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File #:

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62-117290

SECTION 21

Serial Scope:

1264 THRU 1269

1271 THRU 1277X2

1277X4 THRU 1280

1282

1285 THRU 1300

1303 THRU 1310

1312

1314

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1317 THRU 1322

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1325, 1326, 1327

1329, 1330, 1331

1333, 1334, 1335

1337 THRU 1341

1343

1ST NR 1348, 1349

Released under the John
F. Kennedy
Assassination Records
Collection Act of 1992
(44 USC 2107 Note).
Case#:NW 55039 Date:
11-27-2017

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 10/6/78

TO: DIRECTOR, FBI (62-117290)
 (ATTENTION: CONGRESSIONAL INQUIRY UNIT,
 RECORDS MANAGEMENT DIVISION)

FROM: SAC, WFO (62-10995) (RUC)

HOUSE SELECT COMMITTEE ON
ASSASSINATIONS (HSCA)
RECORDS MANAGEMENT DIVISION

ReButelcal 9/27/78.

Enclosed for Bureau is original and three (3)
 copies of LHM reporting interview of SA JOHN J. MCBREEN
 by HSCA Staff Counsel.

REC-2

62-117290-1264

11-7
 9 OCT 12 1978

ENCLOSURE

2-Bureau (Enc. 4)
 1-WFO (Enc. 1)

JJM:kph
 (3)

3 cards w/memo
 to AAG 10-12-78

DOC. CLASS. REV.

2768
 245

Approved: NBS

Transmitted

(Number)

(Time)

Per

FBI/DOJ



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Washington, D.C. 20535

October 6, 1978

In Reply, Please Refer to
File No.

HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)

On September 27, 1978, SA John T. Aldhizer III, Congressional Inquiry Unit, FBIHQ, telephonically advised that the House Assassinations Committee desired to interview Special Agent (SA) John J. McBreen, Washington Field Office as soon as possible regarding investigative leads covered by SA McBreen during the MURKIN investigation while assigned to the Miami Division.

On September 28, 1978, Mark A. Speiser, Staff Counsel, House Assassination Committee, House Building Annex #2, Washington, D.C. (WDC), interviewed SA McBreen. After furnishing background information such as name, date of birth, home address, etc., Speiser inquired as to the length of assignment in Miami and type classifications worked. It was pointed out to Speiser that although he was assigned to the Accounting Squad, SA McBreen worked exclusively Civil Rights Matters, particularly "police brutality" type violations. After discussing these matters briefly, Speiser displayed a photocopy of a Miami teletype bearing the initials JCM. The teletype reported a contact with a Mr. Summerfield (ph), who, according to Speiser, was a former Bureau and local police department informant, now deceased. SA McBreen disclaimed any knowledge of the teletype message and further identified his Bureau initials as JJM. With this disclosure, the interview was terminated.

245882

2/19/86

Sp/Mac/mc

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI, and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FEDERAL GOVERNMENT

The Assistant Attorney General
Criminal Division
Attention: Mr. Robert Keuch

Director, FBI

1 - Mr. Long - Enc.
1 - Mr. Foster - Enc.
1 - Mr. Mintz - Enc.

October 18, 1978

2 - Mr. Coulson - Enc.
1 - Mr. Heller - Enc.

HOUSE SELECT COMMITTEE ON ASSASSINATIONS

In accordance with Attorney General Order 116-56, this memorandum advises that Special Agent John J. McBreen of the Washington Field Office was interviewed September 28, 1978. A memorandum setting forth Mr. McBreen's account of this interview is enclosed for your information.

Enclosure

1 - Personnel file - John J. McBreen - Enclosure

245882

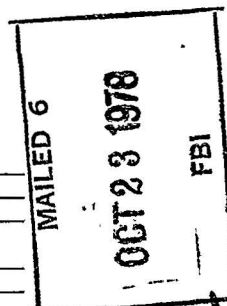
2/19/86

Spinacone

APPROVED:

Director _____
Assoc. Dir. *8/2/80*
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Dep. AD Inv. _____

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Director's Sec'y _____

RH:ldr
(10)

MAIL ROOM ☒

*Signed for Director
by Mr. B. Moore
exp + sent to Mail
Room*

EX-124
REC-2

65-117810-1265

17 NOV 7 1978

3659

Memorandum

UNITED STATES DEPT. OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Assoc. Dir. _____
Dep. AD Adm. _____
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Director's Sec'y _____

TO : The Director

DATE: 9-28-78

FROM : Legal Counsel Division *Jim Jif*

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)
U.S. HOUSE OF REPRESENTATIVES

1 - Mr. Adams
1 - Mr. Boynton
1 - Mr. Mintz
1 - Mr. Moore
1 - Mr. Ingram
1 - Mr. Best
1 - Mr. Bassett
1 - Mr. Foster
1 - Mr. Colwell
2 - Mr. Coulson
1 - Mr. Heller

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/9/86 BY SP-6 mac/mic

PURPOSE: The purpose of this memorandum is to advise of the receipt of a letter from captioned Committee alleging that the Bureau improperly handled information furnished by the Committee.

DETAILS: By letter dated 9-26-78 (attached) to the Attorney General, Attention: Judge Webster, G. Robert Blakey, Chief Counsel and Director of captioned Committee stated that the Committee furnished information to the Bureau concerning "possible physical harm" to two Committee witnesses and information regarding the planning of a bank robbery. He alleged that during the course of the Bureau's interviews with Oliver Patterson, Jr., and Clarence Haynes they were advised that the Committee was the source of the information furnished about them. The letter from the Committee states that Patterson alleges that he was told by the Special Agents interviewing him that the Committee was the source of the information and that Clarence Haynes was also in danger. The Committee further alleged that contacts were made with media representatives by the FBI stating that the Committee was the source of the information furnished and regarded the information as frivolous.

It is to be noted that the Committee advised Patterson that the Bureau would contact him prior to his contact by the interviewing Agents.

Mr. Blakey believes that these allegations endangered their source and suggest "that serious errors in professional judgment have occurred."

The attached letter from captioned Committee was orally acknowledged by SA Ronald Heller, Legal Counsel Division, on 9-27-78. Mr. Blakey was advised that an inquiry was being made and subsequent contact would be made with him concerning his allegations.

RECOMMENDATIONS: 1. It is requested that the attached teletype be approved.

Enclosures (2)
RH:jml (13)

APPROVED: *[Signature]*
Director _____
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Dep. AD Inv. _____

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NOV 14 1978

U.S. Savings Bonds Regularly on the Payroll Savings Plan

CONTINUED-OVER

FBI/DOJ

Memorandum from Legal Counsel Division to The Director
Re: House Select Committee on Assassinations (HSCA)
U.S. House of Representatives

2. It is requested that Mr. Boynton interview employees in the Press Office concerning the allegations that contact was made between the Bureau and media representatives in Washington, D. C., regarding the information the Committee furnished. An affidavit is requested from any employee who was in contact with media representatives regarding the above.

APPROVED: *WAM*
Director _____
Assoc. Dir. *gma* _____
Dep. AD Adm. _____
Dep. AD Inv. _____

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3. It is requested that Assistant Director Moore personally interview employees in the Criminal Investigative Division who had knowledge of this information furnished by the Committee. Affidavits are to be furnished by any employee having similar media contact. Affidavits are to be obtained from Special Agents Krahling and Carey as to any media contact on their parts and as to whether in their telephone calls on 8-2-78 to the St. Louis, Springfield and Kansas City Offices they orally cautioned these Offices not to attribute the information to the Committee. It is to be noted that teletypes referencing these telephone calls contain such a precautionary statement.

APPROVED: *WAM*
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Assoc. Dir. *gma* _____
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Dep. AD Inv. _____

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4. It is requested that Assistant Director Mintz interview employees in the Legal Counsel Division who had knowledge of this information.

APPROVED: *WAM*
Director _____
Assoc. Dir. *gma* _____
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Dep. AD Inv. _____

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5. It is recommended upon the completion of the above inquiry that Associate Director Adams have a conference with Mr. Blakey regarding this matter.

APPROVED: *WAM*
Director _____
Assoc. Dir. *gma* _____
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UNITED STATES GOVERNMENT

Memorandum

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

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 Telephone Rm. _____
 Director's Sec'y _____

TO : The Director

DATE: 10/20/78

FROM : Mr. Boynton

SUBJECT: HOUSE SELECT COMMITTEE ON
ASSASSINATIONS (HSCA)
U. S. HOUSE OF REPRESENTATIVES.

PURPOSE

To record the fact that personnel of the Public Affairs Office that communicate with the press have been interviewed in connection with an alleged leak of information.

DETAILS

I have talked to the following members of the Public Affairs Office who deal with the press concerning the allegation of Mr. G. Robert Blakey, Chief Counsel and Director of the HSCA. The allegation of Mr. Blakey is that contact was made between the Bureau and what he describes as "trusted acquaintances in the media" in Washington who informed Mr. Blakey that information concerning a committee witness had been leaked to the media.

Thomas B. Coll
 T. J. Harrington
 David E. Cassens
 Stephen D. Gladis
 Jeffrey W. Maynard

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 2/19/86 BY [signature]

All of the above, as well as myself, deny we leaked any information concerning this matter to anyone at any time, including members of the media in Washington, D. C.

RECOMMENDATION

For information.

1 - Mr. Adams	1 - Mr. Best
1 - Mr. Mintz	1 - Mr. Bassett
1 - Mr. Moore	1 - Mr. Foster
1 - Mr. Ingram	1 - Mr. Colwell
1 - Mr. Coulson	1 - Mr. Heller
1 - Mr. Boynton	

HAB:asg
 (12)

APPROVED:

Director [signature]
 Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____

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24 OCT 27 1978

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U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

KC0004-2962230Z

RR HQ

DE KC

R 232200Z OCT 78

FM KANSAS CITY (175-64)

TO DIRECTOR (62-117290) ROUTINE

BT

UNCLAS E F T O

ATTENTION: CONGRESSIONAL INQUIRY UNIT, RECORDS MANAGEMENT
DIVISION HOUSE SELECT COMMITTEE ON ASSASSINATIONS.

RE FBIHQ TELETYPE DATED OCT. 19, 1978. -1246

BY LETTER TO ALBANY DATED OC. 28, 1977, CAPTIONED
"DESTRUCTION OF FIELD FILES AND RECORDS", FBIHQ ADVISED
ALL FIELD OFFICES THAT NATIONAL ARCHIVES AND RECORDS
AND DEPARTMENT OF JUSTICE HAD GRANTED APPROVAL FOR THE
FBI TO REDUCE THE RETENTION PERIOD FROM TEN YEARS TO
FIVE YEARS FOR CLOSED CRIMINAL FILES MAINTAINED IN FIELD
OFFICES.

THIS FIELD FILE DESTRUCTION PROGRAM WAS MANDATORY.

KANSAS CITY, IN COMPLIANCE WITH MANDATED FILE
DESTRUCTION PROCEDURES, DESTROYED KC FILE 137-4907 ON

Assoc. Dir.	
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Director's Sec'y	

FOIA

8-186

EX-124

REC-2

62-117290-1268

1 NOV 1978

A- [Signature]

70 NOV 1 1978

PAGE TWO KC 175-64 UNCLAS E F T O

JAN. 7, 1978, SINCE THIS CRIMINAL FILE HAD BEEN CLOSED
FOR MORE THAN FIVE YEARS.

SAC BILL D. WILLIAMS, NOW ASSIGNED TO MIAMI, WAS
RESPONSIBLE FOR ASSURING THAT MANDATED FILE DESTRUCTION
WAS CARRIED OUT INCLUDING THE CRIMINAL INFORMANT FILE IN
QUESTION CONSISTEHT WITH EXISTING INSTRUCTIONS.

BT

SE0005 300232Z

RR HQ

DE SE

R 272324Z OCT 78

FM SEATTLE (66-2940) (P)

TO DIRECTOR FBI (62-117290) ROUTINE

BT

UNCLAS

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA).

RE BUREAU TELETYPE, OCTOBER 23, 1978.

GEORGE BEN EDMONDSON INTERVIEWED IN WALLA WALLA, WASHINGTON, OCTOBER 27, 1978, AND WAIVER OBTAINED. PREVIOUS SEATTLE FILES RE EDMONDSON 88-5458, DESTROYED OCTOBER, 1973, AS A RESULT OF DESTRUCTION PROJECT; AND 137-1589 DESTROYED FEBRUARY, 1978, ON DESTRUCTION PROJECT PER BUREAU INSTRUCTIONS JANUARY 17, 1978. AIRTEL WITH ORIGINAL WAIVER AND FD-302 FOLLOW.

BT

ST-120

REC-2

62-117290-1269

20 OCT 31 1978

4- [signature]

#

NOV 14 1978

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/19/86 BY [signature]

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Telephone Rm.	
Director's Sec'y	

Memorandum

Richard E. Long

TO : Assistant Director
Administrative Services Division

DATE: 11/2/78

FROM : Legal Counsel

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.: _____
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 Director's Sec'y _____

PURPOSE:

The purpose of this memorandum is to advise of the request made by captioned Committee that Daniel E. Brandt (former SA) and John L. Duffy (SA, Criminal Investigative Division, FBIHQ) be released from their employment agreement in order that they may be interviewed by captioned Committee in connection with the FBI's investigation into the death of Dr. Martin Luther King, Jr.

DETAILS:

By letter dated 10/24/78 (copy attached), G. Robert Blakey, Chief Counsel and Director of captioned Committee, requested that Daniel E. Brandt (former SA, Milwaukee Office) and John L. Duffy (SA, Criminal Investigative Division, FBIHQ) be made available for staff interview concerning their investigation into the death of Dr. Martin Luther King, Jr.

The above former and present employees, prior to being interviewed by the Committee staff, will be contacted by a representative of the Legal Counsel Division who will advise them of their release from their employment agreement and will provide them with a briefing as to the scope and limitations of the interview.

Enclosure

ENCLOSURE

- 1 - Mr. Bassett (Enclosure)
Attention: Mr. Foster
- 1 - Mr. Mintz (Enclosure)
- 1 - Personnel File of Daniel E. Brandt (Enclosure)
- 1 - Personnel File of John L. Duffy (Enclosure)
- 2 - Mr. Coulson (Enclosure)
- 1 - Mr. Heller (Enclosure)

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 2/19/86 BY SP-6 macme

REC-2

62-117290-1271

(CONTINUED - OVER)

17 NOV 6 1978

RH:ddj (7)



62 NOV 15 1978

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

Memorandum to the Assistant Director
Administrative Services Division
Re: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

The original of the letter from captioned Committee was sent to Mr. Robert L. Keuch, Deputy Attorney General, Criminal Division, Department of Justice.

The remaining requests set out in the referenced letter will be responded to by the Congressional Inquiry Unit, Records Management Division, FBIHQ.

RECOMMENDATION:

None. For information.

APPROVED:

Director _____
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Dep. AD Inv. _____

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Rec. CIV
10-25-78

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, M.C.
WALTER E. FAUNTROY, D.C.
VYONNE STRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITZIAN, IND.
ROBERT W. EDGAR, PA.
SAMUEL L. DEVINE, OHIO
STEWART B. MCKINNEY, CONN.
CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

October 24, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D. C. 20530

Attention: Mr. Robert Keuch
Deputy Assistant Attorney General
Criminal Division, Room 7113

Dear Mr. Attorney General:

In connection with the investigation by this Committee into the circumstances surrounding the death of Dr. Martin Luther King, Jr., the assistance of the Federal Bureau of Investigation is requested in regard to the following matters:

- 1) Prepare for delivery, copies of the fingerprint cards taken during the course of the MURKIN Investigation for the following:
 - a) James Earl Ray
 - b) Gerald William Ray
 - c) John Ray
- 2) Photographic copies of the following identified by the MURKIN "Q" numbers:
 - a) Q-405 (Indian Trails payroll check)
 - b) Q-398 (Indian Trails payroll check)
- 3) Make available for telephone interview:
 - a) S.A. John L. Duffy (Racine)
 - b) S.A. Daniel E. Brant (Milwaukee)

Your prompt attention is greatly appreciated

Sincerely,

G. Robert Blakey
G. Robert Blakey

Chief Counsel and Director

GRB:ghb

cc: Ron Heller

ENCLOSURE

62-117290-1211

051

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 1 OF 2

DATE

11/6/78

CLASSIFICATION

UNCLAS E F T O

PRECEDENCE

PRIORITY

*F051EPP SLIDE HQ #0051 311#H4YEMP 071523Z NOV 78

START HERE

FM FM DIRECTOR FBI {62-117290}

TO TO FBI ST. LOUIS {100-17801} PRIORITY

BT

14 UNCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS {HSCA}.

12 BUDED NOVEMBER 9, 1978.

BY LETTER OCTOBER 31, 1978, THE HSCA, WHICH IS CONDUCTING
INVESTIGATION INTO THE ASSASSINATION OF MARTIN LUTHER KING, JR.,
REQUESTED DELIVERY OF "ANY ST. LOUIS FIELD OFFICE FILES IDENTI-
FIED AS KING SECURITY, FOR THE PERIOD COVERING JANUARY, 1963,
THROUGH DECEMBER, 1968." ACCORDING TO A PREVIOUS INVENTORY OF
KING FILES BY FBI HEADQUARTERS {FBIHQ}, ST. LOUIS FILES
100-17801 PERTAINS TO THE SECURITY INVESTIGATION OF KING.

ST. LOUIS PROMPTLY REPRODUCE ONE LEGIBLE COPY OF EACH
SERIAL CONTAINED IN FILE 100-17801 FOR THE PERIOD JANUARY 1,
1963, THROUGH DECEMBER 31, 1968. FORWARD MATERIAL TO REACH
FBIHQ, ATTENTION CONGRESSIONAL INQUIRY UNIT, RECORDS MANAGEMENT

DO NOT TYPE MESSAGE BELOW THIS LINE

APPROVED BY

DRAFTED BY

DATE

ROOM

TELE EXT.

HNB/DR

JDA:LL09 {2}

11/6/78

5224/4

4877

1 - MR. G. J. FOSTER

SEE NOTE PAGE 3

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

23 NOV 8 1978

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/19/86 BY SP/MA/MLK

NOV 07 1978

DO NOT FILE WITHOUT COMMUNICATIONS STAMP

FBI/DOJ

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 2

CONTINUATION SHEET

PAGE TWO DE HQ 0051 UNCLAS E F T O

20 DIVISION, BY NOVEMBER 9, 1978. ANY ITEM CONTAINED IN FILES
18 WHICH CANNOT BE READILY REPRODUCED SHOULD BE FULLY DESCRIBED IN
COVER PAGES OF AIRTEL TRANSMITTING MATERIAL.

BT

DO NOT TYPE PAST THIS LINE

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TELETYPE FM DIRECTOR FBI
TO FBI ST. LOUIS

RE: HOUSE SELECT COMMITTEE ON ASSASSINATIONS {HSCA}.

NOTE: ACCORDING TO INVENTORY, ST. LOUIS KING SECURITY FILE
CONSISTS OF TWO VOLUMES, 173 SERIALS. DEADLINE
ISSUED IN VIEW OF HSCA REQUEST FOR RECEIPT OF MATERIAL
PRIOR TO PUBLIC HEARINGS WHICH COMMENCE 11/9/78.
TELETYPE CONFIRMS TELEPHONIC INSTRUCTIONS TO ASAC
JOHN SHANLEY OF ST. LOUIS AT 10 A.M. ON 11/6/78.

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 10/31/78

TO: DIRECTOR, FBI (62-117290)
 FROM: SAC, SEATTLE (66-2940)(RUC)
 SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)
 BUDED: 10/31/78

Re Bureau teletype, 10/23/78, and Seattle teletype, 10/27/78.

Enclosed for the Bureau are two (2) copies of an FD-302 concerning interview with GEORGE EDMONDSON and the original of a Waiver authorizing the release of information, signed by EDMONDSON.

2 - Bureau (62-117290)(Encl. 3)
 1 - Seattle (66-2940)
 RAI:ecf
 (3)

ENCLOSURE ATTACHED

RECORDS: 1cc Airtel 4
 Encl. to
 137-7738

EX-124

REC-16 62-117290-1273

NOV 2 1978

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 2/19/86 BY SP/BRAC/ML

JTA
 SEE HSCA REQUEST
 10/18/78

Approved: 70 NOV 15 1978

Transmitted _____

(Number)

(Time)

Per _____

185-10105

62-117290-1273

ENCLOSURE

1

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/31/78

GEORGE BEN EDMONDSON was contacted at his home, Route 2, Box 179, Walla Walla, Washington (509-525-2126), where he is living under the assumed name of ALEX P. BORMANN and employed by the Boise Cascade Company.

EDMONDSON was advised of the Bureau policy requiring its own Waiver for the release of information and that such a Waiver would authorize the Bureau to release all information concerning him, even that which had previously been considered confidential. EDMONDSON acknowledged that he understood the Bureau policy and specifically stated that it was his understanding that his 1959 confidential FBI file would be released to the House Select Committee on Assassinations, if so requested.

EDMONDSON also expressed concern that the House Select Committee on Assassinations would not be able to maintain proper control of the information in his file, pointing out that investigators for the Committee, to whom he has spoken, appear to be a little young and lacking in experience. EDMONDSON stated, however, that he would continue cooperate with the Committee, and executed the following Waiver authorizing release of information:

"AUTHORITY TO RELEASE INFORMATION

"I hereby authorize any Special Agent or other authorized representative of the Federal Bureau of Investigation bearing this release, to furnish to the House Select Committee on Assassinations all information in its possession concerning me, including those records pertaining to my confidential relationship with the Federal Bureau of Investigation. I realize that by authorizing this release I will disclose to the House Select Committee on Assassinations any confidential relationship I may have had with the FBI.

"/s/ George Ben Edmondson
"27 Oct 78

/s/ Witness: Robert A. Ibbotson
Special Agent
Federal Bureau of Investigation"

Interviewed on 10/27/78 at Walla Walla, Washington File # SE 66-2940

by SA ROBERT A. IBBOTSON / ecf Date dictated 10/30/78

1

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/31/78

GEORGE BEN EDMONDSON was contacted at his home, Route 2, Box 179, Walla Walla, Washington (509-525-2126), where he is living under the assumed name of ALEX P. BORMANN and employed by the Boise Cascade Company.

EDMONDSON was advised of the Bureau policy requiring its own Waiver for the release of information and that such a Waiver would authorize the Bureau to release all information concerning him, even that which had previously been considered confidential. EDMONDSON acknowledged that he understood the Bureau policy and specifically stated that it was his understanding that his 1959 confidential FBI file would be released to the House Select Committee on Assassinations, if so requested.

EDMONDSON also expressed concern that the House Select Committee on Assassinations would not be able to maintain proper control of the information in his file, pointing out that investigators for the Committee, to whom he has spoken, appear to be a little young and lacking in experience. EDMONDSON stated, however, that he would continue cooperate with the Committee, and executed the following Waiver authorizing release of information:

"AUTHORITY TO RELEASE INFORMATION

"I hereby authorize any Special Agent or other authorized representative of the Federal Bureau of Investigation bearing this release, to furnish to the House Select Committee on Assassinations all information in its possession concerning me, including those records pertaining to my confidential relationship with the Federal Bureau of Investigation. I realize that by authorizing this release I will disclose to the House Select Committee on Assassinations any confidential relationship I may have had with the FBI.

"/s/ George Ben Edmondson
"27 Oct 78

/s/ Witness: Robert A. Ibbotson
Special Agent
Federal Bureau of Investigation"

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/19/86 BY SP3mcp/k

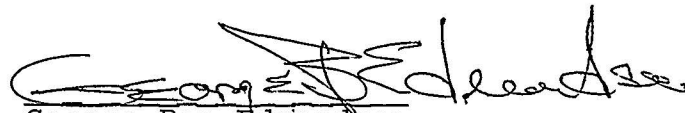
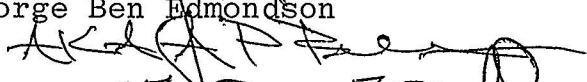

Interviewed on 10/27/78 at Walla Walla, Washington File # SE 66-2940

by SA ROBERT A. IBBOTSON / ecf Date dictated 10/30/78


This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency. FBI/DOJ

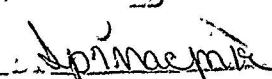
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I hereby authorize any Special Agent or other authorized representative of the Federal Bureau of Investigation bearing this release, to furnish to the House Select Committee on Assassinations all information in its possession concerning me, including those records pertaining to my confidential relationship with the Federal Bureau of Investigation. I realize that by authorizing this release I will disclose to the House Select Committee on Assassinations any confidential relationship I may have had with the FBI.


George Ben Edmondson

27 OCT 78 

Witness:


Robert A. Ibbotson
Special Agent
Federal Bureau of Investigation

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/19/86 BY 

AL 00001 2981705Z

RR HQ

DE AL

R 251714Z OCT 78

FM ALBANY (62-2457) (RUC)

TO DIRECTOR (ROUTINE)

BT

UNCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

RE BUREAU TELETYPE DATED OCTOBER 23, 1978.

