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Windsor, Monday, June 15, 2009

Times Newspapers Ltd
• Legal dept: Alistair J Brett •
1 Pennington Street
London E1 9XN UK

Dear Mr Brett,

The purpose of this letter: This letter puts your publication on notice that if you should print or otherwise publish anywhere including on your Internet website or associated websites any statement carrying the defamatory and now demonstrably untrue meaning, whether implicit or explicit, that I am “**an active Holocaust denier**”, or any variations on that phrase carrying the same purport, then I reserve the right to issue without further notice a Claim in Defamation against yourselves and the author or authors of the libel, and I shall produce this letter at the hearing of the action as evidence that you have published the said libel in the face of such a written warning in support of a possible claim for aggravated damages. You will find that no other newspaper within the jurisdiction now ventures to utter this libel.

I refer you to the article entitled “*Profile: Nick Griffin – The BNP leader has won an unprecedented electoral victory by masking his extremism with sharp suits and an amiable front*” published in *The Times* on June 14 this year, as cited below, which has also been published on your website at <http://www.timesonline.co.uk/tol/news/politics/elections/article6493540.ece>. The article, on the whole of which I shall rely if this matter comes to trial, refers to a public meeting or meetings which I attended and contains the following libellous paragraph:

After Griffin’s “accident” his parents saved him from financial ruin by selling their house. For a while he was a security man at the meetings of David Irving, the Holocaust-denying historian – “I looked quite good in a black leather jacket and an eye patch”. Griffin later reproached Irving for conceding that 4m Jews may have been killed by the Nazis.

- which might seem to make me an odd “Holocaust denier”. For the record: I have never knowingly met Mr Griffin, even on the occasion in November 2007 when we both spoke at the Oxford Union – in separate buildings and to separate audiences. Nor have I at any time employed him as a “security man” – we do not need such people at my meetings. I

am not a member of the BNP, and I am not familiar with his views which may or may not be sound. The most serious libel is however the implied meaning that I am active "Holocaust denier" and I must now ask you for a written assurance that your newspaper will no longer repeat this libel. You appear to have relied heavily on the archives of the Board of Deputies of British Jews and *Searchlight*, which will not bode well for you in any action which will ensue if you do not respond to this.

Argument: I am a public figure, and you have published the libels within the jurisdiction. I refer you to the many statements I have made in public which are a matter of record and will destroy any pleaded defence of justification. These include but are not limited to my biographies of Dr Joseph Goebbels (1996) and of Hitler (1977, 1991, and 2002), where I describe in detail the mass shootings of Jews and others behind the eastern front. The language you have used in past items about me will not help any attempt at a public-interest defence. Your journalist made no attempt contact me before publishing the libel.

My statements in both the Lipstadt trial (2000) and the Vienna trial (2005) left no doubt that I believe (accepting that the Höfle document and Korherr report are authentic and not forgeries) the Nazis and their accomplices murdered at least 2.4 million Jews in the "Reinhardt" camps along the Bug River (Treblinka, Belzec, and Sobibor); minor question arise over Auschwitz, but Holocaust historians have also asked them.

I have demonstrably stated so in public since 1991 (my discovery of the Adolf Eichmann files), 1992 (my discovery of the Hans Aumeier manuscripts and subsequently the full exploitation of the CSDIC files): you will find these statements throughout my website (go to www.fpp.co.uk/search) and repeated in my interview with *The Guardian* newspaper published on September 29, 2007, which you can read most easily at www.fpp.co.uk/online/07/09/Guardian_interview.html, and repeated in *The Forward*, the foremost US Jewish newspaper (*ibid.*, /online/07/09/Forward.html).

The published diaries of my recent visits to the death camps will destroy any doubts you might still entertain:

<http://www.fpp.co.uk/docs/Irving/RadDi/2007/020307.html> *et seq.*

Notice: Should you recklessly and maliciously repeat the lie as defined in the first substantive paragraph to this letter - as you may feel tempted to do now - I reserve the right, subject to the provisions of the UK Pre-action Protocol for Defamation, under which it is open to you to offer an alternative construction on the words you have used, to issue and serve a Claim in Defamation without further notice.

In the circumstances, I must now ask for a *written undertaking* that you will not repeat this libel, namely that I am a current and active Holocaust denier, failing which I reserve my rights as said to issue proceedings.

Yours faithfully

David Irving