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Stenographic Transcript Of

HEARINGS

Before The

Executive Session

SELECT COMMITTEE ON ASSASSINATIONS

HOUSE OF REPRESENTATIVES

Tuesday, April 25, 1978

Witness - David Atlee Phillips

Washington, D.C.

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1 House of Representatives
2 Subcommittee on the Assassination of John F. Kennedy
3 of the Select Committee on Assassinations
4 Washington, D. C.
5 Tuesday, April 25, 1978

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6 Testimony of David Atlee Phillips
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SHORT

E X E C U T I V E S E S S I O N

TUESDAY, APRIL 25, 1978

House of Representatives,
Subcommittee on the Assassination of John F. Kennedy of the Select Committee on Assassinations,

Washington, D. C.

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The subcommittee met, pursuant to notice, at 11:05 a.m., in room 2200, Rayburn House Office Building, the Hon. Richardson Preyer (chairman of the subcommittee) presiding.

Present: Representatives Preyer, Dodd and Devine.

Staff Members Present: M. Goldsmith, E. Berning, D. Hardway, J. Blackmer, W. Triplett, E. Lopez and G. Fonzi.

Mr. Preyer. The committee will resume its hearing.

Mr. Phillips, thank you for being here today. I know that it was an inconvenience to you and we appreciate your working out your schedule so you could be here.

Mr. Phillips. Yes, sir.

Mr. Preyer. We will ask you to be sworn, sir.

Do you solemnly swear that the evidence you will give to the committee will be the truth, the whole truth and nothing but the truth, so help you God?

Mr. Phillips. I do.

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TESTIMONY OF DAVID ATLEE PHILLIPS

Mr. Preyer. Thank you, Mr. Phillips.

I believe you have been given a copy of the rules of the committee.

Mr. Phillips. Yes, sir, I have.

Mr. Preyer. At this time I will give a brief statement concerning the subject of the investigation which we give to every witness.

House Resolution 222 mandates the committee to conduct a full and complete investigation and study of the circumstances surrounding the assassination and death of President John F. Kennedy in determining whether the existing laws of the United States concerning the protection of the President and the investigatory jurisdiction and capability of agencies and departments are adequate in their provisions and enforcement and whether there was full disclosure of evidence and information among the agencies and departments of the United States Government and whether any evidence or information not in the possession of an agency or department would have been of assistance in investigating the assassination and why such information was not provided or collected by that agency or department and to make recommendations to the House if the Select Committee deems it appropriate for the amendment of existing legislation and the enactment of new legislation.

The Chair will recognize Mr. Goldsmith for the beginning

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1 of the questioning.

2 Mr. Goldsmith. Thank you, Mr. Chairman.

3 Mr. Phillips, for the record would you state your full
4 name and address, please.

5 Mr. Phillips. David Atlee Phillips, [redacted]
6 [redacted] Bethesda, Maryland, 20034.

7 Mr. Goldsmith. Mr. Phillips, are you a former employee
8 of the CIA?

9 Mr. Phillips. Yes, I am.

10 Mr. Goldsmith. Would you give the committee a summary
11 of the positions that you held while you were at the agency?

12 Mr. Phillips. I was recruited by the CIA as a part time
13 assistant in 1950 in Chile where I was a newspaperman. I
14 continued in that capacity for some four years and became a
15 full time intelligence officer in 1954 [redacted]

16 In 1955 and 1956 I was in Cuba.

17 In 1957 and 1958 [redacted]

18 In 1959 and 1960 I was in Cuba again.

19 During the remainder of 1960 and 1961 I was in the
20 Washington task force which worked on the Bay of Pigs opera-
21 tion.

22 In late 1961 I was assigned to Mexico City.

23 In early 1965 I became the Chief of Station [redacted]

24 [redacted]

25 I returned to Washington in 1967 and became the Chief of

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Cuban Operations for the CIA through 1969.

In 1970 I was the Chief of Station in [redacted]

In 1971 I went to [redacted] where I was Chief of Station.

In mid 1973 I was returned to Washington to become the Chief of the Western Hemisphere Division of the CIA.

Mr. Goldsmith. When did you retire from the agency?

Mr. Phillips. On the 9th of May 1975.

Mr. Goldsmith. Are you affiliated with the Retired Intelligence Officers Association?

Mr. Phillips. Yes. I am the founder of that organization.

Mr. Goldsmith. Are you the president of that organization?

Mr. Phillips. I am sorry, sir.

Mr. Goldsmith. Are you presently the president of that organization?

Mr. Phillips. No, I am not the president. I am a member of the board of directors.

Mr. Goldsmith. Would you explain to the committee what the purpose of that association is?

Mr. Phillips. In 1975 I was personally concerned about what I thought was happening to the U. S. intelligence community. The clandestine operator is perhaps the only

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1 American that does not have a constituency and so I decided
2 to form an organization of former intelligence men and women
3 from all services to try to play some sort of constructive
4 role in the deliberations of intelligence in the future.

5 Mr. Goldsmith. Mr. Phillips, have you spoken to anyone
6 at the agency in reference to your testimony today?

7 Mr. Phillips. Have I spoken about my testimony today
8 with anyone at the agency? One person, Mr. Robert Shaw,
9 because before I knew I was going to be asked here we had
10 plans to have lunch together and I told him that I had been
11 asked to come down here and we decided that we would not have
12 on the agenda any discussion of what we talk about down here
13 and we did not.

14 Mr. Goldsmith. So you in no way discussed what you
15 thought might have been the substance of your testimony here
16 today?

17 Mr. Phillips. Absolutely not.

18 Mr. Goldsmith. And other than Mr. Shaw there was no one
19 at the agency that you spoke to in reference to your testimony?

20 Mr. Phillips. No.

21 Mr. Goldsmith. At this time I would ask the clerk to
22 show Mr. Phillips Exhibit 94. This is a letter from the
23 Acting Director of this committee to the chairman of this
24 committee. Would you please read that exhibit.

25 Mr. Phillips. Yes.



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1 Mr. Goldsmith. You have read the letter?

2 Mr. Phillips. I have, sir.

3 Mr. Goldsmith. And do you understand the letter?

4 Mr. Phillips. I understand it. It gives me complete
5 freedom to discuss things despite my secrecy with the agency.

6 Mr. Goldsmith. So that you would be obliged to testify
7 fully and truthfully before this committee.

8 Mr. Phillips. Absolutely.

9 Mr. Goldsmith. Mr. Phillips, is it true that it is
10 agency policy for case officers, for example, to have
11 pseudonyms?

12 Mr. Phillips. Yes. Of course all case officers have
13 a pseudonym.

14 Mr. Goldsmith. Will you explain to the committee what
15 the purpose of that pseudonym would be?

16 Mr. Phillips. A pseudonym is used so that on records
17 such as pay papers, all sorts of records that go back and
18 forth in a pouch in cable traffic you can refer to a person
19 without actually using his true name. It is a registered
20 thing that a person keeps throughout his career unless for
21 some reason it is blown, unless it becomes known publicly,
22 in which case the pseudonym is changed.

23 Mr. Goldsmith. Would the pseudonym also be used by a
24 case officer when the case officer contacts an agent?

25 Mr. Phillips. Very rarely. I don't know that anyone

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1 ever did it. Case officers would not use a pseudonym. A
2 pseudonym is always a first name, a middle initial and a last
3 name. A pseudonym can be Jim Smith.

4 Mr. Goldsmith. So you would distinguish between a
5 pseudonym and an operational alias, is that correct?

6 Mr. Phillips. Absolutely.

7 Mr. Goldsmith. What was your pseudonym while you were
8 at the agency?

9 Mr. Phillips. I have two. My last one was Michael C.
10 Choaden.

11 Mr. Goldsmith. And what was your earlier one?

12 Mr. Phillips. Paul D. Langevin.

13 Mr. Goldsmith. When did you assume the second one, if
14 you recall?

15 Mr. Phillips. Oh, I am going to take a stab at this.
16 I don't really recall.

17 Mr. Goldsmith. Fine. Do you recall which operational
18 aliases you have used in the past?

19 Mr. Phillips. No, because I would guess that in 25 years
20 that I may have used 200 -- a hundred, say.

21 Mr. Goldsmith. Would it be agency policy for an opera-
22 tional alias to be registered?

23 Mr. Phillips. Not necessarily formally. A pseudonym,
24 yes, is registered and you push the buttons and it comes out
25 of a machine. An alias might just go in the files, it might



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1 not necessarily be registered formally.

2 Mr. Goldsmith. In which files would an alias go into?

3 Mr. Phillips. In the operational files. An officer
4 might use an alias on a one time basis and use the name Jim
5 Smith on a one time basis and it would only be in that one
6 file. Some officers have a habit of using an alias over a
7 period of time because it is something that they can remember.
8 I remember that I had one alias I used on more than one occa-
9 sion which was the first name of one of my good friends in high
10 school and the last name of one of my good friends in high
11 school so that I could remember.

12 Mr. Goldsmith. So your testimony then is that the agency
13 does not have essentially a registered index of operational
14 aliases, is that correct?

15 Mr. Phillips. If they do, I was not aware of it.

16 Mr. Goldsmith. And your testimony would be that to the
17 extent that there was any record of these aliases it would be
18 in the files. By files do you mean files that were located in
19 the local station or at headquarters?

20 Mr. Phillips. Both. I think I should make it clear that
21 in the cases of aliases used by foreigners that probably those
22 aliases go into a central file. AKA, also known as, and there
23 might be a number but in the case of American staff officers
24 it might be in the file in the station, it might be in a file
25 at the headquarters because the paper was duplicated. It might



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be in both places.

Mr. Goldsmith. Mr. Phillips, did you previously give testimony before this committee?

Mr. Phillips. Yes, I did.

Mr. Goldsmith. Was that in November? November 27, 1976?

Mr. Phillips. The formal testimony before the chairman I believe was on a Saturday. I am not sure of the date. I also talked to the staff the day before. I remember it was the Thanksgiving holidays.

Mr. Goldsmith. Was that in 1976?

Mr. Phillips. Yes, it was.

Mr. Goldsmith. For purposes of review I would like to go over with you and with the committee the substance of your testimony that day.

First you gave testimony pertaining to the nature of the CIA's Mexico City station's surveillance and operations against the Soviet and Cuban embassies and consulates specifically with regard to their photo surveillance operation and the wiretapping operations. Do you recall giving testimony to this effect?

Mr. Phillips. I did to the extent that I was aware of the details but certainly I didn't talk about it.

Mr. Goldsmith. Understood. And at that time you also gave testimony regarding the procedures for delivering tapes from the outside surveillance unit to the Mexico City station,



1 for getting tapes transcribed, for erasing and reusing tapes,
2 for dealing with conversations of special interests, for
3 routing transcripts of conversations contained on the tapes
4 to appropriate officers at the Mexico City station. Do you
5 recall giving testimony to this effect?

6 Mr. Phillips. I do, to the degree that I knew the
7 detail, and I recall at the same time that I gave the names
8 of persons who knew better than I what the details were, yes.

9 Mr. Goldsmith. Fine. At that time you also gave testi-
10 mony regarding the criteria that is applied for when an
11 intercepted conversation was considered sufficiently important
12 to warrant sending a cable to Washington, D. C.

13 Mr. Phillips. I don't recall that but I am sure that I
14 did.

15 Mr. Goldsmith. And then specifically there was a discus-
16 sion in reference to the Oswald visit to Mexico City. Do you
17 recall that?

18 Mr. Phillips. Yes, I do.

19 Mr. Goldsmith. For the purposes of further clarification,
20 you gave testimony regarding the substance of a transcript that
21 you reviewed and it pertained to an intercept of an Oswald
22 conversation. Specifically, the intercept was linked to Oswald
23 prior to the assassination and the particular time involved was
24 early October, late September of 1963. Do you recall giving
25 testimony to that effect?

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1 Mr. Phillips. Yes, and I believe that then I finally
2 came down in that testimony on the fact that I believe I
3 recall seeing a transcript after the assassination which
4 substantiated the story told by a Mr. Celia Duran from the
5 Cuban embassy.

6 Mr. Goldsmith. We will try to work this step by step.
7 I will get to that.

8 Mr. Phillips. Okay.

9 Mr. Goldsmith. My recollection is that you discussed
10 two intercepts and two transcripts but first was the transcript
11 that you reviewed in early October of 1963 and the substance
12 of that and the thrust of that conversation was more or less
13 as follows: Oswald was saying to the Celia that he spoke to
14 at the embassy, What have you heard about my visa? What news
15 do you have?

16 Mr. Phillips. Yes, sir, I recall.

17 Mr. Goldsmith. You also made the statement to the effect,
18 What's wrong? Why don't you do this? That should be a state-
19 ment to Oswald. Do you recall making that statement?

20 Mr. Phillips. Sir, I don't.

21 Mr. Goldsmith. Do you recall indicating that your opinion
22 was that Oswald intimated to the Soviets, Well, you really
23 should talk to me?

24 Mr. Phillips. Yes, I recall that.

25 Mr. Goldsmith. I see that you are hesitating somewhat.

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For purposes of refreshing your memory I would like briefly to review that portion of the transcript with you.

Will the clerk hand the witness a copy.

Specifically I would ask you to refer to page 51, line 12.

Mr. Phillips. Yes, sir.

Mr. Goldsmith. Read that paragraph.

Mr. Phillips. At the beginning of line 12?

Mr. Goldsmith. Starting with line 12 to line 21.

Mr. Phillips. Yes.

Mr. Goldsmith. Do you recall giving that testimony?

Mr. Phillips. Yes, sir. If I may mention the context and the circumstances under which it was given, the reason that I was called on that holiday weekend is that there was a story in the Washington Post by Mr. Ron Kessler and that story came out in effect saying that I confirmed the fact that Oswald had offered something to the Soviets and that information about that first message was not passed to the Warren Commission, so those are the circumstances under which I was called out.

I was working under the fact that I didn't think Mr. Kessler's report without our various conversations on the subject was an accurate reflection of what I thought and so that paragraph was saying in trying to recall these things that perhaps it was my total perception in looking back one Lee Harvey Oswald was there trying to get a visa and my



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1 feeling that he was saying to them, Yes, you should give me
2 one. Thinking about that -- and I think I might have mentioned
3 this -- some of that may very well have come from the fact
4 that afterwards I read that when he went to Mexico City he
5 went with some papers to show them that he was a member of
6 the Fair Play for Cuba Committee and so forth.

7 Mr. Goldsmith. I believe, Mr. Phillips, that you did
8 at that time make a distinction between your recollection that
9 was based upon the transcript that you reviewed in October of
10 1963 and events subsequent to the assassination. We will get
11 into that distinction later on.

12 Mr. Phillips. All right.

13 Mr. Goldsmith. In addition you also testified before
14 the committee about an intercept that came to your attention
15 after the assassination; specifically it was a conversation
16 between Silvia Duran and somebody else and it was about Oswald.
17 Do you recall that?

18 Mr. Phillips. Yes, I do.

19 Mr. Goldsmith. With regard to the transcript, the sub-
20 stance of your testimony was that it was treated in the normal
21 way; the transcript was routed to a Mr. Manell who was in
22 charge of Soviet operations in Mexico City and then later to
23 you, and the reason it was routed to you was because of the
24 Cuban mention in it. Do you recall giving testimony to that
25 effect?

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Mr. Phillips. Yes. I am not sure that I said I was absolutely positive of that but that is the way it should have happened and I had that recollection.

Mr. Goldsmith. For purposes of further clarification why don't we take a look at page 57, line 6, and have you read that section. Read through to line 10, please.