REVIEW OF ALBANY INDICES DISCLOSES THAT ALBANY FILE
(88-4373) PERTAINING TO GEORGE BEN EDMONDSON WAS DESTROYED
FEBRUARY, 1977. THIS FILE WAS DESTROYED PURSUANT TO THE
FILE DESTRUCTION PROGRAM PERMITTING DESTRUCTION OF NON-
ORIGIN CRIMINAL FILES.

BT

#

1cc Rom PRR

57 NOV 17 1978

2981706Z HQ 1

25 OCT 78 17-16z

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.
Dep. AD/Adm.
Dep. AD/Inv.
Asst. Dir.:
Adm. Serv.
Crim. Inv.
Ident.
Intel.
Laboratory
Legal Coun.
Plan. & Insp.
Rec. Mgmt.
Tech. Servs.
Training
Public Affs. Off.
Telephone Rm.
Director's Sec'y

REC-16
EX-124

62-117290-1274

9 OCT 31 1978

4- [signature]

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 10/25/78

Assoc. Dir.
 Dep. AD Adm.
 Dep. AD Inv.
 Asst. Dir.:
 Adm. Serv.
 Crim. Inv.
 Ident.
 Intell.
 Laboratory
 Legal Coun.
 Plan. & Insp.
 Rec. Mgmt. VHNC/10/25/78
 Tech. Servs.
 Training
 Public Affs. Off.
 Telephone Rm.
 Director's Sec'y

TO: DIRECTOR, FBI (62-117290)
 (ATTN: CONGRESSIONAL INQUIRY UNIT
 RECORDS MANAGEMENT DIVISION)

FROM: SAC, KANSAS CITY (175-64)

HOUSE SELECT COMMITTEE ON ASSASSINATIONS

ReButel 10/23/78.

Enclosed for FBIHQ is one copy of every serial relating to GEORGE BEN EDMONDSON retrievable in the Kansas City Division.

The following files relating to EDMONDSON were destroyed during mandatory file destruction:

File No.	Date Destroyed
62-8227	12/6/77
87-13195	3/22/76
88-8175 <u>175-124</u>	12/7/77
91-1505	12/8/75
137-4907	1/7/78

REC-16 62-117290-1275

Files from which enclosed serials obtained will be retained by Kansas City with those files for which retention previously requested by HSCA through FBIHQ.

ENCLOSURE

②-Bureau (Enc. 13)
 2-Kansas City
 JCL:lib
 (4)

*date held
 Retained
 Rm 8955 JEN
 JTC*

*4- albert
 JTC*

*10/25/78
 JTC*

57 NOV 18 1978
 Approved: JTC

Transmitted _____

(Number)

(Time)

Per _____

SL0003 2761712

PP HQ LS

DE SL

P 031502Z OCT 78

FM ST. LOUIS (62-5097)

TO DIRECTOR ROUTINE ~~(72-2549)~~

LOUISVILLE PRIORITY

BT

UNCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA), U.S. HOUSE OF REPRESENTATIVES.

BY TELETYPE DATED SEPTEMBER 29, 1978, THE BUREAU ADVISED AS FOLLOWS: "REBUTEL TO ST. LOUIS AND SPRINGFIELD DATED AUGUST 4, 1978, ENTITLED "JERRY RAY; POSSIBLE OOJ."

"ALSO REBUTEL TO ST. LOUIS, SPRINGFIELD AND KANSAS CITY DATED AUGUST 4, 1978, ENTITLED "JERRY RAY; NELSON STONEY, AKA; UNSUE, AKA; BANK ROBBERY SUSPECTS."

"ON SEPTEMBER 27, 1978, THE DIRECTOR RECEIVED A LETTER FROM G. ROBERT BLAKEY, CHIEF COUNSEL AND DIRECTOR OF CAPTIONED COMMITTEE ALLEGING THAT THE BUREAU IN HANDLING INFORMATION FURNISHED BY THE COMMITTEE ENDANGERED THE SOURCE WHO FURNISHED THIS INFORMATION TO THE

EX-124

REC-80

62-117290-1276

OCT 30 1978

61 NOV 9 1978

4- [signature]

[signature]

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgnt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

PAGE TWO SL 62-5097 UNCLAS E F T O

COMMITTEE.

"THE NECESSARY BACKGROUND INFORMATION CONCERNING THIS MATTER WILL BE FOUND IN THE REFERENCED TELETYPES.

"SACS ST. LOUIS, SPRINGFIELD AND KANSAS CITY ARE REQUESTED TO INTERVIEW ANY SPECIAL AGENTS WHO HAD ACCESS TO THE INFORMATION FURNISHED IN REFERENCED TELETYPES AS TO ANY MEDIA CONTACTS REGARDING THIS INFORMATION. ANY EMPLOYEE HAVING SUCH CONTACT WITH THE MEDIA CONCERNING THIS INFORMATION IS TO FURNISH AN AFFIDAVIT AS TO THE DETAILS OF THE CONTACT.

"SACS ST. LOUIS AND SPRINGFIELD ARE REQUESTED TO HAVE AFFIDAVITS SUBMITTED BY THE SPECIAL AGENTS WHO CONTACTED OLIVER PATTERSON AND CLARENCE HAYES REGARDING ANY CONTACT WITH MEDIA REPRESENTATIVES. THESE AFFIDAVITS SHOULD ALSO COVER WHETHER DURING THE INTERVIEW WITH PATTERSON AND HAYNES THE COMMITTEE WAS IDENTIFIED AS THE SOURCE OF THIS INFORMATION. THE INTERVIEWING AGENTS ARE ALSO REQUESTED TO COMMENT ON WHETHER PATTERSON'S NAME WAS MENTIONED AS ALSO BEING IN DANGER DURING THE INTERVIEW WITH HAYNES AND DURING THE INTERVIEW OF PATTERSON WHETHER HAYNES' NAME WAS MENTIONED. IF SO, REASON FOR DOING SHOULD BE FURNISHED.

"IT IS TO BE NOTED THAT THE COMMITTEE ADVISED PATTERSON THAT

PAGE THREE SL 62-5097 UNCLAS E F T O

THE BUREAU WOULD CONTACT HIM, PRIOR TO HIS CONTACT BY THE INTERVIEWING SPECIAL AGENTS. THESE INTERVIEWS ARE TO BE GIVEN EXPEDITIOUS HANDLING.

"ANY QUESTIONS REGARDING THIS MATTER ARE TO BE HANDLED TELEPHONICALLY WITH SA GEORGE KEENAN, CRIMINAL INVESTIGATIVE DIVISION, EXTENSION 4195."

OLIVER PATTERSON WAS INTERVIEWED BY SPECIAL AGENTS DENNIS D. MATTES AND JOHN P. JOYCE ON AUGUST 2, 1978, AT BLACK JACK, MO. AFFIDAVIT HAS BEEN SECURED FROM SA MATTES AND WILL BE SUBMITTED TO FBIHQ VIA AIRTEL. SA JOYCE CURRENTLY ON SPECIAL ASSIGNMENT AT LOUISVILLE, KENTUCKY.

SAC LOUISVILLE REQUESTED TO SECURE AFFIDAVIT FROM SA JOYCE AND SUBMIT SAME TO FBIHQ.

BT

KCO007 2752313Z

RR HQ

DE KC

R 022200Z OCT 78

FM KANSAS CITY (175-64)

TO DIRECTOR (ROUTINE) *(72-2549)*

BT

UNCLAS

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA), U. S.
HOUSE OF REPRESENTATIVES.

RE BUREAU TELETYPE TO ST. LOUIS, SPRINGFIELD AND
KANSAS CITY SEPTEMBER 29, 1978.

SUPERVISOR JAMES V. LAUGHLIN, SPECIAL AGENT PARNELL
MILES, JR. AND SPECIAL AGENT LARRY D. FINK, BANK ROBBERY
COORDINATOR, KANSAS CITY DIVISION, WERE MADE AWARE OF
INFORMATION CONTAINED IN BUREAU TELETYPE TO ST. LOUIS,
SPRINGFIELD AND KANSAS CITY, DATED AUGUST 4, 1978, ENTITLED,
"JERRY RAY; NELSON STONEY, AKA; UNSUB, AKA JEFF ZOOPS;
BANK ROBBERY SUSPECTS," NO DISSEMINATION WAS MADE OF
THIS INFORMATION TO ANY SOURCE OUTSIDE OF THE KANSAS CITY
FIELD OFFICE, INCLUDING THE MEDIA. **EX-124**

BT

REC-80

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 2/19/86 BY SP8mac/ice

2752313Z
61 NOV 21 1978

20 OCT 78 23 18z
RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	<i>[initials]</i>
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	<i>[initials]</i>
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

6 NOV 3 1978

4-J. Laughlin

[signature]

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 10/3/78

TO: DIRECTOR, FBI
 FROM: SAC, SPRINGFIELD (72-69)
 SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA),
U. S. HOUSE OF REPRESENTATIVES

Re Bureau teletype, 9/29/78.

Attached are the original and three copies of affidavits taken on 10/3/78 from Special Agents PAUL BABUCHNA, JR. and JAMES T. MC MANUS.

By way of summary, both SA BABUCHNA and SA MC MANUS deny that they had any news media contacts whatsoever regarding this matter at any time and deny that they disclosed the source of information of concern to this matter during their interview of CLARENCE HAYNES. Content of the 8/4/78 teletypes were also known to SAC EDWARD D. HEGARTY, ASAC JOSEPH E. ONDRULA and Supervisory SA EMMETT A. SCHMITT. I had no contacts whatsoever with the news media regarding the contents of the 8/4/78 teletypes and I have discussed this matter with both ASAC ONDRULA and Supervisor SCHMITT and both advised me they have had no contacts with the news media whatsoever regarding the contents of the 8/4/78 teletypes.

For the additional information of the Bureau, on 8/22/78, the U. S. Bureau of Prisons declared JOHN LARRY RAY, an inmate of the United States Penitentiary, Marion, Illinois, as an escaped Federal prisoner. During the period 9:50 AM to 3:45 PM, 8/22/78, the Springfield Division intensively attempted to locate JOHN RAY. JOHN RAY surrendered himself during the afternoon of 8/22/78 at Dismas House, St. Louis, Missouri.

② - Bureau (Enc. 8) ENCLOSURE ATTACHED
 2 - Springfield (72-69) ST 109
 EDH/dc
 (4)

6 OCT 6 1978

Approved: _____

Transmitted _____

(Number)

(Time)

Per _____

58 JAN 24 1979

SI 72-69

I was notified at 9:50 AM, 8/22/78, of JOHN LARRY RAY's escaped Federal prisoner status and I recalled the contents of the 8/4/78 teletype from Director to SAC, St. Louis, Springfield and Kansas City. I subsequently advised SA ELYON H. DAVIS of the Quincy Resident Agency, SA ROBERT DALE SCHULER of the Alton Resident Agency, SA DONALD REX EGELSTON of the Belleville Resident Agency and SA EVERETT A. STEWART of the Carbondale Resident Agency of the possibility that JOHN LARRY RAY could join up with his brother JERRY RAY and persons identified as NELSON STONEY and JEFF ZOOPS (phonetic). I also advised each of these Resident Agents that they should be alert to the possibility that JOHN RAY, joined with one or more of these three persons, could rob a bank or commit an armed robbery in our territory.

Today, 10/3/78, I spoke with SA's ELYON H. DAVIS, ROBERT DALE SCHULER, DONALD REX EGELSTON and EVERETT A. STEWART and they all assured me quite emphatically that they did not discuss this matter with any member of the news media.

Memorandum

TO : Assistant Director
Legal Counsel

DATE: 10/6/78

FROM : Danny O. Coulson

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.: _____
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Servs. _____
 Training _____
 Public Affs. Off. _____
 Telephone Rm. _____
 Director's Sec'y _____

PURPOSE:

The purpose of this memorandum is to advise of my knowledge of contacts with captioned Committee regarding information supplied to the FBI by G. Robert Blakey.

DETAILS:

On 8/2/78 I was contacted by G. Robert Blakey, Staff Director, captioned Committee, who advised that he had some information that a brother of James Earl Ray was going to commit a bank robbery and that the Committee had further information regarding an obstruction of justice matter. He requested that I or an Agent in my Unit meet him in his office on that date. I instructed SA Ronald Heller of the Legal Liaison and Congressional Affairs Unit to have the Criminal Investigative Division assign an Agent to go with him to see Mr. Blakey on that date.

- 1 - Mr. Adams
- 1 - Mr. Bassett
- 1 - Mr. Colwell
- 1 - Mr. Moore
- 1 - Mr. Mintz
- 2 - Mr. Coulson

REC-123

(2-1729-12771)

(CONTINUED - OVER)

14 NOV 16 1978

DOC: d710(8)



DEC 5 1978

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

Memorandum to the Assistant Director
Legal Counsel
Re: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

I know that subsequent to this contact, instructions were sent to the field regarding the bank robbery and the obstruction of justice matter. I know that instructions were given to the field that the Committee was not to be revealed as the source of the information with regard to the obstruction of justice matter. I have received no information from the field or Headquarters to indicate that the Committee was mentioned by Special Agents of the FBI as a source of this information. I have received no inquiries nor have I contacted anyone in the media regarding this or any other matter concerning this Committee.

RECOMMENDATION:

None. For information.

APPROVED:

Director _____
Assoc. Dir. S. J. J.
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. M
Ident. _____
Intell. _____
Laboratory _____

Legal Coun. J. J.
Plan. & Insp. _____
Rec Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____

62-117290-1277X.1

TO: DIRECTOR, FBI
FROM: SAC, SPRINGFIELD (72-69)
SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA),
U. S. HOUSE OF REPRESENTATIVES

ENCLOSURES FOR THE BUREAU:

Original and 3 copies of affidavits taken on 10/3/78
from SA'S PAUL BABUCHNA, JR. and JAMES T. MC MANUS.

SIairtel 10/3/78.

2/19/86
Springfield
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C.
EVIDENCE

185-10165

62-117290-292

ENCLOSURE

Springfield, Illinois
October 3, 1978

JTM
10/3/78

I, JAMES T. MC MANUS, having been duly sworn by
Special Agent in Charge EDWARD D. HEGARTY, make the following
statement:

I am a Special Agent of the Federal Bureau of
Investigation and have been employed in that capacity since
October 17, 1977.

On August 2, 1978, Special Agent PAUL BABUCHNA, Jr.
requested that I accompany him on covering a lead of his in
Granite City, Illinois. SA BABUCHNA told me that he was
telephonically contacted by Supervisor EMMETT A. SCHMITT
and that Supervisor SCHMITT requested that he, along with
another agent, was to expeditiously contact CLARENCE HAYNES
at the Kirkpatrick Homes in Granite City, Illinois. SA
BABUCHNA told me he was to inform HAYNES that his life might
be in danger. Being a high crime area, SA BABUCHNA requested
that I accompany him in case any trouble developed.

While accompanied by United States Parole Officer
(USPO) JAMES PARKER, SA PAUL BABUCHNA, Jr. and I contacted
CLARENCE HAYNES at 4205 Kirkpatrick Homes, Granite City,
Illinois. SA BABUCHNA told HAYNES that as a result of his
(HAYNES) testimony before the House Select Committee on
Assassinations (HSCA) there was a possibility that he would be
"hit". HAYNES stated he never testified before the HSCA but
he was interviewed by PETE BAETZ, an investigator for that
Committee.

SA BABUCHNA then questioned HAYNES in regard to who
would want to "hit" him and HAYNES responded that he did not
know who would want to kill him.

Shortly thereafter, SA BABUCHNA and I proceeded to
the Granite City Police Department and contacted Detective
ANTHONY ECK. Detective ECK was advised by SA BABUCHNA of
the possibility that HAYNES would be "hit".

At no time did I discuss the above matter with anyone
except SA BABUCHNA and USPO PARKER. More specifically, I never
discussed the above matter with any representative of the news
media. I never mentioned the name "PATTERSON" to CLARENCE HAYNES
and I have no recollection of hearing SA BABUCHNA mention that
name to HAYNES.

JTM
10/3/78

At no time did I tell HAYNES or anyone else that the source of the information pertaining to the "hit" on HAYNES was in any way associated with the HSCA.

Upon sworn oath, this statement is true and correct to the best of my knowledge and belief.

James T. McManus

Sworn to and subscribed before me
on October 3, 1978, at Springfield, Illinois

Edward D. Hegarty

EDWARD D. HEGARTY, Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

Joseph E. Ondrula

JOSEPH E. ONDRULA, Assistant Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

2/14/86

Spnacke

Springfield, Illinois
October 3, 1978

I, JAMES T. MC MANUS, having been duly sworn by Special Agent in Charge EDWARD D. HEGARTY, make the following statement:

I am a Special Agent of the Federal Bureau of Investigation and have been employed in that capacity since October 17, 1977.

On August 2, 1978, Special Agent PAUL BABUCHNA, Jr. requested that I accompany him on covering a lead of his in Granite City, Illinois. SA BABUCHNA told me that he was telephonically contacted by Supervisor EMMETT A. SCHMITT and that Supervisor SCHMITT requested that he, along with another agent, was to expeditiously contact CLARENCE HAYNES at the Kirkpatrick Homes in Granite City, Illinois. SA BABUCHNA told me he was to inform HAYNES that his life might be in danger. Being a high crime area, SA BABUCHNA requested that I accompany him in case any trouble developed.

While accompanied by United States Parole Officer (USPO) JAMES PARKER, SA PAUL BABUCHNA, Jr. and I contacted CLARENCE HAYNES at 4205 Kirkpatrick Homes, Granite City, Illinois. SA BABUCHNA told HAYNES that as a result of his (HAYNES) testimony before the House Select Committee on Assassinations (HSCA) there was a possibility that he would be "hit". HAYNES stated he never testified before the HSCA but he was interviewed by PETE BAETZ, an investigator for that Committee.

SA BABUCHNA then questioned HAYNES in regard to who would want to "hit" him and HAYNES responded that he did not know who would want to kill him.

Shortly thereafter, SA BABUCHNA and I proceeded to the Granite City Police Department and contacted Detective ANTHONY ECK. Detective ECK was advised by SA BABUCHNA of the possibility that HAYNES would be "hit".

At no time did I discuss the above matter with anyone except SA BABUCHNA and USPO PARKER. More specifically, I never discussed the above matter with any representative of the news media. I never mentioned the name "PATTERSON" to CLARENCE HAYNES and I have no recollection of hearing SA BABUCHNA mention that name to HAYNES.

At no time did I tell HAYNES or anyone else that the source of the information pertaining to the "hit" on HAYNES was in any way associated with the HSCA.

Upon sworn oath, this statement is true and correct to the best of my knowledge and belief.

Sworn to and subscribed before me
on October 3, 1978, at Springfield, Illinois

EDWARD D. HEGARTY, Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

JOSEPH E. ONDRULA, Assistant Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

2/19/86 *Springfield*
Springfield, Illinois
October 3, 1978

I, JAMES T. MC MANUS, having been duly sworn by Special Agent in Charge EDWARD D. HEGARTY, make the following statement:

I am a Special Agent of the Federal Bureau of Investigation and have been employed in that capacity since October 17, 1977.

On August 2, 1978, Special Agent PAUL BABUCHNA, Jr. requested that I accompany him on covering a lead of his in Granite City, Illinois. SA BABUCHNA told me that he was telephonically contacted by Supervisor EMMETT A. SCHMITT and that Supervisor SCHMITT requested that he, along with another agent, was to expeditiously contact CLARENCE HAYNES at the Kirkpatrick Homes in Granite City, Illinois. SA BABUCHNA told me he was to inform HAYNES that his life might be in danger. Being a high crime area, SA BABUCHNA requested that I accompany him in case any trouble developed.

While accompanied by United States Parole Officer (USPO) JAMES PARKER, SA PAUL BABUCHNA, Jr. and I contacted CLARENCE HAYNES at 4205 Kirkpatrick Homes, Granite City, Illinois. SA BABUCHNA told HAYNES that as a result of his (HAYNES) testimony before the House Select Committee on Assassinations (HSCA) there was a possibility that he would be "hit". HAYNES stated he never testified before the HSCA but he was interviewed by PETE BAETZ, an investigator for that Committee.

SA BABUCHNA then questioned HAYNES in regard to who would want to "hit" him and HAYNES responded that he did not know who would want to kill him.

Shortly thereafter, SA BABUCHNA and I proceeded to the Granite City Police Department and contacted Detective ANTHONY ECK. Detective ECK was advised by SA BABUCHNA of the possibility that HAYNES would be "hit".

At no time did I discuss the above matter with anyone except SA BABUCHNA and USPO PARKER. More specifically, I never discussed the above matter with any representative of the news media. I never mentioned the name "PATTERSON" to CLARENCE HAYNES and I have no recollection of hearing SA BABUCHNA mention that name to HAYNES.

At no time did I tell HAYNES or anyone else that the source of the information pertaining to the "hit" on HAYNES was in any way associated with the HSCA.

Upon sworn oath, this statement is true and correct to the best of my knowledge and belief.

Sworn to and subscribed before me
on October 3, 1978, at Springfield, Illinois

EDWARD D. HEGARTY, Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

JOSEPH E. ONDRULA, Assistant Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

Springfield, Illinois

October 3, 1978

PB 10/3/78

I, PAUL BABUCHNA, Jr., having been duly sworn by
Special Agent in Charge EDWARD D. HEGARTY, make the following
statement:

I am a Special Agent of the Federal Bureau of Investigation and have been employed in that capacity since December 1, 1969.

On August 2, 1978, I received a telephone call from
Supervisor EMMETT A. SCHMITT, FBI, Springfield, Illinois.
SCHMITT directed me to contact CLARENCE HAYNES, Granite City,
Illinois, since his life could possibly be in danger.

Special Agent JAMES T. MC MANUS and I contacted U. S.
Probation Officer (USPO) JAMES PARKER at his residence in
Granite City, Illinois, in an attempt to determine the whereabouts
of HAYNES. At this point in time PARKER was apprised of the
possible threat against HAYNES.

USPO PARKER accompanied interviewing agents and pointed
out the residence of CLARENCE HAYNES, 4205 Kirkpatrick Homes,
Granite City, Illinois. Agents attempted to contact HAYNES at
his residence with no response. Neighbors in the immediate
vicinity of the HAYNES residence advised HAYNES was at his
residence. PARKER knocked on the residence door and verbally
identified himself. The door opened shortly afterwards and HAYNES
acknowledged PARKER and PARKER in turn acknowledged HAYNES.

On August 2, 1978, at 7 p.m., CDT, interviewing agents
identified themselves to CLARENCE EDGAR HAYNES, 4205 Kirkpatrick
Homes, Granite City, Illinois, by a display of credentials. I
advised HAYNES that there might be some sort of retaliation taken
against him (HAYNES) in the form of a "hit" against his life due
to his testimony before the House Select Committee on Assassinations
(HSCA), Washington, D. C. HAYNES advised he did not appear or
testify before the HSCA, Washington, D. C. HAYNES advised he was
interviewed by one CONRAD "PETE" BAETZ, former Madison County
Deputy Sheriff, currently associated with the HSCA, Washington,
D. C., and he (HAYNES) has not talked with anyone since that
time. HAYNES advised he related to BAETZ that he (HAYNES) and
JOHN RAY robbed several banks years ago and split the bank
robbery loot. HAYNES advised BAETZ that he (HAYNES) has not seen

PB 10-3-78

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 2/19/84 BY [signature]

PB 10/3/78

RAY since he (HAYNES) was sent to the penitentiary. HAYNES advised he has not received a request to testify before the HSCA or any other group. HAYNES advised he is unemployed and drawing Social Security.

HAYNES was again advised at this time that some sort of retaliation might be taken against him due to the interview with CONRAD "PETE" BAETZ and JOHN RAY's parole revocation; also that the FBI could not protect him. HAYNES advised he did not know who would make a "hit" on him, however, he did not trust one ROBERT "BOB" MC QUIRE (phonetic) who shot his (MC QUIRE) best friend and was sent to the Missouri State Penitentiary, Jefferson City, Missouri. HAYNES advised he has not seen MC QUIRE for eight years.

During the course of the interview with CLARENCE HAYNES there was one other individual in attendance at the residence. This was a 10-year old girl visiting CLARENCE HAYNES.

On August 2, 1978, at 7:40 p.m., CDT, Lt. ALBERT DIAK, Patrol Division, and at 7:55 p.m., CDT, Detective ANTHONY ECK, Granite City, Illinois, Police Department, were apprised of the above situation.

At no time since the interview with CLARENCE HAYNES has interviewing agent discussed this matter with anyone with the exception of Special Agent JAMES T. MC MANUS and USPO PARKER; nor has interviewing agent discussed this matter with the news media.

At no time during the course of the interview with HAYNES was the HSCA identified as the source of the information.

During the course of the interview HAYNES was asked if he knew one OLIVER PATTERSON, Jr., St. Louis, Missouri. HAYNES indicated that he did not and no further questions were asked regarding PATTERSON. PATTERSON's name was mentioned to HAYNES in an attempt to determine a common bond (connection) between HAYNES and PATTERSON in an attempt to determine or develop a suspect in this matter.

Upon sworn oath, this statement is true and correct to the best of my knowledge and belief.

Paul Babuchian, Jr.

