

So we are not dealing with content here and my committee was not concerned, as I told you very definitely, with either your opinion or Mr. Morgan's, but we were gravely disturbed over the suppression, the difficulty, the refusal to make available after it was really ready, the material which people had a right to expect they could receive and did not.

And I think you should make the record here on your own abundantly clear and not try to mislead. Because I think inherent in what you are saying is an attempt to deal with content and with avoidance of the procedural problem which was involved here, the rather outrageous conduct of the Commission in that instance.

Mr. SWIDLER. I told Mr. Rogers I had not finished. I am going to try to tell the whole story.

Mr. MOSS. I am taking it in the way you intended. You were attempting to distort here what in my judgment was a serious act by the Commission.

Mr. SWINDLER. Maybe we did wrong, but I will tell you what the whole story was.

Mr. ROGERS of Florida. May I ask one question if the gentleman will further yield?

The CHAIRMAN. Comments and reflections are being made on the Chairman of the Commission, and I think he should be given an opportunity to get the whole picture here before he is taken under attack. I think the members should give him an opportunity to get the story to us.

Mr. ROGERS of Florida. I agree with you. I just wanted to fix in my own mind the exact phraseology of the press release. I thought the press release said "I shall write a dissenting opinion."

Was that true?

Mr. SWIDLER. "I shall file a full and vigorous dissent."

Mr. ROGERS of Florida. I shall file. The press release was issued, evidently, before he had filed this dissent.

Mr. SWIDLER. Yes.

This was a part of the order. We had had no chance yet to prepare a formal dissent.

Mr. BROTZMAN. The purpose I yielded was to clarify statements you had made down to that juncture relative to press releases. I think you were about to continue on with the rest of the transaction. It is entirely new to me. I know nothing about this and was merely asking for information, so the other insertions I know nothing about at this juncture. But I think I can clear down to the press release.

You intend to proceed at that point?

Mr. SWIDLER. I intend to proceed and intend to tell the whole story.

I wonder if this would be a convenient time, Mr. Chairman, for a short recess?

The CHAIRMAN. Yes. The committee will recess for 5 minutes.

(Short recess.)

The CHAIRMAN. You may proceed, Mr. Brotzman.

Mr. BROTZMAN. Before the recess, Mr. Chairman, by your testimony, you had established the fact that there was a press release, a press release that went to the Northwest, I think you said, and you were going to proceed to tell the rest of the story in your words as to what happened.