



San Francisco Office



# FBI FACSIMILE COVERSHEET

## CLASSIFICATION

### PRECEDENCE

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- Priority
- Routine

- Top Secret
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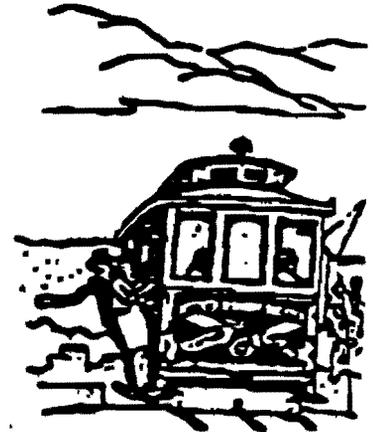
Ken Follett  
(Name Room Telephone No.)

From:

San Francisco FBI  
(Name of Office)

Subject:

Final Revisions



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Approved: \_\_\_\_\_

Dear Ken,

Finished at last. I hope you don't think I was obnoxiously picky, just picky. Once again, thanks for the honor. I will never forget this, and I look forward to getting my personally autographed copy next fall. Oh, by the way, any chance of you changing the title to "JUDY RULES, KINCAID DROOLS"? Just a thought.

Please feel free to drop a fax or call me on my voice mail if you need to talk to me about any of the revisions. If I'm not here to get the call, the voice mail will automatically page me. We'll talk about the charity thing down the road.

Best Regards

Candice 

P.S. Can I have the "Honk if you love Judy" bumper sticker concession?

**DeLONG-Revisions-OUT OF THE MOUTH OF THE DRAGON**

Page 360, line 2, change "state governor" to just "governor".

Page 360, paragraph #2, Judy's team AND the Intelligence desk would be working very closely to determine names and locations of communes.

Page 360, line 11, they would convene at the FBI Eureka Resident Agency (RA), along with city and county local law enforcement (Humbolt County Sheriff's Office, Eureka PD. Just to give you an idea what life is like in a small RA...these people all work (and play) very closely together. They are in bowling leagues, softball leagues, the PTA, etc together, and they have no secrets from one another. Unlike big FBI agents, they depend on each other on a daily basis to back each other up on arrests, and they routinely save each other's lives, (because they make so many more arrest than big city agents and they need the locals to assist them). The locals love the FBI because the two guys up there are aces. One of them has been up there for fifteen years. Additionally, the female agent named Eileen that you met (my profiling partner and trainee), worked a child killer case up there with the locals, and they loved her.

Additionally, since this case is at a critical juncture and the public safety is at stake, Judy and her team probably would have flown up in FBI planes, propjets, then rented cars when they got there. That would take 1&1/2 to 2 hours. Michael and Judy could still have their conversation. Of course if the wether were very bad, most agents would prefer not to fly in a small plane. In 1984 we lost three agents in one day when one of our surveillance planes crashed in bad weather.

The probable cause necessary to obtain a search warrant for each commune is slim, at best. All the FBI has is that PRIEST told Judy that Melanie and he were from Del Norte County, which under usual circumstances would not be enough to get a warrant for individual communes. However, the big factor here is what is know as "Exigent circumstances", i.e., an emergency regarding the safety of an individual or group is at stake, and I think that after quake # 2, any reasonable magistrate would issue the warrant. I only bring this up because I think that it is important that the public (reader) understand that we have to stay within the bounds of the Constitution to do our job. First we would ask the people if we could search, and only if they refused would we then call the Magistrate and get warrants over the phone).

Page 365, last line. Maybe this is a time for Michael to bring up that he's been paying Melanie's cell phone bills...hence the records would be available. They would only be able to pinpoint a roaming charge station, which could cover a very large area. For example, maybe the roaming charge would be Eureka, CA.

Judy would know she's in the right geographic area, but then she still has to find the proverbial needle in the haystack.

I'm sitting here arguing with my little brother Glenn, who is driving me crazy. One never has a seismic vibrator around when one needs it.

Page 366, 367, and 368,..This is a very good scene, very moving and gripping.