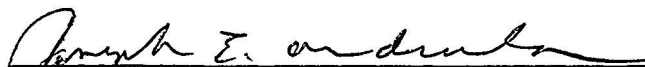
ALL 10-3-78
HCO 10-3-78

Sworn to and subscribed before me
on October 3, 1978, at Springfield, Illinois



EDWARD D. HEGARTY, Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

Witness:



JOSEPH E. ONDRULA, Assistant Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

2/14/80 Sp. machine
Springfield, Illinois

October 3, 1978
pb

I, PAUL BABUCHNA, Jr., having been duly sworn by Special Agent in Charge EDWARD D. HEGARTY, make the following statement:

I am a Special Agent of the Federal Bureau of Investigation and have been employed in that capacity since December 1, 1969.

On August 2, 1978, I received a telephone call from Supervisor ENNETT A. SCHMITT, FBI, Springfield, Illinois. SCHMITT directed me to contact CLARENCE HAYNES, Granite City, Illinois, since his life could possibly be in danger.

Special Agent JAMES T. MC MANUS and I contacted U. S. Probation Officer (USPO) JAMES PARKER at his residence in Granite City, Illinois, in an attempt to determine the whereabouts of HAYNES. At this point in time PARKER was apprised of the possible threat against HAYNES.

USPO PARKER accompanied interviewing agents and pointed out the residence of CLARENCE HAYNES, 4205 Kirkpatrick Homes, Granite City, Illinois. Agents attempted to contact HAYNES at his residence with no response. Neighbors in the immediate vicinity of the HAYNES residence advised HAYNES was at his residence. PARKER knocked on the residence door and verbally identified himself. The door opened shortly afterwards and HAYNES acknowledged PARKER and PARKER in turn acknowledged HAYNES.

On August 2, 1978, at 7 p.m., CDT, interviewing agents identified themselves to CLARENCE EDGAR HAYNES, 4205 Kirkpatrick Homes, Granite City, Illinois, by a display of credentials. I advised HAYNES that there might be some sort of retaliation taken against him (HAYNES) in the form of a "hit" against his life due to his testimony before the House Select Committee on Assassinations (HSCA), Washington, D. C. HAYNES advised he did not appear or testify before the HSCA, Washington, D. C. HAYNES advised he was interviewed by one CONRAD "PETE" BAETZ, former Madison County Deputy Sheriff, currently associated with the HSCA, Washington, D. C., and he (HAYNES) has not talked with anyone since that time. HAYNES advised he related to BAETZ that he (HAYNES) and JOHN RAY robbed several banks years ago and split the bank robbery loot. HAYNES advised BAETZ that he (HAYNES) has not seen

RAY since he (HAYNES) was sent to the penitentiary. HAYNES advised he has not received a request to testify before the HSCA or any other group. HAYNES advised he is unemployed and drawing Social Security.

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During the course of the interview with CLARENCE HAYNES there was one other individual in attendance at the residence. This was a 10-year old girl visiting CLARENCE HAYNES.

On August 2, 1978, at 7:40 p.m., CDT, Lt. ALBERT DIAK, Patrol Division, and at 7:55 p.m., CDT, Detective ANTHONY ECK, Granite City, Illinois, Police Department, were apprised of the above situation.

At no time since the interview with CLARENCE HAYNES has interviewing agent discussed this matter with anyone with the exception of Special Agent JAMES T. MC MANUS and USPO PARKER; nor has interviewing agent discussed this matter with the news media.

At no time during the course of the interview with HAYNES was the HSCA identified as the source of the information.

During the course of the interview HAYNES was asked if he knew one OLIVER PATTERSON, Jr., St. Louis, Missouri. HAYNES indicated that he did not and no further questions were asked regarding PATTERSON. PATTERSON's name was mentioned to HAYNES in an attempt to determine a common bond (connection) between HAYNES and PATTERSON in an attempt to determine or develop a suspect in this matter.

Upon sworn oath, this statement is true and correct to the best of my knowledge and belief.

Sworn to and subscribed before me
on October 3, 1978, at Springfield, Illinois

EDWARD D. HEGARTY, Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

Witness:

JOSEPH E. ONDRULA, Assistant Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

2/19/84

Spinacone

Springfield, Illinois

October 3, 1978
pb

I, PAUL BABUCHNA, Jr., having been duly sworn by Special Agent in Charge EDWARD D. HEGARTY, make the following statement:

I am a Special Agent of the Federal Bureau of Investigation and have been employed in that capacity since December 1, 1969.

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During the course of the interview with CLARENCE HAYNES there was one other individual in attendance at the residence. This was a 10-year old girl visiting CLARENCE HAYNES.

On August 2, 1978, at 7:40 p.m., CDT, Lt. ALBERT DIAK, Patrol Division, and at 7:55 p.m., CDT, Detective ANTHONY ECK, Granite City, Illinois, Police Department, were apprised of the above situation.

At no time since the interview with CLARENCE HAYNES has interviewing agent discussed this matter with anyone with the exception of Special Agent JAMES T. MC MANUS and USPO PARKER; nor has interviewing agent discussed this matter with the news media.

At no time during the course of the interview with HAYNES was the HSCA identified as the source of the information.

During the course of the interview HAYNES was asked if he knew one OLIVER PATTERSON, Jr., St. Louis, Missouri. HAYNES indicated that he did not and no further questions were asked regarding PATTERSON. PATTERSON's name was mentioned to HAYNES in an attempt to determine a common bond (connection) between HAYNES and PATTERSON in an attempt to determine or develop a suspect in this matter.

Upon sworn oath, this statement is true and correct to the best of my knowledge and belief.

Sworn to and subscribed before me
on October 3, 1978, at Springfield, Illinois

EDWARD D. HEGARTY, Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

Witness:

JOSEPH E. ONDRULA, Assistant Special Agent in Charge
Federal Bureau of Investigation, Springfield, Illinois

UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION*Memorandum*TO : Assistant Director *JAM*
Legal Counsel Division

DATE: 10/6/78

FROM : *RH*
Ronald HellerSUBJECT: *0* HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)
UNITED STATES HOUSE OF REPRESENTATIVES

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.: _____
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Servs. _____
 Training _____
 Public Affs. Off. _____
 Telephone Rm. _____
 Director's Sec'y _____

PURPOSE:

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 3/18/80 BY *SPR macm*

The purpose of this memorandum is to advise of the results of an interview conducted by Assistant Director John A. Mintz with Special Agent Ronald Heller, concerning allegations made by captioned Committee that the Bureau improperly handled information furnished by the Committee.

DETAILS:

On August 2, 1978, accompanied by Special Agent James D. Carey, Bank Robbery Unit, Criminal Investigative Division, FBIHQ, I met with G. Robert Blakey, Chief Counsel and Director and Michael Eberhardt, Assistant Deputy Chief Counsel, Captioned Committee, concerning information on a possible Obstruction of Justice violation and information on a planned bank robbery which had been furnished to the Committee by a confidential Committee source.

On my return to FBIHQ I briefed Special Agent Joseph A. Krahling, Governmental Fraud Unit, Criminal Investigative Division, concerning this information and advised him to take the necessary precautions to insure that the Committee was not divulged as a source of this information.

I at no time furnished this information to anyone outside the FBI and I have had no contact with any media representatives concerning this matter.

RECOMMENDATION:

None. For information.

APPROVED:

Director

Assoc. Dir. *Onr*

Dep. AD Adm. _____

Dep. AD Inv. _____

Adm. Serv. _____

Crim. Inv. *mjs*

Ident. _____

Intell. _____

Laboratory _____

Legal Coun. *JAM*

Plan. & Insp. _____

Rec. Mgnt. _____

Tech. Servs. _____

Training _____

Public Affs. Off. _____

- RH*
- 1 - Mr. Adams
 - 1 - Mr. Bassett
 - 1 - Mr. Colwell
 - 1 - Mr. Moore

- 1 - Mr. Mintz
- 2 - Mr. Coulson
- 1 - Mr. Heller



7 DEC 5 1978
 RH:ldr (9)

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

FBI

TRANSMIT VIA:

☐ Teletype☐ Facsimile☒ Airtel

PRECEDENCE:

☐ Immediate☐ Priority☐ Routine

CLASSIFICATION:

☐ TOP SECRET☐ SECRET☐ CONFIDENTIAL☐ E F T O☐ CLEAR

Date 10/3/78

TO: DIRECTOR, FBI

FROM: *RK* SAC, ST. LOUIS (62-5097)SUBJECT: *BO* HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA),
U.S. HOUSE OF REPRESENTATIVESALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/13/84 BY *SP10/AC/MLK*

Re Bureau teletype to SL, SI, and KC dated 9/29/78.

All Special Agents who had access to information furnished in Bureau teletypes described in referenced teletype advised they had no media contacts regarding that information.

OLIVER PATTERSON, JR. was interviewed by Special Agents DENNIS D. MATTES and JOHN P. JOYCE, both St. Louis Division. Enclosed herewith is original affidavit of SA MATTES.

SA JOYCE is currently on Special assignment in the Louisville Division. By teletype dated 10/3/78 to FBIHQ and Louisville, SAC, Louisville, was requested to secure affidavit from SA JOYCE.

REC-9

62-117290-27784

ST-113

20 OCT 5 1978

② - Bureau (Enclosure)
2 - St. Louis

(1- 62-5097)

(1- 72-88)

JFS:kmt

(4)

ENCLOSURE

ENCLOSURE ATTACHED

DOC. CHG. REV.

Approved: _____

Transmitted _____

(Number)

(Time)

Per _____

FBI/DOJ

62- 117290-1277X4

TO: DIRECTOR, FBI
FROM: SAC, ST. LOUIS (62-5097)
SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA),
U.S. HOUSE OF REPRESENTATIVES

Re SL airtel to Bureau, 10/3/78.

Enclosure:

Original affidavit of SA DENNIS D. MATTES, St. Louis Division

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 2/13/86 BY SP-6 mac/mle

185-1007

ENCLOSURE

62-117290-1277x4

October 2, 1978
St. Louis, Mo.

A F F I D A V I T

I, Dennis D. Mattes, being duly sworn, execute the following affidavit:

I am a Special Agent, Federal Bureau of Investigation, St. Louis Division, St. Louis, Missouri.

On August 2, 1978, along with Special Agent John P. Joyce, Federal Bureau of Investigation, St. Louis Division, St. Louis, Missouri, I interviewed Oliver Patterson, Jr. at his residence, 12350 Old Halls Ferry Road, Black Jack, Missouri.

I had no contacts with media representatives about the above interview.

During this interview with Patterson, I did not identify the House Select Committee on Assassinations (HSCA) as the source of any information.

During this interview with Patterson, I asked him if he knew one Clarence Edgar Haynes. Patterson replied in the negative. Patterson was asked if he knew Haynes to determine possible St. Louis, Missouri employment of Haynes in order that appropriate St. Louis, Missouri law enforcement authorities could be advised of possible retaliation attempts against Haynes. I did not mention Haynes' name as being in danger of retaliation to Patterson.

Affiant Dennis D. Mattes

Sworn to and subscribed before me this
2nd day of October, 1978 at St. Louis, Missouri.

John F. Shanley
Assistant Special Agent in Charge

Witness: James G. Feagerty, Special Agent, St. Louis, Mo, 10/2/78

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/18/86 BY SPmac/mkl

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Boynton *B/D*

DATE: 10-13-78

FROM : T. J. Deakin *TJD*

SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/10/84 BY *SP8MAC/mce*

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Adm. Serv. _____
Crim. Inv. _____
Fin. & Pers. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Spec. Inv. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

JED
PURPOSE: To request Legal Counsel Division furnish to the Department attached letter requesting payment for legal counsel be provided by the Department in connection with anticipated appearance before the staff of the House Select Committee on Assassinations (HSCA).

DETAILS: I have been advised by Legal Counsel Division that the staff of the HSCA will seek a deposition from me in the near future. This appearance relates to my knowledge of Counterintelligence Program matters relating to the late Dr. Martin Luther King, Jr.

A letter to the Attorney General requesting payment for legal counsel in connection with any such appearance or testimony is attached which identifies the attorney I have selected, who is representing other Special Agents in regard to this same matter.

RECOMMENDATION: That this memorandum and enclosed original letter for the Attorney General be sent to Legal Counsel Division for referral to the Department.

*dated in
cc to
transmitted*
Enclosure

- DLD*
- 1 - Mr. Mintz - Enclosure
 - 1 - Mr. Bassett - Enclosure
(Attention: SA J. Aldhizer)
 - 1 - Personnel file, SA T. J. Deakin - Enclosure

APPROVED:

Director _____
Asst. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. _____

Legal Coun. _____
Plan. & Insp. _____
Rec. Servs. _____
Public Affs. Off. *JED*

EX-109

REC-4

62-117290-1277X5

TJD:daw
(6)

16 NOV 17 1978

LEGAL COUNSEL
PUBLIC AFFAIRS OFF.



5010-110

Acc Memo Assistant AG

*Civil Rights from
Assistant Dir. Legal Counsel*

10-23-78 - P.S. CIR

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan.

FBI

TRANSMIT VIA:

☐ Teletype☐ Facsimile☒ AIRTEL

PRECEDENCE:

☐ Immediate☐ Priority☐ Routine

CLASSIFICATION:

☐ TOP SECRET☐ SECRET☐ CONFIDENTIAL☐ E F T O☐ CLEAR

Date 10/3/78

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

TO: DIRECTOR, FBI (62-117290)
 FROM: SAC, LOUISVILLE (66-2612)
 SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)
U.S. HOUSE OF REPRESENTATIVES

Re St. Louis teletype to the Bureau and Louisville,
 dated 10/3/78.

Enclosed herewith for the Bureau is the original and
 two (2) copies of self-explanatory sworn affidavit secured from
 SA JOHN P. JOYCE as requested by referenced communication.

Enclosed herewith for St. Louis is one copy of above
 described affidavit for informational purposes inasmuch as SA
 JOYCE, who is assigned to the St. Louis Division, is currently
 on special assignment within the Louisville Division.

- ② - Bureau (Enc. 3) **ENCLOSURE** "ENCLOSURE ATTACHED"
 1 - St. Louis (62-5097) (Enc. 1)
 1 - Louisville

EVA/jt
 (4)

REC-39

EX-109

62-117290-1277x6

NOV 30 1978

DONALDSON

4-9-78
P. 18988

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 2/18/86 BY SP-6 MAC/ML

XEROX
 JAN. 8 1979

Approved: FSBHQ Transmitted: 62 JAN 11 1979

(Number)

(Time)

Per

FBI/DOJ



62-117290-1277X6

Communication AT Date 10/3/78

Enc. To Bureau File 62-117290

From LS File 66-2612

BuFile _____ & Desc. of Enc;
~~3 copies self-explanatory~~
~~sworn affidavit secured from~~
~~SA JOHN P. JOYCE, SL Division~~

Re: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES

2/15/80 Sp. machine

165-18107

ENCLOSURE

62-117290 - 1277X16

A F F I D A V I T

I, John P. Joyce, being duly sworn, execute the following affidavit:

I am a Special Agent with the Federal Bureau of Investigation (FBI), St. Louis Division, St. Louis, Missouri. On August 2, 1978, along with Special Agent Dennis D. Mattes, FBI, St. Louis Division, St. Louis, Missouri, I interviewed Oliver Patterson, Jr. at his residence, 12350 Old Halls Ferry Road, Black Jack, Missouri.

I have never had any contact with any media representatives concerning the interview with Oliver Patterson, Jr., nor did I reveal to Patterson that the House Select Committee on Assassinations (HSCA) may be the source of any information concerning the interview.

During the interview with Patterson, I did ask him if he was familiar with, or have any knowledge of, a man by the name of Clarence Haynes. This question was directed to Patterson in order to ascertain Haynes' whereabouts in order to inform Haynes and local law enforcement agency, as expeditiously as possible, that retaliatory action may be taken against Haynes.

I did not inform Patterson directly that Haynes may be the victim of a retaliatory act, however, due to the line of questioning, I believe Patterson came to this conclusion.

John P. Joyce
John P. Joyce

Sworn to and subscribed before me this 3rd day of October, 1978, at Louisville, Kentucky.

Benjamin H. Cooke
Benjamin H. Cooke, Special Agent in Charge, FBI, Louisville, Kentucky

Witness: Edmund V. Armento 10/3/78
Edmund V. Armento
Special Agent, FBI,
Louisville, Kentucky

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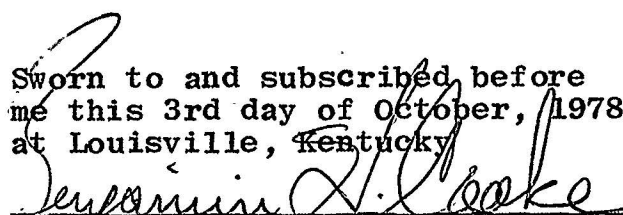
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John P. Joyce

Sworn to and subscribed before me this 3rd day of October, 1978, at Louisville, Kentucky


Benjamin H. Cooke, Special Agent in Charge, FBI, Louisville, Kentucky

Witness:

 10/3/78
Edmund V. Armento
Special Agent, FBI,
Louisville, Kentucky

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/13/86 BY SP7MAC/mk

UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION*Memorandum*TO : Mr. Adams *JW*

DATE: 10/11/78

FROM : D. W. Moore Jr. *JW*SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA),
U. S. HOUSE OF REPRESENTATIVES

1 - Mr. Adams
1 - Mr. Moore
1 - Mr. Ingram
1 - Mr. Mullen
1 - Mr. Henahan
1 - Mr. Keenan
1 - Mr. Mintz
1 - Mr. Boynton
1 - Mr. Colwell

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

PURPOSE: To advise of the results of interviews of pertinent FBI personnel of the Kansas City, Louisville, St. Louis and Springfield Divisions in this matter.

ATTACHMENTS: One copy of Legal Counsel Division memorandum to the Director dated 9/28/78, for background information and sworn affidavits from Special Agents Paul Babuchna and James T. McManus of Springfield and Dennis D. Mattes and John P. Joyce of St. Louis, with cover airtels. *let + handled separately*

RECOMMENDATION: None. For information. Results of interviews of FBIHQ personnel forthcoming.

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. M
Ident. _____
Intell. _____
Laboratory _____

Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____

DETAILS: This matter concerns an allegation by G. Robert Blakey, Chief Counsel and Director of the captioned committee, to the effect that the Committee was revealed to certain individuals during the course of their being interviewed by the FBI as the source of the information pertaining to them, and that news media representatives were advised of same by the FBI and that the information was regarded as frivolous. *(11)*

Attachments

GHK:msj
(10)

REC-60

62-117290-729777

16 DEC 7 1978

ST-131

10-Dep 1250

DATE 11/18/80 BY Sprmae

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

Memorandum to Mr. Adams

RE: HOUSE SELECT COMMITTEE ON ASSASSINATIONS

Sworn affidavits have been obtained from the four FBI Agents who conducted the interviews of Committee witnesses Oliver B. Patterson and Clarence Haynes, namely, SA's Paul Babuchna and James T. McManus of the Springfield Division, who interviewed Haynes, and SA's Dennis D. Mattes and John P. Joyce of the St. Louis Division, who interviewed Patterson. All four denied revealing the Committee as being the source of the pertinent information or of furnishing information in this matter to any outside source. SA Joyce is now on special assignment in the Louisville Division.

In addition, the SAC, Kansas City, forwarded a teletype to the Bureau on 10/2/78, in which he advised that Supervisor James V. Laughlin, Relief Supervisor Parnell Miles, Jr., and SA Larry D. Fink, the Bank Robbery Coordinator, were the only employees of his office who utilized information furnished by Blakey, and that all three merely read and did not disseminate the information outside the Kansas City Office. It should be noted that the information furnished to Kansas City was for intelligence purposes and required no action.

Interviews of Division 6 Supervisors Joseph A. Krahling, James D. Carey and others are being held in abeyance pending the return of Assistant Director Moore from leave on 10/12/78.

FEDERAL GOVERNMENT

Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch
Director, FBI

October 17, 1978

1 - Mr. Mintz
Attn: Mr. Heller
1 - Mr. Bassett
1 - Mr. Foster

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 11, 1978, which, in connection with the HSCA's investigation into the assassination of Martin Luther King, Jr., requested delivery of certain serials from files of FBI Headquarters.

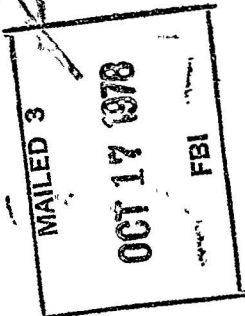
Enclosed are an original and one copy of a memorandum in response to referenced HSCA letter. It is requested that you furnish a copy of the enclosed memorandum to the HSCA.

Enclosures (2)

JTA:pfm
(6)

NOTE: Three of the memoranda requested by the HSCA are contained in the King assassination June file, which was processed previously for HSCA access. The fourth, Brennan to Sullivan dated 6/10/68, was referenced in the King assassination June file. All information in this memorandum, other than that pertaining to the King investigation, has been excised.

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
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Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____



REC-79

REC-79
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RECEIVED

OCT 12 1978

6 OCT 18 1978

- 1 - Mr. Mintz
Attn: Mr. Heller
- 1 - Mr. Bassett
- 1 - Mr. Foster

October 17, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 11, 1978, which, in connection with the HSCA's investigation into the assassination of Martin Luther King, Jr., requested delivery of certain serials from files of FBI Headquarters (FBIHQ).

This letter is to confirm that material requested in referenced HSCA letter was delivered to HSCA representative Barbara Robinson on October 12, 1978, at FBIHQ. Where information is not provided, it is either not retrievable or is not being furnished pursuant to the Memorandum of Understanding.

JTA:pjm
(6)

ORIGINAL AND ONE SENT TO ASSISTANT ATTORNEY GENERAL,
CRIMINAL DIVISION, ATTENTION: MR. ROBERT L. KEUCH.

NOTE: See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated October 17, 1978, captioned as above.

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Adm. Servs. _____
Crim. Inv. _____
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Intell. _____
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Telephone Rm. _____
Director's Sec'y _____

Enc to let AAG 10-17-78

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62-117290-1278
62-117290-246
ENCLOSURE

UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Memorandum

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Servs. _____
 Training _____
 Public Affs. Off. _____
 Telephone Rm. _____
 Director's Sec'y _____

TO : Mr. Bassett *HMB*

DATE: 10/27/78

FROM : D. Ryan *R*

1 - Mr. Mintz
 (Attention:
 Mr. Heller)
 1 - Criminal
 Investigative Division
 (Attn: Mr. J. J. Jamar)

SUBJECT: HOUSE SELECT COMMITTEE
 ON ASSASSINATIONS (HSCA)

1 - Mr. Bassett
 1 - Mr. Ryan
 1 - Mr. Foster

PURPOSE.

To furnish status of HSCA request for identity of a Memphis informant; to obtain authority for FBI Headquarters (FBIHQ) Supervisor to accompany Deputy Assistant Attorney General Robert L. Keuch to Memphis at his request to discuss this matter with Memphis personnel; and to get approval for attached teletype be sent to Memphis outlining this informant situation.

BACKGROUND.

In connection with the HSCA's investigation into the assassination of Martin Luther King, Jr., and beginning in April, 1978, the HSCA has submitted a series of requests to obtain access to five (5) former Memphis informants and their files. The HSCA is trying to resolve an allegation that paid FBI informants reporting on the Invaders, a Memphis youth gang, acted as "Agent provocateurs" and instigated violence in Memphis during the Sanitation Worker's Strike, which caused King to return to Memphis where he was killed.

In response to these requests, FBIHQ and Memphis Field Office files of these five informants have been processed for HSCA access with all identifying data excised. Access to these files was restricted only to G. Robert Blakey, Chief Counsel and Director, HSCA. When contacted in July, 1978, and asked if they would agree to interview by the HSCA, all five of these informants declined.

After Mr. Blakey completed review of these informant files on 10/6/78, he wrote the Attorney General a letter dated 10/17/78 (copy attached) requesting the name of one of these informants be provided in order that the HSCA could interview him to resolve "serious allegations involving the FBI and the death of Dr. King." Based on information in this letter, the informant in question is former ME 338-R (Bureau file 137-4885 and Memphis file 170-70).

Enclosures (2) **ENCLOSURE**

CONTINUED - OVER

JTA:pfm Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

NOV 3 1978

(7) 1078

DocId:32989422 Page 54



137-4885-1279

137-4885-1279

HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)

This informant was operated as a PCI during 1958-1960, and was reopened in 1963 as a racial source. He later became an informant reporting on a wide range of racial activities and organizations in Memphis and for a time was adult advisor to the Invaders. He was closed 9/29/76 as there were no Extremist organizations in Memphis to target informant against.

In discussions concerning Mr. Blakey's request contained in HSCA letter 10/17/78, it was agreed by representatives of interested Divisions at FBIHQ and Mr. Keuch, that we should not provide informant's identity. However, in order to avoid a confrontation with the Committee and possible Congressional subpoena for his identity, it was decided another effort should be made to contact informant to determine if he was willing to be interviewed by the HSCA. Mr. Keuch asked the Committee to provide additional details stating circumstances of the interview and any other information the Committee may desire the informant be furnished at the time of FBI contact. This additional information was received in HSCA letter to the Attorney General dated 10/19/78 (copy attached).