Mr. Phillips. All right.

Mr. Goldsmith. Have you read that? Do you recall giving testimony to the effect of the substance that I just summarized for you?

Mr. Phillips. Yes, I do.

Mr. Goldsmith. Fine.

Mr. Phillips. If I may add something there.

Mr. Goldsmith. You will get a chance to go into the details later in the hearing. This is primarily for background purposes.

Mr. Phillips. I see. Very good.

Mr. Goldsmith. With regard to the transcript, you also gave testimony regarding a transcriber's note that the person speaking spoke in very bad Russian and you had the understanding that the person speaking was an American. Do you recall giving testimony to that effect?

Mr. Phillips. Yes, I do.

Mr. Goldsmith. You also gave testimony with regard to the cable that was sent from Mexico City to CIA headquarters



1 and you indicated that this cable was sent approximately three
2 days after you first saw the intercept. Do you recall giving
3 testimony to that effect?

4 Mr. Phillips. Yes, I do.

5 Mr. Goldsmith. And you also indicated that in fact you
6 signed off on the cable because of the reference to a Cuban
7 situation. Do you recall that?

8 Mr. Phillips. I recall that I said I probably signed off
9 on it. It would have been part of my job and so forth, yes,
10 but I recall it.

11 Mr. Goldsmith. Fine. At that time you also gave testi-
12 mony explaining to the committee why the cable was sent out
13 several days after the intercept came in.

14 Mr. Phillips. Yes.

15 Mr. Goldsmith. And specifically you indicated that
16 Mr. Manell was busy, he sometimes procrastinated, and in fact
17 you considered the cable important and for this reason you
18 made some inquiries of him as to whether the cable had been
19 sent. Do you recall that?

20 Mr. Phillips. Something along that line, yes.

21 Mr. Goldsmith. With regard to the contents of the cable
22 the substance of your testimony was that it referred to Lee
23 Henry Oswald, it gave the physical description that did not
24 fit Mr. Oswald and it indicated that a contact with the Soviet
25 embassy had been made in reference to a visa. Do you recall

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1 giving testimony to that effect?

2 Mr. Phillips. I do. At a later date I decided that I
3 was wrong about the Henry originating in that cable.

4 Mr. Goldsmith. We will get into that later on.

5 Mr. Phillips. All right.

6 Mr. Goldsmith. I would like to indicate for the record
7 that in the event that I do not cover a question or raise a
8 question that permits you to answer what is on your mind, at
9 the end of the hearing you will be given five minutes to
10 address the committee to raise any additional points.

11 Mr. Phillips. Very good.

12 Mr. Goldsmith. Similarly, at the time of your testimony
13 you gave testimony to the effect that the cable made reference
14 to a photograph, it gave an incorrect description of Oswald
15 and that the reason for this was that either or
16 had put together a transcript of a man calling
17 the Soviet embassy about a visa with a picture of that man
18 who had been to the Soviet embassy so that a transcript and
19 a picture had been put together and I believe your testimony
20 was that in this case 1 and 1 did not equal 2.

21 Mr. Phillips. That is correct.

22 Mr. Goldsmith. You also gave testimony regarding the
23 cable that came from headquarters to the Mexico City station
24 on or about October 16 and that cable had the correct name of
25 Oswald according to your testimony. It gave the background

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1 of Oswald, his marriage to a Soviet citizen, his military
2 background. Further, it gave a correct description of Oswald.
3 I believe you indicated that the cable originated before
4 Oswald's contact with the Soviet embassy. Do you recall
5 giving testimony to that effect?

6 Mr. Phillips. Yes, I do.

7 Mr. Goldsmith. I would like at this point to go into
8 these areas in more detail.

9 First turning to the area of tapes, how long were tapes
10 retained as a matter of routine procedure in Mexico City in
11 1963 prior to the tapes being erased for reuse, if you know?

12 Mr. Phillips. All right. I must tell you that my
13 recollection is based on what I understood other people were
14 doing. I was never involved in the business of handling the
15 tapes per se, I never visited the place where the transcribing
16 was done and so forth but my recollection was that they were
17 usually kept for a couple of weeks or so and then they were
18 erased so that you would not have them piling up in a room
19 and reused again. I did not actually deal with the tapes.

20 Mr. Goldsmith. After the assassination did the Mexico
21 City station have in its possession a tape of Lee Harvey
22 Oswald's voice?

23 Mr. Phillips. Not to my knowledge.

24 Mr. Goldsmith. I would like at this time for the clerk
25 to give to Mr. Phillips a stack of materials that we received

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from the CIA.

I would ask you to refer to CIA document No. 198. For the record I will indicate that these are materials that you received from the Central Intelligence Agency yesterday and the agency has made an effort to provide us with the documents that we need. At the same time they have asked that we make every effort to keep these documents secure and account for them. In that regard they have numbered every document that they have given to us and rather than introduce these documents into the record I will simply be referring to the document by the number that the agency has assigned to it. So in this case we are referring to CIA No. 198.

Mr. Phillips. This is a cable, yes.

Am I correct that this is a cable?

Mr. Goldsmith. Yes.

Mr. Phillips. And it is the red number 198 that you are referring to at the bottom of the page.

Mr. Goldsmith. That is correct. I ask if you would please read through this cable.

Mr. Phillips. All right, sir.

Mr. Goldsmith. Now I believe you have identified this as a cable. What is the date of the cable?

Mr. Phillips. 23 November 1963.

Mr. Goldsmith. I would like to refer your attention to the second paragraph, specifically the second sentence of that

1 paragraph, and ask you to reread that, please.

2 Mr. Phillips. All right, sir.

3 Mr. Goldsmith. Now according to the sentence it indicates
4 that the station is unable to compare voices because the first
5 tape was erased prior to the receipt of the second call. Does
6 this suggest to you that one tape was still in existence at
7 the time that the cable was sent? In other words, the cable
8 does not say all tapes re Oswald have been erased, it indicates
9 we are unable to compare voices because the first tape was
10 erased prior to the receipt of the second call.

11 Mr. Phillips. Yes. Obviously it means we cannot compare
12 voices because we do not have two.

13 Mr. Goldsmith. Therefore implying that there may still
14 be one.

15 Mr. Phillips. That reading could be put in there, I
16 suppose, yes.

17 Mr. Goldsmith. Based upon this, to your knowledge did the
18 Mexico City station after the assassination have in its posses-
19 sion a tape of Lee Harvey Oswald's voice or someone whom they
20 thought to be Lee Harvey Oswald?

21 Mr. Phillips. Not to my knowledge.

22 Mr. Goldsmith. Now I believe paragraph 1 of this cable
23 makes reference to a conversation involving ^{Sylvia} Celia Duran on
24 September 28 and also two unidentified North Americans and
25 the cable suggests that the person who contacted the Cuban

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1 and Soviet embassies on September 28 is Oswald. What I would
 2 like to ask you is, do you think it was unusual for the first
 3 tape to be erased quite so soon? In other words, one contact
 4 is made on September 28, another is made on 1 October and
 5 within four days the first tape is erased. Is there anything
 6 unusual about that?

7 Mr. Phillips. Well, it is a question of judgment of the
 8 people who are handling the case how important something is.
 9 I do know that it was routine to erase tapes so that they
 10 could be used again and I do know that the Soviet and Cuban
 11 embassies, there were a number of unusual visitors over the
 12 years. Some of them seemed to be sort of kooky, some of them
 13 you didn't quite understand. Looking back I certainly agree
 14 with this. This is the kind of thing that should not have
 15 been erased. I don't think it was highly unusual, no.

16 Mr. Goldsmith. I would like to refer you now to CIA
 17 document No. 239 and specifically in the middle of the page
 18 I believe it says CS Comment and there is an asterisk and a
 19 sentence after that. Would you please read that sentence.

20 Mr. Phillips. "Station to erase routine tapes. Soviet
 21 embassy keeping normal two week lag."

22 Mr. Goldsmith. So according to this cable and also to
 23 your testimony, the normal lag would be two weeks and yet we
 24 have an erasure of cable, the Oswald tape, within several days
 25 after its receipt. Based on that do you regard the erasure



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1 of the first Oswald tape as unusual, not in keeping with
2 routine procedure?

3 Mr. Phillips. No, it is not. The routine procedure I
4 now read here was a normal two week lag so doing it earlier
5 was certainly not keeping within the routine procedure.

6 Mr. Goldsmith. Do you know who the person would be that
7 the committee might address regarding the specific tape?

8 Mr. Phillips. I believe in my previous -- either in my
9 testimony before the committee or in my day long session with
10 the staff members before I gave them the names of people who
11 I thought would be knowledgeable of that. They were a Mr.

12 a Miss Ann Goodpasture and possibly Mr. Robert
13 Shaw.

14 Mr. Goldsmith. Turning for a moment to Miss Goodpasture,
15 what were her responsibilities at the Mexico City station?

16 Mr. Phillips. Well, she was an experienced CIA officer
17 and so she had a number of responsibilities across the board
18 as I recall them. Without making a deprecation she was sort
19 of the Girl Friday to the Chief of the Station in the sense
20 that he often called on her to handle a lot of things.

21 Specifically though, however, I do recall that she did have
22 the job of some sort of liaison with the outside unit where
23 these tapes were done. I believe I recall her coming in and
24 out of our office with suitcases -- not suitcases but brief-
25 cases that might have had tapes or transcripts or something



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in them.

Mr. Goldsmith: Is it fair to say that Winn Scott, the Station Chief, relied on Ann Goodpasture a great deal?

Mr. Phillips: Yes, I think that is an accurate statement.

Mr. Goldsmith: Was she in any way given more responsibilities than the case officers at the Mexico City station?

Mr. Phillips: I certainly don't believe that she was given operational responsibility -- that is, with cases that were being run and that sort of thing. Since she enjoyed the confidence of the Chief of Station, perhaps he did give her some assignments non-operational in aspect that might be more important than some of the case officers, yes, but she herself of course was at that time certainly a middle grade officer.

Mr. Goldsmith: I would like now to refer you to CIA document No. 206 which is a cable dated 23 November 1963 and I ask you to read paragraph 4 which can be found on page 208.

Mr. Phillips: Yes, sir.

Mr. Goldsmith: First of all, Douglas J. Fineglass, that was the pseudonym for Mr. Boris Tere^aff^s, was it not?

Mr. Phillips: I do not recall that it was. I remember the last time I testified I thought it might have been a man named George something.

Mr. Goldsmith: Misco?

Mr. Phillips: Misco. I do recall the name that you are



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1 mentioning but I cannot say definitely that that is his
2 pseudonym.

3 Mr. Goldsmith: Fine. In any event the cable here is
4 dated after the assassination and it indicates that Mr.
5 Fineglass, whoever he is, says that Oswald is identical with
6 the person in paragraph 1 speaking broken Russian, a call
7 from the Cuban embassy, 28 September, to the Soviet embassy.
8 There again we have another suggestion in the CB cable chapter
9 that after the assassination the agency in fact did have a
10 tape of Oswald's voice. Based upon paragraph 4, would that
11 be your judgment?

12 Mr. Phillips: No, simply because of my firm recollection
13 that a tape did not exist after the assassination. I am not
14 sure in my mind, counselor. I cannot remember whether the
15 reason that we had Oswald on tape was because we were covering
16 a Cuban phone and he happened to call the Soviet embassy or
17 whether we were covering a Soviet phone and picked him up that
18 way but I do go back to a very, very brief early message of
19 his contacts, not the one about ^{Sylvia} Celia Duran, so a tape would
20 have existed at one time of that I would think.

21 Mr. Goldsmith: Would that tape have been in existence
22 after the assassination?

23 Mr. Phillips: My recollection is that it was not in
24 existence.

25 Mr. Goldsmith: I would like now to ask you to refer to



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1 CIA document No. 177. Please read that cable.

2 Mr. Phillips. Yes, sir.

3 Mr. Goldsmith. What is the date on this cable?

4 Mr. Phillips. The date of the cable seems to be 9 October.

5 Mr. Goldsmith. 9 October would be the day that this
6 cable arrived at the CIA headquarters, is that correct?

7 Mr. Phillips. Yes, and since it is a routine cable it
8 might have been sent the day before or the same day.

9 Mr. Goldsmith. Fine.

10 Mr. Phillips. Probably the day before, I guess.

11 Mr. Goldsmith. Is this the cable that Mexico City station
12 sent to CIA headquarters in reference to Oswald?

13 Mr. Phillips. It is the one I recall being two pieces
14 that turned out not to fit, yes.

15 Mr. Goldsmith. Is this the cable that you more or less
16 prompted [redacted] to send?

17 Mr. Phillips. Yes. I would not like to over-emphasize
18 my role in prompting them to do it though but it is the one
19 that I recall that was delayed in going and as I recall finally
20 went out. [redacted] actually put the cable together as I
21 recall it.

22 Mr. Goldsmith. Okay. I would like now for you to look
23 at CIA document No. 10 that is about to be handed to you. It
24 is in the brown folder.

25 Would you read through that cable?



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Mr. Phillips. Yes.

Mr. Goldsmith. The language in the two cables appears to be identical, however the date in cable and CIA document No. 10 is 8 October. Would you explain to the committee the difference between the copy that appears in CIA No. 10 and the copy that appears in No. 177?

Mr. Phillips. This message of 8 October appears to be one leaving the Mexico City station going to headquarters and dated 8 October. Since it is a routine cable it would have been processed during the evening by the communications people and sent on to Washington in the next day or late that night, so this appears to be the Mexico City copy of the cable we looked at a moment ago.

Mr. Goldsmith. And the other would be the copy as it was received by headquarters?

Mr. Phillips. That is correct.

Mr. Goldsmith. First drawing your attention to the names that appear on the cable in the upper left hand corner of CIA No. 10, it says L. A. Dillinger. I believe that refers to

At the bottom of the page authenticating also indicates L. A. Dillinger and the right hand portion of the page indicates W. C. Curtis. I believe that was Mr. Scott.

Mr. Phillips. Yes.

Mr. Goldsmith. And according to your testimony you indicated signing off on this cable. Does your name appear

1 anywhere on this cable?

2 Mr. Phillips. It does not.

3 Mr. Goldsmith. Is there any way you could explain that
4 to the committee?

5 Mr. Phillips. Well, obviously I didn't sign off on it.
6 When I was giving that previous testimony I was saying that
7 under routine circumstances a cable that had to do with Cuba
8 might have gone to me. This cable here has to do with Soviet
9 matters rather than the Cuban aspect of it and so for that
10 reason it would not have necessarily been necessary for me to
11 be interested in Cuba to sign it off. I do recall seeing this
12 cable before it was sent and perhaps that is the reason that
13 I thought I signed off. I recall seeing it in its typed form
14 before it went to the communications people but I obviously
15 did not sign it.

16 Mr. Goldsmith. Does the cable in any way refer to Oswald
17 as Lee Henry Oswald?

18 Mr. Phillips. No, it does not.

19 Mr. Goldsmith. Is there any reference in there specifi-
20 cally to a contact by Oswald with the Soviet embassy or
21 consulate in reference to a visa?

22 Mr. Phillips. No, there is not.

23 Mr. Goldsmith. Now I believe in your testimony before
24 the committee in November of 1976 you indicated that you had
25 signed the cable, that it referred to Oswald as Lee Henry

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1 Oswald and that it indicated that he contacted the Soviet
2 embassy in reference to a visa.

3 Mr. Phillips. In light of that I am quite sure that my
4 memory was inaccurate when I said that and that in looking at
5 this now certainly it is the cable that I had in mind when I
6 talked about that, yes.

