

**WASHINGTON AND THE WORLD****Feinstein Is Right. The CIA's Out of Control.**

By TIM WEINER | March 12, 2014

Feinstein has been case-officered once too often. One item in her speech explains why she broke her watchdog's chain. She said the CIA's acting general counsel, who oversaw aspects of the secret prisons program (and is mentioned in the report 1,600 times), has filed a crimes report with the Justice Department, accusing the committee's staff of purloining the CIA's files. Those files were open to the Senate staff under an elaborate agreement. Going after the committee arguably was an act of political cupidity or criminal stupidity. It certainly reflects the parting advice of Porter Goss, Bush's second CIA director, when he stepped down in 2005: "Admit nothing, deny everything and make counter-accusations."

The senator thinks she has been subjected to a continuous and contemptuous blockade. This puts the agency on dangerous terrain. Either the stonewalling continues or the CIA's leaders, past and present, must be called to testify under oath, in public, and explain the executive summary of the report.

The witness list should start with the former CIA directors George Tenet, Goss and

Michael Hayden, who served under Bush. Next up should be Jose Rodriguez, who was chief of the CIA's Clandestine Service in 2005, when he ordered the destruction of secret-prison videotapes depicting torture. The sworn testimony of Kyle "Dusty" Foggo, the No. 3 man at the CIA back then, would be useful. He was the CIA's executive director and provided logistical support for the program—and he went to prison in 2009, for acts of fraud while he was executive director.

We've gone through this agonizing process before. The 9/11 panel in 2004, the Iran-Contra hearings of 1987 and the Church Committee of 1975, which inaugurated the era of congressional oversight of the CIA, each exposed egregious violations of the laws of God and man and common sense at the agency. Each led to important legal and institutional changes at the CIA. Each was vital to the exceptional American experiment in governing secret intelligence operations under law.

Almost no one has read the Senate report on the CIA's secret prisons. But a few aspects within it are clear, if you've been following the few-and-far-between hearings of the committee since 2009. Intelligence on counterterrorism has been doctored to deceive. The report says torture provided little or no useful intelligence. Our intelocrats insist it did. If so, should we keep the implements of inhumanity in the toolbox of intelligence?

The CIA says it wants to turn the page on this unpublished chapter. You can't turn the page if you haven't read it. The fact that torture is an indelible stain on the honor of the United States cannot remain an issue for another day. Print the report, take the testimony and let some light dispel this darkness.

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