A copy of both HSCA letters mentioned above was furnished the Memphis Office by facsimile on 10/24/78.

CONFERENCE WITH MR. KEUCH 10/26/78.

On 10/26/78, a conference requested by Mr. Keuch was held in his office, attended by SA D. O. Coulson, Legal Liaison and Congressional Affairs Unit, Legal Counsel Division, SA J. J. Jamar, Top Echelon and Criminal Informant Unit, Criminal Investigative Division, and SA's T. W. Brekke and J. T. Aldhizer, Congressional Inquiry Unit, Records Management Division.

Mr. Keuch agreed that the points in HSCA letter of 10/19/78, as outlined in attached teletype to Memphis, should be brought to the attention of the informant when contacted by the Memphis Office. He further agreed that the informant's decision in this matter should be entirely his own. However, Mr. Keuch believed this issue to be such a crucial one that he should be present in Memphis on the day of contact. His purpose there would be to brief contacting Agent on HSCA's position in this matter, provide information concerning HSCA rules and procedures, and discuss HSCA interest surrounding interview of informant if he agrees to same. Mr. Keuch believed that by being present in Memphis at the time of informant contact, he

HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)

could answer any questions which arise during interview. Mr. Keuch stated he has no desire to meet the informant or to be present during contact but merely be available to answer questions which may arise. Mr. Keuch requested that an Agent from FBIHQ familiar with the individual informant situation accompany him to Memphis to assist in introducing him to appropriate personnel at the Memphis Office. Mr. Keuch expressed the desire to travel to Memphis during the week of 10/30/78, and most likely on 10/31/78.

Mr. Keuch also agreed with instructions to Memphis, as outlined in attached teletype, concerning actions to be taken in this matter if informant consents or refuses to cooperate with the HSCA.

MEMPHIS OFFICE CONTACT.

On 10/26/78, SAC Joseph H. Trimbach and ASAC Richard H. Blay, were telephonically furnished details as outlined above. They advised that appropriate personnel of the Memphis Office and former ME 338-R would be made available as requested.

OBSERVATIONS.

Since informant refused once to agree to HSCA interview, it is unlikely he will change his mind. We must not furnish his identity to the HSCA unless informant approves of such action. It is also not desirable to confront the HSCA on this issue. Therefore, the solution is to determine if informant on his own will agree to interview by the Committee. Prior to making this decision, he should be furnished a complete balanced prospective of the issues involved. This would include information about the HSCA and all points the HSCA specifically wants brought to his attention. Depending upon informant's attitude and decision, alternatives, such as an anonymous telephone interview, or a separate room interview can be discussed and subsequently presented to the HSCA for its consideration. In this regard, Mr. Keuch's presence in Memphis could be of further assistance.

HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)

RECOMMENDATIONS.

(1) That approval be granted to send attached teletype to the Memphis Office outlining above details concerning purposed contact with ME 338-R.

APPROVED:	Adm. Serv.	Legal Coun.
Director	Ident.	Plan. & Insp.
Assoc. Dir.	Intell.	Rec. Mgmt.
Dep. AD Adm.	Lab.	Tech. Serv.
Dep. AD Inv.	Off. of Cong. & Public Affs.	

[Handwritten signature across the bottom of the table]

(2) That approval be granted for SA J. T. Aldhizer, Congressional Inquiry Unit, Records Management Division, accompany Mr. Keuch, per his request as outlined above.

APPROVED:	Adm. Serv.	Legal Coun.
Director	Ident.	Plan. & Insp.
Assoc. Dir.	Intell.	Rec. Mgmt.
Dep. AD Adm.	Lab.	Tech. Serv.
Dep. AD Inv.	Off. of Cong. & Public Affs.	

[Handwritten signature across the bottom of the table]

Rec C10
10-17-78

LEWIS STICKEL, OHIO, CHAIRMAN
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STEWART E. MC KINNEY, OHIO
CHARLES THOMAS, MISS.
HAROLD E. BARTER, MISS.

(PH) 225-0224

Select Committee on Assassinations

U.S. House of Representatives

2000 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20513

October 17, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D. C. 20305

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General

Dear Mr. Attorney General:

In connection with this Committee's investigation into the death of Dr. Martin Luther King, Jr., I write to request that you make the name of a former Security informant available to the Committee so that the person might be interviewed in order that serious allegations involving the Federal Bureau of Investigation and the death of Dr. King may be resolved. The Committee has had access to the relevant Bureau personnel and the Headquarters and Field Office files of the informant, duly excised to protect the informant's identity; and it also conducted extensive interviews among others who are also the subject of this aspect of the Committee's investigation. What the Committee now desires is to determine if the oral testimony of the witnesses support or refute the written record as well as information obtained during previous interviews.

The person, whose identity the Committee seeks, was associated with the Invaders, a Black militant group in Memphis, Tennessee during 1968, who were apparently involved in the violence that occurred in Memphis one week prior to Dr. King's death. He was an older person, and he had apparently been a Bureau source since 1958. As a recognized community leader, he was able to move about freely within the Black community. The Committee knows independently that in the early months of 1968, the Invaders were attempting to obtain influence in that same community, and they initially attempted to do so, in part, by approaching established organizations. They even went so far as to invite special agents of the Memphis office to meet with them early in 1968, at which time they delineated their goals and objectives. If the Bureau sought to shape the actions of these individuals in ways detrimental to Dr. King in connection

62-117-1274

The Honorable Griffin B. Bell
October 17, 1978
Page 2

with the counterintelligence program being waged against him, it would appear that this particular informant would have been a logical vehicle for that effort.

As you know, with respect to the King investigation, the Committee is, in effect, performing for the death of Dr. King the same function that the Warren Commission performed for the death of President Kennedy. One of the most frequent criticisms of the Warren Commission is that in attempting to resolve the issue of whether or not Lee Harvey Oswald was an FBI informant, the Commission accepted sworn affidavits from the Bureau. The Committee feels, therefore, that it would be derelict to rely on anything less than an opportunity to examine and cross-examine relevant witnesses on this crucial issue.

The Committee is not unmindful of the sensitive nature of its request. Throughout the effort to resolve this issue, the Committee has attempted to move with restraint. It was not until our field interviews with former members of the Invaders and people present in Memphis at the time of the March 28, 1968 march revealed, (1) that the Invaders were in fact a proximate cause of the violence, and (2) that it is universally believed that the Invader followers who caused the violence were paid FBI operatives, that the Committee requested access to any informant files.

By that time, the Committee had reviewed the Sanitation Strike, Invaders, King and SCLC substantive files. It had also reviewed the Memphis Police Department files, and it had interviewed its undercover operative within the Invader organization.

The Committee had initially hoped that the answers it sought could be resolved by reviewing the informants Headquarters and Field Office files. Subsequent interviews with current and former agents revealed, additionally, (1) that the Memphis Field Office had prior knowledge of the impending violence (a fact memorialized in FBI documents) and (2) members of the Invaders were observed by agents of the FBI exhorting the crowd and readying weapons from signposts (a fact testified to under oath by these agents.)

Further, while the Committee has insisted that the files of all five of the informants said by the Department of Justice to be involved with the Invaders should have been made available to its staff pursuant to the Memorandum of Understanding, it made a good faith effort to work out a compromise proposal that permitted my exclusive review of the excised files. The

The Honorable Griffin B. Bell
October 17, 1978
Page 3

Committee has now reached a point, however, where the balance between maintaining the integrity of the Bureau's informant program and the resolution of this critical issue must be struck in favor of the Committee's receiving the identity of that one informant. A request is not being made for all five, and absent new developments, this request should resolve the outstanding issues. The burden of the Committee's mandate is largely a reflection of the desire of the American public to learn the true facts concerning the death of Dr. King. That burden is perhaps never more apparent than in connection with the issues that the Committee is now attempting to address here. The claim that an FBI/Invader connection resulted in the violence on April 28 and contributed to Dr. King's death has now received nationwide attention. It is recounted in existing literature and was broadcast nationally in a dramatic account of Dr. King's life. The Rev. Ralph Abernathy, close friend and successor of Dr. King, testified in public under oath and before Members of the Committee and the national news media, that he recalled members of the Invaders acknowledging that they had caused the violence on March 28, in return for compensation from the FBI. Indeed, an individual who was a recognized leader of the 1968 Sanitation Strike and made the invitation to Dr. King to come to Memphis, is a leading exponent of the theory that the FBI, through its informants, had a direct role in Dr. King's assassination.

Finally, the Committee's investigation has revealed that the Bureau recommended that informants be used with or without their knowledge to implement counterintelligence proposals directed against Dr. King, in 1968. With this backdrop, it is clear that the Committee has no choice but to satisfy itself concerning the events which took place in Memphis. The public interest in the death of Dr. King cannot be met by less than a full investigation. Talking with this individual is essential to the fair resolution of these most serious questions.

I would hope that it might be possible to secure the identity of this informant, either through his consent or paragraph I. B. (1) of the Memorandum of Understanding between the Department and the Committee. Nevertheless, I am authorized to inform you that the Committee is prepared to seek this information through formal process if all other avenues are of no avail.

Finally, I would note that this issue must be resolved well before the resumption of the Committee's public hearings

The Honorable Griffin B. Bell
October 17, 1978
Page 4

in the King investigation, now scheduled to begin on November
9, 1978.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:dm

cc: Ron Heller

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
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CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4524

Select Committee on Assassinations

U.S. House of Representatives

3331 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

October 19, 1978

Rec. C10
10-24-78
11:19 AM

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation of the House Select Committee on Assassinations into the death of Dr. Martin Luther King, Jr., I write to request that you make the name of the former Security informant available to the Committee so that the person might be interviewed by the Committee in order that serious allegations involving the Federal Bureau of Investigation and the death of Dr. King may be resolved. The Committee has had access to the relevant Bureau files concerning this informant, but the files were duly excised to protect the informant's identity. The Committee now desires to interview this informant to determine if his oral testimony would support or refute the written record. In addition, the Committee would expect to obtain other information from the informant to corroborate or refute information the Committee has obtained from its other sources.

The Committee is extremely sensitive to your concerns about preserving the confidentiality of your informants. In addition, the Committee can certainly appreciate the desire of most Security informants to remain unidentified. Should the Committee learn the identity of this informant, it will be used at the current time solely to have counsel on the staff interview and perhaps depose the informant. This would be done in the Committee's offices in Washington, D.C. and without the knowledge of any member of the public. Indeed, not

62-117290-1279

ENCLOSURE

The Honorable Griffin B. Bell
Page Two

even every member of the Committee staff will become aware of the informant's identity. The Committee is primarily interested in the information the informant may provide the Committee. The Committee has no desire to have the informant's identity needlessly publicly exposed. Absent extraordinary circumstances, the Committee would not divulge in its hearings or its final report the name of the informant.

As you are aware, the Committee has extensively pursued its investigations into the Invaders. The claim that an FBI/Invader connection contributed to Dr. King's assassination has received nationwide attention. We have held field interviews with many members of the Invaders and reviewed numerous files on them. In addition, the Committee has interviewed current and former agents of the Department and Bureau on this issue. Our Committee has been mandated to conduct a "full and complete" investigation into the assassination of Dr. King. Talking with this informant is essential to enable us to fulfill our legislative mandate, and our responsibilities to the American people. As I indicated to you, I hope it will be possible for us to secure the identity of the informant through his consent, or pursuant to Paragraph I, B. of our Memorandum of Understanding. Nevertheless, I must inform you that the Committee is prepared to seek the information through formal process if all other avenues fail. This latter alternative, in the event litigation ensued and the Committee won, might publically disclose the identity of the informant. Indeed, litigation would only attract undue attention to this issue, and the participants involved. I believe if you adequately express to the informant our sincere desire to avoid unnecessary disclosure or publicity, he will consent to his identity being disclosed and an interview with the staff.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:jwh
xc: Mr. Ron Heller

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10/27/78

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FM DIRECTOR FBI (62-1172903

TO FBI MEMPHIS PRIORITY

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UNCLAS E F T O

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/18/80 BY [signature]

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

AS YOU ARE AWARE, IN ITS INVESTIGATION INTO THE ASSASSI-
NATION OF MARTIN LUTHER KING, JR., THE HSCA IS ATTEMPTING TO
DETERMINE THE POSSIBLE DIRECT OR INDIRECT RESPONSIBILITY OF ANY
ORGANIZATION, INCLUDING THE FBI. IN THIS CONNECTION, THE HSCA
IS TRYING TO RESOLVE THE ALLEGATION THAT PAID FBI INFORMANTS
REPORTING ON THE INVADERS, A MEMPHIS YOUTH GANG, ACTED AS
"AGENT PROVOCATEURS" AND INSTIGATED VIOLENCE IN MEMPHIS DURING
THE SANITATION WORKER'S STRIKE, WHICH CAUSED KING TO RETURN
TO MEMPHIS WHERE HE WAS KILLED.

IN COMPLIANCE WITH PREVIOUS HSCA REQUESTS, FIVE (5) FORMER
MEMPHIS INFORMANTS WHO REPORTED ON THE INVADERS WERE CONTACTED
BY YOUR OFFICE IN JULY, 1978, TO DETERMINE THEIR WILLINGNESS TO

[signature]

JTA:PEM (23

10/27/78

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3683

- 1 - MR. MINTZ
ATTN: MR. HELLER
- 1 - CRIMINAL INVESTIGATIVE DIVISION
ATTN: MR. J. J. JAMAR
- 1 - MR. BASSETT
- 1 - MR. RYAN
- 1 - MR. FOSTER

REC-60

62-117290-1260

NOV 3 1978

NOV 20 1978

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

2

CONTINUATION SHEET

PAGE TWO DE HQ 0144 UNCLAS E F T O

BE INTERVIEWED BY THE HSCA. ALL DECLINED. IN RESPONSE TO
COMMITTEE REQUEST TO REVIEW INFORMANTS FIELD OFFICE FILES,
ROBERT L. KEUCH, DEPUTY ASSISTANT ATTORNEY GENERAL, CRIMINAL
DIVISION, DEPARTMENT OF JUSTICE, RENDERED THE OPINION THAT FILES
SHOULD BE MADE AVAILABLE TO ONLY THE HSCA'S CHIEF COUNSEL AND
DIRECTOR, G. ROBERT BLAKEY. INFORMATION IDENTIFYING INFORMANTS
AS WELL AS THEIR IDENTITIES WAS TO BE EXCISED. ON OCTOBER 6,
1978, MR. BLAKEY COMPLETED HIS REVIEW OF THESE EXCISED INFORMANT
FILES.

BY LETTER DATED OCTOBER 17, 1978, TO THE ATTORNEY GENERAL
{COPY FURNISHED MEMPHIS BY FACSIMILE ON OCTOBER 24, 1978}, THE
HSCA REQUESTED THE NAME OF ONE OF THESE INFORMANTS BE PROVIDED
IN ORDER THAT THE HSCA COULD INTERVIEW HIM TO RESOLVE "SERIOUS
ALLEGATIONS INVOLVING THE FEDERAL BUREAU OF INVESTIGATION AND
THE DEATH OF DR. KING." BASED ON INFORMATION IN THIS LETTER,
INFORMANT IN QUESTION IS FORMER ME 338-R {MEMPHIS FILE 170-70}.

OFFICIALS AT FBI HEADQUARTERS {FBIHQ} AND MR. KEUCH HAVE
CONCURRED THAT THIS INFORMANT'S IDENTITY SHOULD NOT BE REVEALED
TO THE COMMITTEE, BUT, TO AVOID CONFRONTATION AND POSSIBLE
CONGRESSIONAL SUBPOENA FOR HIS IDENTITY, ANOTHER EFFORT SHOULD

3

CONTINUATION SHEET

PAGE THREE DE HQ 0144 UNCLAS E F T O

BE MADE TO CONTACT INFORMANT AND DETERMINE IF HE WOULD BE WILLING TO BE INTERVIEWED BY THE HSCA. MR. KEUCH REQUESTED THE HSCA PROVIDE ADDITIONAL DETAILS REGARDING CIRCUMSTANCES OF THE INTERVIEW AND ANY OTHER INFORMATION THE COMMITTEE MAY DESIRE THE INFORMANT BE FURNISHED AT THE TIME OF FBI CONTACT. THIS ADDITIONAL INFORMATION WAS RECEIVED IN HSCA LETTER TO THE ATTORNEY GENERAL DATED OCTOBER 19, 1978, A COPY OF WHICH WAS FURNISHED MEMPHIS BY FACSIMILE ON OCTOBER 24, 1978.

IN SUMMARY, THIS LETTER CONTAINS THE FOLLOWING POINTS WHICH SHOULD BE BROUGHT TO INFORMANT'S ATTENTION UPON CONTACT:

{1} THE HSCA IS TRYING TO RESOLVE SERIOUS ALLEGATIONS INVOLVING THE FBI AND THE DEATH OF KING AND HAS EXTENSIVELY PURSUED ITS INVESTIGATION INTO THE INVADERS.

{2} THE HSCA HAS HAD ACCESS TO HIS INFORMANT FILE (WITH IDENTITY EXCISED) AND NOW NEEDS TO DETERMINE IF HIS ORAL TESTIMONY WILL SUPPORT THE WRITTEN RECORD.

{3} HIS INTERVIEW MAY CORROBORATE OR REFUTE INFORMATION THE HSCA HAS RECEIVED FROM OTHER SOURCES.

{4} THE HSCA IS EXTREMELY SENSITIVE TO CONCERNS OF THE FBI IN PRESERVING HIS CONFIDENTIALITY AND APPRECIATES THAT MOST

DO NOT WRITE IN THESE SPACES

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CONTINUATION SHEET

PAGE FOUR DE HQ 0144 UNCLAS E F T O

INFORMANTS DESIRE TO REMAIN UNIDENTIFIED.

{5} IF THE HSCA LEARNS HIS IDENTITY, IT WILL BE ONLY USED
AT THE CURRENT TIME TO INTERVIEW AND PERHAPS DEPOSE HIM.

{6} INTERVIEW WOULD TAKE PLACE IN WASHINGTON, D. C., AND
WITHOUT KNOWLEDGE OF ANY MEMBER OF THE PUBLIC.

{7} HIS IDENTITY WILL NOT BE DISCLOSED TO EVERY MEMBER OF
THE HSCA STAFF.

{8} THE HSCA HAS NO DESIRE TO HAVE INFORMANT'S IDENTITY
NEEDLESSLY PUBLICLY EXPOSED AND, ABSENT EXTRAORDINARY CIRCUM-
STANCES, THE COMMITTEE WOULD NOT DIVULGE, IN ITS HEARINGS OR
FINAL REPORT, THE NAME OF THE INFORMANT.

{9} THE HSCA IS MANDATED TO CONDUCT A FULL AND COMPLETE
INVESTIGATION INTO THE ASSASSINATION OF KING AND HIS INTERVIEW
IS ESSENTIAL TO ENABLE THE COMMITTEE TO FULFILL ITS LEGISLATIVE
MANDATE AND RESPONSIBILITIES TO THE AMERICAN PEOPLE.

{10} IF INFORMANT REFUSES, THE COMMITTEE IS PREPARED TO
SEEK INFORMATION {HIS IDENTITY} THROUGH FORMAL PROCESS
{SUBPOENA} AND SUCH LITIGATION COULD EXPOSE HIM PUBLICLY.
THEREFORE, HE MAY DESIRE TO CONSENT TO INTERVIEW TO AVOID
UNNECESSARY DISCLOSURE OR PUBLICITY.

DO NOT TYPE IN THESE SPACES

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

5

CONTINUATION: 58757

PAGE FIVE DE HQ 0144 UNCLAS E F TO* 0

IT SHOULD BE STRESSED TO ME-338-R AT THE TIME OF CONTACT, THAT THE ABOVE POINTS ARE REASONS THE HSCA DESIRES HIS IDENTITY AND INTERVIEW. HE SHOULD BE TOLD THE FBI IS NOT ENDORSING ANY OF THESE POINTS AND WILL IN NO WAY ENCOURAGE OR RECOMMEND HIS COOPERATION OR LACK OF COOPERATION WITH THE HSCA. IT IS ENTIRELY HIS OWN DECISION.

IF INFORMANT AGREES TO INTERVIEW, HE MAY DESIRE TO INITIATE TELEPHONIC CONTACT WITH THE HSCA, DISCLOSE HIS IDENTITY AT THAT TIME AND MAKE ARRANGEMENTS FOR INTERVIEW. THIS COURSE OF ACTION CAN BE COORDINATED THROUGH FBIHQ. IF INFORMANT AGREES TO INTERVIEW AND PREFERS THE FBI FURNISH HIS IDENTITY TO THE HSCA, THEN A SIGNED WAIVER SHOULD BE OBTAINED, WORDED SO AS TO AUTHORIZE THE FBI TO DISCLOSE HIS IDENTITY TO THE HSCA.

IF INFORMANT AGAIN DECLINES TO INTERVIEW WITH THE HSCA, HE SHOULD BE TOLD THE FBI WILL DO ALL WITHIN ITS POWER TO PROTECT HIS IDENTITY, HOWEVER, HIS FILE COULD BE SUBJECT TO SUBPOENA. OBTAIN FROM HIM WHAT CIRCUMSTANCES, IF ANY, WOULD BE ACCEPTABLE TO HIM FOR INTERVIEW BY THE HSCA. IF HE STILL PREFERS NOT TO BE INTERVIEWED UNDER ANY CONDITIONS, OBTAIN THE BASIS FOR HIS CONCERN AND ADVISE FBIHQ IN ORDER TO ASSIST THE DEPARTMENT OF

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

6

CONTINUATION SHEET

PAGE*E SIX DE HQ 0144 UNCLAS E F T O

JUSTICE {DOJ} AND FBIHQ IN RESISTING DISCLOSURE.

ON OCTOBER 26, 1978, MR. KEUCH ADVISED THAT PRIOR TO
INFORMANT CONTACT, HE DESIRED TO TRAVEL TO MEMPHIS AND MEET
CONTACTING AGENT AND OTHER APPROPRIATE MEMPHIS PERSONNEL TO
DISCUSS AND ANSWER QUESTIONS CONCERNING THE HSCA'S POSITION
IN THIS MATTER, ITS RULES AND PROCEDURES, AND CIRCUMSTANCES
SURROUNDING INTERVIEW OF INFORMANT IF HE AGREES TO SAME.

MR. KEUCH, AS SPECIAL ASSISTANT TO THE ATTORNEY GENERAL, HAS
SERVED IN LIAISON CAPACITY WITH THE HSCA SINCE ITS INCEPTION
AND IS THOROUGHLY FAMILIAR WITH THE MEMORANDUM OF UNDERSTANDING
WHICH EXISTS BETWEEN THE HSCA AND DOJ.

MEMPHIS REVIEW MATERIAL CONCERNING THIS MATTER AND INSURE
APPROPRIATE PERSONNEL AND INFORMANT CAN BE MADE AVAILABLE
DURING WEEK OF OCTOBER 30, 1978, MOST LIKELY, OCTOBER 31, 1978.
IN YOUR CONTACT WITH INFORMANT, DO NOT DISCLOSE TO HIM THE
NATURE OF THIS MATTER PRIOR TO MR. KEUCH'S ARRIVAL IN MEMPHIS.

BT

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0010110 0110100

10/27/78

UNCLAS E F T O

PRIORITY

FM DIRECTOR FBI (157-117290)

TO FBI MEMPHIS PRIORITY

BT

UNCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

AS YOU ARE AWARE, IN THE INVESTIGATION INTO THE ASSASSINATION OF MARTIN LUTHER KING, JR., THE HSCA IS ATTEMPTING TO DETERMINE THE POSSIBLE DIRECT OR INDIRECT RESPONSIBILITY OF ANY ORGANIZATION, INCLUDING THE FBI. IN THIS CONNECTION, THE HSCA IS TRYING TO RESOLVE THE ALLEGATION THAT PAID FBI INFORMANTS REPORTING ON THE INVADERS, A MEMPHIS YOUTH GANG, ACTED AS "AGENT PROVOCATEURS" AND INSTILLED VIOLENCE IN MEMPHIS DURING THE SANITATION WORKER'S STRIKE, WHICH CAUSED KING TO RETURN TO MEMPHIS WHERE HE WAS KILLED.

IN COMPLIANCE WITH PREVIOUS HSCA REQUESTS, FIVE (5) FORMER MEMPHIS INFORMANTS WHO REPORTED ON THE INVADERS WERE CONTACTED BY YOUR OFFICE IN JULY, 1978, TO DETERMINE THEIR WILLINGNESS TO

JTAIPFM (2)

10/27/78

0408/4

7803

- 1 - MR. HUNT
- ATTN: MR. NELLEN
- 1 - CRIMINAL INVESTIGATIVE DIVISION
- ATTN: MR. J. J. JAMES
- 1 - MR. BASSETT
- 2 - MR. RYAN
- 1 - MR. FORTER

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 2/18/86 BY SP3mae/mie

BE INTERVIEWED BY THE NSCA. ALL DECIDED. IN RESPONSE TO COMMITTEE REQUEST TO REVIEW INFORMANTS' FIELD OFFICE FILES, ROBERT L. KENCH, DEPUTY ASSISTANT ATTORNEY GENERAL, CRIMINAL DIVISION, DEPARTMENT OF JUSTICE, RENDERED THE OPINION THAT FILES SHOULD BE MADE AVAILABLE TO ONLY THE NSCA'S CHIEF COUNSEL AND DIRECTOR, G. ROBERT BLANEY. INFORMATION IDENTIFYING INFORMANTS AS WELL AS THEIR IDENTITIES WERE TO BE EXCISED. ON OCTOBER 1, 1970, MR. BLANEY COMPLETED HIS REVIEW OF THESE EXCISED INFORMANT FILES.