7 Mr. Goldsmith. But you are certain that this cable was
8 shown to you or if not this cable, the contents of the draft
9 cable that [redacted] wrote up prior to sending this one -- you
10 are certain that that was shown to you?

11 Mr. Phillips. I think I testified before that I think
12 that [redacted] actually prepared the cable and my recollec-
13 tion was that she left it on his desk and he was her superior
14 and husband and then out it went. I see by this not only did
15 she prepare it but she was the authenticating author as well
16 so it might have gone out to the station. [redacted] was out
17 of the office or something because his name does not seem to
18 be on it.

19 Mr. Goldsmith. But in any event this is the cable that
20 you read?

21 Mr. Phillips. I am convinced that it is.

22 Mr. Goldsmith. A draft of it prior to the cable going
23 out.

24 Mr. Phillips. I am convinced it is.

25 Mr. Goldsmith. Would you please refer now to CIA No. 183.

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1 Mr. Phillips. Should I read it, sir?

2 Mr. Goldsmith. Yes, please do.

3 Mr. Phillips. All right, sir. I have not read it
4 thoroughly but I do recall this message.

5 Mr. Goldsmith. Is this the cable that CIA headquarters
6 sent to Mexico City station responding to the cable of 10/9
7 from Mexico City station?

8 Mr. Phillips. It is my understanding that that is
9 correct, yes.

10 Mr. Goldsmith. Now reading the first paragraph of this
11 cable which is dated 11 October 1963 it refers to Oswald as
12 Lee Henry Oswald.

13 Mr. Phillips. Yes, sir.

14 Mr. Goldsmith. Your testimony in November of 1976, as
15 you have indicated before, is that the cable that came back
16 from headquarters corrected Oswald's name as that name was
17 sent up from the Mexico City station to headquarters yet this
18 cable from CIA headquarters refers to Oswald as Lee Henry
19 Oswald in fact, not using his proper name. In light of that
20 is there any way that you can explain the inconsistency
21 between your testimony and the cable?

22 Mr. Phillips. Yes, I feel quite sure about it now. I
23 have the recollection Lee Henry Oswald and I somehow came up
24 with the idea that in Mexico City we had decided Henry Oswald.
25 Later I saw a copy of this or something very close to it. I

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1 believe I might have been shown a copy during my testimony
 2 but even before that in any event I saw this cable. I am
 3 now absolutely convinced that I made that error remembering
 4 this cable which described Lee Harvey Oswald. I wrote a book
 5 and a portion of that had to do with Mexico City and Oswald
 6 and in that book I said Lee Henry Oswald and I believe that
 7 is where that Henry came from and I was incorrect in saying
 8 it came from Mexico and doing [] a disservice about
 9 it because I indicated that she or whoever was listening to
 10 this -- and it must have been this Boris fellow -- but that
 11 is the way it was. Now I am sure it was this message that
 12 gave me the Lee Henry Oswald.

13 Mr. Goldsmith. Referring your attention to document
 14 No. 183, there is an arrow pointing to the Henry and the
 15 word "sic" underscored right next to the arrow. That is
 16 Winn Scott's handwriting, is it not?

17 Mr. Phillips. It is such a small word I would hate to
 18 say for sure but it looks to me like it was, yes.

19 Mr. Goldsmith. So apparently Mr. Scott recognized the
 20 middle name Henry being incorrect and wrote down "sic" next
 21 to it. What does the term "sic" mean as you know it, as that
 22 term is customarily used?

23 Mr. Phillips. Certainly it meant this the way the
 24 message arrived, this is the way it was written, but from what
 25 I gather from there is -- well, the normal usage by putting



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that down this is the way they said it but it certainly does indicate that he feels that it is not correct.

Mr. Goldsmith. Right.

Mr. Phillips. Mr. Scott was a man with a near photographic memory. He was a stickler for detail.

Mr. Goldsmith. Do you have any reason to believe that when this cable was received in October of 1963 Mr. Scott knew that cable's reference to Lee Henry Oswald was incorrect?

Mr. Phillips. No, I don't recall that, but reading this obviously at whatever time he wrote that "sic" on there he felt it was incorrect or he would not have spotlighted it that way. But I don't have any recollection. I don't have any recollection that we knew before this cable came back down that it was Lee Harvey Oswald.

Mr. Goldsmith. What was your relationship like with Mr. Scott?

Mr. Phillips. Quite close. I think he trusted me, trusted my judgment, and so it was a relatively close professional relationship. Mr. Scott is a man who if he likes someone and it is obvious that he likes them, and I felt that he liked me. He is an unusual man. I admired him in many ways and in some ways I didn't but it was a close relationship.

Mr. Goldsmith. Is it true that he was a very competent and demanding station chief?

Mr. Phillips. Absolutely.

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1 Mr. Goldsmith. Before we leave this cable I would like
2 to refer you to your testimony before the committee, specif-
3 ically page 84 of that testimony, line 4.

4 Mr. Phillips. Yes, sir.

5 Mr. Goldsmith. Having read that, is it true that in your
6 testimony before the committee in November of 1976 you indicated
7 that you recall that the cable from headquarters straightened
8 out the record about Oswald's name?

9 Mr. Phillips. Yes, that is what I said. Having since
10 had a chance to review those documents I believe that my
11 recollection was false.

12 Mr. Goldsmith. When did you review the documents?

13 Mr. Phillips. Well, just now during my last testimony
14 I recall being shown that first brief cable.

15 Mr. Goldsmith. In sanitized form?

16 Mr. Phillips. Yes, in sanitized form.

17 Mr. Goldsmith. Would you please now refer to CIA No. 13
18 which is in that folder?

19 Mr. Phillips. All right, sir.

20 Mr. Goldsmith. Can you identify this document?

21 Mr. Phillips. This is an example of the transcripts which
22 were made from tapes from this telephone coverage.

23 Mr. Goldsmith. What is the date of this particular docu-
24 ment in the upper right hand corner?

25 Mr. Phillips. 1 October 63.



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Mr. Goldsmith. So is it fair to say that this is a conversation that was tape recorded on 1 October 63?

Mr. Phillips. Yes, undoubtedly.

Mr. Goldsmith. And that the conversation came into the Soviet embassy sometime after 0955 in the morning?

Mr. Phillips. Yes, I would say close to 9:55.

Mr. Goldsmith. Would you now read the transcript itself?

Mr. Phillips. Yes.

Mr. Goldsmith. Is this the transcript that you read which prompted the Manells to send a cable to headquarters?

Mr. Phillips. I am not positive but I think so. I must say for the record there is a line in there that surprises me. I did not recall that he said I was at your place indicating that he had been at the Soviet Union. I did not think that Lee Harvey Oswald had actually visited in person the Soviet embassy.

Mr. Goldsmith. Fine. But in substance that is the intercept that you recall or rather that is the transcript that you recall seeing in early October 1963 in reference to Oswald's contact with the Soviets?

Mr. Phillips. I cannot be positive. I see here it says the same person who phoned a day or so ago and spoke in broken Russian so apparently there are two messages referred to, so I am not positive that it is this one or the other one or both. Up at the top where it says the same person who phoned a day



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or so ago and spoke in broken Russian speaks to Obyedkov.

Mr. Goldsmith. This cable does identify Lee Oswald, does it not, or rather he identifies himself?

Mr. Phillips. This is a transcript.

Mr. Goldsmith. I am sorry. You are right, a transcript.

Mr. Phillips. Yes, it does identify Lee Oswald.

Mr. Goldsmith. Is there any reference in this transcript to a visa?

Mr. Phillips. No, there is not. He says that he spoke to the consular. One might gather that he was speaking about visa matters but he does not say that.

Mr. Goldsmith. Is there any indication in here that Oswald is saying "Why don't you do this" or intimating that the Soviets should talk to him?

Mr. Phillips. No, there is not.

Mr. Goldsmith. Let's take a look again at that cable that was sent by the [redacted] to headquarters. It is No. 177, CIA number 177.

Mr. Phillips. All right.

Mr. Goldsmith. Is it accurate to say that this transcript, the one that appears in the CIA No. 13, can be tied into the cable that was sent on October 1 that appears in CIA No. 177?

Mr. Phillips. Yes, I would say that that transcript is the basis for the first paragraph of this.

Mr. Goldsmith. Let's look now to CIA No. 14. You might



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want to read both 14 and 15. No. 15 is a translation.

However, I take it you are familiar with the Spanish.

Mr. Phillips. I do speak Spanish, yes.

All right, sir.

Mr. Goldsmith. Can you identify this transcript?

Mr. Phillips. Yes. This is obviously a transcript of a conversation in which Spanish was spoken from the Cuban embassy and consequently I would presume it was an intercept from phones in the Cuban embassy but of course it could have been on Soviet phones picking up a call if it was coming in from the Cuban embassy.

Mr. Goldsmith. What is the date on which this conversation took place?

Mr. Phillips. 28 September 63.

Mr. Goldsmith. At approximately 1151 hours?

Mr. Phillips. I don't see that, counselor. Oh, yes, I see that now. Yes, 1151 hours.

Mr. Goldsmith. Is this the transcript that you read which triggered the cable to Washington, D. C., CIA headquarters?

Mr. Phillips. No, I don't think it was. It seems to me this is the one which became important after the assassination.

Mr. Goldsmith. Fine. Are you testifying that this transcript was not reviewed by anyone at the Mexico City station until after the assassination?

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Mr. Phillips. Oh, no. No, absolutely not.

Mr. Goldsmith. Please clarify the record.

Mr. Phillips. Oh, all right. As a matter of fact, I can see by the notes here that it was reviewed by people and so forth.

There is one thing that I would like to insert at this moment for the record, something that I can't recall exactly which might have a bearing. I was in Mexico City doing one job when I first arrived in 1961. Later I was told that I was going to leave that job and assume Cuban responsibilities in the station. I don't recall the precise time I formally changed from my old job to the Cuban one. I did know there was a long period when I was wearing both hats -- not officially to Cuba. So some of the Cuban documents, even though I was very much interested at that time, I would not have reviewed and it would appear from this, for instance, that I didn't necessarily review this one because I see other people's names on it.

Mr. Goldsmith. All right. For purposes of clarification is your testimony then that your testimony is not that this was not reviewed until after the assassination but simply that it was not linked to Oswald until after the assassination?

Mr. Phillips. That is right, yes.

Mr. Goldsmith. These refer to CIA No. 17. Can you read that again? I believe this is a translation on the next page.

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1 Mr. Phillips: All right.

2 Yes, sir.

3 Mr. Goldsmith. Can you identify this transcript?

4 Mr. Phillips: Yes. This transcript would be one of the
5 Soviet embassy regarding an incoming call from the Cuban
6 consulate on the 27th of September.

7 Mr. Goldsmith. At approximately 1605 hours, is that
8 correct?

9 Mr. Phillips: Yes, and I notice in the English trans-
10 lation at least it does mention something about a visa.

11 Mr. Goldsmith. Is this the transcript that you read
12 which resulted in a cable being sent to Washington, D. C.?

13 Mr. Phillips. I don't believe so because I don't believe
14 this says this is Lee Harvey Oswald whereas the other one did
15 so. This might have been a part of the reason why it was
16 sent by the Soviet people and so forth, but I don't recall
17 that this particularly was it, no.

18 Mr. Goldsmith. And there is also no indication in here,
19 is there, of Oswald saying "Why don't we do this" or intimating
20 that the Soviets should talk to him?

21 Mr. Phillips. No.

22 Mr. Goldsmith. Would you please refer now to CIA No. 19
23 and read that one?

24 Mr. Phillips: Yes, I have gone through it rapidly.

25 I do recall this.

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Mr. Goldsmith. Would you identify this particular transcript?

Mr. Phillips. This is a transcript of coverage of the Cuban embassy and apparently what has happened here is that there was coverage at both ends and it looks to me like it is double tapping of a telephone possibly but this apparently originated in the Cuban embassy and was tapped there. It is in Spanish so it was the Spanish working on the translator.

Mr. Goldsmith. No, this tap would have been off the phone from the Soviet embassy, would it not?

Mr. Phillips. Yes, I can see now that it was. Um hum.

Mr. Goldsmith. The reason for that is that it indicates on page 20 IV meaning Individual Voice. Ask ^{Spl} ~~Co~~ Da.

Mr. Phillips. Yes, I see that now.

Mr. Goldsmith. Is this the transcript that you read which resulted in the cable being sent to Washington in reference to Oswald?

Mr. Phillips. I don't recall.

Mr. Goldsmith. There is no mention here of Oswald saying "Why don't you do this" or intimating that they should talk to him?

Mr. Phillips. No.

Mr. Goldsmith. How soon after the first intercept did you receive a transcript of Oswald's voice or rather Oswald's conversation?

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1 Mr. Phillips. I am not sure that I received after the
2 conversation a copy of the transcript. What I am sure is that
3 the cable that went out as a result so I am not sure that I
4 saw these things until after the assassination at which time
5 of course going back but I don't recall that I actually saw
6 them. I may have but I don't recall them.

7 Mr. Goldsmith. Let's refer to page 75 of your transcript
8 testimony -- I am sorry, of your testimony.

9 Mr. Phillips. I am sorry.

10 Mr. Goldsmith. Specifically line 18.

11 Mr. Phillips. Yes.

12 Mr. Goldsmith. Would you read from line 18 through to
13 line 23?

14 Mr. Phillips. "Mr. Sprague, do you know approximately" --

15 Mr. Goldsmith. Oh, no, read it to yourself, please.

16 Mr. Phillips. I am sorry.

17 All right.

18 Mr. Goldsmith. Does this refresh your recollection as
19 to -- well, first of all whether or not you actually saw the
20 intercept after it came in? By intercept I am referring to
21 transcript.

22 Mr. Phillips. Reading from this it makes it clear that
23 I thought that I had seen the transcript and the cable which
24 resulted from it but I cannot be positive despite that state-
25 ment that I actually saw that transcript itself until after

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1 the assassination.

2 Mr. Goldsmith. Did you indicate to the committee at that
3 time that you were not sure whether or not you had seen the
4 transcript?

5 Mr. Phillips. I don't recall.

6 Mr. Goldsmith. But according to your testimony here you
7 did receive the transcript three days after the intercept came
8 in.

9 Mr. Phillips. Obviously that is the inference to be
10 drawn from the transcript, yes.

11 Mr. Goldsmith. Mr. Chairman, I have been told by the
12 clerk that we are going to be having a vote in a few minutes
13 so if you want to recess for lunch this might be an appropriate
14 time.

15 Mr. Preyer. I suggest that we recess until two o'clock
16 today if that is all right with you. Will you be able to be
17 back then?

18 Mr. Phillips. I certainly can, sir.

19 Miss Berning. I don't know if we have a room at two.
20 If you give me a moment, I will call and see if the room is
21 available that early but I scheduled that for four.

22 Mr. Preyer. Scheduled at four.

23 Miss Berning. Yes.

24 Mr. Preyer. I think that four is not going to work so
25 well in the future but I can be here at four today, so we



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will just recess until four.

Mr. Dodd. Why don't you wait until you see if she gets a room.

Mr. Preyer. We will be in session anyway so I don't think that is going to make much difference.

Miss Berning. We can have the room at three but it will take a while to get it ready so we could not do it much before four.

Mr. Dodd. No chance of meeting in the other room?

Mr. Preyer. Where is the room at four?

Miss Berning. 2212, Armed Services.

Mr. Preyer. We will recess until four o'clock today.

I am going to have to leave close to six o'clock so I hope we can finish in a couple of hours.

