz alongside your press conference, the Physicians for Human Rights report, as well as the Human Rights Watch report. If you chose not to comment or retract the letter, we will allow readers decide whether your recent letter to Dershowitz contradicts your previous statements on the case or not.

Best Wishes,

Rohit Goel