Page 371...If the phone is a digital as opposed to an analogue, we could not triangulate, but if its an analogue, we'd get them. Since this story takes place in 1998, why not make it digital..and save any technical critiques?

Page 372, line 10..Yes Ken,..I do believe in fairies. I'm from San Francisco.

Page 373, line 4 from the bottom. Why would Marvin Hayes be in charge of TOC? He needs more going for him to get that position than simply being Kincaid's pet. There would be too many Headquarters (CIRG) people watching and they would expect the person in that position to have the proper background. One possible scenario...Make him an expert in SWAT, (maybe former military-Navy Seal Team? We have a lot of them. One former Navy Seal who is an agent is the only agent to be admitted into the FBI with only one eye. He won the Congressional Medal of Honor for a rescue mission he did in Vietnam, but lost an eye doing it. That's the only reason Hayes would be in charge of the TOC...an outstanding military record OR a former member of the prestigious Hostage Rescue Team (HRT). The first man you saw at the TOC that was talking to the press when you were here is a former member of the HRT, now the Supervisor of the Domestic Terrorism Desk in SF. Hmmm, I see a pattern emerging.

Page 374, line 9, change "lady" to "ladies"..there would be lots of them there.

Page 374, line 12..Presidential Pardons are granted years (usually) AFTER the conviction, not before it. But what the heck.

----- REGARDING THE LIE SITUATION AND THE FBI -----

George and I disagreed on whether the Bureau would lie, and whether or not we'd tell the public if we did. I went to our Chief Division Counsel, SSA Don Whaley, and was able to come up with the following:

The U.S. Supreme Court has upheld that cops and agents can use trickery, ruse and deceit to, 1) get the suspect to do something (like meet with the Governor), and 2) to get a confession....EXCEPT, threaten to take their kids away. If we grant immunity or pardons in order to make an arrest or get a confession, then we have to live with that and actually grant

it. As agents, we are not supposed to offer immunity..only the prosecutors can do that..but if we do, it sticks. Therefore,

Whaley and I, (and eventually George) agree that Priest could and would be lied to get him to go to Sacramento and show his face, then we'd bag him. We would try to stay away from the immunity and pardon stuff, but he could be told that he would not be arrested and he'd be free to leave. If he believed it, shame on him. It would be up the Governor whether or not to lie to him about ceasing the production of the power plant. Since there is no legal problem there, I imagine he'd lie to him too. Now, that having been said,....

**Page 374** line 4 from the bottom...How about changing "give everything he wants" to a point of negotiation...give him some of what he wants. Just enough to peak his interest in the deal.

**Page 375**, line 4, As mentioned, the Bureau would not lie about a pardon, AND, the FBI cannot make a deal like that anyway, it would have to come rom the highest offices of the Department of Justice, and they tie our hands all the time. **And in line 7**, Ron Wicks would not have the power to arrange anything...it would have to be the Director of the FBI and the Attorney General working together with the White House. One possible way to get around this:

Throughout the book the reader is made aware of Priest's naivete regarding how the world works. Therefore, it is not likely that he'd be savvy about the way the justice system works either, and he has no competent advisors in this matter. Also, the battle of the wits is between Judy and Priest, he called her at the command post, no one else. He thinks she's calling the shots anyway, and with good reason, what with her being on the T.V. and radio. How about having Judy point this out to the higher-ups, and suggesting that she alone negotiate with him. What if Judy convinces Priest that she is in charge of the investigation and has received approval from Washington that he is not to be arrested. I think he might believe her for the reasons mentioned above. And there is one more important reason why Priest might show up even if he is skeptical about Judy's reassurances that he wont be arrested...he's a psychopath. Psychopaths love controlling others, attention being paid to them and their evil deeds, and manipulating people and circumstances. Additionally, they love to inject themself into an investigation. Despite the fact that Priest is bright, (as most psychopaths are), I don't think he could resist negotiating with the Governor. Its just too good to resist.