Mr. Goldsmith. I think we can do that.

(Whereupon, at 12:17 p.m., the subcommittee recessed, to reconvene at 4:00 p.m., the same day.)



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AFTERNOON SESSION

(4:07 p.m.)

Mr. Preyer. The Committee will resume.

Mr. Phillips, if you will be seated, I recognize Mr. Goldsmith.

Mr. Goldsmith. Thank you.

TESTIMONY OF MR. DAVID PHILLIPS -- Resumed

Mr. Goldsmith. Mr. Phillips, during the afternoon recess, have you had the opportunity to read the transcript that was prepared of your testimony before the Committee in November of 1976?

Mr. Phillips. Yes, I have.

Mr. Goldsmith. And during the afternoon recess, did you at any time discuss your testimony before the Committee this morning with anyone?

Mr. Phillips. I did not.

Mr. Goldsmith. Or contact anyone in any way?

Mr. Phillips. I did not. I did not.

Mr. Goldsmith. For background purposes I would like to indicate to you that the allegations or the issues before this Committee are indeed very serious ones. The Committee is trying to determine who killed the President, whether there was a conspiracy. Specifically, in the area of Mexico City, the Committee is trying to determine what Oswald was doing there, if he was there at all. The Committee is also looking

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into allegations that Oswald was in some way connected with the U.S. intelligence agency, whether or not Oswald was an agent, whether the Agency was in some way involved in the assassination. It is an allegation that has been made, although the Committee is not predisposed in any way towards resolving that issue.

The specific question of the cable traffic, the transcripts, the tapes, the photos bear directly upon these issues.

Can you see that?

Mr. Phillips. I understand that.

Mr. Goldsmith. I would like to raise a couple of questions with you pertaining to your testimony this morning.

First, do you recall whether or not you actually signed off on the cable of October 8th from Mexico City Station to CIA headquarters?

Mr. Phillips. I believe now that I did not since I saw a copy of the cable, which I believe is the one you are referring to, and I did not see my signature on it.

Mr. Goldsmith. But would you concede that a fair reading of the record of your testimony in November would suggest that in fact you did sign off on that cable?

Mr. Phillips. That either I signed off on it or certainly was aware of its going, yes. Yes.

Mr. Goldsmith. Based upon the transcripts that we reviewed this morning, I think if we were to review each one

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1 it would be possible to establish that Oswald visited the
2 Cuban embassy and Russian embassy or consulates a total of
3 five times. We could go through each one if you would
4 like but are you willing to accept my word for that?

5 Mr. Phillips. Certainly.

6 Mr. Goldsmith. In light of the fact that Oswald
7 visited these embassies and consulates a total of five
8 times, is there any explanation for how the Agency failed
9 to obtain a photograph of him?

10 Mr. Phillips. First, concerning his visits to the Soviet
11 embassy, until I saw those messages this morning in which Oswald
12 was saying I have paid a visit to your place, I had thought
13 until this morning that Oswald never -- that we didn't have
14 any record of the fact that he actually visited the Soviet
15 embassy in person, which of course would explain why there
16 was no photograph of him. ~~the~~

17 The explanation as far as the Cuban embassy was concerned
18 was that there was photographic coverage of the consulate
19 and as I recall it, he visited on a Friday when that camera
20 was not in -- was not working.

21 The explanation for the following day, the Saturday, would
22 be that at that time we didn't photograph people who went in
23 on weekends. Afterwards I think Saturday coverage was instituted
24 because of the Oswald thing.

25 Mr. Goldsmith. Okay.



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1 I don't -- I am not sure that your answer was completely
2 responsive to my question. The first part of your answer was
3 that until you reviewed the cable traffic or transcripts, you
4 were not aware of the visit to the Soviet embassy.

5 Mr. Phillips. That's correct. I --

6 Mr. Goldsmith. But that doesn't indicate, that doesn't
7 explain why, if there was surveillance of the Soviet embassy,
8 Oswald's picture was not obtained.

9 Do you follow what I am saying?

10 Mr. Phillips. Yes. The only -- what I am trying to
11 say is that in my mind the only explanation was that he
12 indeed did not visit the Soviet embassy in person. I thought
13 that he did not.

14 Mr. Goldsmith. But assuming that he did, as I believe
15 the transcripts demonstrate --

16 Mr. Phillips. There should have been a picture.

17 Mr. Goldsmith. And to your knowledge was there such a
18 picture?

19 Mr. Phillips. No, I never saw a picture of Lee Harvey
20 Oswald, and I -- it was my -- I have always believed that
21 no picture of him existed.

22 Mr. Goldsmith. After the assassination, was Win Scott
23 upset about the failure of the photo surveillance units to
24 obtain photographs of Oswald?

25 Mr. Phillips. I am sure I can say that he was disappointed.

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1 I don't recall -- I don't think that I would recall that he
2 was upset in the sense that he was berating anyone or anything.

3 Mr. Goldsmith. Did he discuss it with you at all?

4 Mr. Phillips. Mm-mm, not that I recall. And I think
5 it would be unlikely that he would since I was not involved
6 in the mechanical business of that photography.

7 Mr. Goldsmith. And I believe in your testimony of
8 November of '76 you indicated that the photograph that was
9 obtained that was mistakenly linked to Oswald was linked
10 to him because [redacted] had a transcript before her.
11 The transcript indicated someone was going to the Soviet
12 embassy to obtain a visa, and she had a picture of a man
13 who left the embassy at about that time, okay?

14 Mr. Phillips. Yes, that was my understanding of why
15 this message went out in sort of two parts.

16 Mr. Goldsmith. Do you know if the Agency made any
17 effort to identify other non-Latins whom it saw either entering
18 or leaving the Soviet or Cuban consulates or embassies?

19 Mr. Phillips. You mean generally or in the specific
20 case of this unidentified --

21 Mr. Goldsmith. In the specific case of the Oswald
22 issue.

23 Mr. Phillips. I obviously, I don't know what might have
24 been done at headquarters, and I don't recall specifically
25 of an effort made in Mexico, but answering your question in

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1 the general sense, yes, you always tried to find out who
2 it was, and what steps were actually taken, I don't know.

3 Mr. Goldsmith. For purposes of clarification, by my
4 question I meant when they made reference to that picture in
5 the cable that was sent to headquarters on October 8th, prior
6 to coming up with the conclusion that this picture was
7 Oswald, did they attempt to identify every other non-Latin
8 who visited those embassies?

9 Mr. Phillips. Yes, that was pretty standard procedure.

10 Mr. Goldsmith. I would like to get back and deal with
11 another matter that was raised this morning.

12 How soon after the first intercept did you receive the
13 transcript of Oswald's conversation?

14 Mr. Phillips. I don't recall precisely. Generally it
15 was a matter of -- they came pretty rapidly. It seems to me,
16 the next day or say within two days, something like that
17 was the normal time, but you will recall my previous
18 testimony that that transcript concerning his visit to the
19 Cuban embassy only was really important to us after the
20 assassination, so I can't recall the date that I first saw
21 it.

22 Mr. Goldsmith. However, you do recall receiving that
23 transcript prior to the time that the cable was sent out,
24 the cable I am referring to, the cable of October 9th, 1963?

25 Mr. Phillips. I am sure I saw it because I read every

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piece of paper that came from that monitoring establishment which was in Spanish, in other words, coming from the Cuban embassy, so I am sure that I saw it. But I also have the recollection that it didn't mean anything to me, I am sorry to say, until after the assassination when it was tied in with previous conversations.

(Pause)

Mr. Goldsmith. For summary purposes, then, it would appear that if standard procedure was followed, you would have received that transcript within a few days of the intercept having been made?

Mr. Phillips. Yes.

Mr. Goldsmith. And your recollection, I guess, based both upon the testimony from November of '76 that you read this afternoon, and any further thoughts that you had, is that you did in fact receive this transcript prior to the time that the cable went out October 9th, '63.

Mr. Phillips. I am sure I must have. I don't recall specifically that I did. As I explained before, I was in the process in Mexico City of changing from one job to another, doing two jobs, and Mr. Robert Shaw was the man who really was sort of the detail man on these Cuban operations at that time.

Mr. Goldsmith. You also indicated this morning that your testimony, based upon the transcript, the testimony that

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you gave to the Committee in November '76 was based upon information acquired after the assassination.

Is that an accurate statement, or is that a statement you would now like to qualify?

Mr. Phillips. Well, what I said, counselor, was that after that number of years, there are so many things that I had read in magazines and heard on television talk shows and that sort of thing, that it sometimes has been very difficult for me, as it continues to be today, to remember when something comes up about the Oswald visit to Mexico whether I have read that in the National Inquirer, or whether it is something from my own memory.

Mr. Goldsmith. In the specific context of your testimony before the Committee in November of '76, is it accurate to say that the only time you ever indicated to Mr. Sprague, who was the lawyer that was questioning you, that you were basing statement upon after acquired information was in reference to a quotation that appeared in a Washington newspaper quoting you, and other than that you never indicated to Mr. Sprague that your testimony before the committee that day was based upon after acquired information?

Is that an accurate summary?

Mr. Phillips. I think that is accurate. That testimony was preceded the previous day -- I think that testimony was some three and a half hours. It was preceded by a day of

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1 questioning by staff members which lasted I believe six
2 hours, and during that time I may have made some reference,
3 but yes, I didn't make a great point of saying that I was telling
4 him things that I might have gotten somewhere else. I was trying
5 ing to tell him things that I remembered to the best of my
6 ability.

7 Mr. Goldsmith. Mr. Phillips, are you certain that
8 prior to the 10/8, the October 8 cable being sent to CIA
9 headquarters, that you discussed this with [redacted] in
10 Mexico City? By discussed this, I am referring specifically
11 to Oswald's contact with the Soviet embassy?

12 Mr. Phillips. Yes, I believe we did discuss it.

13 Mr. Goldsmith. Doyou remember where you were when you
14 discussed it?

15 Mr. Phillips. Either [redacted] walked into my office
16 or I walked into his office. I think it may have been the
17 latter, and we discussed -- I believe he said have you seen this
18 or vice versa, or I brought up the subject some way, but I
19 definitely remember reading it in its typed draft before it
20 was a telegraphic message.

21 Mr. Goldsmith. Are you certain, Mr. Phillips, that at
22 that time, which would be on or about October 8th, 1963, you
23 were in Mexico City?

24 Mr. Phillips. I left Mexico City at one time during that
25 period to go to the funeral of a nephew who had been killed

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1 in an automobile accident, but I certainly don't recall that it
2 was at that time. No, I believe I was there. I can't be
3 absolutely positive. I may have -- often we went back and
4 forth to headquarters for consultation, and I made that trip,
5 but I don't remember being out of Mexico City at that time.

6 Mr. Goldsmith. I would like to ask you now to refer to
7 CIA Document No. 11.

8 Mr. Phillips. All right, sir.

9 Mr. Goldsmith. This is a cable to the Mexico City
10 station and others from the Director, is that correct?

11 Mr. Phillips. Yes.

12 Mr. Goldsmith. And the date is September 30, '63?

13 Mr. Phillips. I see here something that looks --

14 Mr. Goldsmith. Upper left hand corner, 30 September '63.

15 Mr. Phillips. Yes, 30 September '63.

16 Mr. Goldsmith. Without reading through the entire cable,
17 would you please take a look at page 12, CIA No. 12, and read
18 what is written there.

19 (Whereupon, the witness read the document.)

20 Mr. Goldsmith. Michael D. Choaden refers to you, does
21 it not?

22 Mr. Phillips. Yes, that is I.

23 Mr. Goldsmith. And it indicated that at least at that time
24 September 30th, you were presently TDY Headquarters. What does
25 TDY mean?

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1 Mr. Phillips. Temporary duty.

2 Mr. Goldsmith. Yes. So we know now that September 30th,
3 according to this cable, you were in headquarters.

4 Is that correct?

5 Mr. Phillips. Yes, that's correct, yes.

6 Mr. Goldsmith. Now, before you indicated that you
7 thought you were in Mexico City. Do you have any basis for
8 being able to explain why you thought you were in Mexico
9 City at that time?

10 Mr. Phillips. Only that I don't recall even now why I
11 was in headquarters on this TDY.

12 Mr. Goldsmith. I only have one copy of the next document
13 I am going to show you.

14 Mr. Preyer. May I just ask, where is headquarters? Is
15 that Washington or --

16 Mr. Phillips. Yes, sir, that would be in Washington.

17 Mr. Goldsmith. Mr. Chairman, I only have one copy
18 of this Agency document, so I will have the witness read it.
19 I am referring now to CIA document 252. It is not a good
20 quality copy, but could you try to read to the Committee
21 this section?

22 Mr. Phillips. Mr. David Phillips, newly assigned chief,
23 PB room in Ops -- that means Cuban operations -- in Mexico
24 will arrive 7 October Eastern Air Lines for two days consultation.

25 This is to the station in Miami.

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1 Mr. Goldsmith. Right.

2 Does that -- go ahead.

3 Mr. Phillips. Not necessary meet or make reservations for
4 Mexico. Mr. Phillips ETA 9 October on Guest Air Lines.

5 So this would be a cable from headquarters saying that I
6 was stopping by in Miami for two days.

7 Mr. Goldsmith. My first question is, the cable refers
8 to you in your true name, does it not?

9 Mr. Phillips. Yes.

10 Mr. Goldsmith. Would that be in keeping with Agency
11 procedure, sending a cable referring to a case officer by his
12 true name?

13 Mr. Phillips. It would be done in a case like this where
14 in Mexico, of course, they would know my pseudonym, and in
15 headquarters they would know my pseudonym, but not necessarily
16 in a third station such as Miami.

17 Mr. Goldsmith. And my next question is, according to the
18 cable, it indicates that your return in Mexico City was estimated
19 to be October 9th --

20 Mr. Phillips. Yes.

21 Mr. Goldsmith. 1963.

22 So it seems to indicate that at the very least, from
23 September 30th, '63 until October 9th, 1963, you were not in
24 Mexico City.

25 Mr. Phillips. It certainly does.

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1 Mr. Goldsmith. Do you recall now where you were at that
2 time?

3 Mr. Phillips. It was during this period that I learned
4 that I was going to be shifted from one job to another and
5 go to Cuban operations, so I obviously went back to headquarters
6 to discuss Cuban operations, and on the way stopped because
7 Miami was concerned with Cuba, on the way back.

8 Mr. Goldsmith. Well, it would seem that the more
9 fundamental question is not even so much do you recall where
10 you were, but on what basis you gave testimony to the
11 Committee in November of '76 and earlier today describing
12 conversation that you had with [] and the cable that
13 was to be sent out when in fact you weren't even there.

14 Mr. Phillips. Yes, it does.

15 Mr. Goldsmith. Is there any way that you could explain
16 that?

17 Mr. Phillips. No, sir, I cannot.

18 The only explanation that I can give is that I was
19 suddenly involved in this Cuban business at a time when a
20 lot was happening, and that when I was asked to testify in
21 1976, so many years later, my recollection of the events was
22 that I was involved in Cuban matters, as indeed I would have
23 been during that temporary duty in headquarters. I did not
24 know -- I did not recall that I was at headquarters during
25 that time.

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1 Mr. Goldsmith. So at the very least, the conversation
2 with [] never took place.

3 Mr. Phillips. If that cable went out on the 10th, and
4 I didn't --

5 Mr. Goldsmith. It went out on the 8th --

6 Mr. Phillips. On the 8th.

7 Mr. Goldsmith. Mexico City Station, to headquarters.

8 Mr. Phillips. No, not before it went. I obviously was
9 mistaken.

10 Mr. Goldsmith. There were also conflicts between your
11 description of the cables and the cables that we went over
12 this morning.

