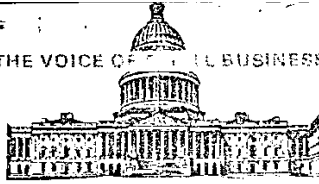


THE VOICE OF SMALL BUSINESS



N S B

*special personal*

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September 29, 1972

Mr. Philip L. Geyelin  
Editor of Editorial Page  
Washington Post  
1515 L Street, N. W.  
Washington, D. C. 20005

785-5020

Dear Mr. Geyelin:

Jack Anderson has done it again! Not satisfied with the Eagleton fiasco, he has now chosen to mount an attack on Justice Lewis Powell for the most unsubstantiated and trivial reasons.

It is still not illegal to defend the free enterprise system and the concept of individual liberty on which this country was founded; nor, fortunately, is it illegal or unethical for an attorney to advise his client on courses of action available within the framework of our laws to achieve an economic or social goal acceptable to a large segment of our citizenry.

An individual, a business, even a nation has the inherent right to fight for its survival: survival by legal methods yes, by law and order if you will, the right to use all legitimate means at their command to remain alive, free, viable, and of benefit to the rest of society.

Thus, it is with no question as to the correctness of the above that we ask, "What is wrong with Justice Lewis Powell's advice to business on how to survive and maintain its position in the American economy?" Which of the two premises is correct? To fight for survival and against carping non-constructive criticism or to make preparations for bankruptcy court.

We have been convinced for many years that the name of the game in our great country is the profit system. Even today, the devout communist realizes that individual enterprise and gain are of benefit to his country. So what is wrong with fighting for what is right.

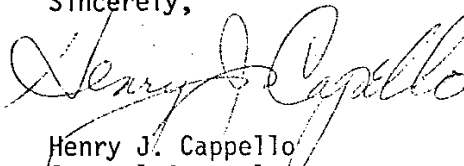
The astute Justice has the "smarts" to clearly set forth the needs for business to stand up for its rights. Why should the business community not be entitled to the views of eminent counsel as to appropriate means to combat extremist fuzzy-headed concepts sometimes espoused by the likes of Ralph Nader and Jack Anderson. Why should business not be able to have an input to the courts, quasi-judicial bodies, and legislatures on the same basis as labor, the radicals, criminals and kooks. One thing Mr. Anderson can be sure of -- business will pay its own way and not get a free ride at the taxpayers expense.

The implication that Justice Powell advocated "censorship" of any kind is typical of the distorted sensationalism which characterizes Anderson and lately, to a great degree, many of the slanted articles and "revelations" appearing in the "Post".

These are the types of unwarranted smears which are bringing the media in this country to the point where no reader takes seriously anything he sees in the press or hears on TV/radio -- without several grains of both salt and aspirin.

Shame on both of you.

Sincerely,



Henry J. Cappello  
General Counsel  
NATIONAL SMALL BUSINESS ASSOCIATION

HJC/rma

cc: ✓ Justice Lewis Powell  
Jack Anderson