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Frankfurter, Justice Felix, 1943.

SUPREME COURT OF THE UNITED STATES
WASHINGTON, D.C.

Chambers of
Justice Felix Frankfurter

April 14, 1943

Private

My dear Silver:

Your letter of April 9th makes me wonder whether I have ever indicated to you or to anyone else that I was awaiting the "appropriate moment" for speaking publicly about Palestine. Not even remotely has such been the reason for my abstention from public utterances on controversial issues since I have been on the bench. If you will reflect on the fact that Brandeis did not appear on the public platform during his 25 years on the Court, you will find an easy explanation why it is likewise not for me, no matter how deeply, as you know, my sympathies are engaged, to appear publicly, either on a controversial matter of national policy or in support of a cause that would make it impossible for me to keep from appearing for other public causes that, to other sections of the community, are no less sweet and important than the future of Palestine is to me. It is for this reason that, much to my regret, I cannot be with you at the Conference in Philadelphia.

With every good wish,

Yours very sincerely,

(Signed) Felix Frankfurter

Dr. Abba Hillel Silver

P.S. It would be easy for me to decline on the ground that I cannot be away on May 2nd from Washington. Easy, because such is the inescapable fact. But I have stated to you frankly the ground that would control me did not judicial duties keep me here.

W E S T E R N

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DR ABBA HILLEL SILVER, NATIONAL CHAIRMAN UNITED PALESTINE

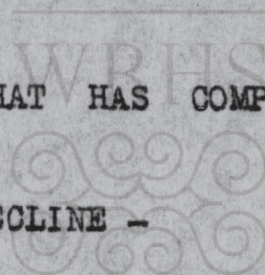
APPEAL - 41 EAST 42 ST.

- YOUR TELEGRAM ONLY MAKES STILL MORE PAINFUL THE

NECESSITY THAT HAS COMPELLED ME TO WRITE YOU SORROW

FULLY TO DECLINE -

FELIX FRANKFURTER.



C O P Y

October 5, 1943

Justice Felix Frankfurter
1511 - 30th Street, N. W.
Washington, D. C.

Dear Justice Frankfurter:

After having missed up on my appointment with you in the spring, I am looking forward to a talk with you in connection with our Survey. In fact, we need your advice.

To save time I am sending you enclosed herewith a brief report which will bring you abreast of things.

The immediate problem is how to get some of our technical people over there. Mr. Savage, for example, has been informally advised at the State Department that if formal inquiry were made the Department would disapprove of a U. S. Government official serving in Palestine as a consultant to either a Zionist or an Arab organization unless he were invited by the Government of Palestine. The problem with regard to Mr. Hays, the engineer in our employ, may be somewhat different since he is not now a government official. There is also the question of Dr. Lowdermilk, who may be returning from China and could stop off in Palestine. I am afraid we shall not make much further headway without government cooperation in these matters.

Dr. Silver or Dr. Gddmann or I will try to discuss this matter with you in the near future.

With my best regards, as ever

Faithfully yours,

(signed) Emanuel Neumann

M/

October 25, 1943

The Honorable Felix Frankfurter
Justice of the United States Supreme Court
Washington, D.C.

My dear Justice Frankfurter:

I am enclosing herewith the draft of the statement on the economic absorptive capacity of Palestine which I discussed with you. I would appreciate it if you would read it and give me the benefits of your comments. Is the statement adequate? Those who drafted it sought to make it as concise as possible. Are there any items which we have overlooked? Upon receipt of your suggestions we will make the final draft for submission to the Secretary of State and the President.

With all good wishes, I remain

Most cordially yours,

AHS:BK

Enc.

Dec. 26-1943

My dear Justice Brandeis.

I send you the proofings, the Chancellor's version. I trust that you are well.

Now that our good friend has returned it is most desirable that you see him as soon as possible. Undoubtedly he has discussed our subject with others, and this is vital for us to know where we stand, so as to be guided in our future work.

Mr. Lavin informs me that he has left the final draft, the memorandum with you. With all good wishes, I remain,
Abraham H. Lavin