13 Without going over the conflict again, is there a way
14 that you can explain the discrepancies?

15 Mr. Phillips. The best explanation for the discrepancies
16 I have is what I was referring to this morning saying that
17 I would like to talk about the background under which I gave
18 that testimony in 1976, what instigated it, and you said that
19 I would have five minutes later to explain that, and it is,
20 to me, the explanation of discrepancies in that testimony of
21 1976.

22 Mr. Goldsmith. I think now might be an appropriate time
23 to give you a chance to discuss that.

24 Mr. Phillips. All right.

25 I retired from the CIA in 1975 to form this organization.

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1 One of the things that I did frequently, on a daily basis, was
2 talk to newspaper people. Our organization is sort of active
3 as a clearing house for the press on intelligence matters.

4 As a former newspaper man, I felt I knew how to talk to
5 newspaper people, and so I talked to them, and during when a
6 period when I literally have now talked to several hundred
7 newspaper people, only on two occasions did I think that I
8 was taken, and one of them was by an article in the Washington
9 Post by Mr. Ron Kessler which came out the day before my
10 testimony and was the reason that I was called down to
11 testify.

12 Mr. Kessler contacted me. We had a long lunch. We had
13 a second lunch. He talked to me on the phone a number of
14 times. A number of weeks went by, and he was talking about
15 Mexico City at the time of the Kennedy assassination, and
16 trying to get me to tell him everything he could. I didn't
17 realize until after the story came out, really, or towards
18 the very end of my conversations with him, that apparently Mr.
19 Kessler had talked to two other people who were in Mexico, a
20 translator and a secretary, and he told me that they said that
21 Lee Harvey Oswald told the Soviets that he wanted his ticket
22 paid for and he had lots of fabulous information to give them
23 and this, that and the other.

24 When a newspaper man talks long enough, sometimes you
25 find yourself agreeing with him on the basis of facts that



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1 don't really exist. For instance, during those conversations
2 he said, well, I already know the whole story. Here I have
3 all the documents I received under the Freedom of Information
4 Act, the cables and that sort of thing.

5 So I half came away from my conversations with Mr.
6 Kessler having absorbed some of the things that he was saying.

7 The second part of that thing was that I had a book that
8 was about to be published. I was engaged in the business of
9 trying to make a living by lecturing. I was on television
10 shows and that sort of thing, and I don't think there is
11 any question in my mind that at that time I tended to perhaps
12 overdramatize a little bit my role. After all, if you write
13 a book and spend a year doing it, you hope it will be sold
14 and all that sort of thing.

15 Since that time, although I have continued this public
16 activity, I have tried to be very, very careful, and I am
17 not especially proud of the accuracy of that testimony, and
18 I certainly am really surprised to realize that I was out
19 of town for that period, even though it was still on Cuban
20 matters. That is the best explanation I can give you, sir.

21 Mr. Preyer. We have a vote on the floor, if you are at
22 a convenient breaking point here.

23 Mr. Goldsmith. I am.

24 Mr. Preyer. Would that suit you gentlemen?

25 We will take a ten minute recess to vote at this time.



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1 (A brief recess was taken.)


2 Mr. Preyer. The Committee will resume.

3 Mr. Goldsmith. Mr. Phillips, we have just had a brief
4 recess, so for purposes of summarizing, I would like to review
5 your last statement.

6 First, we have a situation here where there are conflicts
7 between your version of the cables as described in your
8 testimony in 1976 and the cables we showed you today. We
9 also have conflicts between the transcripts that you talked
10 about, or the one transcript in particular that you discussed,
11 and those that we showed you today, and we have a situation
12 where you were absent from Mexico City, and yet you told the
13 Committee in November of '76 that you had signed off on a
14 cable, that you had had a conversation with [redacted] and
15 also that you had in fact seen the transcript when you couldn't
16 have seen it until sometime after that.

17 Your explanation I believe in part is that you attributed
18 this to a conversation that you had with a newspaper man, and
19 also that before the Committee you overdramatized your
20 role.

21 Is that an accurate statement?



22 Mr. Phillips. I hope that I didn't do it before the
23 Committee. I think what you have said is accurate. I do
24 not recall, did I say that I remembered distinctly signing
25 off on the cable, or that under the circumstances I would?

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In any event, I accept what you have said as a valid summary of what happened.

Mr. Goldsmith. Did anyone at the Agency -- and by Agency I am referring to the CIA -- instruct you or ask you to give that testimony in November of '76?

Mr. Phillips. Absolutely not.

Mr. Goldsmith. Having read that testimony during the afternoon recess, were there any other parts of it that you found to be untrue?

Mr. Phillips. Well, in reading it this afternoon and looking back, I felt that I certainly had exaggerated the extent to which I was pushing [redacted] and I now know why. I wasn't there to push him and so forth. But I don't recall any specific thing that was untrue, no.

Mr. Goldsmith. Mr. Chairman, any questions?

Mr. Preyer. Mr. Sawyer?

Mr. Sawyer. I'll pass.

Mr. Preyer. Mr. Fithian?

Mr. Fithian. I have no questions on this part. We are going on with some others.

Mr. Goldsmith. Yes, we are.

Mr. Dodd. This is the questioning you are completing here regarding what we were on this morning, Counselor? Is that correct?

Mr. Goldsmith. Yes.

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Mr. Dodd. Did you have any questions, Mr. Chairman, that you were going to ask?

Mr. Preyer. Well, if you have a further area to go into, I will withhold my questions until such time as you may have finished.

Mr. Goldsmith. I do have another area.

Mr. Preyer. I will withhold at this time.

Mr. Dodd. I will withhold as well.

Mr. Goldsmith. Fine. Thank you.

Mr. Phillips, when you were in Mexico City in 1963, were you at one time Chief of Covert Action?

Mr. Phillips. Yes, I was.

Mr. Goldsmith. When?

Mr. Phillips. From the time of my arrival, which was the fall of 1961 until sometime in 1963.

Mr. Goldsmith. What does the term "covert action" mean?

Mr. Phillips. In its broadest sense, it is the propaganda, political action type thing. In this case, primarily it had to do with Cuba because the Cuban embassy in Mexico City was a focal point for their propaganda activities, and throughout Latin America they were sending couriers through and that sort of thing.

So in effect, as opposed to regular intelligence operations, running agents and getting information, I was more concerned with the media, not only in Mexico, but in Latin America,

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1 providing materials for it, and trying to counter Cuban
2 influence.

3 Mr. Goldsmith. So your major target then was Cuba, is
4 that correct?

5 Mr. Phillips. Yes.

6 Mr. Goldsmith. And your goal would be to counter Cuban
7 influence.

8 Mr. Phillips. Yes, and part of my job was Soviet influence
9 as well, but it was largely Cuban, some Soviet.

10 Mr. Goldsmith. Understood.

11 Would you define for the Committee what the term "asset"
12 means in Agency jargon?

13 Mr. Phillips. Well, generally speaking -- a lot of
14 people use different definitions, but to me an asset is
15 someone who isn't necessarily an agent, isn't necessarily
16 on your payroll, someone who is cooperative with you, someone
17 who on a witting basis knows they are helping you get a
18 job done. Sometimes that can sort of spill over and say
19 our assets include this agent who we pay and so forth.

20 So often it is used in the sense of someone who simply
21 is either manipulable or someone who is helping you because
22 they believe in the same things that you believe in or
23 that sort of thing, and it can on some occasions refer to
24 an agent.

25 Mr. Goldsmith. For purposes of consistency, now, if you

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1 were working with a journalist -- this is by way of an
2 example -- on a propaganda operation, assuming all this is
3 on a witting level, would you characterize him as an agent or
4 as an asset?

5 Mr. Phillips. Generally as an agent. I think it would
6 depend on the audience you were talking to. If you were
7 in a group here in Washington with people from different
8 agencies, you might say we have an asset who can arrange this,
9 but certainly in-house you would be more inclined to say
10 "agent" than "asset", but it could be used both ways.

11 Mr. Goldsmith. How specifically would you carry out a
12 particular propaganda operation? For example, if you wanted
13 to generate a particular story, what ways would you go about
14 doing that?

15 Mr. Phillips. Well, often the stories you wanted to
16 generate were the result of some sort of instructions from
17 headquarters, perhaps just from Mexico, perhaps worldwide,
18 perhaps for Latin America, in which we have the following
19 points that we want to make, and specifically, you would go
20 out and you would meet your agent or your asset, but generally
21 your agent, and say look, what do you think about this, and
22 he would usually agree with you and write, say, an editorial
23 or a news story which made that point.

24 Mr. Goldsmith. Did you work with your agents personally
25 or did you direct their work through one of your CIA's

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1 subordinates?

2 Mr. Phillips. In a few cases I worked with them personally.
3 However, there were other people who were subordinate who
4 handled more people than I did.

5 Mr. Goldsmith. Well, when you say in a few cases, how
6 many?

7 Mr. Phillips. On a regular basis, I think I really
8 probably met with about two at a time, perhaps, something like
9 that, of foreigners, of Mexicans, of foreigners. Then I
10 might go out and see an American who in turn was working
11 with them, but usually two or three, something like that. Not
12 much more.

13 Mr. Goldsmith. I am not sure that I understand the answer.
14 Two or three meaning what, during a particular time period,
15 a month or a week you might see two or three agents directly?

16 Mr. Phillips. I might see them once or twice a week.
17 What I am referring to is that I felt that I was the case
18 officer for, I was the guy who went out and talked with, say,
19 two or three of these agents at a time.

20 Mr. Goldsmith. So as a matter of routine, you would work
21 directly with your agents, on some occasions. On other
22 occasions you would work through subordinates.

23 Mr. Phillips. Yes.

24 Mr. Goldsmith. To what extent did you use one technique
25 more than another?

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1 Mr. Phillips. I used the -- I did more sort of management
2 than I did case officer work. That is, Mr. Shaw and someone
3 working with Mr. Shaw would go out to meet people more frequently
4 than I would. Then I would also go out and I would meet with
5 an outside American who was not attached to the embassy who
6 had agents working for him, and I would meet with him and
7 plan what those agents would do at his direction.

8 But I would never meet those agents, or very seldom.

9 Mr. Goldsmith. Did any of the Cuban exile organizations
10 that were in existence during the time you were in Mexico
11 City have representatives in Mexico City?

12 Mr. Phillips. Yes, I believe that all have representatives
13 in Mexico City.

14 Mr. Goldsmith. And did you use any of them in your
15 covert action operations?

16 Mr. Phillips. We had contact with them and this and
17 that and the other. We used one group of Cubans which
18 was not really so much an exile organization but a group of
19 Cubans who worked together at our direction. But in speaking
20 of the different political groups, at different times from
21 Mexico, a lot of them were met by people there, but I don't
22 recall of any particular group that we worked with on a
23 consistent basis.

24 I noticed in one of these cables I just read that it
25 had to do with a group called the JURE and so forth. Obviously
they had made contact

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1 they had made contact with us.

2 But I do not recall specific groups that we worked with
3 from Mexico City.

4 Mr. Goldsmith. And you mentioned before that you did
5 work with a specific group of Cubans.

6 Was that your own developed group?

7 Mr. Phillips. Yes, because -- one of the things they
8 did, for instance was they had a reception center where
9 people coming out of Cuba would be debriefed, and they would
10 meet them just after they had come out and they would ask
11 them questions that we prepared for them to gather information.

12 The sort of cover for the operation was the humanitarian.
13 one of telling these people where to go to find a place to
14 stay and this and that and the other. Our primary interest,
15 however, was to gather intelligence from them by debriefing
16 them.

17 Mr. Goldsmith. While you were in Mexico City, and after
18 the assassination of the President, did you ever undertake
19 any propaganda operation that pertained to the assassination
20 of Mr. Kennedy?

21 Mr. Phillips. I don't recall that I did. I recall at
22 a later date a message coming out from headquarters which
23 went to a number of stations which talked about steps which
24 could be taken to counter the stories going around saying
25 that the CIA was involved, but I recall that as being after

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1 I left Mexico. I don't recall any such undertaking in Mexico.
2 It could have been, but I don't think so.

3 Mr. Goldsmith. Okay.

4 After you left Mexico, what specific propaganda operation
5 were you involved in with regard to the assassination?

6 Mr. Phillips. I don't recall that I was. I do recall
7 that there was what is known as a book message that went to a
8 number of stations which said, look, here is another viewpoint
9 about the stories that are going around. It specifically
10 referred to Mr. Mark Lane and said try and do this.

11 Now, I don't -- I was asked this once in a public debate
12 and I believe I thought at the time it was [redacted] It was
13 more likely now, I think, when I was in the [redacted]
14 and when we were so busy in the [redacted] that we
15 noted that message, but I am not sure if we did anything about
16 it.

17 Mr. Goldsmith. Okay.

18 While you were in Cuba, were you also involved in covert
19 action as you just described that term?

20 Mr. Phillips. Yes, I was.

21 Mr. Goldsmith. And was your job description there similar
22 to the one that you just gave us in Mexico City?

23 Mr. Phillips. No, it was not.

24 The reason was that when I went to -- and I was in Cuba
25 on two occasions. The first -- on the first occasion I was

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1 there as a staff officer of the CIA, under cover, using the
2 cover of my lectures. I had been lecturing on Latin America
3 previously, and so I was a covert action officer then.

4 I returned to Cuba in 1958, after having resigned from
5 the Agency, to establish a public relations firm. I was going
6 to make a million dollars type thing. I did retain, however,
7 an association with the Agency because they asked me if I
8 would work on a contract basis, and they gave me a much
9 smaller amount of money, and I worked. However, I concentrated --
10 I didn't do the -- the covert action was almost purely
11 propaganda type work and working with groups that weren't
12 revolutionary groups, such as students and labor and that sort
13 of thing, but not political groups.

14 Mr. Goldsmith. During the time that you were in Cuba
15 did you ever use the operational alias Mr. Abbott?

16 Mr. Phillips. I think I -- that sounds familiar. I
17 might very well have used that.

18 Mr. Goldsmith. And while you were in Cuba, did you tend
19 to have more direct personal contact with your agents or
20 assets than you did in Mexico City?

21 Mr. Phillips. I would say less, because it seems to me
22 there were a lot less agents.

23 Mr. Goldsmith. But on a relative basis, did you tend to
24 have more --

25 Mr. Phillips. The first time, when I was in Chile, 1955,

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1 '56, more or less the same; the second time greatly reduced.

2 Mr. Goldsmith. You just said Chile. You mean Cuba?

3 Mr. Phillips. I meant Cuba, of course.

4 The second time greatly reduced because that was when I
5 was starting a public relations firm and was only spending
6 literally part time on that.

7 Mr. Goldsmith. While you were in Cuba in I believe 1958
8 through 1960, was it, did you ever start spending full time
9 activity on covert action operations?

10 Mr. Phillips. In the sense that I was working, yes,
11 because the public relations business went out of -- there was
12 no public relations business, so when I was -- before I
13 left Cuba, there simply was none of that. So any work I did
14 was for the CIA, but it wasn't full time.

15 Mr. Goldsmith. What happened to your agents in Cuba
16 after you left, do you know?

17 Mr. Phillips. I think generally the answer is that they
18 went into exile.

19 Mr. Goldsmith. So most of them went to the States?

20 Mr. Phillips. Yes, I would guess so.

21 Mr. Goldsmith. And did you ever use any of them again?

22 Mr. Phillips. Yes. Now, wait a minute. I certainly used
23 some of my assets, people I had known there, especially people
24 who were in the newspaper business, and who then I would
25 approach -- I approached in Miami at the time of preparations

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1 for the Bay of Pigs, and saw to it that they got out exile
2 editions of their newspapers.