BY LETTER DATED OCTOBER 27, 1970, TO THE ATTORNEY GENERAL (COPY FURNISHED MEMPHIS BY FACSIMILE ON OCTOBER 29, 1970), THE NSCA REQUESTED THE NAME OF ONE OF THESE INFORMANTS BE PROVIDED IN ORDER THAT THE NSCA COULD INTERVIEW HIM TO RESOLVE PREVIOUS ALLEGATIONS INVOLVING THE FEDERAL BUREAU OF INVESTIGATION AND THE DEATH OF DR. KING. BASED ON INFORMATION IN THIS LETTER, INFORMANT IN QUESTION IS FORMER WL 338-B (MEMPHIS FILE 170-73).

OFFICIALS AT FBI HEADQUARTERS (GUTHRIE AND MR. KENCH HAVE CONCURRED THAT THIS INFORMANT'S IDENTITY SHOULD NOT BE REVEALED TO THE COMMITTEE, ETC., TO AVOID CONFRONTATION AND POSSIBLE CONGRESSIONAL SUBPOENA FOR HIS IDENTITY, ANOTHER EFFORT SHOULD

BE MADE TO CONTACT INFORMANT AND DETERMINE IF HE WOULD BE WILLING TO BE INTERVIEWED BY THE HSCA. MR. REACH REQUESTED THE HSCA PROVIDE ADDITIONAL DETAILS REGARDING CIRCUMSTANCES OF THE INTERVIEW AND ANY OTHER INFORMATION THE COMMITTEE MAY DESIRE THE INFORMANT BE FURNISHED AT THE TIME OF FBI CONTACT. THIS ADDITIONAL INFORMATION WAS RECEIVED IN HSCA LETTER TO THE ATTORNEY GENERAL DATED OCTOBER 19, 1978, A COPY OF WHICH WAS FURNISHED MEMPHIS BY FACSIMILE ON OCTOBER 20, 1978.

IN SUMMARY, THIS LETTER CONTAINS THE FOLLOWING POINTS WHICH SHOULD BE BROUGHT TO INFORMANT'S ATTENTION UPON CONTACT:

(1) THE HSCA IS TRYING TO RESOLVE SERIOUS ALLEGATIONS INVOLVING THE FBI AND THE DEATH OF KING AND HAS EXTENSIVELY FURNISHED ITS INVESTIGATION INTO THE MATTERS.

(2) THE HSCA HAS HAD ACCESS TO HIS INFORMANT FILE (WITH IDENTITY EXCISED) AND NOW NEEDS TO DETERMINE IF HIS ORAL TESTIMONY WILL SUPPORT THE WRITTEN RECORD.

(3) HIS INTERVIEW MAY CORROBORATE OR REFUTE INFORMATION THE HSCA HAS RECEIVED FROM OTHER SOURCES.

(4) THE HSCA IS EXTREMELY SENSITIVE TO CONCERNS OF THE FBI IN PRESERVING HIS CONFIDENTIALITY AND APPRECIATES THAT MOST

INFORMANTS DESIRE TO REMAIN UNIDENTIFIED.

(5) IF THE HSCA LEARNS HIS IDENTITY, IT WILL BE ONLY USED AT THE CURRENT TIME TO INTERVIEW AND PERHAPS DEPOSE HIM.

(6) INTERVIEW WOULD TAKE PLACE IN WASHINGTON, D. C., AND WITHOUT KNOWLEDGE OF ANY MEMBER OF THE PUBLIC.

(7) HIS IDENTITY WILL NOT BE DISCLOSED TO EVERY MEMBER OF THE HSCA STAFF.

(8) THE HSCA HAS NO DESIRE TO HAVE INFORMANT'S IDENTITY NEEDLESSLY PUBLICLY EXPOSED AND, AMONG EXTRAORDINARY CIRCUMSTANCES, THE COMMITTEE WOULD NOT DISCLOSE, IN ITS HEARINGS OR FINAL REPORT, THE NAME OF THE INFORMANT.

(9) THE HSCA IS MANDATED TO CONDUCT A FULL AND COMPLETE INVESTIGATION INTO THE ASSASSINATION OF KING AND HIS INTERVIEW IS ESSENTIAL TO ENABLE THE COMMITTEE TO FULFILL ITS LEGISLATIVE MANDATE AND RESPONSIBILITIES TO THE AMERICAN PEOPLE.

(10) IF INFORMANT REFUSES, THE COMMITTEE IS PREPARED TO SEEK INFORMATION (HIS IDENTITY) THROUGH FORMAL PROCESS (SUBPOENA) AND SUCH LITIGATION COULD EXPOSE HIM PUBLICLY. THEREFORE, HE MAY DESIRE TO CONSENT TO INTERVIEW TO AVOID UNNECESSARY DISCLOSURE OR PUBLICITY.

IT SHOULD BE STRESSED TO HE-334-4 AT THE TIME OF CONTACT, THAT THE ABOVE POINTS ARE REASONS THE NSCA DESIRES HIS IDENTITY AND INTERVIEW. HE SHOULD BE TOLD THE FBI IS NOT ENDORSING ANY OF THESE POINTS AND WILL IN NO WAY ENCOURAGE OR RECOMMEND HIS COOPERATION OR LACK OF COOPERATION WITH THE NSCA. IT IS ENTIRELY HIS OWN DECISION.

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JUSTICE (5000) AND BEING IN RESISTING DISCLOSURE.

ON OCTOBER 22, 1978, MR. KUCHI ADVISED THAT PRIOR TO INFORMANT CONTACT, HE DESIRED TO TRAVEL TO MEMPHIS AND MEET CONTACTABLE AGENT AND OTHER APPROPRIATE MEMPHIS PERSONNEL TO DISCUSS AND ANSWER QUESTIONS CONCERNING THE NSCA'S POSITION IN THIS MATTER, ITS RULES AND PROCEDURES, AND CIRCUMSTANCES SURROUNDING INTERVIEW OF INFORMANT IF HE AGREES TO SAME. MR. KUCHI, AS SPECIAL ASSISTANT TO THE ATTORNEY GENERAL, HAS SERVED IN LIAISON CAPACITY WITH THE NSCA SINCE ITS INCEPTION AND IS THOROUGHLY FAMILIAR WITH THE MEMORANDUM OF UNDERSTANDING WHICH EXISTS BETWEEN THE NSCA AND DOJ.

MEMPHIS REVIEW MATERIAL CONCERNING THIS MATTER AND INSURE APPROPRIATE PERSONNEL AND INFORMANT CAN BE MADE AVAILABLE DURING WEEK OF OCTOBER 30, 1978, MOST LIKELY, OCTOBER 31, 1978. IN YOUR CONTACT WITH INFORMANT, DO NOT DISCLOSE TO HIM THE NATURE OF THIS MATTER PRIOR TO MR. KUCHI'S ARRIVAL IN MEMPHIS.

BT

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A
S.T.
CINK
Assistant Attorney General
Civil Division

FEDERAL GOVERNMENT

Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

REPRESENTATION FOR FORMER
SPECIAL AGENT THERON D. RUSHING
DURING HIS INTERVIEW AND ANY OTHER
APPEARANCES BEFORE THE HOUSE SELECT
COMMITTEE ON ASSASSINATIONS (HSCA)

1 - Mr. Bassett
Attn: Mr. Foster
1 - Mr. Mintz

November 2, 1978

1 - Personnel File of
Theron D. Rushing
2 - Mr. Coulson
1 - Mr. Heller

Enclosed for your information is a letter from
former Special Agent Theron D. Rushing, requesting that
the Department provide legal counsel for his interview
and any other appearances before the HSCA.

HSCA staff advised that former Special Agent
Rushing will be interviewed during the week of
November 6, 1978. Your expeditious handling of this
request would be appreciated.

Enclosure

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
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Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

RH:dlj9)

MAIL ROOM ☒

REC-33

PERS. REC. UNIT

FBI/DOJ

Oct. 24, 1978

asst. A.G. Civil Div
Babcock, Barbara
Dept. of Justice
Dear Ms. Babcock,

I am a former agent of the F.B.I and
have received information that I may
be called before the House Committee on
assassinations in connection with the Martin
Luther King matter.

Because of certain sensitive matters,
I feel that I should be represented by an
attorney, which I understand may be
provided by the Dept. of Justice.

In my choice, if approved, would
be Frank W. Muldering, also a
former agent and now an
attorney at law in Pittston, Pa.
as a former agent he has been

ENCLOSURE

62-117290-1252

Cleared for Classified information.

At this point I have had no
contact with the committee as to
when I may be called.

Sincerely,

Theron H. Rushing

Theron D. Rushing

Box 390 + Manor DR.

Sharertown, Pa. 18708

Ph. 717-696-3548

SLO 311244SZ

RR HQ

DE SL

R 370304Z NOV 78

FM ST. LOUIS (62-5297)

TO DIRECTOR (62-117290) ROUTINE ATTN: CONGRESSIONAL INQUIRY

RECORDS MANAGEMENT DIVISION

BT

INCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

RE BUTEL TO SL 10/31/78.

RUSSELL BYERS, 9329 FREDERIC COURT, ROCK HILL, I.C., WAS INTERVIEWED AT HIS RESIDENCE 11/6/78. BYERS SAID HE HAS BEEN INTERVIEWED BY HSCA RE DR. MARTIN LUTHER KING, JR.. BYERS STATED THAT THE HSCA COMMITTEE DID NOT QUESTION HIM ABOUT PROVIDING CONFIDENTIAL INFORMATION TO THE FBI UNTIL 10/16/78 WHEN (FNU) EBERHARDT (PHONETIC), HSCA ATTORNEY, CAME TO ST. LOUIS AND MET WITH BYERS AND BYER'S ATTORNEY. EBERHARDT ASKED BYERS IF BYERS HAD EVER BEEN CONVICTED AND WHAT SENTENCE HE RECEIVED. BYERS TOLD EBERHARDT THAT BYERS HAD A CONVICTION IN 1967 AND RECEIVED PROBATION. EBERHARDT ASKED BYERS WHY BYERS WOULD RECEIVE PROBATION AND ASKED BYERS IF IT WASN'T TRUE THAT BYERS HAD RECEIVED PROBATION IN RETURN FOR BYERS PROVIDING INFORMATION TO THE FBI CONCERNING THE KING ASSASSINATION. BYERS TOLD EBERHARDT THAT THAT WAS NOT TRUE. EBERHARDT ASKED IF BYERS HAD PROVIDED INFORMATION TO THE FBI AND BYERS TOLD EBERHARDT THAT HE HAD BEEN INTERVIEWED BY THE

Assoc. Dir.
Dep. AD Adm.
Dep. AD Inv.
Asst. Dir.:
Adm. Serv.
Crim. Inv.
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Director's Sec'y

7 Nov 78 05 00z

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

REC-33

62-117290-1285

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See CID Addendum, P. 4

62-131 1978

PAGE TWO SL (62-5697) UNCLAS E F T O

FBI MANY TIMES. BYERS EXPLAINED TO INTERVIEWING SA THAT BYERS HAD NEVER ACCEPTED ANY MONEY FROM THE FBI ALTHOUGH IT WAS OFFERED AND NEVER CONSIDERED HIMSELF A "SWITCH" OR "INFORMANT." EBERHARDT ASKED BYERS TO SIGN A "FORM 59" SO THAT EBERHARDT COULD OBTAIN BYER'S FBI FILES. BYERS REFUSED TO SIGN THE FORM AND GAVE EBERHARDT NO INFORMATION REGARDING CONTACTS BY THE FBI. BYERS TOLD EBERHARDT HE WOULD CONSIDER SIGNING THE FORM IF EBERHARDT WOULD GUARANTEE BYERS WOULD NOT HAVE TO REAPPEAR IN WASHINGTON, WHICH EBERHARDT WOULD NOT GUARANTEE. BYERS SAID HE DID NOT READ THE FORM AND ASKED INTERVIEWING SA WHAT FORM IS WAS AND IT WAS REQUESTED BYERS REFER THAT QUESTION TO EBERHARDT. BYERS INDICATED THAT HE DID NOT WANT TO SIGN ANY FORM WHICH MAY CAUSE HIM TO BE INVOLVED IN FURTHER TESTIMONY IN THIS MATTER. BYERS VOLUNTEERED THAT HE HAD RECENTLY BEEN SUBPOENAED TO REAPPEAR BEFORE THE HSCA IN LATE NOVEMBER.

BYERS SAID HE HAS RESIDED AT 9329 FREDRIC COURT SINCE APPROXIMATELY 1967 AND AT 9832 MADISON (1 MILE FROM CURRENT RESIDENCE) FOR ABOUT 4 YEARS BEFORE THAT.

INDICIES AND FILE REVIEW AT SL FAILS TO DISCLOSE BYERS FURNISHED ANY INFORMATION TO FBI EXCEPT AS NOTED IN SL 137-16541 (FBIHQ HAS COPY) AND INTERVIEW OF BYERS ON 9/29/75 IN SL 92-2104. THE 9/29/75 INTER-

PAGE THREE SL (62-5097) UNCLAS E F T O

VIEW CONCERNED BYERS KNOWLEDGE OF RAYMOND L SCHARF, BYERS FORMER
EMPLOYER WHO WAS CONVICTED IN 1976. IT IS NOTED THAT BYERS CO-OPER-
ATION DURING THIS INTERVIEW WAS BASIS OF OPENING 137-FILE.

BT

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ADDENDUM: CRIMINAL INVESTIGATIVE DIVISION MVH:cmf 11/8/78

In view of the nature of the House Select Committee on Assassinations (HSCA) interest in Russell George Byers and the available facts concerning this matter, the TE&CI Unit, Organized Crime Section, Criminal Investigative Division, does not interpose an objection to a review of the St. Louis Field Office 137 file for Byers by a representative of the HSCA in FBIHQ space.

It is recommended that at the time of the review of this file, that G. Robert Blakey or his designated representative be advised that Byers was not a paid informant of the FBI, as well as the nature of the contacts with him by Agents of the St. Louis Division. CID also recommends that if not already done, that a determination be made as to the relevance of the allegation involving the offer made to Byers as cited in instant file, as well as his association with any persons having any relevance whatever to the entire matter pertaining to Dr. Martin Luther King, Jr.

ja *eps*

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. *m/sjh* _____
Ident. _____
Intell. _____
Laboratory _____

Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs Off _____

RICHARDSON PREYER, N.C.
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CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FLYNN, IND.
ROBERT W. EDGAR, PA.

LOUIS STOKES, OHIO, CHAIRMAN

SAMUEL L. D. [unclear], OHIO
STEWART B. MCKINNEY, CONN.
CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

House Select Committee on Assassinations

(202) 225-4524

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

Rec. CIO.
11-3-78

FEDERAL GOVERNMENT

November 3, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation by this Committee into the circumstances surrounding the death of Dr. Martin Luther King, Jr., it is requested that the Federal Bureau of Investigation deliver serials HQ 44-38861-4594 and 44-33861-4595 and Chicago Field Office File 44-1114-606 and 44-1114-636.

Your prompt attention to this matter will be greatly appreciated.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

(7)

GRB:mee

EX-111-2-117290

REC-60

62-111270-1286

17 NOV 7 1978

61 DEC 4 1978

LOUIS STOKES, OHIO, CHAIRMAN
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STEWART B. [REDACTED] KINNEY, CONN.
CHARLES T. [REDACTED], NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

D. J. [REDACTED]
Select Committee on Assassinations

U.S. House of Representatives
3369 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

Rec CLV
11-7-78

November 6, 1978

FEDERAL GOVERNMENT

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

As part of its upcoming hearings into the death of Dr. Martin Luther King, Jr., the Committee intends to publish the attached staff report on the Justice Department's post-assassination investigation. The anticipated release date is November 27, 1978. Pursuant to our memorandum of understanding, I am sending a copy to you in advance, so that the contents of the report can be reviewed by appropriate offices of the Justice Department. Unless we hear otherwise during the next five days, we shall assume that the Department has no objections to the publication of the document in its entirety.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:ebn
xc: Mr. Ron Heller

62-117290
EX-114 REC-60

62-117290-1287

17 NOV 8 1978

61 DEC 4 1978

LOUIS STOKES, OHIO, CHAIRMAN
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ROBERT W. EDGAR, PA.

SAMUEL L. ... OHIO
STEWART B. ... INNEY, CONN.
CHARLES THOMAS ... NEBR.
HAROLD S. SAWYER, MICH.

0 218
Select Committee on Assassinations

U.S. House of Representatives

3331 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

October 31, 1978

FEDERAL GOVERNMENT

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation by this Committee into the circumstances surrounding the death of Dr. Martin Luther King, Jr., the assistance of the Federal Bureau of Investigation is requested in regard to the following matters:

- 1) Prepare for delivery the London Legat Memo re: Alexander Anthony Eist.
- 2) Prepare for delivery any St. Louis Field Office files identified as King Security, for the period covering January 1963 through December 1968.
- 3) Prepare for delivery, from the New Orleans Field Office File captioned MURKIN: 157-10673
From: ASAC Sylvester
To: SAC, New Orleans
Date: 4/15/68
Re: Instructions from Assistant Director Rosen - re Garrison's *EX-174* interest in MURKIN investigation. **REC-60 62-117290-1288**
- 4) Prepare for delivery, also from the New Orleans Field Office File captioned MURKIN: 157-10673-258
To: SAC, New Orleans
From: ASAC Sylvester
Date: 4/17/68
- 5) Prepare for delivery, from the St. Louis Field Office File captioned MURKIN: 44-775-1142
From: Memphis
To: Director
Date: 5/23/68 - Teletype

61 DEC 4 1978

62-117290

The Honorable Griffin B. Bell
Page Two

- 6) Prepare for delivery, from the Los Angeles
Field Office File captioned MURKIN: 44-1574D-397

The materials requested herewith, are for potential use as exhibits in the upcoming public hearings, therefore, it is requested that the Department of Justice as well as the Federal Bureau of Investigation, make the appropriate review in accordance with the Committee's standing agreement.

The Committee will reconvene with hearings into the circumstances surrounding the death of Dr. King on November 9, 1978, therefore, expeditious handling of this request would be greatly appreciated.

Very truly yours,



G. Robert Blakey
Chief Counsel and Director

GRB:ghh
xc: Ron Heller

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
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CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

House
Select Committee on Assassinations
U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

FEDERAL GOVERNMENT November 1, 1978

y
The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D. C. 20530

Attention: Mr. Robert Keuch
Deputy Assistant Attorney General

Dear Mr. Attorney General:

In connection with the Select Committee's investigation into the circumstances surrounding the death of Dr. Martin Luther King, Jr., this letter formally requests that the Department of Justice seek a modification of the court order entered by Judge Smith that sealed both the inventory and the actual items of the surveillance that was conducted by the FBI on Dr. King.

By formal resolution, the Committee has decided that it is necessary for the Committee to examine some of these items during the course of the investigation to fulfill its legislative mandate. In particular, the Committee would like to examine at the current time the complete inventory that has been sealed and the logs of the surveillance that was conducted.

It is my understanding that the logs will not reflect the content of any conversation that was overheard. If the logs contain transcripts of or notations about the content of the conversation, the Committee would want these deleted from any logs the Committee is given access to at the current time. The Committee would, examining the logs, expect that the place, time, date and the names of the parties to the conversation would be listed; it is this information that the Committee is interested in examining at this time.

EX-114 REC-47 62-111290-1289
As I have previously indicated to you, time is crucial for the Select Committee; we are interested in obtaining access to the above materials as soon as possible. Thank you for your continuing cooperation.

Sincerely,

G. Robert Blakey
G. Robert Blakey
Chief Counsel and Director

4 NOV 9 1978

66 DEC 4 1978

GRB:jwd

cc: Ron Heller

Lubomyr Jachnycky

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DOOD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.

SAMUEL L. ... OHIO
STEWART D. MCKINNEY, CONN.
CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

House
Select Committee on Assassinations
U.S. House of Representatives

(202) 225-4624

3369 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

November 2, 1978

FEDERAL GOVERNMENT

See
The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D. C. 20530

Attention: Mr. Robert Keuch
Deputy Assistant Attorney General

Dear Mr. Attorney General:

This is in further reference to my letter to you of November 1, 1978 in connection with the Select Committee's investigation into the circumstances surrounding the death of Dr. Martin Luther King, Jr., and its request for access to some of the materials concerning the FBI surveillance on Dr. King that has been sealed pursuant to court order. The Committee will only allow the 12 Members of the Committee, the Chief Counsel, and five Committee staff members (to be designated in writing by the Chief Counsel to the Archivist) access to the materials...

I understand that the Department will file for access to these materials within the next two or three days. This is very important in order that the Committee may obtain access to the material while it will still be useful - during the hearings that are scheduled to begin on November 9, 1978.

Thank you for your assistance in this matter.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:jwd

cc: Ron Heller
Lubomyr Jachnycky

EX-114

REC-28

62-117290

62-117290-1290

66DEC 4 1978

NOV 9 1978

treat as original

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
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FLOYD J. FITHIAN, IND.
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SAMUEL L. STIVINE, OHIO
STEWART C. KINNEY, CONN.
CHARLES E. NEBR.
HAROLD C. PLYER, MICH.

(202) 225-4624

Rec CIV
11-9-78
Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

November 9, 1978

FEDERAL GOVERNMENT

5
The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation by the House Select Committee on Assassinations into the circumstances surrounding the death of Dr. Martin Luther King, Jr., I have enclosed pursuant to the agreement between the Department of Justice and this Committee, copies of materials which may be referred to, and consequently made public during our upcoming hearings, which reconvened on November 9, 1978. This delivery is in addition to those items previously transmitted, and two documents from the St. Louis MURKIN Field Office File (Number 44-775). The enclosures are twelve documents from the June Mail Volumes of the King and SCLC Security Files, *11*

It would be appreciated if the Department of Justice would review the enclosed and inform the Committee by November 12, 1978, if there are any objections to the release of any of the information.

Thank you for your cooperation. *EX-109 REC-16 62-117290-1291*

Sincerely,

11 NOV 14 1978

G. Robert Blakey
G. Robert Blakey
Chief Counsel and Director

GRB:kmh
xc: Mr. Ron Heller

62-117290

66 DEC 4 1978

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
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FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.
SAMUEL L. ... NE, OHIO
STEWART B. MCKINNEY, CONN.
CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Rec 660
11-13-78

0 Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 7, 1978

FEDERAL GOVERNMENT

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20305

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General

Dear Mr. Attorney General:

In connection with the investigation by this Committee into the circumstances surrounding the death of Dr. Martin Luther King, Jr., the assistance of the Federal Bureau of Investigation is requested in regard to the following matters:

1. Prepare for delivery from the St. Louis Field Office file captioned MURKIN, the following:
 - a. 44-775-243
 - b. 44-775-562
 2. Make available, the names and current assignments of the Special Agents who were assigned to the Legal Attache's Office in London for the period May through July 1968.
- (Signature)*

As per our request of October 30, 1978, enclosed are additional materials the Committee anticipates using in the upcoming public hearings, therefore, it would be appreciated if the Federal Bureau of Investigation would make the appropriate review of the enclosed, as soon as possible.

EX-109 REC-16 62-117270-1292
Your continuing cooperation is greatly appreciated.

Sincerely,

Robert Blakey
G? Robert Blakey
Chief Counsel and Director

62-117290

11 NOV 14 1978

Rec'd
66 DEC 4 1978
Enclosures
GRB:ghy

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.
SAMUEL L. LUTHE, OHIO
STEWART M. KINNEY, CONN.
CHARLES E. NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

0 Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 7, 1978

~~FEDERAL GOVERNMENT~~

6)
The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

This letter supplements the request of this Committee by letter of November 6, 1978, for all information pertaining to Dallas Sebastian Barr, aka Jerry Miller.

Information has been received by the Committee which clearly reveals that Dallas Barr was a federal narcotics informant who subsequently testified at the trial of John Kauffmann and others in federal court, Kansas City, Missouri in approximately 1967. Barr's role as an informant was obviously disclosed. Since the Committee is investigating the allegation that John Kauffmann was the source of an offer to kill Dr. Martin Luther King, Jr. in 1966-1967, it is significant to determine what, if any, information of this nature was possessed by Barr and related to law enforcement authorities.

EX-109 REC-16 62-117290-1293
Therefore, the request of the Committee for all files of Dallas Barr should result in the provision of all materials pertaining to him regardless of any otherwise limiting provision of the Memorandum of Understanding between the FBI and the Committee.

Sincerely,

NOV 14 1978

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:meh

cc: Mr. Ron Heller

61 DEC 4 1978

62-117290

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 11/7/78

TO: DIRECTOR, FBI (62-117290)
 (ATTN: CONGRESSIONAL INQUIRY UNIT,
 RECORDS MANAGEMENT DIVISION)

FROM: *RK* SAC, ST. LOUIS (62-5097)

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS
 BUDED: 11/9/78

Re Bureau teletype to St. Louis, 11/7/78.

