

CBW

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January 19, 1970

Dear Matt,

It was very kind of you to take the time to send me comments on the portions of my article relating to gas warfare in Vietnam! The comments arrived a couple of days after I had the galley in my possession, but I am writing to the editor of the California Law Review in the hope that some changes can be made at this late date along the lines you have so kindly suggested.

Even before your letter arrived I had inserted in a footnote the point you made in a very recent periodical article about tear gases in WWI and the intent of the 1925 Protocol to outlaw them. I think this point simply reinforces the argument I made in the text as to lethal uses of gas ~~weapon~~ weaponry. However, as you know, the examination of travaux preparatoires is a tricky business, and even Mr. Goldblat's article--which you sent to me--probably could be challenged if one were to do the necessary research. I tried in my article to establish a basis for the outlawing of the types of tear gas used in Vietnam on the more widely acceptable ground that ~~lethal~~ lethal gases are prohibited. (I tried the same tack for napalm.)

I am much ~~x~~ obliged for your letter and enclosures, and I will send you a ~~reprinting~~ reprint of the article as soon as I get it. It's been very nice being in touch again.

Cordially yours,

*Tony D'Amato*