3 Mr. Goldsmith. Were any of these assets involved in
4 propaganda activities pertaining to the assassination?

5 Mr. Phillips. Not that I recall.

6 Mr. Goldsmith. Do you know a man known Salvatore Diaz
7 Verson? Salvatore Diaz Verson?

8 I believe he was a Cuban journalist.

9 Mr. Phillips. I don't recall. I might have, but I don't
10 recall him.

11 Mr. Goldsmith. Did you ever have any operational involve-
12 ment with him for the CIA?

13 Mr. Phillips. I knew so many Cuban newspaper men, I was
14 associated with a newspaper there in the sense that I wrote a
15 column for it. I knew a lot of them. I was in the public
16 relations business, or I tried to when I first got there. That,
17 I might very well have but I don't recall any specifics of
18 it.

19 Mr. Goldsmith. So you might have had operational activity
20 or involvement with him but you don't recall the specifics.

21 Mr. Phillips. I might have, yes.

22 Mr. Goldsmith. Turning to your --

23 Mr. Phillips. I am sorry, what was the matrinymic, the
24 third name?

25 Mr. Goldsmith. Verson, V-e-r-s-o-n.

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1 Mr. Phillips. The name seems familiar to me, but I
2 don't recall the operational activity.

3 Mr. Goldsmith. He was an individual who was the source
4 of a story that Oswald was seen with Sylvia Duran and a Cuban
5 government official in a cafe sometime in October of '63?

6 Mr. Phillips. (The Witness nods in the negative.)

7 Mr. Goldsmith. You are shaking your head so I take it
8 it doesn't ring a bell.

9 Mr. Phillips. No, it doesn't -- it is not ringing bells.

10 Mr. Goldsmith. Turning to your work --

11 Mr. Phillips. Salvadore Diaz Verson.

12 Mr. Goldsmith. Right.

13 Mr. Phillips. The name is familiar. It seems to me that
14 I am now recalling that name in an extremely right wing Cuban
15 editor or something like that?

16 Mr. Goldsmith. If you determine who that individual is
17 after you leave the hearing room today, would you contact the
18 Committee and give us that information?

19 Mr. Phillips. Of course I will.

20 Mr. Goldsmith. Thank you.

21 Mr. Phillips. I do now -- the bell is ringing that that
22 is the name of an extremely right wing, conservative Cuban
23 journalist of some kind.

24 Mr. Goldsmith. Do you recall now whether you had any
25 operational involvement with him?

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1 Mr. Phillips. NO, I don't recall that I was connected
2 with him. I may have been.

3 Mr. Goldsmith. Turning now to your work with the CIA
4 in regard to the Bay of Pigs operation, did you also work on
5 the covert action area in this particular regard?

6 Mr. Phillips. Yes, in a limited sense. I did not work
7 on the political side, talking with the political groups.
8 That was the job shared by two other people, at one time
9 Howard Hunt did it. My work was propaganda primarily, the
10 construction of a large radio station in the Caribbean, financing
11 of exile newspapers so it was more propaganda type work, groups
12 of doctors who would make statements and that sort of thing.
13 It concentrated on the propaganda.

14 Mr. Goldsmith. In this particular case, did you have
15 direct contact with your agents and assets?

16 Mr. Phillips. Yes, I did.

17 Mr. Goldsmith. On a frequent basis?

18 Mr. Phillips. Not frequently because I was stationed
19 in Washington and they were generally operating out of
20 Miami, and someone from our Miami office would see them on a
21 regular basis. But I flew to Miami frequently and would meet
22 with them and would see them.

23 Mr. Goldsmith. During your experience with the CIA,
24 did you ever train any assets or agents in "psychological
25 warfare"?

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1 Mr. Phillips. Certainly not in a formal sense. I would
2 in talking with them about radio broadcasts and things like
3 that, I tried to give them the lessons of my experience, don't
4 be too obvious with this point. If you think that you are
5 going to defend Batista and be welcome back in Cuba, you are
6 crazy, that sort of thing.

7 Mr. Goldsmith. Did you ever have any type of training
8 sessions at the Berlitz Language School in Cuba?

9 Mr. Phillips. Training sessions at the Berlitz Language
10 School. No. As a public relations client, when things weren't
11 going very well with my public relations firm and I was
12 taking French lessons, and I -- how did this -- I had French
13 lessons from a Berlitz teacher, and I didn't pay them for
14 the French lessons and they didn't pay me for some propaganda
15 advice. There was an American who was running that office,
16 but no, I don't recall using their school. I had an office
17 and the French teacher came to my office.

18 Mr. Goldsmith. Did you ever work in Havana with a person
19 whose name was Melton?

20 Mr. Phillips. That may have been the name of the man
21 at the Berlitz school, but I am not -- I can't recall for
22 sure.

23 Mr. Goldsmith. What happened to your agents and assets
24 whom you worked with in the Bay of Pigs operation after the
25 operation failed?

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1 Mr. Phillips. Some continued in the Miami exile
2 community. They went into radio stations and started their
3 own programs. Some went into business, a number of different
4 things.

5 Mr. Goldsmith. Were any of them involved in propaganda
6 activities pertaining to the assassination of the President?

7 Mr. Phillips. If they were, I don't recall it. I am not
8 aware of it.

9 Mr. Goldsmith. Did you know a man named Emilio Nunez
10 Portuondo?

11 Mr. Phillips. Yes.

12 Mr. Goldsmith. Who was he?

13 Mr. Phillips. Emilio -- was he not at one time the, not
14 the President of Cuba but the Chief of the Supreme Court or
15 something very, very important and perhaps had something to
16 do with, Ambassador to the United Nations, something like
17 that?

18 I recall that.

19 Mr. Goldsmith. Did you ever work with him in any operational
20 sense?

21 Mr. Phillips. I think I met him in Cuba. I can't recall
22 that I worked with him in an operational sense.

23 Mr. Preyer. We have a vote on, I am sorry to say, but
24 we will recess for approximately ten minutes.

25 (A brief recess was taken.)

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1 Mr. Preyer. The Committee will resume.

2 Mr. Goldsmith. Did you ever work with a man who was
3 referred to as Douglas Gupton, G-u-p-t-o-n?

4 Mr. Phillips. Yes, I did.

5 Mr. Goldsmith. Was that his true name?

6 Mr Phillips. No.

7 Mr. Goldsmith. What was his true name?

8 Mr. Phillips. Douglas Gupton was the alias, not the
9 pseudonym but the alias that I always used for him and that
10 he picked up from me because my two best friends in high school
11 were a fellow named Douglas something and a fellow named
12 Billy Gupton, and that is what I was referring to this morning.

13 Mr. Goldsmith. And what was his true name?

14 Mr. Phillips. Bill Kent.

15 Mr. Goldsmith. Bill?

16 Mr. Phillips. Kent, K-e-n-t.

17 Mr. Goldsmith. What kind of working relationship did
18 you have with Douglas Gupton?

19 Mr. Phillips. Very close because he was the officer who
20 went to Miami who in effect worked for me during the Bay of
21 Pigs business in the Miami locale.

22 So he met lots of those people.

23 Mr. Goldsmith. So you were in Washington, D.C. ---

24 Mr. Phillips. That's correct.

25 Mr. Goldsmith. And Gupton was in Miami.

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1 Mr. Phillips. Miami.

2 Mr. Goldsmith. Was he a reliable and competent person?

3 Mr. Phillips. Yes, quite.

4 Mr. Goldsmith. Are you sure that his last name was
5 Kent?

6 Mr. Phillips. I think so, William Kent.

7 Is it something like that? But I think it is William
8 Kent.

9 Mr. Goldsmith. And he was an Agency case officer?

10 Mr. Phillips. Yes, he was a staff officer for the Agency.

11 Mr. Goldsmith. Getting back for a moment to the question
12 of propaganda or psychological training sessions in Cuba, to
13 your knowledge did such sessions take place not necessarily
14 in the offices of the Berlitz School in Havana, but in an office
15 in the building in which the Berlitz School was located?

16 Mr. Phillips. I have no recollection of that.

17 Mr. Goldsmith. I asked you earlier about a man named
18 Melton.

19 Mr. Phillips. Yes.

20 Mr. Goldsmith. Did you ever have any operational involve-
21 ment for the CIA with this man Melton?

22 Mr. Phillips. I am not sure. If Mr. Melton was the man
23 who ran the Berlitz School, I did not, unless there was one
24 of those casual things of he was one of the friendly Americans
25 who passed you information, and to that degree I might very

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1 well have because we became fairly friendly, but I don't
2 recall that he was, had any -- that we asked him to provide
3 cover or he ran a group. I don't recall that.

4 Mr. Goldsmith. Did he ever run any of these training
5 sessions, propoganda or psychological warfare training sessions?

6 Mr. Phillips. Not to my knowledge.

7 Mr. Goldsmith. Did you have an office in the building in
8 which the Berlitz School was located?

9 Mr. Phillips. I don't recall where -- I don't recall
10 exactly where the Berlitz School was, whether it was in the
11 same building I was in. I was in the building directly
12 behind the Hotel Nacional, and I can't recall whether the
13 Berlitz School was there or not. I didn't go to -- I went
14 there once or twice to that thing, but I didn't go there
15 for my classes.

16 Mr. Goldsmith. Did you know a person named Delphine
17 Campanada?

18 Mr. Phillips. I don't recall that.

19 Mr. Goldsmith. To refresh your memory, would Delphine
20 Campanada have been a person with whom Douglas Gupton
21 worked?

22 Mr. Phillips. Very well could have been. He saw an
23 awful lot of people. It is not ringing any bells with me
24 right now.

25 Mr. Goldsmith. What about Ross Crozier, C-r-o-z-i-e-r?

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1 Mr. Phillips. That name is familiar.

2 Mr. Goldsmith. Is it true that for purposes of refreshing
3 your memory that Ross Crozier was a CIA case officer who
4 worked with the leaders of a Cuban group known as the DRE,
5 Directorio Revolucionario Estudiantil?

6 Mr. Phillips. Are we talking about Miami or in Cuba?

7 Mr. Goldsmith. No we are talking about Miami now.

8 Mr. Phillips. While I think of it, there was an
9 American who worked for me in Cuba, an elderly gentleman,
10 and I have been trying to think of his name. I don't think
11 it is Melton. It could have been but anyway, back to
12 Cuba, to Miami.

13 That may very well have been, but I don't recall
14 meeting with him. I may have during my trips to Miami.

15 Mr. Goldsmith. Did you work with this group, the
16 DRE through Mr. Gupton?

17 Mr. Phillips. Yes.

18 Mr. Goldsmith. And this would be in propaganda related
19 activities?

20 Mr. Phillips. Yes.

21 Mr. Goldsmith. So basically Mr. Gupton worked with the
22 DRE under your direction.

23 Mr. Phillips. Yes, and he also met with a number of
24 other people, people who were running radio stations and
25 newspaper -- radio programs and exile newspapers.

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1 But the DRE was a very important student group, both in
2 Cuba and later in Miami.

3 Mr. Goldsmith. Turning to another area, I believe at
4 the beginning of your testimony today we first raised the
5 question of your pseudonyms, and one of them was Michael
6 Choaden?

7 Mr. Phillips. Choaden.

8 Mr. Goldsmith. Choaden, and what was the other one?

9 Mr. Phillips. Paul Langevin, Paul D. Langevin,
10 L-a-n-g-e-v-i-n, something very close, but I think that is
11 correct.

12 Mr. Goldsmith. Now, when you dealt with one of your
13 assets or agents, what name did you use?

14 Mr. Phillips. I never used my pseudonym. The pseudonym
15 was for internal CIA use, and I always used an alias except
16 in those some cases when I used a true name, but I always
17 used an alias.

18 Mr. Goldsmith. And how many operational aliases did you
19 say that you may have had?

20 Mr. Phillips. Well, over a period of 25 years I suppose
21 a hundred.

22 Mr. Goldsmith. And how would that work? You would have
23 one alias that you would use with one individual and another
24 alias that you would use with a second individual?

25 Mr. Phillips. Yes. Sometimes you would -- if you moved

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1 from one country to another and you might use the same
2 alias you had used before simply because it was something you
3 could remember, so you might use it with more than one agent.
4 Often you would try and choose something that started at
5 least with your initials, and that sort of thing, and I
6 just used countless and different ones over the years.

7 Mr. Goldsmith. Was that standard practice for case officers
8 to use that many operational aliases?

9 Mr. Phillips. Yes. I think it generally would be
10 considered sloppy case officer work to use the same one for
11 a long, long time with a number of different people. So
12 often people would change them.

13 Mr. Goldsmith. But if you used as many as a hundred,
14 wouldn't that make it difficult to remember which alias you
15 used with a particular individual?

16 Mr. Phillips. Certainly it would. I certainly don't
17 remember all the names that I used.

18 Mr. Goldsmith. Referring your attention now again to the
19 time that you were in Cuba from 1958 to '60, did you ever
20 know a man named Julio Lobo?

21 Mr. Phillips. Yes.

22 Mr. Goldsmith. And in what connection did you know Mr.
23 Lobo?

24 Mr. Phillips. The connection began because Mr. Lobo's
25 nephew, a man named Carlos Todd, was in a little theater group

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1 in which I was active. Julio Lobo was known to everyone in
2 Cuba. He was the sugar tsar. I remember on one occasion
3 I actually met with him. I believe it was in Cuba. It might
4 have been later in Miami, but I actually met with Mr. Lobo.
5 At that time he had gone to Spain to live, and it was either
6 in -- it could have been in Washington but I believe it was
7 in Cuba, but I do remember that on one occasion I actually
8 met Mr. Lobo, I think only one time.

9 Mr. Goldsmith. Did you ever have any involvement with
10 him in reference to your CIA activities?

11 Mr. Phillips. Mr. Lobo was considered an asset. He
12 certainly was not a paid agent or anything like that. But
13 yes, there -- I don't remember, an operation with him, whether
14 we were just talking with him about propaganda or what, but
15 what the specific was for that reason, whether we were asking
16 him to cover some funds, pretend to be the source of some funds,
17 I don't remember the exact reason.

18 Mr. Goldsmith. Did you have any operational activity
19 with his nephew?

20 Mr. Phillips. Carlos Todd?

21 Mr. Goldsmith. Right.

22 Mr. Phillips. No. Carlos Todd was a very, very bright
23 man, and I think he figured out very early in the game that
24 I probably -- there was something funny about the fact that
25 I was still living in Cuba without much public relations

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1 business, and this and that and the other, and I think he
2 suspected that I was Agency, but I don't recall ever using
3 him in an operational sense.

4 Mr. Goldsmith. Did you ever use Mr. Lobo for recruitment
5 purposes, to recruit an agent?

6 Mr. Phillips. Now that you say that, it seems to me
7 that perhaps that meeting with him had to do with something
8 that was going on in Spain with some agent that we wanted to
9 approach in Spain that he knew, possibly something like that.
10 I don't recall the details.

11 Mr. Goldsmith. Did he ever suggest people to you to
12 contact to use as agents?

13 Mr. Phillips. I am sure he did. I don't recall that he
14 did to me specifically that one time we met.

15 Mr. Goldsmith. Have you ever heard of a person named
16 Rufo Lopez Fresquet?

17 Mr. Phillips. Yes, I have.

18 Mr. Goldsmith. Who is that person?

19 Mr. Phillips. He was a government minister under Castro,
20 one of Fidel Castro's original cabinet members who, like all
21 the others, became disillusioned with Castro and came to this
22 country. He was a very close friend of some friends of mine
23 in the embassy, not connected with CIA, and I met him at some
24 parties. I didn't have any personal relationship with him
25 myself and never used him.