Enclosed herewith is one copy each of Serials 14 - 150 inclusive and one copy of Serial 1A-1, all from SL file 100-17801 captioned "MARTIN LUTHER KING, JR.; SM - C".

A review of the enclosed serials will reveal that several permanent charge-outs are in this file revealing the fact that certain serials have been previously furnished to FBIHQ and are no longer available, nor are copies of those serials available, to the St. Louis Office.

The following additional comments are offered for the benefit of the Bureau:

Serial 33 is a newspaper clipping dated 3/21-22/64. Serial 35 is SL airtel to the Bureau dated 3/25/64 captioned "COMMUNIST PARTY, USA, NEGRO QUESTION, COMMUNIST INFLUENCE IN RACIAL MATTERS, INTERNAL SECURITY - C". Between these two serials is a form captioned "Metropolitan Police Department, City of St. Louis, Vehicular Accident Report". This accident report is Serial 34; however, the blockstamp and serialization information appears on the reverse of page 1 of this report and is not reproduced in the enclosure.

- ② - Bureau (Enc 2)
 2 - St. Louis
 (1- 62-5097 & 1- 100-17801)
 JFS:kmt (4)

4 NOV 14 1978

Approved: _____

Transmitted _____

(Number)

(Time)

Per _____

FBI/DOJ

SL 62-5097

Serial 52 is missing. St. Louis cannot determine at this time whether Serial 52 was inadvertently skipped in the serializing process or was permanently charged out and sent to the Bureau without a permanent charge-out being submitted to the file.

Between Serials 55 and 57 is a photograph over which the following headline appears "MARTIN LUTHER KING ... AT COMMUNIST TRAINING SCHOOL".. This is Serial 56 which was blockstamped and serialized on the reverse side and is not reproduced herein.

Between Serials 125 and 126 is an unserialized memorandum dated 6/23/66 from SA RICHARD BOYD SMITH to the SAC captioned "A Citizen's White Paper; Info Concerning". This memorandum was apparently inadvertently skipped in serializing.

Serial 131 is Chicago airtel to the Bureau dated 3/28/67 enclosing an LHM. That LHM is dated 3/28/67 at Chicago, Illinois and bears the following dual captions: "MARTIN LUTHER KING, JR., RACIAL MATTER; DEMONSTRATIONS, CHICAGO FREEDOM MOVEMENT (CFM) - SOUTHERN CHRISTIAN LEADERSHIP CONFERENCE (SCLC), CHICAGO, ILLINOIS, RACIAL MATTER". That LHM is Serial 130; however, is blockstamped and serialized on the reverse of page 1 and is not reproduced herewith.

Serial 134 is St. Louis airtel to the Bureau dated 7/18/67 captioned "CP - USA, POLITICAL ACTIVITY, IS - C, CINAL". That airtel enclosed an LHM dated 7/18/67 at St. Louis, Missouri captioned "NEW POLITICS". The LHM was not serialized separately in this file as it should have been and, therefore, bears no serial number.

ME0002 3130225Z

RR HQ

DE ME

R 080225Z NOV 78

FM MEMPHIS (66-2197) (P)

TO DIRECTOR (62-117290) ROUTINE

BT

UNCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

BUDED NOVEMBER 13, 1978

RE BUREAU TELETYPE TO MEMPHIS AND OTHER OFFICES NOVEMBER 3, 1978.

A SEARCH OF INDICES AND REVIEW OF FILES OF THE MEMPHIS OFFICE REVEALED NO INFORMATION IDENTIFIABLE WITH JAMES COOPER GREEN, AKA, JIM GENOVESE, BASED ON INFORMATION SET FORTH IN RETAL.

BT

EX-109

REC-47

62-117290-1295

14 NOV 14 1978

01 DEC 4 1978

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/18/82 BY SP/maquie

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
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Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgnt.	ABZ
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

Sub
BREKKE

9

Sub
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000075 3130050

PP HC

DE CC

P 92050Z NOV 78

FM CHICAGO (62-7335) (SQUAD 13)

TO DIRECTOR (62-117290) (PRIORITY)

BT

UNCLAS

ATTENTION CONGRESSIONAL INQUIRY UNIT, RECORDS MANAGEMENT
DIVISION

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA),
BUDED NOVEMBER 13, 1978.

RE FRINGE TEL TO CHICAGO AND OTHER OFFICES,
NOVEMBER 7, 1978.

REVIEW OF CHICAGO OFFICE INDICES REFLECTS NO
IDENTIFIABLE INFORMATION REGARDING DALLAS BARR, AKA
JERRY MILLER, DATE OF BIRTH FEBRUARY 1, 1928, OR
JANUARY 1, 1929, FBI NUMBER 5 641 866.

BT

REC-47
EX-109

14 NOV 14 1978

61 DEC 4 1978

9 NOV 78 21 00Z
RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Serv.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

Conceded
Q...
Unit
JWB
BREKKE

62-117290-1296

62-117290-1296
EX-109

JWB
4

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 11/9/78

TO: DIRECTOR, FBI (62-117290)
 (ATTN: RECORDS MANAGEMENT DIVISION,
 CONGRESSIONAL INQUIRY UNIT)

FROM: SAC, SPRINGFIELD (62-2567)

SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)

ReBuairtel to CG, 11/8/78.

Enclosed for the Bureau is one photocopy each of 35 pages reflecting all information available in Springfield files relative to DALLAS BARR, aka JERRY MILLER.

Springfield indices negative regarding JAMES COOPER GREEN.

EX-109

REC-60

62-117290-1297

*Material detached and
 retained in CIU, RMD,
 Rm. 8988. JWB*

ENCLOSURE

② - Bureau (62-117290) (Enc. 35)
 1 - Springfield (62-2567)

JFD/nas
 (3)

NOV 13 1978

BR. AHS

JWB
4

2/18/86

Sp. In. p. 100

Approved: _____

Transmitted _____

(Number)

(Time)

Per _____

DEPARTMENT OF JUSTICE
 FEDERAL BUREAU OF INVESTIGATION
 COMMUNICATION MESSAGE FORM

079

PAGE 1 OF 2

DATE

11/8/78

CLASSIFICATION

UNCLAS E F T O

PRECEDENCE

IMMEDIATE

*D*F07900 CG KC ME NO SL SINDE HQ H0079 3124H0YE/P*

082018Z NOV 78

FM DIRECTOR FBI (62-117290)

TO: FBI CHICAGO (IMMEDIATE)

FBI KANSAS CITY (IMMEDIATE)

14 FBI MEMPHIS (IMMEDIATE)

FBI NEW ORLEANS (IMMEDIATE)

12 FBI SPRINGFIELD (IMMEDIATE)

FBI ST. LOUIS (IMMEDIATE)

10 BT

UNCLAS E F T O

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 2/18/96 BY SP1MAC/16

8 HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

BUDED NOVEMBER 13, 1978.

 6 HSCA, BY LETTER DATED NOVEMBER 6, 1978, REQUESTED THAT ALL
 FBIHQ AND FIELD OFFICE FILES BE PROVIDED ON THE FOLLOWING

4 SUBJECTS:

A) JAMES COOPER GREEN, AKA JIM GENOVESE

2 DOB: JANUARY 7, 1947

ADDRESS: ROUTE 2, CARUTHERSVILLE, MISSOURI

DO NOT TYPE MESSAGE BELOW THIS LINE

APPROVED BY

DICTATED BY

DATE

ROOM

TELE EXT.

1 - MR. RYAN

1 - MR. FOSTER

1 - MR. BREKKE

DO NOT TYPE PAST THIS LINE

EX-114

REC-60

62-117290

23 NOV 9 1978

DO NOT FILE WITHOUT COMMUNICATIONS STAMP

FBI/DOJ

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE 2

CONTINUATION SHEET

PAGE TWO DE HQ 0079 UNCLAS E F T O

BT DALLAS BARR, AKA JERRY MILLER

DOB: FEBRUARY 1, 1928 OR JANUARY 1, 1929

FBI NUMBER 5 041 866

ON NOVEMBER 8, 1978, MICHAEL EBERHARDT, HSCA, ADVISED THAT
THE COMMITTEE WANTED THE FIELD OFFICES IN CHICAGO, KANSAS CITY,
SPRINGFIELD AND ST. LOUIS, CHECKED FOR MATERIAL ON BARR.

EBERHARDT REQUESTED THAT THE FIELD OFFICES IN MEMPHIS,
NEW ORLEANS AND ST. LOUIS BE CHECKED FOR MATERIAL ON GREEN.

ABOVE-NAMED OFFICES SHOULD REVIEW INDICES AND ANY MATERIAL
FOUND IDENTIFIABLE WITH JAMES COOPER GREEN OR DALLAS BARR, IN
THE APPROPRIATE FIELD OFFICE, SHOULD BE DUPLICATED AND ONE COPY
FURNISHED BY COVER AIRTEL TO CONGRESSIONAL INQUIRY UNIT, RECORDS
MANAGEMENT DIVISION, FBIHQ, BY NOVEMBER 13, 1978. ANY POTEN-
TIAL PROBLEMS IN COMPLYING WITH DEADLINE SHOULD BE TELE-
PHONICALLY RESOLVED WITH CONGRESSIONAL INQUIRY UNIT.

BT

DO NOT TYPE PAST THIS LINE

DO NOT TYPE MESSAGE BELOW THIS LINE

N00003 3171718

PP HQ

DE NO 0003

P 131715Z NOV 78

FM NEW ORLEANS (66-2878) (RUC)

TO DIRECTOR (62-117290)

BT

UNCLAS E F T O

13 NOV 78 17 19z
RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
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Legal Coun.	
Plan. & Insp.	
Rec. Mgnt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

John BREKKE

ATT: CONGRESSIONAL INQUIRY UNIT, RECORDS MANAGEMENT DIVISION

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA), BUDED NOV. 13, 1978.

RE BUTEL NOV. 8, 1978.

A REVIEW OF THE INDICES OF THE NEW ORLEANS OFFICE HAS BEEN CONDUCTED AND NO INFORMATION IDENTIFIABLE WITH JAMES COOPER GREEN, AKA, JIM JENOVESE, DOB, JAN. 7, 1947, WAS CONTAINED THEREIN.

BT

REC-24

EX-109

62-117290-1299

NOV 14 1978

66DEC 4 1978

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/13/86 BY SP1000/mre

John A

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 11/8/78

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Insp.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Serv.	
Training	
Off. Liaison	
Director's Sec'y	

11/9/78

TO: DIRECTOR, FBI (62-117290)
 (ATTN: CONGRESSIONAL INQUIRY UNIT,
 RECORDS MANAGEMENT DIVISION)

FROM: SAC, KANSAS CITY (175-64)

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)
 BUDED 11/13/78

ReButel 11/8/78.

Kansas City indices contain no information
 identifiable with JAMES COOPER GREEN or DALLAS BARR.

(Circular stamp)

ALL INFO CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 2/13/86 BY SPRINGER

EX-120
 REC-2

62-117290-1300

6 NOV 10 1978

②-Bureau
 1-Kansas City
 JCL:lib
 (3)

Approved: RM/gy

Transmitted _____ (Number) _____ (Time)

Per _____

RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.

LOUIS STOKES, OHIO, CHAIRMAN

SAMUEL L. DEVINE, OHIO
STEWART B. MCKINNEY, CONN.
CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Select Committee on Assassinations
U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

November 13, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation by the House Select Committee on Assassinations into the circumstances surrounding the death of Dr. Martin Luther King, Jr., I have enclosed pursuant to the agreement between the Department of Justice and this Committee, copies of additional materials which may be referred to, and consequently made public during our reconvening hearings which began on November 9, 1978.

It would be appreciated therefore if the Department of Justice would review the enclosed, and inform the Committee at least by November 15, 1978, if there are any objections to the release of any of the information.

Thank you for your continuing cooperation.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

Enclosures

cc: Ron Heller
GRB:gh

ST-113

62-117290

REC-34

65-117290-1303

11 NOV 16 1978

1 - Mr. D. Ryan
1 - Mr. W. A. Harwood
1 - Mrs. J. R. Miller *JRM*

November 13, 1978

The Attorney General
Attention: Mr. J. Michael Kelly

David Ryan, Security Officer
FBI

B REQUEST FOR DECLASSIFICATION REVIEW

Attached is a copy of a memorandum from Ramsey Clark, Attorney General, to Mr. John Edgar Hoover, Director, Federal Bureau of Investigation, dated January 3, 1968, captioned "Communist Infiltration, Southern Christian Leadership Conference," which has been classified "Secret."

The House Select Committee on Assassinations has recently requested this document, among others relating to its inquiry regarding the Martin Luther King, Jr., assassination, be reviewed for declassification and possible public disclosure. The Committee has requested it be advised by November 17, 1978, regarding classification and if any objection is interposed to public release. As a matter of information, this Bureau has previously declassified similar documents relating to telephone surveillance on the Southern Christian Leadership Conference and it would appear the classification of the attached document is derived from FBI documents which have been declassified. As the Office of the Attorney General is the originator of the enclosed document, in accordance with existing procedures, it is requested I be expeditiously advised if declassification and public disclosure of the attached document is warranted.

Original Filed In
62-116065

Enclosure

SECRET MATERIAL ATTACHED

62-116065

1 62-117290 (HSCA)

JRM
JRM:lfj
(7)

11/19/78 *Sp Macphre*

NOTE: This matter referred to Department Attorney-Advisor Jerry Schrader on 11/9/78 based on an expeditious request by the House Select Committee on Assassinations. Mr. Schrader brought the document to the attention of Mr. Kelly, Counselor to the Attorney General on 11/13/78, and the latter requested an FBI request for declassification review be submitted in writing.

62-117290-
NOT RECORDED

NOV 14 1978

62 11/15/1978

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.
SAMUEL L. DEVINE, OHIO
STEWART B. MCKINNEY, CONN.
CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 13, 1978

~~FEDERAL GOVERNMENT~~

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation into the circumstances surrounding the assassination of Dr. Martin Luther King, Jr., we request that you provide the Committee with the names of all agents who were assigned to the Security Squad of the Atlanta office of the Federal Bureau of Investigation during the period between January 1967 through May 1968. In addition, to the extent possible we request that this list also include indications of supervisory positions held by members of the squad.

Due to the urgency of this request, we respectfully request your immediate attention to this matter.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:kmh

62-117290

ST-113

REC-35

62-117290-1304

11 NOV 16 1978

57 DEC 5 1978

reat as original

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.

(202) 225-4624

Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 14, 1978

~~INTERNAL SECURITY~~

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D. C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General

Dear Mr. Attorney General:

In connection with the Committee's investigation of the assassination of Dr. Martin Luther King, Jr., it is requested that the FBI provide the Committee with the name of an agent assigned to security matters in Atlanta in 1968. The following descriptive data is furnished to provide a basis for that identification:

The individual is a white male who was approximately 34 years old in 1968. He is approximately 6' to 6'1" tall, dark hair, with a smooth complexion. He was assigned to Atlanta's security squad, had some supervisory responsibilities, either as an assistant or relief supervisor. He was on the squad for approximately four (4) years prior to 1968. The individual may have been of Italian extraction or had an Italian sounding surname. He was neither an accountant nor a lawyer. He possibly came from an eastern city. In the Atlanta office, he sat near Alan Sentinella and Alder Miller.

It is further requested that this matter be handled on an expedited basis.

ST-113 REG-39

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:wwd

cc: Ron Heller

62-117290

11 NOV 16 1978

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 11/9/78

TO: DIRECTOR, FBI (62-117290)
 (ATTN: CONGRESSIONAL INQUIRY UNIT,
 RECORDS MANAGEMENT DIVISION)

FROM: *RK* SAC, ST. LOUIS (62-5097)

SUBJECT: *4c* HOUSE SELECT COMMITTEE ON ASSASSINATIONS
 BUDED: 11/13/78

JRP
BREKYE

Re Bureau teletype to Chicago and other offices
 dated 11/8/78.

- A) Enclosed herewith are copies of the following
 communications concerning JAMES COOPER GREEN,
 dob 1/7/47. St. Louis indices contain no
 reference to JIM GENOVESE.

FD-9 in SL file 15-17227 captioned
 "JOE DEE ROSE; ET AL; TFIS" (Serial 64);

FBI Identification Record for JAMES COOPER
 GREEN, JR., FBI #432 338 F (Serial 63) in
 SL file 15-17227, blockstamped and
 serialized on reverse page;

St. Louis letter to Birmingham dated
 3/30/78 from SL control file 87-24046
 wherein the name JAMES C. GREEN appears in
 the title; *EX-109*

Memo to SAC, St. Louis, from SA MARSHALL P.
 GORHAM dated 11/8/78 captioned "Miscellaneous"

② - Bureau (Enc - 6)
 1 - St. Louis
 JFS:kmt
 (3)

Enc. attached, CTU

23 NOV 17 1978

REC-80
62-117290-1306
2/19/80
WSP Macmre

Approved: *61978*

Transmitted

(Number)

(Time)

Per

FBI/DOJ

SL 62-5097

Information Concerning, JAMES COOPER GREEN, JR." (SL file 62-0-19478). The Bureau will note that attached to this memo are xerox copies of indices cards concerning JAMES COOPER GREEN, JR. The following observations are furnished concerning those indices cards:

SL file 44-700 was destroyed on 3/30/78. SL file 152-8 was destroyed on 2/18/78. SL file 26-31372 was destroyed approximately 5 to 8 years ago.

- B) Enclosed herewith are copies of the following communications concerning DALLAS BARR, aka JERRY MILLER:

Letter dated 10/4/77 from H. EBERHARDT to FBI, St. Louis, and Treasury Department, Criminal Enforcement Division, St. Louis, Missouri;

Letter to H. EBERHARDT dated 10/11/77 from the SAC, St. Louis.

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STEWART [REDACTED] SKINNEY, CONN.
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House Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

(202) 225-4624

FEDERAL GOVERNMENT

November 14, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

On November 7, 1978 in response to a request by the House Select Committee on Assassinations dated February 3, 1978 and modified by letter on October 12, 1978, the Federal Bureau of Investigation provided the Committee with a two volume set of photographs of FBI agents who were assigned to Atlanta in 1968.

Prior to the delivery of these volumes, representatives of the FBI indicated that four (4) photographs were unobtainable through the agents personal files. They further stated that two of these four were pictures of agents assigned to the security Squad. At that time, members of the Committee's staff were informed that every effort would be made to obtain other photographs of these agents.

11 NOV 17 1978

At the time of delivery and in subsequent conversations, the Committee was assured that the two volumes contained, along with "fillers", photographs of all agents assigned to Atlanta for the requested period. Thus the omission noted in paragraph two were corrected.

A troubling aspect of the pictures provided, however, was that one photograph, number 16, is markedly different from the rest both in quality and the age of the person at the time the photograph was made.

If this picture was, in fact, that of a member of the security squad, serious questions are raised about the fairness of the photographs supplied and the resulting ability of the Committee to effectively employ them for the purpose of identification.

The Honorable Griffin B. Bell,
Page Two

It is requested that the FBI state one (1) whether the person who appears in the photograph was a member of the security squad and two (2) if he is a former agent named Jack Rose. In addition, to complete the written record with respect to this response, the Committee requests that the Bureau provide the Committee with an unsealed list of names of the agents depicted in the photographs, without any correlation to the numbers of the photographs, as well as a statement that all of the photographs sought by the above-referenced request were provided.

As the information sought by this request has already been compiled, it is requested that a response to this request be made immediately.

Sincerely;



G. Robert Blakey
Chief Counsel and Director

GRB:wwh
xc: Mr. Ron Heller

LOUIS STOKES, OHIO, CHAIRMAN
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House

Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

(202) 225-4624

November 15, 1978

FEDERAL GOVERNMENT

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D. C.

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation into the assassination of Dr. Martin Luther King, Jr., it is requested that the FBI make special agent James J. Rose available to be interviewed by the staff of the Committee.

It is further requested that the FBI search its records and provide the Committee with any written documentation which would establish whether or not agent Rose was present and on duty in Atlanta on April 4, 1968, and if he was present at what time he went off duty on that day.

As agent Rose will be a possible witness in our public hearings prior to November 23, 1978, the Committee requests that this matter be handled on a priority basis.

Sincerely,

G. Robert Blakey
Chief Counsel and Director

GRB:dm

cc: Ron Heller

FGT
REC 6 1978



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Cincinnati, Ohio
November 3, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS

Thomas W. Kitchens, Jr., Special Agent In Charge, Cincinnati, Ohio, was interviewed telephonically October 31, 1978, by Gayle Oppenberg, Staff Member, House Select Committee on Assassinations. She advised that one Charles Lee Bell stated that one Albert Ridley gave money in Louisville, Kentucky, during 1967 or 1968 to the Police and an FBI Agent to withdraw protection from Dr. King. She stated that the FBI Agent has been identified as SAC Kitchens.

Miss Oppenberg was advised that SAC Kitchens was not assigned to the Louisville Division until 1972 and that in 1967 he was assigned to FBI Headquarters, Washington, D.C. and in the Spring of 1967 was transferred to Knoxville, Tennessee, as Assistant Special Agent In Charge. She was also advised that SAC Kitchens has no present recollection of Bell or Ridley and that he certainly had never received any money from either of them.

2/18/80

Jpmac:nxe

62-11750-12-1

ENCLOSURE

The Assistant Attorney General
Criminal Division

Attention: Mr. Robert Keuch

Director, FBI

FEDERAL GOVERNMENT

- 1 - Mr. Long - Enc.
- 1 - Mr. Foster - Enc.
- 1 - Mr. Mintz - Enc.

November 9, 1978

- 2 - Mr. Coulson - Enc.
- 1 - Mr. Heller - Enc.

HOUSE SELECT COMMITTEE ON ASSASSINATIONS

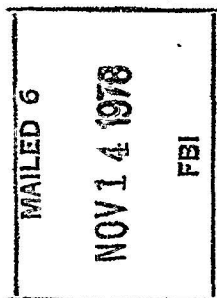
In accordance with Attorney General Order 116-56, this memorandum advises that Thomas W. Kitchens, Jr., Special Agent in Charge of the Cincinnati, Ohio, Field Office was interviewed on October 31, 1978. A memorandum setting forth Mr. Kitchens' account of this interview is enclosed for your information.

Enclosure

2/18/86

Spmaemre

1 - Personnel file - Thomas W. Kitchens, Jr. - Enclosure



APPROVED: *[Signature]*

Director

Assoc. Dir.

Dep. AD Adm.

Dep. AD Inv.

Adm. Serv.

Crim. Inv.

Ident.

Intell.

Laboratory

Legal Coun.

Plan. & Insp.

Rec. Mgnt.

Tech. Servs.

Training

Public Affs. Off.

EX-120

REC-80

2 NOV 17 1978

- Assoc. Dir. _____
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- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

RH:ldr
(10)

DEC 11 1978
MAIL ROOM

4-PA-9
3659

FBI/DOJ

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CHARLES T. ... NEAR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 14, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

FEDERAL GOVERNMENT

ATTENTION: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

The subcommittee investigating the circumstances surrounding the death of Dr. Martin Luther King, Jr., has obtained authorization to be furnished any and all information maintained by the Federal Bureau of Investigation, concerning and/or received from Charles Cabbage (Memphis, Tennessee), during the period March 1, 1968 through June 1, 1968.

Submitted herewith is the release executed by Mr. Cabbage, and accordingly, it is requested that the Federal Bureau of Investigation prepare for delivery, all Headquarters and Field Office files and subfiles of any nature pertaining to this individual for the period enumerated.

As time is extremely crucial in this matter, your prompt attention is greatly appreciated.

Very truly yours,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:ghh
Encl:as

ENCLOSURE

EX-114 62-117290
REC-24 62-117290-1312

61 DEC 12 1978

17 NOV 21 1978

LOUIS STOKES, OHIO, CHAIRMAN
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Select Committee on Assassinations

U.S. House of Representatives

3331 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

(202) 225-4624

I, the undersigned, hereby authorize the Federal Bureau of Investigation (FBI) to release any and all information which it has or maintained concerning me, and/or which it has received or obtained from me, including such information which may have been revealed to the FBI on a confidential basis, during the period from March 1, 1968 through June 1, 1968 to the Select Committee on Assassinations of the United States House of Representatives (Committee) and its staff. By this authorization, I knowingly and voluntarily waive whatever rights I may have to withhold disclosure of information in the possession of the FBI to the Committee and its staff.

Signed:

Charles L. Cabbage

Date:

11/10/78

62-117270-1312

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Bassett *HAB*

FROM : Mr. D. Ryan *DR*

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)
STAFF REPORT
INVESTIGATION INTO THE ASSASSINATION OF
DR. MARTIN LUTHER KING, JR:
AN ANALYSIS OF THE PERFORMANCE OF
THE DEPARTMENT OF JUSTICE AND THE
FEDERAL BUREAU OF INVESTIGATION

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

1 - Mr. Adams
1 - Mr. McDermott
1 - Mr. Bassett

DATE: 11/16/78

1 - Legal Counsel Division
1 - Public Affairs Office
1 - Criminal Investigative
Division

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

1 - Mr. Ryan
1 - Mr. Foster

PURPOSE:

To summarize captioned report, furnish internal observations, identify items of media interest and recommend that certain observations concerning the report be furnished to the Department of Justice and the HSCA.