**Page 376**, line 1, change "riflemen" to "snipers" or "FBI sharpshooters"

**Page 376**, line 5, change "Oriental" to "Asian eyes" and, if it were me, I'd put my hair up under a cap or in a bun (assuming it

was down when he saw me, or vice-versa. (I used to carry a blond wig in my car when I was working terrorism and doing a lot of surveillance on the same targets. I got teased a lot by the guys..things like, "Hey DeLong, send the blond over to my car, but you can stay where you are", etc).

Page 376, line 6...consider that when Priest called to complain about the barriers that he only would talk to Judy.

Page 376, line 6 from the bottom....change "van" to "surveillance van".

Page 376, last line...the Governor should at least be wearing a bullet proof vest under his suit coat...Priest already killed one person (at least) by shooting, so no one would take that chance.

Page 377, line 2. I don't think Judy would take a chance on being spotted by Priest by approaching the podium. She'd be talking into a tiny microphone on her lapel and Marvin would be receiving her transmission on a tiny earpiece, as would all of the other critical people (since she is calling out the take-down).

Page 377, line 12...What's with the 4 FBI bodyguards? If Priest said no FBI, they might spook him. Just a thought.

Page 380 through 383...If you're going to keep this scene (and I really like it), have Judy lose her communication head set somewhere along the way...or she'd have lots of splain'in to do as to why she didn't call for assistance...not to mention that Michael, a private citizen should not have been with her, untrained and unarmed. How about mitigating his involvement perhaps by having her yell at him to stay put, but he follows her and Priest anyway?

Page 385....Regarding Judy's wound...too severe to return to work. Can't you just have her break a nail?

Page 388, 6 through 12...Actually, Judy would simply pay for the record...it isn't evidence so she can't seize it, and The Bureau doesn't bargain for things...nor does Judy seem like the type to threaten him with a marijuana hunt (a local cop would do that). When we have to spend our own money on the job, we submit the receipt and a "Draft Request" to the voucher unit, and the money is reimbursed within a few days. In this case, the money would come from "case funds". Every case has an automatic \$5,000.00 available to the case agent, and more if necessary. Every penny has to be accounted for, as you can imagine.

Page 390...Wouldn't Judy have gone back to the EOC to do the computer search there? If not, then the following (Page 391) applies:

Page 391, line 12...BO may be a cop and Judy's father, but he'd still need an escort from the reception area to her desk, and so would Michael (they don't have security clearances and we don't make exceptions for anyone without a clearance to have "Unescorted access"....even famous writers.

Page 394, line 10 from the bottom...Is this the same Judy that I know and love that has been challenging KINCAID regarding every decision he's made in this story? Suddenly she got religion about the chain of command? Did someone put a Valium in her Perier? Just a thought.

Page 394, line 2 from the bottom....I think Michael should ask Judy if he can go on the raid rather than tell her he's going on it...after all, we don't usually allow private citizens to get in harm's way. Since Michael has been assisting the FBI in this matter, he'd probably be allowed to go, but he'd have to stay on the perimeter.

397, last paragraph...Two problems here. One, already discussed about the FBI lie situation, and 2, We would never, I repeat N-E-V-E-R release Stella Higgin's name to the press, knowing we're about to arrest her and hopefully Priest and Melanie. Can you find another way for the press to get that piece of news? How about this (it actually has happened): A San Francisco Tribune (doesn't exist) reporter, doing his/her own investigation into the earthquake story, figured it out and ran a story on it. Turns out the reporter was staking out Judy and followed her an Raja out of the Federal building to the record store. After Judy and Raja left, the reporter went in and schmoozed the clerk into telling him what the feds wanted, and gave him a hundred dollars. Sadly, it happens. After the reported had Stella's name, they could run it through the same checks Judy did, and at least figure out that the FBI was onto a woman in her fifties named Stella Higgins, (they wouldn't know about her name on the federal land lease). In the interest of responsible journalism, (now there's a contradiction in terms) they called the FBI to get a confirmation. The Media rep neither confirmed nor denied, but asked them to please hold the story for 24 hours. If they did that, he told them, he'd give them the scoop on the real story when the time was right. They said "okay", but then ran the story anyway. This happened in the UNABOM case. I know, I was there.