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1 Mr. Goldsmith. Did he ever assist the Agency in any way
2 with regard to recruitment?

3 Mr. Phillips. Well, remember that I was on the outside
4 in Cuba, so I can't say precisely what the people in the
5 station did. They may have dealt with him. It was my under-
6 standing that he was a very close friend of the chief of USIA
7 in Cuba, and if the Agency used him, I don't know it. I
8 did not.

9 Mr. Goldsmith. What about a person named Mariada Arensburg?

10 Mr. Phillips. Yes.

11 Mr. Goldsmith. Would you tell the Committee who this
12 person is?

13 Mr. Phillips. My children were going to a school, and
14 Mariada Arensburg, an American woman, was the number two or
15 three person running that school, the vice principal or
16 something like that. I got to know her because of the school.
17 I later found out -- I did not know it then -- that she was
18 politically active in trying to help some of the school who
19 were trying to leave Cuba and that sort of thing, and I
20 remember that she was a particular friend of Rufo Lopez
21 Fresquet.

22 Then Mrs. Arensburg came to the United States, and I
23 did have operational contact with her there.

24 Mr. Goldsmith. And when specifically was this incident?

25 Mr. Phillips. This was during the preparations for the

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1 Bay of Pigs, and we were looking for someone who spoke perfect
2 Spanish and knew Cuba to head a committee to cover some
3 broadcasting activities, and she was hired for that purpose.

4 Mr. Goldsmith. Was that the only time that you used her?

5 Mr. Phillips. Well, I didn't use her at all in Cuba.

6 It was within -- that association was -- she stayed there for
7 some time in that job. Yes, that is the only time I recall
8 using her.

9 Mr. Goldsmith. Did you ever use her for recruitment
10 purposes?

11 Mr. Phillips. No, I don't recall ever doing that.

12 Mr. Goldsmith. Did she ever suggest people to you to
13 contact?

14 Mr. Phillips. Undoubtedly. We became very, very close
15 friends, and we have seen each other frequently since those
16 years, so undoubtedly she might have done some.

17 Mr. Goldsmith. What about a man named Jack Cogswell?

18 Mr. Phillips. Yes, an American businessman in Havana.

19 Mr. Goldsmith. Did you ever use him as a go-between
20 between you and one of your agents or assets?

21 Mr. Phillips. I don't recall that I did. He might very
22 well have been used by the station.

23 Can you do something to refresh my memory? That name
24 is very familiar to me, an American businessman in Cuba.

25 Mr. Goldsmith. I am afraid I can't help you out on that.

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1 Mr. Phillips. Okay.

2 Mr. Goldsmith. Do you recall whether he may have helped
3 you in your recruitment efforts?

4 Mr. Phillips. He may have because that name is very, very
5 familiar to me.

6 I can't recall the instance if it is true.

7 Mr. Goldsmith. You will contact the Committee if you--

8 Mr. Phillips. I certainly shall.

9 Mr. Goldsmith. The name Samuel Kell, is that familiar?

10 Mr. Phillips. Vaguely.

11 Mr. Goldsmith. Could that person have been a military
12 attache at the Havana embassy?

13 Mr. Phillips. Yes.

14 Mr. Goldsmith. Did you ever work with Mr. Kell?

15 Mr. Phillips. I did not.

16 Mr. Goldsmith. What about Ewing Smith?

17 Mr. Phillips. I don't recall that name.

18 Mr. Goldsmith. A political advisor at the embassy.

19 Mr. Phillips. Ewing Smith? I think that Ewing Smith
20 must have not called himself Ewing but something else. I
21 thought I remembered a man named David Smith who was a
22 political advisor, but Ewing Smith I don't recall. But there
23 was a man in the embassy named Smith.

24 Mr. Goldsmith. Have you ever heard of an organization
25 called the Celula Fantasma?

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1 Mr. Phillips. I don't recall that.

2 Mr. Goldsmith. Do you recall ever attempting to penetrate
3 that organization with an asset or agent?

4 Mr. Phillips. No, I don't.

5 Mr. Goldsmith. Mr. Phillips, you testified earlier that
6 you were initially recruited by the Agency in Chile.

7 Mr. Phillips. Yes.

8 Mr. Goldsmith. When did you leave Chile?

9 Mr. Phillips. On the 14th of March of 1954.

10 Mr. Goldsmith. And after leaving Chile, were you ever
11 involved in any CIA operations there again?

12 Mr. Phillips. In Chile?

13 Mr. Goldsmith. Right.

14
15
16
17
18 Mr. Goldsmith. Did you ever work with a man named Luis
19 Posada?

20 Mr. Phillips. Yes.

21 Mr. Goldsmith. And who is Mr. Posada?

22 Mr. Phillips. I believe that he was a Cuban in Mexico
23 City who ran this complex I was telling you about, the Cuban
24 refugee center. I am not positive, but I know I worked --
25 that name is -- yes, I did work with him, and I think I

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1 recall that he was the man in Mexico City. I am not absolutely
2 sure about that.

3 Mr. Goldsmith. What about a man named Lucillo Peña?

4 Mr. Phillips. I don't recall that one.

5 Mr. Goldsmith. Is it possible that you may have worked
6 with Mr. Posada in reference to any Chile operations?

7 Mr. Phillips. Yes, it is quite possible.

8 Mr. Goldsmith. Did you ever work on any Castro assassina-
9 tion plots?

10 Mr. Phillips. I did not.

11 Mr. Goldsmith. In any manner whatsoever?

12 Mr. Phillips. No manner whatsoever. I didn't know about
13 them until much later.

14 Mr. Goldsmith. Do you know a man named Victor Fernandez?

15 Mr. Phillips. I don't recall that name.

16 Mr. Goldsmith. What about Victor Ocarlos?

17 Mr. Phillips. No, sir, I don't recall that.

18 Mr. Goldsmith. What about a man named Antonio Veciana?

19 Mr. Phillips. Antonio Veciana?

20 Mr. Goldsmith. Yes.

21 Mr. Phillips. The only thing I know about Mr. Veciana
22 is what I read in Jack Anderson's column and New Times Magazine.

23 Mr. Goldsmith. And what is that.

24 Mr. Phillips. I believe that Antonio Veciana was a man
25 that I have met twice in my life, the first time under unusual

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1 circumstances, and the second time this morning when I-- I
 2 presume that that was Antonio Veciana who came out of the
 3 hearings this morning while I was waiting in the hall.

4 Mr. Goldsmith. And when was the first time that you met
 5 Mr. Veciana?

6 Mr. Phillips. If the man I am talking about, the man who
 7 was there this morning, is Mr. Veciana, I first met him on
 8 the 18th of September of 1976 when the Association of Former
 9 Intelligence Officers was having a convention at the Reston
 10 Convention Center, on a Thursday and Friday. On Friday the
 11 18th in the morning, there was a telephone call and they said
 12 they were calling from Senator Schweiker's office, and they
 13 wanted to know whether three representatives from Senator
 14 Schweiker's office could come to our convention, and so of
 15 course I said yes, we would be delighted to have them.

16 They arrived for lunch and so I had them sit at my table.
 17 One was a Mr. Fonzi.

18 Mr. Goldsmith. Fonzi?

19 Mr. Phillips. Fonzi. One was a young lady whose name
 20 I don't recall, and one was a man who was introduced to me only
 21 as "the driver."

22 We had lunch and then I was asked by Mr. Fonzi, I believe
 23 it was Mr. Fonzi, if I would mind answering some questions
 24 about the Kennedy assassination, and I said fine, how long
 25 will it take? And he said, it will take a couple of hours.

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1 And I said really, that is very difficult for me because
2 I was in charge of the convention and we were trying to make our
3 schedule, but I did step into the hall, and at that time the
4 man I believed to be Antonio Veciana put questions to me in
5 Spanish, and we chatted for a while in Spanish. They left and
6 I called Senator Schweiker's office and said I have just
7 been asked questions about the assassination in Spanish. Is
8 this man a member of your staff, because after we went in the
9 hall he was introduced not -- no longer as the driver but as
10 a member of Senator Schweiker's staff. So I called Senator
11 Schweiker's office and said is this man, with whom I was
12 speaking only Spanish, a member of your staff, and they said
13 yes, he is.

14 I am putting together some things here. A story came
15 out in New Times Magazine which would indicate that Mr. Veciana
16 was taken to that meeting, as it said in that magazine, to
17 find out whether or not I was a man called Morris Bishop. The
18 man who I think is Veciana I saw again this morning.

19 Mr. Goldsmith. Did Mr. Veciana identify himself at that
20 time?

21 Mr. Phillips. No, he did not.

22 Mr. Goldsmith. Did anyone identify him as Veciana?

23 Mr. Phillips. No one identified him, gave him any name
24 at all.

25 Mr. Goldsmith. Maybe I missed your answer, but how did

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1 you determine if that was Veciana?

2 Mr. Phillips. Because after I saw the magazine, in June
3 of last year, a year later, the circumstances related in the
4 magazine story were obviously describing the incident where
5 this gentleman came out to see me. Then I read an exact -- the
6 name was not used there. He was identified only as a Cuban
7 exile known as Carlos. Then I read in Jack Anderson's
8 column almost precisely the same story, that the man said --
9 the story that he gave about being given a large sum of
10 money by the CIA for termination pay and this and that and
11 the other, was the identical story, and in Jack Anderson's
12 column it identified him as Antonio Veciana.

13 Mr. Goldsmith. Have you ever used the named Firgault,
14 F-i-r-g-a-u-l-t?

15 Mr. Phillips. As I -- I have already said I have used
16 so many names I don't remember, but I feel positive that
17 I didn't use that name. I just can't see myself dreaming
18 that one up.

19 Mr. Goldsmith. Have you ever used a Belgian passport??

20 Mr. Phillips. Never.

21 Mr. Goldsmith. Did Julio Lobo ever suggest to you that
22 Veciana would be a good asset?

23 Mr. Phillips. Not that I recall. It could have been but
24 I certainly don't recall it.

25 Mr. Goldsmith. I think these are important questions now.

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1 We should try to be as precise as we can so that we don't have
2 the same situation with you coming back again.

3 Mr. Phillips. Right.

4 Mr. Goldsmith. I'll ask the question again.

5 Did Julio Lobo ever suggest to you that Veciana would be
6 a good asset?

7 Mr. Phillips. I have no recollection.

8 Mr. Goldsmith. What about Rufo Lopez Fresquet, did he
9 ever suggest to you that Veciana would be a good asset?

10 Mr. Phillips. He did not. He never -- I don't think that
11 I have ever had a conversation with him except meeting
12 him at a party. No, he did not.

13 Mr. Goldsmith. And what about Mariada Arensburg?

14 Mr. Phillips. No, I don't recall that she did.

15 Mr. Goldsmith. Have you ever used the name John Bishop?

16 Mr. Phillips. Not to my knowledge. I don't think so,
17 no.

18 Mr. Goldsmith. Jim Bishop?

19 Mr. Phillips. No.

20 Mr. Goldsmith. Maurice Bishop?

21 Mr. Phillips. Definitely not.

22 Mr. Goldsmith. You are certain that you have never used
23 the name Maurice Bishop?

24 Mr. Phillips. I have thought about that a lot since I
25 have seen it in the public print, and I am sure that I never

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1 used the name Morris or Maurice Bishop.

2 Mr. Goldsmith. I would like to show you a picture at
3 this time or a sketch, and Mr. Chairman, there is a copy of
4 that sketch in the briefing book in the section pertaining
5 to the previous witness, and I would like to ask you if you
6 can identify that person.

7 Mr. Phillips. No, I cannot.

8 It looks like me. It looks more like my brother, but it
9 looks like me.

10 Mr. Goldsmith. Has your brother ever worked for the
11 CIA?

12 Mr. Phillips. No, he has not. He is an attorney. And he
13 has stayed at his law firm in Fort Worth, Texas.

14 Mr. Goldsmith. Do you know of anyone in the CIA who has
15 used the name Maurice or Morris Bishop?

16 Mr. Phillips. No, I do not.

17 Mr. Goldsmith. Mr. Chairman, I have concluded with this
18 section of my questioning.

19 Mr. Preyer. Do you have some further questions?

20 Mr. Goldsmith. Some, yes, but I could use a few moments
21 if you are going to be asking some questions.

22 Mr. Preyer. All right.

23 Mr. Fithian, any questions?

24 Mr. Fithian. No questions.

25 Mr. Preyer. Mr. Sawyer?

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1 Mr. Sawyer. I'll pass.

2 Mr. Preyer. Mr. Dodd?

3 Mr. Dodd. Well, I was going to take it back, if I could,
4 Mr. Phillips, to your response to the questions regarding the
5 cable traffic, and I wonder if you might just briefly explain
6 again for us how it was, according to your assessment,
7 based on the cable traffic that you had before you, the copies
8 of the cable traffic, anyway, and your own recollection, how
9 it was that the word "Henry", "Lee Henry Oswald" happened
10 to appear in the cable traffic, and then, of course, the
11 indication off the word "Henry" of sic, indicating that someone
12 knew at that particular time that that was not the correct
13 middle name of the individual?

14 Mr. Phillips. Well, sir, obviously in my earlier
15 testimony my recollection was that the message that went
16 from Mexico to the United States said we have a fellow down
17 here named Lee Henry Oswald. After that testimony and
18 after having seen the messages, I realize now, I am convinced
19 now that my recollection of the Henry came not from Mexico
20 but from that message from the United States. What the origin
21 of it was, why someone thought it was Henry and why someone
22 put the "sic" on it, I do not know, sir. I do not know
23 why it appeared in that cable Lee Henry Oswald.

24 Mr. Dodd. Would the indication of that, of the "sic"
25 have been a notation that would have been made in Mexico or

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1 in Washington?

2 Mr. Phillips. As I recall it, it was on a copy of
3 the cable which arrived in Mexico. That would be the answer
4 to your question.

5 But it seems to me, as I recall the indicators, but I am
6 not positive about that.

7 Mr. Dodd. Normally you wouldn't make an annotation like
8 that before sending a cable?

9 Mr. Phillips. No.

10 Mr. Dodd. You would retype the cable.

11 Mr. Phillips. Yes, you are probably right.

12 Mr. Dodd. So the conclusion one would reach was that
13 that was an annotation made in Washington.?

14 Mr. Phillips. Yes, I think you would, but I don't
15 know, sir. I really don't know.

16 Mr. Dodd. Thank you. That is all.

17 Well, let me just -- one other point. Was there ever in
18 your experience, knowing the chief there, what is his name --

19 Mr. Phillips. Winston Scott.

20 Mr. Dodd. Win Scott. Was he the kind of individual
21 that would have interchanged or used interchangeably the words,
22 the letters "aka" and "sic" interchangeably as having the same
23 meaning?

