

How does he reconcile this with what he says about White House domination? Some of these departments are parties in our proceedings, Mr. Chairman.

I am not making a case for strife and discord with our sister agencies; on the contrary, I believe in harmonious and mutually helpful relationships. I also say there must be proper relations when those other agencies are participating in litigation, and that we can no more indulge in ex parte conferences and communications with regard to sister agencies than we can with other parties to the proceedings.

Mr. Moss. Mr. Chairman, I wonder if I might interpose. Again, Mr. Chairman, I think that you are reading less than the entirety of the statement, because on page 8, paragraph 3, Mr. Morgan said:

In my opinion, this is one of the greatest failures of all of the regulatory agencies, as many courts have pointed out, and steps should be taken by the Congress to deal with the problem of interagency policy formulation.

Your ex parte contacts must be proper. A recommendation is going up for action by the Congress, a recommendation which, I might add, was made in response to my questions and directed to a committee.

So I think that the comment you have made as to this particular recommendation falls, because you have not taken into consideration the entirety of the statement.

Mr. SWIDLER. May I read it, Mr. Moss.

Mr. Moss. I have just read it.

Mr. SWIDLER. You didn't read the part I am about to read.

Mr. Moss (reading):

The Federal Power Commission is charged with the responsibility of close liaison with other Government agencies, but the liaison is not close enough or cooperative enough to enable the Commission to judge properly the impact of its action on programs set up by the Congress to be administered by those other agencies.

Further, the liaisons presently existing are tinged and colored by existing rivalry and squabbling of the most pettifogging nature, with the results that the attempts at coordination contained within these consists of interagency discord.

In my opinion, this is one of the gravest failures of all of the regulatory agencies, as many courts have pointed out, and steps should be taken by the Congress to deal with the problem of interagency policy formulation.

I say that the last paragraph has to be read with that statement to give the sentence continuity.

Mr. SWIDLER. If you read it that way—

Mr. Moss. How else can you read it?

Mr. SWIDLER. I read it as being a criticism of the Federal Power Commission for not working cooperatively with other agencies. I read it as a criticism of the Commission.

Mr. Moss. I think you are seeking the opportunity to be offended.

Mr. SWIDLER. I certainly do not want to be—I recognize that in this troubled line of work one can't afford to be oversensitive, and I don't mean to be so.

Mr. Moss. I am afraid that you are bordering on that at the moment.

Mr. SWIDLER. But this is my reading.