Page 400, line 8, change "Melanie" to Judy". Oops.

\*\*\*\*\*page 401-417 are "missing" from my manuscript\*\*\*\*\*  
(missing...but not really. Page 418 would be page 401)

Page 418, line 1...How did Priest and Melanie get to San Francisco so fast? If they got there at 2am, wouldn't they have had to leave Silver River before the FBI even was onto them, which was fairly late the previous night? How about this- you can have them traveling backwards on the Concord.

Page 418, line 3 from the bottom. CNN is only on cable TV...why would a deserted warehouse have an active cable line? Are you ready to kill me yet? (Channels 4, 5 and 7 are free network news). Ken, I'm hear to help.

Page 419, line 9, as previously mentioned, we wouldn't be taking suspects anywhere...once someone is actually arrested then they have gone from being a suspect to a subject...then we can haul them away. How about if the FBI was shown "questioning" suspects/communers?

Page 419....Line 11 from the bottom..The agents would not be wearing suits..they'd be much more casual. Me, I'd be wearing my camouflage panty hose.

Page 420, line 8..Since the FBI now knows that Melanie is involved, they would have put out an APB (all points bulletin) on the orange Subaru, and probably would have passed her and Priest on their way down to SF, presuming they took 101. Perhaps Priest & Melanie took Route 1 instead?

Page 420, line 4 & 5 from the bottom....Perhaps a pay phone would be better (unless the cell phone is Digital).

Page 424, line 5 from the bottom...change FBI headquarters to "the office".

Page 425, line 11...Actually, Pac Bell could trace the call if we called them right away and told them the number where the call was received, and the time. It might take a hour, but it could be done if Melanie called from a land line phone rather than the cellular. If she used the cell phone, it could be traced through the cell phone company (Michael pays the bills) to the cell being used (if I remember Larry Long's explanation correctly).

Page 427,...As noted before, unless she used an analogue cell phone, we could get this call traced.

Page 428, line 2 from the bottom...Change FBI HQ to the SF Office.

Page 432, ...Great scene regarding the cop, the Subaru and the slap! I could almost feel the slap.

Page 434...Line 7 Actually, they would get the film back to the studio by remote, in a matter of minutes or more likely, they'd do it live. However, if they wanted to edit it they would have to take it to the studio and it would take longer.

Page 435, line 6, change "headquarters" to the " local FBI office", or "San Francisco FBI office".

Page 434, line 5 from the bottom....I presume the EOC is now not in the SF office.

Page 439, line 1,...they would have taped the call, and replayed it a gazillion times....not that it would have helped.

Page 454, line 7, change "District Attorney" to "U.S. Attorney".

BRAVO, BRAVO!

I liked it as much the second time I read it as I did the first.

I thought that you might like to know some common Bureau expressions:

After a screw-up one might hear, "Have you considered what you are going to do after government service?"

Regarding a lazy or lousy agent (or manager)... "He's a throw-down"

Regarding a lazy agent who dodges work, "He's R.I.P.... Retired in Place".

Regarding being eligible to retire but still on the job.. "He's K-M-A" ..... Loosely translated means "I can retire any time so if management screws with me, I can tell them to Kiss My Ass". One agent may ask another... "When can you retire?" and be told, "oh, I'm K-M-A".

"I'm maxed out on" (whatever)... Means I've had the maximum that I can take of (whatever)... The term maxed out is a holdover from the FBI Academy, where new agent trainees can "Max out" on points earned for this or that test.

"Time on the bricks" means suspension without pay for being a bad boy or girl.

If you screwed up.... "Bad Agent, no biscuit"

Regarding an agent who is known for being lazy... "Well, I wouldn't want to plow a field with him".

Regarding a squad that is known for being easy OR in regards to a lazy agent.... "There's no heavy lifting on that squad", or, "He's not into heavy lifting".

A Boondoggle is a government paid for trip that is more fun than work.

An "old dog case" is an old, unsolved case that wont go away and is unlikely to ever be solved.