

Windsor, Saturday, October 4, 2008



To: Legal Department
The Daily Mail
Northcliffe House
2 Derry Street
London W8 5TT

Dear Sirs,

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 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 shall without further notice issue 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 published the said libel in the face of such a written warning in support of a possible claim for aggravated damages.

I refer you to the article by Rebecca Camber in *The Daily Mail* today, Saturday, October 4, 2008.

HOLOCAUST DENIER DAVID IRVING COMPARES BRITISH JUSTICE TO NAZI GERMANY IN COURT OUTBURST. You have repeated the article on the Internet: <http://www.dailymail.co.uk/news/article-1067788/Holocaust-denier-David-Irving-compares-British-justice-Nazi-Germany-court-outburst.html>

The full text is as follows:

Holocaust denier David Irving compares British justice to Nazi Germany in court outburst

By Rebecca Camber

Last updated at 12:58 AM on 04th October 2008

Disgraced historian David Irving yesterday compared British justice to that of the Third Reich.

The Holocaust revisionist launched his outburst as he attended court to support his friend Gerald Toben, 64, who was arrested on a German extradition warrant during a stopover at Heathrow.

Toben is accused of publishing internet material between 2000 and 2004 that ‘denies, approves or plays down’ the Holocaust, which is illegal in Germany.

Outside Westminster Magistrates' Court, Irving, 70, said: ‘This type of procedure demeans our society in that the Germans and Austrians can dictate to us what we feel and can say and what we read and write. They lost that right in 1939.

‘If the British soldiers in Normandy who went to the beaches in 1944 could see what happened today, they would not have gone 40 yards up the beach.’

Irving, who was jailed in Austria in 2006 for denying the Holocaust, plans to invite Toben to stay at his home in Windsor if he is granted bail next week.

He went on: 'I disapprove of some of his views but he has the right to express them, just as people disapprove of my views but my books and views are suppressed.

'It's like living in Nazi Germany. What we have seen here today is like Nazi Germany, but in pinstripe suits.'

Last night D-Day veteran Roland Jefferson, 83, who landed on Juno Beach in June 4, 1944, [sic] said: 'Irving is a lunatic and I'm not happy with his comments that are bound to make a lot of veterans angry.

'The Holocaust was dreadful and everyone who bravely fought on D-Day recognises that.'

Argument: I am a public figure, and the newspaper is sold 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 will not help any attempt at a public interest defence.

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 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.

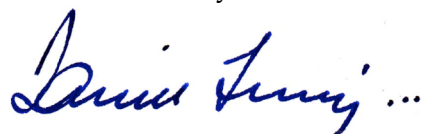
I have demonstrably stated so in public since 1991 (my discovery of the Adolf Eichmann files), 1992 (my discovery of the Hans Aumeier manuscripts and subsequently the full exploitation of the CSDIC files): you will find these statements throughout my website (go to www.fpp.co.uk/search) and repeated 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 these death camps will destroy any doubts you might still entertain:

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 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, to issue and serve a Claim in Defamation without further notice.

Yours faithfully



David Irving