24 Do you appreciate that?

25 Mr. Phillips. Yes. I don't think so. He was an

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1 intellectual. His great secret was that he wrote poetry. He
2 didn't want anyone else to know that. He was very well educated,
3 extremely well read, and no, he is not the kind of man --

4 Mr. Dodd. He would appreciate the distinction.

5 Mr. Phillips. He would appreciate the distinction between
6 the two.

7 Mr. Dodd. Thank you.

8 Mr. Preyer. You were Chief of Covert Actions in Mexico
9 City in 1963.

10 Had you been in Mexico City in some other capacity for
11 some time before that?

12 Mr. Phillips. Yes, sir, from the fall of 1961.

13 Mr. Preyer. From the fall of '61?

14 Mr. Phillips. That was the period I was Chief of Covert
15 Action, until 1963, when I then was told that my new job
16 would be chief of Cuban Operations. But in many aspects, those
17 jobs sort of overlapped in a way because so much of my work
18 in covert action in the first, in '61-'62, had to do with
19 Cuba.

20 Mr. Preyer. Still related to Cuba, did the reporter
21 Ron Kessler contact you originally about the story?

22 Mr. Phillips. Yes, sir, he called me.

23 Mr. Preyer. All right, I have no further questions at
24 this time.

25 Mr. Phillips. Counselor, is it out of line for me to

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1 make one other remark about Morris Bishop as I know the case,
2 or should I just let that one go?

3 Mr. Goldsmith. Please do.

4 Mr. Phillips. If the stories which I have read in the
5 Jack Anderson column are accurate, and that Mr. Veciana's
6 story is that he worked for many years for the CIA and this
7 and that and the other, and then was later given a large payment
8 of \$150,000 or something to reward him for his service, I
9 can't say about all the time that I was in
10 and so forth, but as I recall it, those newspaper stories,
11 if they are accurate, said that he says he received this
12 large payment after I became the Chief of the Western Hemisphere
13 Division back in Washington. I believe it said it was in
14 September of '73. I became the chief in the summer of '73.

15 It is almost inconceivable to me that a payment of that
16 sum could be made to a Cuban exile without my being aware of
17 it. I certainly never signed off on that kind of payment, and
18 as I recall the dates, I was sitting in that seat. So that
19 meant that if he indeed did receive that kind of termination
20 pay -- I have never heard of such a payment -- during that
21 period, that Bill Colby must have done it, and I don't believe
22 Bill Colby would have done it because he would have told me
23 about it and kept me out of trouble.

24 But that one aspect I can say for the record quite surely,
25 I really don't believe that anyone at CIA made a large payment

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1 in I think it was September of '73.

2 Mr. Goldsmith. Are you aware of any payments by anyone
3 at the CIA to Veciana?

4 Mr. Phillips. None. Could have been.

5 Mr. Goldsmith. You said that you had a conversation with
6 Veciana when you met him the first time.

7 Mr. Phillips. Yes.

8 Mr. Goldsmith. ~~What was the substance of that conversa~~
9 tion?

10 Mr. Phillips. I was simply answering questions. He was
11 asking me questions in Spanish.

12 Mr. Goldsmith. What were the questions?

13 Mr. Phillips. Oh, I don't know. I just -- I had the
14 funny feeling when he was asking the questions that what he
15 really wanted was to listen to my accent in Spanish. I was --
16 thought the whole thing was strange because when he sat at
17 the luncheon table, he didn't really eat very much. He spent
18 all of his time looking around this room with some 275 former
19 CIA people in it, as if he were looking for people. The
20 questions had to do with, what were you doing in Miami,
21 in Havana when you were there, this and that and the other.

22 I was quite, frankly quite surprised that I was being
23 questioned in Spanish.

24 Mr. Goldsmith. Have you ever had any operational activity
25 with a man named Gordon McClindon?

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1 Mr. Phillips. Operational activity?

2 No. Unusual social activity, including the time when
3 I was going to school at William and Mary and I came to
4 Washington to a now defunct girls' school in Silver Spring
5 called National Park College, and when the prom was over I
6 accepted a ride back to school with a convivial fellow.
7 Unfortunately his school turned out to be Yale, and I went
8 the wrong way, and it was Gordon McClindon who took me.

9 Since then we have become close friends and associates,
10 but I have never had any operational activity with him whatsoe
11 ever.

12 Mr. Goldsmith. And where does he work now?

13 Mr. Phillips. Mr. McClindon manages his investments.
14 He is an extremely, extremely wealthy man. Some of the
15 Congressmen may remember the man known on radio known as the
16 old Scotchman, who was the first man who recreated ballgames
17 with sound effects records, and he became very, very wealthy,
18 and I am now engaged with him in a television venture. But
19 I have never had any CIA activity with him at all.

20 Mr. Goldsmith. Does Mr. McClindon do any work with your
21 brother in Texas?

22 Mr. Phillips. No, I think not.

23 Mr. Goldsmith. Do they know each other?

24 Mr. Phillips. I am sure they have met because Mr.
25 McClindon ran at one time for the U.S. Senate. He has been

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1 well known in that Dallas-Fort Worth area. I am sure they
2 have met each other. Whether they are friends or not, I
3 don't know.

4 Mr. Goldsmith. We chatted earlier during the recess,
5 and I asked you some questions about Howard Hunt.

6 To your knowledge, did Howard Hunt and Frank Sturgis
7 know each other during the time that the Bay of Pigs operation
8 was under way?

9 Mr. Phillips. My -- I am not real sure about this, but
10 I believe that Howard Hunt certainly met him during that
11 period before the Bay of Pigs. Howard for a time was living
12 in Miami and he met a lot of Cubans when he was down there, and
13 I think in a previous conversation we had, we were discussing
14 the fact that Sturgis was connected with Pedro Diaz Lunz.
15 I believe that it was at that time that Howard first met him.
16 I am not positive.

17 Mr. Goldsmith. Do you recall a conversation with Howard
18 in which he mentioned Sturgis?

19 Mr. Phillips. No, I don't. I had so many conversations
20 with Howard Hunt and I don't remember the name Sturgis coming
21 up, no. It was only after the Watergate business that it
22 really meant anything to me.

23 Mr. Goldsmith. What about the name Frank Fiorini?

24 Mr. Phillips- Yes, that name meant more because that
25 was the one that you heard more. Certainly I have heard

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1 of Sturgis, and this and that and the other, but I don't
2 recall specifically Howard bringing it up. He might very well
3 have.

4 Mr. Goldsmith. Is it your feeling, nevertheless, that
5 Hunt and Sturgis knew each other in '61?

6 Mr. Phillips. Yes, but I can't be positive that that is
7 true. It is possible that Howard met him afterwards, but I
8 am not -- I have a feeling that they knew each other before.
9 But I just can't be sure.

10 Mr. Goldsmith. Did you ever see them together?

11 Mr. Phillips. Not to my knowledge. I could have.

12 Mr. Goldsmith. I am going to read you a list of names
13 very quickly. The names are Jerry Buchanan, Hal Hendrix,
14 Lonnie Hudkins, Jeremiah O'Leary.

15 Have any of these people ever served as your assets or
16 agents?

17 Mr. Phillips. First of all, Jerry Buchanan is very
18 familiar. One of the names you mentioned doesn't strike any
19 bells. The two newspaper men, Hal Hendrix and Jerry O'Leary
20 certainly do. Jerry O'Leary happens to be a very close personal
21 friend of mine.

22 In neither case did either of these two newsmen ever work
23 for me or work for the CIA to my knowledge. They certainly --
24 and I know that they didn't work for me. They were both
25 newspaper men, perhaps, but the two of them were the two top

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1 experts --

2 Mr. Goldsmith. Which two are you referring to now?
3 Buchanan and O'Leary?

4 Mr. Phillips. No, not Buchanan. That's -- I just
5 say that is familiar to me, but O'Leary and Hendrix.

6 Mr. Goldsmith. Hendrix.

7 Mr. Phillips. But when Hendrix, before he went to work
8 first for Intercontinental Hotels and then ITT, was a top
9 notch Latin American correspondent as Jerry O'Leary has
10 continued to be, and so they did not fit in the category
11 of assets or agents or anything else. They were certainly
12 friendly newspaper people we exchanged information with. And
13 one result of that is Jerry O'Leary is a close personal
14 friend of mine. But he did not work for the Agency in any
15 way.

16 As you know, Hal Hendrix later became involved in the
17 Chile-ITT business and he was not an employee of the Agency.

18 Mr. Goldsmith. Have you ever given any of these
19 individuals information pertaining to the assassination of
20 the President?

21 Mr. Phillips. Oh, yes, certainly. I don't know about
22 Hendrix, I don't know whether I have him, but I have known
23 Jerry so very well for so -- we have dinner together and our
24 wives, and this and that and the other. He has been on the
25 intelligence beat. He has followed up and I have told him

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1 my side of things, told him what I knew and this that and
2 the other.

3 Mr. Goldsmith. Could you be more specific in terms of
4 the information that you gave him?

5 Mr. Phillips. Only in the sense that I have known
6 Jerry O'Leary for so many years that when we get together
7 at dinnertime we talk about what is going on in Washington.
8 I don't recall specifically.

9 I do recall specifically that I haven't talked to him
10 about details of my testimony before this Committee in 1976,
11 for instance, not that, but I certainly have talked with him
12 about the assassination.

13 Mr. Goldsmith. And you don't recall the substance right
14 now?

15 Mr. Phillips. No. The general substance. I think I
16 for the record should say that I have talked to a number of
17 newspapermen generally about the assassination. I have been
18 on the David Suskind talk show about it, etc., etc., etc.

19 Mr. Goldsmith. What about Jerry Buchanan?

20 Mr. Phillips. That name is familiar. I don't place it
21 right now.

22 Mr. Goldsmith. You indicated that there were two people
23 that you discussed the assassination with. O'Leary was one.

24 Who was the other?

25 Mr. Phillips. I suppose that I would say that I -- I

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1 would have to say that I discussed it with Hendrix because when
 2 I used to see Hendrix on many occasions we would talk about
 3 everything that had to do with Latin America and I just, I
 4 think it is inevitable that we must have talked about the
 5 Kennedy Assassination. He knew I was in Mexico City and
 6 so forth. I certainly don't recall any specifics.

7 Mr. Goldsmith. Finally, did Howard Hunt or Frank Bender
 8 ever ask you to help finance the repair of an airplane, a
 9 B-25 owned by Frank Sturgis?

10 Mr. Phillips. Well, if it was --

11 Mr. Goldsmith. I will give you more background. The
 12 purpose of this would have been to have had Pedro Diaz Lunz
 13 fly leaflet missions over Cuba.

14 Mr. Phillips. Yes, I recall that Howard -- I don't
 15 believe it was Bender because Howard and Bender hardly ever
 16 got together. They weren't getting along very well in those
 17 days, but I do have the recollection of Howard coming to
 18 me and talking about the airplane, and I sort of had the idea
 19 that I gave them some money so that this man could drop some
 20 leaflets or something like that, but now that you refresh
 21 my memory, I think it was to repair the plane so that they
 22 could do it.

23 Yes, I recall that, but I recall it being Howard Hunt
 24 and not Bender.

25 Mr. Goldsmith. So it was Howard Hunt, and would this be

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1 an example of a situation which leads you to believe that
2 Hunt and Sturgis in fact knew each other?

3 Mr. Phillips. Yes, I think so. I recall that Howard
4 Hunt's book mentioned the fact that he had come to me and
5 I said sure, you can have some money for the plane or something
6 like that.

7 Mr. Goldsmith. I have nothing further.

8 Mr. Preyer. Have you written a book or are you writing
9 a book? Did I get that from the testimony?

10 Mr. Phillips. Sir, I have written a book which has
11 now been published, and during ~~in~~ in 1976 when I appeared
12 before you I submitted for the record at that time the pages
13 of the book which had to do with the Kennedy assassination.
14 Since then I have written another book which is going to be
15 published in October, but it is fiction and it does not have
16 to do with assassination, with the Kennedy assassination.

17 Mr. Preyer. For the record, I will ask, have you ever
18 seen or ever met Lee Harvey Oswald?

19 Mr. Phillips. Sir, I haven't.

20 Mr. Preyer. Are there any other questions that anyone
21 has at this time?

22 Mr. Fithian. I would like to ask two very sweeping
23 questions just to satisfy my own curiosity.

24 You have been pretty close to this whole story of the
25 assassination and were on the scene where part of it was

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1 played out.

2 Is it your judgment that Lee Harvey Oswald was a lone
3 assassin?

4 Mr. Phillips. Sir, it is obvious that I don't have
5 the information that you do, especially about Dallas.

6 But it is my belief that until I see some other evidence
7 to the contrary, God knows I would like for it to come out
8 that Fidel Castro was responsible or that the Soviets were
9 responsible because there are so many people, especially on
10 college campuses who are convinced the CIA did it. I found
11 myself being accused publicly of perjury before the Congress
12 by Mark Lane during debates on college campuses, so I would
13 like for something like this to come out, but I know of no
14 evidence to show that the Cubans or the Soviets put him up to
15 it, and I just have to go along on the side that he was a
16 kind of a loony fellow who decided to shoot the President, and
17 he did. I just have to come down on that.

18 In a case on the west coast, two women tried separately
19 to assassinate President Ford within a very short time of
20 each other. We never hear the slightest suggestion that there
21 was a conspiracy, and the reason, I believe, is that they
22 missed. Lee Harvey Oswald didn't miss, and the American public
23 doesn't want to believe that one man could murder Camelot.
24 And so I come down on that side but that is just opinion.

25 Mr. Fithian. And you have no inkling that anyone in

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1 the organized crime sector might have had any interest in
2 this.

3 Mr. Phillips. No, sir, I do not.

4 The Chairman asked me a minute ago if I had known Lee
5 Harvey Oswald. I have a number of children yet to go through
6 college, and I am in the lecturing business, and I could
7 quadruple my income overnight if I could change the title
8 to the CIA Man Who Knew Oswald. I would make half a million
9 dollars next year. But I don't know of any such connections.

10 Mr. Fithian. Thank you, Mr. Phillips.

11 Mr. Preyer. Thank you, Mr. Phillips.

12 As was indicated earlier, when we complete the testimony,
13 we do make available to the witness an opportunity to make a
14 statement for five minutes. If you have a further statement
15 that you would like to make at this time we will be happy to
16 hear it.

17 Mr. Phillips. Sir, I think I just made more statement
18 than you would want to hear.

19 I would like to say I would be delighted to come back to
20 this Committee any time and try to be as useful as I can.

21 Mr. Preyer. Thank you, Mr. Phillips. We appreciate
22 that.

23 May I ask you for one thing. Could you provide us with
24 a picture of yourself about the year 1963? If you are like
25 me, you probably only have those high school pictures available.

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1 Mr. Phillips. Generally speaking, sir, spies don't
2 keep a lot of pictures of themselves, but I have one of them
3 in a Navy uniform in Mexico City about that time when I was
4 in a play, and I was playing the part of a Naval officer, and
5 it is about 1963, and I can provide the Committee with that.

6 Mr. Preyer. Thank you.

7 Mr. Goldsmith. Mr. Chairman, excuse me. I would like to
8 interrupt. Before I forget, I would like to have the
9 photograph we showed Mr. Phillips marked as JFK Exhibit 104
10 and introduced into the record.

11 Mr. Preyer. Without objection, that is ordered, admitted
12 in the record.

13 (The document referred to was marked
14 as JFK Exhibit No. 104 for
15 identification.)

16 Mr. Preyer. We appreciate very much your appearing here
17 today, Mr. Phillips, and at this time we will excuse you,
18 and I hope we haven't inconvenienced you too much. We
19 appreciate your arranging your schedule to be here today.

20 The Committee will recess at this time until 9:00 o'clock
21 tomorrow morning in room 1310 of the Longworth Building.

22 (Whereupon, at 6:08 o'clock p.m., the Subcommittee recessed,
23 to reconvene at 9:00 o'clock a.m., Wednesday, April 26, 1978.)
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