

stitutional. But it occurs to me that you are engaging in tactics that are not too constructive even from your viewpoint.

Mr. MOORE. Mr. Chairman, I wonder if we could proceed a little along "nonlegal" grounds just for a minute to learn more about the "foundation" business.

Mr. CONTE. You have to get over this point. I think you should insist on that.

Mr. PATMAN. I have. I have directed him to answer.

Do you refuse to answer or not? If you refuse, make it a matter of record.

Mr. HAYES. On advice of counsel, Mr. Chairman, it is my belief that what the committee is asking me to do at this point is to commit an illegal act.

Mr. PATMAN. No, we have not. That can be your construction. You have the right to do that, of course.

Mr. IRWIN. He has to complete his response. It is not yet complete.

Mr. PATMAN. All right, go ahead.

Mr. HAYES. Therefore, I am unable to render that material.

Mr. IRWIN. For what reason?

Mr. PATMAN. Therefore, you refuse?

Mr. HAYES. And to make that decision.

Mr. IRWIN. Do you invoke the Constitution, Mr. Hayes? Mr. Hayes, do you invoke the Constitution? Have you been struck dumb, Mr. Hayes?

Mr. HAYES. I may be dumb; yes, sir.

Mr. PATMAN. What?

Mr. IRWIN. He has not answered the question. He has been directed to answer it.

Do you invoke the Constitution in your refusal to answer further?

Mr. RAY. May I submit this for the record?

Mr. IRWIN. No, the question is being directed to Mr. Hayes.

Do you invoke the Constitution, Mr. Hayes?

Mr. HAYES. I stand silent.

Mr. CORMAN. Mr. Chairman?

Mr. PATMAN. Yes, sir.

Mr. MOORE. He answered. He said that he stood silent.

Mr. PATMAN. He remains silent.

Mr. MOORE. Let's go to the next question and see if he will elect to remain silent.

Mr. IRWIN. May I say this, Mr. Chairman, he has not invoked the Constitution at this point.

Mr. OLSHER. That is right.

Mr. PATMAN. He has not invoked the Constitution at this point.

Mr. CONTE. Mr. Hayes, ABC claims to be a nonprofit trust established for the purpose of helping citizens of the United States make full use of the rights available to them under the Constitution. Is that correct?

Mr. HAYES. This is correct.

Mr. CONTE. You claim to be exempt from paying taxes under the Internal Revenue Code. Is that correct?

Mr. HAYES. Correct.

Mr. CONTE. What the ABC does is to inform individuals as to how, in ABC's opinion, they can best operate their affairs under the U.S. tax laws. Is that correct?