SYNOPSIS:

In connection with the investigation into the assassination of Martin Luther King, Jr., and resulting public hearings, the HSCA plans to release captioned report on 11/27/78. A copy was provided the FBI and our objections and observations concerning the report should be submitted to the Department and the HSCA by 11/16/78.

Details set forth in chapter-by-chapter summary of report, which concludes the FBI and Department remained consistent in the belief that Ray acted alone in killing King. Although investigation was pursued in search of a conspiracy, investigation in this area was limited, with the issues of Ray's finances and possible family involvement still undetermined. This resulted from the FBI's preoccupation with the fugitive investigation.

9 NOV 21 1978

Report states that, based on a review of evidence in FBI files and techniques employed by the Department and the FBI to resolve leads, the HSCA review has not disclosed a basis for confidence in the official conclusion that Ray

62-117290

ENCLOSURE

Enclosure

ENC. BEHIND FILE

CONTINUED - OVER

ATA:wph (8)WPA

Classified by *SP-3*
Declassify on: OADR



62 JAN 3 1979

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

Ryan to Mr. Bassett Memorandum
Re: House Select Committee on Assassinations (HSCA)

acted alone. The HSCA believes that the grand jury, search warrants, immunity grants and court-authorized electronic surveillances could have been used to produce more effective results. The FBI is criticized for its "one way street posture" and not fully utilizing local police expertise, failure to pursue leads conflicting with protection of our public image, and violating the constitutional rights of citizens and the defendant. The HSCA found no evidence that any deficiencies in the investigation were directly or indirectly the result of what the Committee describes as the "Bureau's well-documented hatred for Dr. King and his movement."

Our observations are that the HSCA summary of facts regarding the Murkin investigation is accurate and well documented, but also contains other information and conclusions. Major observations which should be provided the Department and the HSCA are: removal of identities of Agents in the investigation below the level of Section Chief; that the Attorney General left up to the FBI the decision on where to file the complaint against Ray; that the FBI was restricted in use of court-authorized electronic surveillance, contrary to HSCA view; final determination if electronic surveillance violates constitutional rights of individuals rests with the Department, not the FBI; that our informant coverage of hate groups would have been adequate to learn of any group's involvement in King's assassination; that the HSCA fails to objectively detail the extent of FBI interviews with Ray's relatives; that the HSCA analysis fails to address the central point as to whether or not it determined Ray's guilt or innocence; and the use of inflammatory, nonessential language in the report primarily designed to malign the FBI. Items of concern in the report, as to informants, relations with the Royal Canadian Mounted Police, Privacy Act and classification are set forth. (C)

Items in report likely to be subject of media attention are general findings, such as FBI's preoccupation with identifying and locating Ray, which resulted in a limited effort to detect a conspiracy; the FBI's failure to pursue investigation of Ray's family, involvement of hate groups, or identification of Ray's financial sources; that HSCA review has not disclosed basis for confidence in the official conclusion that Ray acted alone; that the FBI failed to pursue leads which conflicted with protection of its public image; that our investigation violated constitutional rights of Ray and his attorney-client relationship; and that the HSCA found

Ryan to Bassett Memorandum
House Select Committee on Assassinations (HSCA)

~~CONFIDENTIAL~~

no evidence that any deficiencies in the investigation were results of the "Bureau's well-documented hatred for Dr. King and his movement."

The report shows no final conclusions as to the guilt or innocence of Ray or the involvement or non-involvement of any persons. It is anticipated that additional HSCA reports will be issued regarding our security investigation of King, the HSCA's investigation of the assassination, and the HSCA's complete findings in both the security and assassination investigations of King.

RECOMMENDATION:

That approval be granted to forward to the Department and the HSCA the attached letter and memorandum listing our observations and objections concerning captioned report.

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Assoc. Dir. _____	Ident. _____	Rec. Mgnt. _____
Dep. AD Adm. _____	Intell. _____	Tech. Servs. _____
Dep. AD Inv. _____	Laboratory _____	Training _____
		Public Affs. Off. _____

DETAILS:

BACKGROUND:

For the past two years the HSCA has been conducting investigation into the assassination of Martin Luther King, Jr., reviewing pertinent FBI files and interviewing present and former Agents familiar with the aspects of our assassination and security investigation of King. After holding several days of public hearings in the King case during August, 1978, the HSCA resumed hearings on 11/9/78 and issued a Staff Report scheduled for release 11/27/78. An advance copy of this report (attached) was received by Legal Counsel Division on 11/7/78, transmitted by HSCA Letter to the Attorney General dated 11/6/78. This letter advised that the report should be reviewed by appropriate officials of the Department of Justice and unless notified otherwise within five days, the HSCA would assume the Department has no objection to publication of the report in its entirety.

~~CONFIDENTIAL~~

Ryan to Bassett Memorandum
Re: House Select Committee on Assassinations

On 11/8/78 Mr. Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division, advised that HSCA Chief Counsel and Director G. Robert Blakey agreed to extend the deadline for review of captioned report and submission of observations of same to the close of business 11/16/78.

Copies of captioned report were furnished appropriate officials at FBIHQ in order that the report could be reviewed for classification, privacy rights, sensitive informants and methods and inaccuracies. Advance copies were also furnished to the Director, Mr. Adams and Mr. McDermott. Based upon review at FBI Headquarters the following consists of a chapter by chapter summary of captioned report with internal observations where appropriate, highlighting portions of the report likely to attract media attention. Also set forth are our objections and observations which should be furnished to the Department of Justice and the HSCA within the HSCA deadline of 11/16/78.

I. INTRODUCTION

SUMMARY:

Because of counterintelligence operations against King and SCLC during the 1960's, the HSCA faced the troubling question as to whether or not the FBI could conduct a thorough and far-reaching criminal investigation into the assassination. Besides this over-riding issue, the HSCA attempted to resolve if the Justice Department properly exercised its authority over the direction and conduct of the investigation, if available investigative resources were committed to identify and locate person(s) responsible, what was the nature of the FBI's coordination with and use of local authorities and was the investigation conducted with due regard for the constitutional rights of citizens, investigative targets and the defendant.

OBSERVATIONS: None.

II. THE COURSE OF THE INVESTIGATION

SUMMARY:

This chapter identifies Agents at various levels of supervision in the King assassination (MURKIN) both in the field and at FBIHQ. Their duties are described. Then follows a

Ryan to Mr. Bassett Memorandum
Re: House Select Committee on Assassinations (HSCA)

narrative of the crime, the immediate response of the Department and the FBI, details concerning the identification and location of Ray, his extradition from England and his guilty plea in Memphis on 3/10/69.

OBSERVATIONS:

(1) The HSCA's narrative summary of facts regarding our investigation to identify and apprehend Ray is accurate and well documented. This is based on a random comparison of selected footnotes with material content. This chapter is however, supplemented with other information and HSCA conclusions.

(2) The identification of Agent names in this report is a concern. In previous reviews of our King investigation the Senate Select Committee in 1975 and a Task Force of the Department of Justice in 1976-1977 agreed at our request not to publish the identities of Special Agent personnel below the level of Section Chief. Although no written verification was received from the HSCA on this point, Mr. Blakey has orally stated to representatives of the Legal Counsel Division and the CIU that the HSCA would also follow this practice. It is not done so in this Chapter or in Chapter IX where the security case agent in Atlanta is identified by name. This matter should be brought to the attention of the HSCA, particularly with reference to the King Security Case, where disclosure of an Agent's identity could jeopardize his personal safety.

(3) On page 28 the FBI's investigation cost figures show marked decrease in cost and miles driven on a nationwide basis after Ray's arrest. Although figures quoted are accurate, it should be pointed out to the HSCA that in any major investigation the cost and miles driven will be reduced drastically after its initial stages. At first the investigation is broadly based with leads in many areas. As the investigation narrows, the cost and miles driven will logically decrease.

III. COORDINATION BETWEEN THE DEPARTMENT OF JUSTICE
AND THE FEDERAL BUREAU OF INVESTIGATION

SUMMARY:

This chapter identifies Department of Justice personnel which had the ultimate responsibility for conduct of the King assassination investigation. In its "background

Ryan to Mr. Bassett Memorandum

Re: House Select Committee on Assassinations (HSCA)

role" the Department was furnished "sanitized and digested" information by the FBI, which maintained the course and direction of the investigation. Excluded from the case were U.S. Attorneys in large cities where major portions of the investigation were conducted. Also discussed are personnel relations between the Department and FBI officials at the time, the "arrogant independence of the Bureau", failure of the Department to supervise and control the FBI and the Bureau's "apparent inbred fear" of Department intrusion into its activities. Cited are specific instances of difficulty between the Bureau and the Department, such as notifying the Department after the fact regarding filing the complaint against Ray in Birmingham; criticism by the Director of the Attorney General's public statements on the case; and FBI resentment of a Department official being sent to London to handle Ray's extradition. Examination of these and other instances helped gain an overall understanding of the quality of the King assassination and the roles played therein by the Bureau and the Department.

OBSERVATION:

With respect to the filing of the complaint against Ray, on page 45 it states "there is no indication in FBI files that the selection of a filing location was discussed with the Attorney General in Washington until after the fact". This criticism was also made by the Office of Professional Responsibility (OPR) of the Department during its review of the King case. However, according to an internal memorandum of the Birmingham Office, the United States Attorney in Birmingham informed the SAC that he had contacted the Attorney General who stated that he authorized prosecution of Ray, but he (Attorney General) was not aware where the process was to be filed since that was a decision for FBI officials. The HSCA had access to this memorandum in Birmingham file 44-1740-1005. While it is true that no documents could be found indicating a filing location was discussed with the Attorney General before the fact, the Birmingham memorandum indicates the Attorney General was willing to leave location selection up to Bureau officials.

Ryan to Mr. Bassett Memorandum
Re: House Select Committee on Assassinations (HSCA)

IV. COORDINATION BETWEEN THE BUREAU AND OTHERS

SUMMARY:

Here the HSCA comments upon the FBI's relationship with outside organizations and individuals, an analysis of which will gain "a clearer picture of the strengths and weaknesses of the agency itself." To the FBI the outside world was divided into friends and foes and a "curious conflict" arose when a potential witness had a "questionable or anti-Bureau reputation" and thus was seen as a threat to the FBI's public image. The "one way street" posture of FBI precluded possibility of a close working relationship with local authorities on matters within their expertise. While cooperation between the FBI and local authorities in Memphis was harmonious, the limited distribution of information from the FBI during the on-going investigation remained an excellent example of the extent to which the FBI guards the substance of its on-going cases.

OBSERVATION:

On page 52 the above HSCA statement concerning the "one way street" posture of the FBI is unwarranted and should be corrected. Our relationship with local authorities in the MURKIN investigation was highly satisfactory and productive. The Committee report describes our relations with Memphis authorities as "harmonious". Further, in its own investigation the HSCA asked the FBI on two occasions to mediate a matter with a local police department. This may not have been possible if our one way relationship with local authorities is described accurately by the HSCA.

V. PROTECTING THE BUREAU'S IMAGE

SUMMARY:

In this chapter the HSCA cites examples where concern for our public image made us reluctant to pursue leads in the Murkin investigation. These were: (1) Refusal to interview an editor because he was a "rabble-rouser and hate monger" after he claimed Ray's brother told him of a conspiracy in the assassination. (2) Monitored activities of an investigative reporter working on the assassination and avoiding interview with him; (3) Restricted covering of several investigative leads which were associated with District Attorney General

Ryan to Mr. Bassett Memorandum
Re: House Select Committee on Assassinations (HSCA)

Jim Garrison in New Orleans, a controversial figure. To support its allegation that the FBI supplied information to assist friendly writers, the HSCA cites one article which was submitted to the Bureau only for editing and a proposal to assist writer Gerold Frank. This proposal was initially approved, but later rejected. The HSCA then concluded Frank must have received assistance because "striking similarities to the FBI reports covering the same subject matter" appear in his book.

OBSERVATIONS:

(1) On page 55 of this chapter paragraph two, the date of Ray's guilty plea is 3/10/68. This date should be 3/10/69.

(2) The HSCA states on page 58, paragraph 1 that, underlying memoranda regard the reporter was a clear concern on the part of the FBI that "a private investigative reporter would break the case before the nation's largest and most famous investigative agency." This statement is a good example of pure conjecture by the Committee and removal of the statement should be requested.

(3) In spite of the statement of former Assistant Director Bishop that the Bureau did not cooperate with any author on the King case and HSCA statement on pages 61-62 that no evidence to that effect was found in FBI files, the HSCA still attempts to leave that impression. It should also be pointed out to the HSCA that the "striking similarities" in the author's book could have resulted from the data in possession of the Department or local prosecuting authorities, and not the FBI.

VI. INVESTIGATIVE METHODOLOGY

SUMMARY:

The HSCA states that conspicuously absent in Murkin were investigative methods such as search warrants, electronic surveillance, immunity grants, and the grand jury. The use and advantages of a federal grand jury in an investigation are discussed along with the reasons.

Ryan to Mr. Bassett Memorandum
Re: House Select Committee on Assassinations (HSCA)

the FBI did not employ its use. Primarily, the HSCA believes this method could have been useful in handling uncooperative witnesses, Ray's brothers, suspects who were members of hate groups or any other individuals who could not normally be relied upon to be totally candid in interviews with FBI Agents.

With respect to electronic surveillance the HSCA faults our failure to utilize court authorized monitoring upon passage on 6/19/68 of the Ominious Crime Control and Safe Streets Acts of 1968 which permitted such use in certain crimes, including murder. The Committee is critical of our one request to conduct non-consensual electronic surveillance of Ray's sister and brother-in-law, citing as "insubstantial" our basis to apprehend Ray and reduce the stresses and tension placed on the national security subsequent to the death of King. It further states that such surveillance, if installed, would almost certainly be judged illegal under the 1968 constitutional standards and would violate the rights of surveillance targets. Later withdrawal of this proposal was a clear indication of the Bureau's failure to seriously consider conspiratorial involvement of the family or the damage this investigative approach could have done to any prosecution of Ray's family.

OBSERVATIONS:

(1) As the HSCA points out in this chapter officials of the Deartment and the Bureau interviewed by the HSCA were in general agreement that a grand jury investigation was unnecessary and would not have aided the investigation. Ray was offered an opportunity to appear before the Federal Grand Jury in 1970, but he refused.

(2) On page 76 the HSCA notes that despite the potential for imaginative investigative efforts offered by the use of court authorized electronic surveillance in the Ominous Crime Control and Safe Streets Acts of 1968, there were no further attempts to implement same. It should be pointed out to the HSCA that even after passage of this act, the FBI was precluded by Departmental Order from using court authorized electronic surveillance in criminal cases. On 6/19/68 when President Johnson signed Title III of that statute into law, he publicly stated "the policy of this administration has been to confine wire tapping and eaves-dropping to national security cases only...This policy, now in its third year, will continue in force". President Johnson went on to say that on that date he instructed the Attorney General to assure this policy

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CONFIDENTIAL

was followed by all law enforcement officers. Subsequent attempts to obtain Attorney General approval to seek a court order in criminal cases were disapproved, citing this policy. Therefore, the "potential for imaginative investigative efforts offered by the act," according to the HSCA, was not available to the FBI. Also, the HSCA has personnel familiar with passage of this act who can be consulted as to its application concerning the FBI.

On page 74, the HSCA states that the willingness of the FBI to propose electronic surveillance against Ray's family, after recognizing internally its unconstitutional nature, showed an absence of concern for the rights of surveillance targets. This recognition of unconstitutionality of this surveillance was recorded in an internal FBI memorandum discussing all legal aspects of the installation. It should be pointed out to the HSCA the final determination as to such legality rests not with the FBI, but the Department of Justice, which can approve or disapprove the request.

VII. JAMES EARL RAY - THE ULTIMATE SOURCE OF INFORMATION

SUMMARY:

This chapter explores steps taken by the Department of Justice and the FBI to interview Ray, noting that he may have information in his possession regarding a conspiracy. In detail the report documents that no interview of Ray was conducted in England or during his flight back to the United States. Following his guilty plea in March, 1969, consideration was given to directly approaching Ray and, under Department authority, interview was conducted 3/13/69 by SAC Robert Jensen. The report states, supported by Jensen's HSCA interview, that an inadequate Miranda warning was given Ray. Ray refused a second interview by Jensen on 3/14/69 and subsequently refused to appear before the Grand Jury in 1970 and to be interviewed by the Department of Justice Task Force in 1976.

This chapter relates that local authorities, in violation of a court order, furnished the FBI copies of three letters from Ray to his attorney, Arthur Hanes. These copies were forwarded by the Memphis Field Office to FBI Headquarters. SAC Jensen acknowledged in his HSCA interview initialing two memoranda, but stated that the letters were volunteered to him. Several other examples of mail intercepts were noted, and the HSCA concludes that such activities were illegal and potentially injurious to prosecution of Ray.

Ryan to Mr. Bassett Memorandum

Re: House Select Committee on Assassinations (HSCA)

OBSERVATIONS: None.

VIII. THE CONSPIRACY INVESTIGATION

SUMMARY:

This chapter gives the Department and FBI view to support the conclusions that Ray acted alone in killing King. The HSCA believes, based on review of FBI files, that from the start there was a consciousness within the Bureau of a conspiracy possibility and memoranda to this effect are cited both in early stages of the investigation and subsequent to Ray's capture. The HSCA concludes that its review of evidence within FBI files and techniques employed by the Department and FBI in the case has "not disclosed a basis for confidence in the official conclusion that responsibility for Dr. King's death does not extend beyond the triggerman."

The HSCA outlines the defects it found in our conspiracy investigation as (1) conspiracy leads were resolved solely by establishing alibis of potential co-conspirators on the day of and several days before King's death. (2) limited effort to investigate involvement of hate type organizations. (3) total reliance on field interviews to resolve conspiracy and funding questions, grand jury not utilized. (4) failure to focus on Ray's family, noting numerous instances wherein Ray mentioned "a brother" to witnesses during significant pre-assassination periods and coincidences between Ray's own story of Raoul and association with his brothers. (5) no significant effort was made to determine the extent of criminal involvement of Ray's brothers. (6) failure to check alibis of John or Jerry Ray at time of the rifle purchase and John Ray's alibi on the day King was killed. (7) no efforts to investigate Ray's brothers through interviews of their associates.

OBSERVATIONS:

(1) Some of the HSCA's findings outlined above closely parallel findings of the OPR Task Force and are therefore already in the public domain. The Task Force determined that more investigation could have been conducted concerning Ray's brothers and that sources for Ray's funds are still a mystery.

Ryan to Mr. Bassett Memorandum

Re: House Select Committee on Assassinations (HSCA)

(2) On page 92 the HSCA states, other than canvassing informants during various stages in the investigation, the Bureau's investigation of possible hate groups involvement was "both limited and unimaginative." The HSCA fails to note that regarding hate groups in 1968 our informant coverage was more than adequate to detect information of such substance as a hate group plotting assassination of King. The HSCA fails to take this into consideration. Further, alibis of key hate group officials were checked out and ~~and~~ any positive information received alleging hate group involvement was thoroughly investigated.

(3) The HSCA notes FBI emphasis on interviews of Ray's relatives, but no objective effort was made to provide in detail the extent of such contacts. The files reflects relatives of Ray were interviewed on approximately 102 separate occasions. The majority of these, in the period of a few months, involved Jerry Ray, brother, 22 interviews; John Ray, brother, 18 interviews; Jerry Raynes, father, 15 interviews; Carol Pepper, sister, 14 interviews; John Gawron, step-father, 16 interviews; Albert Pepper, brother-in-law, 4 interviews; and Susan Donian, sister, 5 interviews.

IX. HOOVER, COINTELPRO, AND THE ASSASSINATION INVESTIGATION

SUMMARY:

One example of COINTELPRO activity against King is outlined in this chapter. There follows statements by Bureau and Department officials interviewed by the HSCA that our COINTELPRO efforts had the ironic effect of increasing the intensity of our investigative efforts in the assassination. Examples are given of Agents who worked on both the security and assassination investigation. Regarding Mr. Hoover, the HSCA implies that his scribbled notes on memoranda indicate closest attention to details of the investigation regarding conduct of his Agents or image of the Bureau. Files reflect Hoover placed neither positive or negative additions or restrictions on the scope of the investigation. In its concluding paragraph, the HSCA states that while there were serious problems with the investigation, both in the FBI's failure to pursue conspiracy possibilities and disregard for constitutional rights of citizens and the defendant, there is no clear evidence that these deficiencies or any others were directly or indirectly caused by the Bureau's well documented hatred of King and his movement.

Ryan to Mr. Bassett Memorandum
Re: House Select Committee on Assassinations (HSCA)

OBSERVATION:

(1) As outlined in observations in Chapter II, the HSCA should be requested to remove identities of Agents below the level of Section Chief. In this chapter two Agents who handled the security and assassination investigation of King in Atlanta are identified.

GENERAL COMMENTS:

(1) The analysis does not state whether or not the HSCA determined if Ray actually killed King. No doubt future findings in this regard will be issued. However, it is believed that any analysis of the Department and FBI's performance in the assassination investigation cannot be complete without an assessment of Ray's guilt or innocence. In this regard, the HSCA's analysis fails to address this central point and, therefore, its value to the American people is weakened.

(2) It should be pointed out to the HSCA that the FBI objects in some instances to the language in the report which is considered inflammatory, nonessential to the facts of the case, and obviously used to malign the FBI. These instances are: page 43, paragraph 1, "agency's arrogance"; page 57, paragraph 2, "remarkable memo"; page 75, paragraph 1, "reckless disregard"; page 79, paragraph 2, "insatiable curiosity"; page 80, paragraph 2, "no less than three letters"; page 92, paragraph 1, "a simplistic view of the law of conspiracy"; and page 98, paragraph 3, "patently illegal."

(3) On page 81, the report discusses receipt of information from an informant of the Memphis Field Office on August 6, 1968. This information, so specifically written, tends to identify this informant. The HSCA should be requested to delete the specific date and any reference to information coming from a Memphis informant. Unless this action is taken, it will be necessary to classify this portion of the report.

Also regarding informants, reference is made to page 57 where it is stated that to monitor the activities of an investigative reporter, Bureau sources were interviewed in a variety of locations, including a Houston radio station, The Houston Chronicle, the Pacific Telephone Company, the Sultan Room in Los Angeles, and the Rabbit's Foot Lounge in Los Angeles. While this passage does not tend to identify any specific individuals, the FBI would prefer the HSCA avoid such direct reference to the location of FBI sources.

Ryan to Mr. Bassett Memorandum
Re: House Select Committee on Assassinations (HSCA)

Other than the above, release of the report publicly will not identify FBI sources, informants or sensitive ongoing operations.

(4) With respect to FBI relations with foreign agencies, Harry Brandes of the Royal Canadian Mounted Police (RCMP), Washington, D.C., was contacted on November 15, 1978, concerning various references to the RCMP in captioned report. This representative advised there are no objections to information regarding the RCMP except in footnote 321. It was satisfactory to report information involved, but the documentation should not be attributed directly to the RCMP. Therefore, the HSCA will be requested to delete footnote 321. (C)

(5) It is anticipated that additional HSCA reports will be issued regarding our security investigation of King, and the HSCA's investigation of the assassination and HSCA complete findings in both the security and assassination investigations.

(6) The Privacy Unit has advised that, since the report was created and is controlled by the House of Representatives, the provisions of the Privacy Act do not apply.

CLASSIFICATION:

Captioned report was reviewed by the Projects Unit, Document Classification and Review Section. [It was determined that paragraph 3, page 22, beginning with "Prostitutes, bartenders,..." should be classified unless the fact the information came from the FBI can be removed. Therefore, by deleting footnote 79, (C) this paragraph will be unclassified. Other than this item, there are no problems concerning the report as to classification.]

NEWS MEDIA ITEMS:

The following items extracted from captioned report are believed to likely be the subjects of considerable media attention:

1. Of interest will be HSCA general findings, such as the FBI's preoccupation with identifying and locating Ray which resulted in a limited effort to detect a conspiracy in the case. Also noted may be the FBI's failure to pursue

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Re: House Select Committee on Assassinations (HSCA)

investigation of Ray's family more aggressively, inadequately investigating possible involvement of hate groups, and failure to identify sources of Ray's finances.

2. A finding which may be of interest is that the HSCA review "has not disclosed a basis for confidence in the official conclusion that Ray acted alone." This finding may alert media interest to the effect that the HSCA has come up with "something" which will be announced later.

3. The FBI failed to pursue leads which conflicted with protection of its public image.

4. The investigation violated the constitutional rights of Ray and his attorney-client relationship. This resulted from interception, in violation of a court-order, by local authorities of letters Ray wrote to his attorney while in jail. Copies of these letters were received from local authorities by the SAC, Memphis, and forwarded to FBIHQ.

5. The HSCA found no evidence that any deficiencies in the assassination investigation were the results of the "Bureau's well-documented hatred for Dr. King and his movement."

Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch

Director, FBI

1 - Mr. J. B. Adams
1 - Mr. J. J. McDermott
1 - Mr. H. N. Bassett
1 - Public Affairs Office
1 - Legal Counsel Division
November 16, 1978
1 - Criminal Investigative Div.
1 - Mr. D. Ryan
1 - Mr. G. J. Foster

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)
STAFF REPORT
INVESTIGATION INTO THE ASSASSINATION
OF DR. MARTIN LUTHER KING, JR.:
AN ANALYSIS OF THE PERFORMANCE OF
THE DEPARTMENT OF JUSTICE AND THE
FEDERAL BUREAU OF INVESTIGATION

FEDERAL GOVERNMENT

Reference is made to letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated November 6, 1978. This letter attached a staff report of the HSCA entitled "Investigation into the Assassination of Dr. Martin Luther King, Jr.: An Analysis of the Performance of the Department of Justice and the Federal Bureau of Investigation." Anticipated release date of this report is November 27, 1978.

Referenced letter requested this report be reviewed by appropriate officials of the Department of Justice and, unless the HSCA is advised otherwise within five days, the HSCA will assume that the Department has no objection to publication of the document in its entirety. On November 8, 1978, Mr. Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division, advised that Mr. Blakey agreed to extend the deadline for review of captioned report and submission of observations of same to the close of business November 16, 1978.

Enclosed are an original and one copy of a memorandum containing the FBI's observations and objections to contents of captioned report. It is requested that you furnish a copy of the enclosed memorandum to the HSCA.

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

Enclosures - 2

62-117290

YFA:lfjlf
(11)

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. _____

Intell. _____
Laboratory _____

Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____

9 NOV 21 1978

MAIL ROOM ☒

1 - Mr. J. B. Adams.
1 - Mr. J. J. McDermott
1 - Mr. H. N. Bassett
1 - Public Affairs Office
1 - Legal Counsel Division
1 - Criminal Investigative Div.
1 - Mr. D. Ryan
1 - Mr. G. J. Foster

November 16, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)
STAFF REPORT

INVESTIGATION INTO THE ASSASSINATION
OF DR. MARTIN LUTHER KING, JR.:
AN ANALYSIS OF THE PERFORMANCE OF
THE DEPARTMENT OF JUSTICE AND THE
FEDERAL BUREAU OF INVESTIGATION

3/18/86 - [signature]

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After a review of captioned report by appropriate officials at FBI Headquarters (FBIHQ), the following objections and observations concerning its contents are set forth for information of the Department of Justice and the HSCA. It is requested that the HSCA give consideration to modification of its report in line with the below:

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
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Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

(1) The identification of Agent names in this report is a concern. In previous reviews of our King investigation, the Senate Select Committee in 1975 and a task

62-117290
JTA:lfj [signature]
(11)

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____

Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____

SEE NOTE PAGE 7

ENCLOSURE

62-117290 - 1315

FBI/DOJ

House Select Committee on Assassinations (HSCA)
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force of the Department of Justice in 1976-1977 agreed, at our request, not to publish the identities of Special Agent personnel below the level of Section Chief. Although no written verification was received from the HSCA on this point, Mr. Blakey has orally stated to representatives of the FBI that the HSCA would also follow this practice. It has not done so in several parts of the report, notably the last section where the security case Agent in Atlanta is identified by name. It is believed, particularly with reference to the King security case, that disclosure of an Agent's identity could jeopardize his personal safety.

(2) On pages 28 and 29, the FBI's investigation cost figures show marked decrease in cost and miles driven on a nationwide basis after Ray's arrest. Although figures quoted are accurate, it should be noted that in any major investigation the cost and miles driven will be reduced drastically after its initial stages. At first, the investigation is broadly based with leads in many areas. As the investigation narrows, the cost and miles driven will logically decrease.

(3) With respect to the filing of the complaint against Ray, on page 45 it is stated "there is no indication in FBI files that the selection of a filing location was discussed with the Attorney General in Washington until after the fact." This criticism was also made by the Office of Professional Responsibility (OPR) of the Department during its review of the King case. However, according to an internal memorandum of the Birmingham Office, the United States Attorney in Birmingham informed the Special Agent in Charge (SAC) that he had contacted the Attorney General, who stated he authorized prosecution of Ray, but he (Attorney General) was not aware where the process was to be filed since that was a decision for FBI officials. The HSCA had access to this memorandum in Birmingham file 44-1740-1005. While it is true that no documents could be found

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indicating a filing location was discussed with the Attorney General before the fact, the Birmingham memorandum indicates the Attorney General was willing to leave the location selection up to Bureau officials.

(4) On page 52, the HSCA statement that the "one-way street" posture of the FBI precluded possibility of a close working relationship with local authorities is unwarranted and should be corrected. Our relationship with local authorities in the King murder (MURKIN) investigation was highly satisfactory and productive. Even the Committee report describes our relations with Memphis authorities as "harmonious." Further, in its own investigation the HSCA asked the FBI on two occasions to mediate a matter with a local police department. This may not have been possible if our one-way relationship with local authorities is described accurately by the HSCA.

(5) On page 55 of this chapter, paragraph two, the date of Ray's guilty plea is March 10, 1968. This date should be March 10, 1969.

(6) The HSCA states on page 58, paragraph 1, that, "underlying the Lomax memos" is a clear concern on the part of the FBI that "a private investigative reporter would break the case before the nation's largest and most famous investigative agency." This statement is a good example of pure conjecture by the Committee, and removal of the statement is requested.

(7) In spite of the statement of former Assistant Director Bishop that the Bureau did not cooperate with any author on the King case and HSCA statement on pages 62-62 that no evidence to that effect was found in FBI files, the HSCA still attempts to leave that impression. It is also noted

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the "striking similarities" in the author's book could have resulted from data in possession of the Department or local prosecuting authorities, and not the FBI.

(8) On page 76, the HSCA notes that despite the potential for imaginative investigative efforts offered by the use of court-authorized electronic surveillance in the Omnibus Crime Control and Safe Streets Acts of 1968, there were no further attempts to implement same. It should be pointed out to the HSCA that even after passage of this act, the FBI was precluded by Departmental Order from using court-authorized electronic surveillance in criminal cases. On June 19, 1968, when President Johnson signed Title III of that statute into law, he publicly stated "the policy of this administration has been to confine wiretapping and eavesdropping to national security cases only. . . This policy, now in its third year, will continue in force." President Johnson went on to say that on that date he instructed the Attorney General to assure this policy was followed by all law enforcement officers. Subsequent attempts to obtain Attorney General approval to seek a court order in criminal cases were disapproved, citing this policy. Therefore, the "potential for imaginative investigative efforts offered by the act," according to the HSCA, was not available to the FBI. Also, the HSCA has personnel familiar with passage of this act who can be consulted as to its application concerning the FBI.

(9) On page 74, the HSCA states that the willingness of the FBI to propose electronic surveillance against Ray's family, after recognizing internally its unconstitutional nature, showed an absence of concern for the rights of surveillance targets. This recognition of the unconstitutionality of this surveillance was recorded in an internal FBI memorandum discussing all legal aspects of the installation. It should be noted that the final determination as to such legality rests not with the FBI, but the Department of Justice, which can approve or disapprove the request.

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(10) On page 92, the HSCA states, other than canvassing informants during various stages in the investigation, the Bureau's investigation of possible hate groups involvement was "both limited and unimaginative." The HSCA fails to note that regarding hate groups in 1968, it is believed our informant coverage was more than adequate to detect information of such substance as a hate group plotting assassination of King. The HSCA fails to take this into consideration. Further, alibis of key hate group officials were checked out and any positive information received alleging hate group involvement was thoroughly investigated.

(11) In Section VIII, the HSCA notes FBI emphasis on interviews of Ray's relatives, but no objective effort was made to provide in detail the extent of such contacts. The file reflects relatives of Ray were interviewed on approximately 102 separate occasions. The majority of these, in the period of a few months, involved Jerry Ray, brother, 22 interviews; John Ray, brother, 18 interviews; Jerry Raynes, father, 15 interviews; Carol Pepper, sister, 14 interviews; Albert Pepper, brother-in-law, four interviews; Susan Donian, sister, five interviews; and John Gawron, step-father, 16 interviews.

(12) The analysis does not state whether or not the HSCA determined if Ray actually killed King. No doubt future findings in this regard will be issued. However, it is believed that any analysis of the Department's and FBI's performance in the assassination investigation cannot be complete without an assessment of Ray's guilt or innocence. In this regard, the HSCA's analysis fails to address this central point and, therefore, its value to the American people is weakened.

(13) It is noted that the FBI objects in some instances to language in the report which is considered inflammatory, nonessential to the facts of the case, and obviously used to malign the FBI. These instances are:

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(14) On page 81, the report discusses receipt of information from an informant of the Memphis Field Office on August 6, 1968. This information, so specifically written, tends to identify this informant. The HSCA should delete the specific date and any reference to information coming from a Memphis informant. Unless this action is taken, it will be necessary to classify this portion of the report.

Also regarding informants, reference is made to page 57 where it is stated that to monitor the activities of an investigative reporter, Bureau sources were interviewed in a variety of locations, including a Houston radio station, The Houston Chronicle, the Pacific Telephone Company, the Sultan Room in Los Angeles, and the Rabbit's Foot Lounge in Los Angeles. While this passage does not tend to identify any specific individuals, the FBI would prefer the HSCA avoid such direct reference to the location of FBI sources.

Other than the above, release of the report publicly will not identify FBI sources, informants or sensitive ongoing operations.

(15) With respect to FBI relations with foreign agencies, a representative of the Royal Canadian Mounted Police (RCMP) was contacted on November 15, 1978, concerning various references to the RCMP in captioned report. This representative advised there are no objections to (c)

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references concerning the RCMP, except in footnote 321. It was satisfactory to report information involved, but the documentation should not be attributed directly to the RCMP. Therefore, the HSCA is requested to delete footnote 321. (C)

CLASSIFICATION

[On page 22, paragraph 3, beginning with "Prostitution, bartender. . .," should be classified unless the fact the information came from the FBI can be removed. Therefore, by removing any reference to footnote 73, this paragraph will be unclassified. (C)]

Other than the above, there are no problems concerning the report as to classification.

NOTE: See memorandum D. Ryan to Mr. Bassett dated 11/16/78, captioned as above.



TO : DIRECTOR, FBI (62-117290)
ATTN: CONGRESSIONAL INQUIRY UNIT

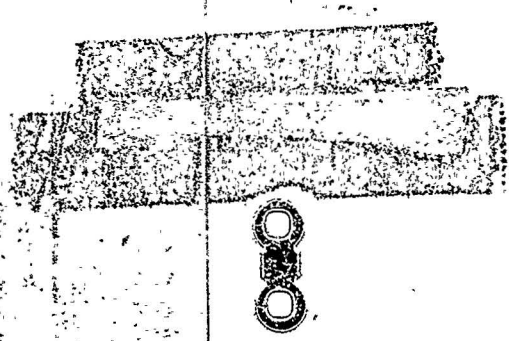
FROM: LEGAT, MEXICO CITY (175-14) (RUC)

SUBJ: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

ENCS: [ENC. IS 1 COPY OF A MEMO, PREPARED BY
SA JOHN J. FOARDE, Jr., PERTAINING TO
HIS INTERVIEW WITH HSCA STAFF MEMBERS
IN WASHINGTON, D.C. ON 9/28/78.] (C)

2/26/80
Classified
Excluded from GDSR
#245782

ALL INFORMATION CONTAINED



CONFIDENTIAL

185 107

MEX 175-14

Upon review of the Mexico City file, it appears that the information in question is set forth in an LHM prepared in the Mexico City Office under the caption "JAMES EARL RAY, aka;", and dated 7/24/68. The information provided by MANUELA AGUIRRE MEDRANO begins at the bottom of Page 12 and continues through the top of Page 16. As recalled, the version in the possession of the Staff members, which pertains to her information, is considerably condensed and covers no more than three-quarters of a page. This, presumably, was a decision made in the Memphis Office for the sake of brevity. C

OBSERVATIONS

The interview lasted about one hour, and forty-five minutes and the atmosphere was cordial throughout. It appears that the HSCA representatives were trying to establish a basis for requesting that Bureau authority be granted to interview MEX 24 and/or a copy of any report prepared by the source after he spoke with MANUELA AGUIRRE. It was mentioned to the Staff members that under normal destruction schedules, it would be unlikely that the original information would still be retained in Mexico City files. A review of our files conducted after my return to Mexico City discloses that any report which may have been prepared by MEX 24 concerning this aspect of the investigation is no longer available in our files. C

-4*-

CONFIDENTIAL

FILE (175-14)

10/20/78

[LEGAT, JOHN J. FOARDE, Jr.] c

CONFIDENTIAL

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

Re Butel, 9/13/78.

By appointment, the writer met with Staff members of HSCA at 10:00 AM on 9/28/78 at the House Office Building, Annex 2, 3rd and D Streets, S.W., Washington, D.C. Staff members present were EDWARD M. EVANS, Chief Investigator; LOUIS PARISI, Staff Investigator, and GERALD HAMILTON. (C)

Most of the questioning was handled by HAMILTON, who began the interview by stating that HSCA had been charged with the responsibility of determining all the facts surrounding the assassination of Dr. MARTIN LUTHER KING and that they were attempting to conduct an impartial and objective investigation, and were not "out to get" any individual or agency in the U.S. Government, or elsewhere. The writer was asked to furnish a brief outline of his Bureau services, which he did. (C)

Staff members pointed out that the author, WILLIAM BRADFORD HUIE, had stated in a book that RAMON del RIO of the Federal Judicial Police, had checked a hotel in Acapulco, Guerrero, where JAMES EARL RAY, using the name ERIC STARVO GALT, had stayed during the fall of 1967. Their information indicated that HUIE was told this by the hotel manager and reported it as something which took place prior to the assassination, and that HUIE had not checked directly with Del RIO. They said that Del RIO (C)

Classified by 6073
XGDS Category 2 and 3
Date of Declassification: Indefinite

[JJF/esj] c
(2)

2/20/80 J. J. F. / J. J. F.
#245882

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CONFIDENTIAL

MEX 175-14

had been interviewed by Staff members, and stated only that he would not have made such an inquiry except upon the orders of his superior in Mexico City, who at that time, was General JIMENEZ DELGADO. They said that they had not been able to interview JIMENEZ DELGADO, and had been told that he was aged and infirm. The writer stated that he had not seen JIMENEZ DELGADO for approximately ten years, and that he was probably at least in his 60s at that time. C

Staff members showed an understandable degree of confusion concerning the various police agencies which function in Mexico, and asked for a definition of the word "Jefatura". They were told that this refers to the Metropolitan Police of Mexico City. They were familiar with General RAUL MENDIOLEA and asked whether he would have been involved in the investigation in 1968. The response was that MENDIOLEA, in 1968, was not connected with the Federal Judicial Police, which he now heads, and was the Chief of the Riot Police of the Mexico City Police Department. For this reason, it was considered unlikely that MENDIOLEA would have been directly involved in the case. C

Some questioning dealt with the identities of official agencies used by this office in handling the investigation. It was pointed out that official agencies were used in connection with some aspects, and that they were certainly all alerted regarding RAY's possible presence in Mexico, and that appropriate record checks were undoubtedly conducted with the major Mexican agencies. In addition, Mexican agencies were helpful in some individual instances when it became necessary to check out reports on "look-alikes" in remote areas of the country. It was pointed out that there was no single Mexican agency on which this office relied for any major or substantive portion of the investigation. C

A question was asked as to whether RAY's alleged interest in marijuana would have been reported by this office to other agencies. The response was that it would normally have been brought to the attention of the U.S. agency within the Embassy handling narcotics matters at the time, and may also have been reported to the headquarters of that same agency at the Washington level. C

One or two questions were addressed to the major thrust of the investigation in Mexico, i.e., was more effort expended in locating RAY as a fugitive, or in resolving the questions which would normally present themselves in a murder C

CONFIDENTIAL

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MEX 175-14

investigation. The writer stated that our principal objective was the location of the subject himself, but that all personnel were alert to information which might have been useful in resolving questions concerning the assassination itself. (C)

Staff members made it clear that they had access to Bureau reports concerning the investigation, and, after a hurried conference, made available one such report, which was apparently prepared by the Memphis Office. They explained that it was part of their responsibility to attempt to resolve the question of motive. They said that the Bureau, when presented with this question, had called attention to RAY's reported statements in Puerto Vallarta, Jalisco, during an encounter with some Negro sailors. The Staff members pointed out that they had located the woman to whom this account is attributed, in the town of Atotonilco, Jalisco, and she was interviewed during their visit to Mexico during the summer of 1978. They said that this woman, MANUELA AGUIRRE MEDRANO, does not now support the version of the incident which she furnished to a source of this office in 1968. Specifically, she now says that there were no racial overtones to the incident, or to RAY's reaction or attitude toward the Negroes. She reportedly claims that RAY, known to her as GALT, became incensed because he considered her his girlfriend, and believed that one of the Negro sailors was trying to occupy her time and attention. She allegedly stated to Staff investigators that she does not recall that RAY expressed any antipathy or hostility toward Negroes, as a race. (C)

The Staff members described this as a discrepancy which they feel obliged to resolve. They said that of the three sources mentioned in the report, they know the identities of the first two, but that the third source is unknown to them by name. They did indicate that they know the symbol number of this source. They indicated that they considered it important to their investigation to interview the source, or at least, have access to the report furnished by the source at the time. They said they had been assured by at least one other Agent that this source was considered highly reliable, and that there was no reason for the source to have fabricated or embellished the information furnished to him by MANUELA AGUIRRE. The writer responded that he could not be certain of the identity of the source, but believed that he knew which source was being discussed, and very fully endorsed the statements attributed to the other Agent. (C)

CONFIDENTIAL

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 10/20/78

CONFIDENTIAL MATERIAL ATTACHED

TO : DIRECTOR, FBI (62-117290)
ATTN: CONGRESSIONAL INQUIRY UNIT
FROM: LEGAT, MEXICO CITY (175-14) (RUC)
SUBJ: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

Enclosed is one copy of a memorandum, prepared by SA JOHN J. FOARDE, Jr., pertaining to his interview with HSCA Staff Members in Washington, D.C., on 9/28/78. (C)

Re Butel 9/15/78.

③ - Bureau (Enc. 1)
(1 - Foreign Liaison Desk)
1 - Mexico City
JJF/esj
(4)

REC-109

11-21
22 OCT 31 1978CONFIDENTIAL MATERIAL ATTACHED

Approved: _____

Transmitted _____

(Number)

(Time)

Per _____

61 DEC 13 1978

Assistant Attorney General
Civil Division

Assistant Director
Legal Counsel Division, FBI

REPRESENTATION FOR SPECIAL AGENT
THOMAS J. DEAKIN DURING DEPOSITION
AND ANY OTHER APPEARANCES BEFORE
THE HOUSE SELECT COMMITTEE ON
ASSASSINATIONS (HSCA)

- 1 - Mr. Bassett - Enc.
(Attn: Mr. Foster)
1 - Mr. Mintz - Enc.

October 23, 1978

- 2 - Mr. Coulson - Enc.
1 - Mr. Heller - Enc.

Enclosed for your information is a letter from
Special Agent Thomas J. Deakin to Attorney General Griffin B.
Bell, requesting that the Department provide legal counsel
for his deposition and any other appearance or interview be-
fore the House Select Committee on Assassinations.

Special Agent Deakin requested that Jack B.
Solerwitz and Alan Wolin be retained to represent him.

Your expeditious handling of this would be appre-
ciated.

1 - ENCLOSURE
Enclosure

EC-4

EX-109

62-117290-1319X

16 NOV 17 1978

1 - Personnel file - Thomas J. Deakin - Enclosure

MAILED 6
OCT 24 1978
FBI

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Director's Sec'y _____

RH:ldr
(9)

APPROVED:

Director _____
Asst. Dir. _____
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MAIL ROOM ☒

Room 7659
Federal Bureau of Investigation
Washington, D. C. 20535
October 13, 1978

Honorable Griffin B. Bell
Attorney General
U. S. Department of Justice
Washington, D. C. 20530

Dear Mr. Attorney General:

I have been advised that I will be asked to give a deposition before the staff of the House Select Committee on Assassinations regarding my knowledge of FBI Counterintelligence Programs relating to the late Dr. Martin Luther King, Jr. This is to request legal counsel in connection with giving a deposition and any additional appearances, including testimony before the Committee. I believe I need legal counsel to protect my personal rights and to negotiate the matter and scope of my testimony.

It is my understanding that Mr. Jack B. Solerwitz, 170 Old Country Road, Mineola, Long Island, New York 11501, (516) 742-4300, and his associate, Mr. Alan Wolin, have been afforded clearance for access up to "Top Secret" information by the Department because of their representation of other FBI Special Agents in regard to matters involving this and other cases. I request that Mr. Solerwitz and Mr. Wolin be afforded the same clearance in regard to representing me in this matter, and I would appreciate the Department reimbursing me for the cost of their legal counsel.

Sincerely yours,

Thomas J. Deakin

Thomas J. Deakin

2/11/80

Spencer

62-117290-1317X

ENCLOSURE

Memorandum**CONFIDENTIAL**

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 Telephone Rm. _____
 Director's Sec'y _____

TO : Mr. Bassett *HN 7/10*FROM : Mr. D. Ryan *DR*SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS
(HSCA)

1 - Mr. Bassett
 1 - Mr. Ryan
 1 - Mr. Mintz Attn: Mr. Coulson
 1 - Mr. Cregar DATE: 11/6/78
 Attn: Mr. Gray
 1 - Mr. Foster
 1 - Mr. Clark

Classified by *sp3 clj/fcl*

Declassify on: OADR 5/3/83

#211,326
PURPOSE: To advise that information furnished by SA John J. Foarde, Jr., indicates HSCA may have violated its oral agreement with regard to eliciting information from Legat personnel and to recommend that, if warranted, this matter be brought to the immediate attention of the U.S. Department of Justice and the HSCA by Legal Counsel Division. (c)

DETAILS: Legal Counsel to Director memorandum of 4/4/78; captioned as above, copy attached, set forth the details of a 3/17/78 meeting between G. Robert Blakey, Chief Counsel and Staff Director, HSCA, and FBI representatives. [Blakey was then advised of the extreme sensitivity of Legat operations and he agreed, among other things, that any HSCA interview of FBI Legat personnel would be structured to avoid discussion about FBI sources and methods.] (c)

SA John J. Foarde, Jr., assigned to Mexico City, was interviewed by the HSCA on 9/28/78. The attached confidential communication from SA Foarde, captioned as above and dated 10/20/78, summarizes matters discussed during that interview. Pages two and three of this communication indicate that HSCA staff members have questioned FBI Legat personnel about specific sources in violation of Blakey's agreement. (c)

RECOMMENDATIONS:REC-109 *62-117780-1318*

That Legal Counsel Division review the attached documents to determine whether it would be appropriate to protest the HSCA interview of SA Foarde in light of the conference with Blakey on 3/17/78. (c)

DJC:wph

23 NOV 21 1978

CONTINUED - OVER

APPROVED:

Director _____
 Assoc. Dir. _____
 Dep. AD Adm. _____
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 Public Affs. Off. _____

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 EXCEPT WHERE SHOWN
 OTHERWISE

CONFIDENTIAL MATERIAL ATTACHED

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan
 LEGAL COUNSEL ADDENDUM

CONFIDENTIAL

FBI/DOJ

61 DEC 13 1978



Ryan to Bassett Memorandum
HOUSE SELECT COMMITTEE ON ASSASSINATIONS

CONFIDENTIAL

That, if warranted, this matter be brought to the immediate attention of D.A.A.G. Robert L. Keuch, USDJ, and a protest lodged with the HSCA.

not

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Assoc. Dir. _____	Ident. _____	Rec. Mgmt. <i>hio</i> _____
Dep. AD Adm. _____	Intell. _____	Tech. Servs. _____
Dep. AD Inv. _____	Laboratory _____	Training _____
		Public Affs. Off. _____

CONFIDENTIAL

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It should be noted that each Legal Attache that has been interviewed by this Committee has been advised that he is not to furnish the source of any information concerning the assassination of President John F. Kennedy or Dr. Martin Luther King, Jr., where that information originated from Mexico. They were further advised that if questioning continues or they are pressed for sources of information, they are free to leave the interview and should immediately contact Legal Counsel at FBIHQ. It is conceivable that Committee staffers have attempted to solicit sources of information from our Legal Attaches. In many instances, the Committee is aware from detailed file reviews that the FBI obtained information from sensitive sources. It is Legal Counsel's view that the potential harm to the FBI from these interviews could result from the publication of this information by the Committee and not from the interviews themselves. It is suggested that this publication problem again be discussed with Mr. Robert Keuch of DOJ to insure that the Committee's report does not jeopardize our sensitive investigative operations. (c)

KDC

APPROVED:

Director _____
 Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____

Adm. Serv. _____
 Crim. Inv. _____

Ident. _____
 Intell. _____
 Laboratory _____

Legal Coun. *[Signature]*Crim. Inv. *[Signature]*Ident. *[Signature]*Intell. *[Signature]*Laboratory *[Signature]*Public Affs. Off. *[Signature]*

CONFIDENTIAL

Memorandum

CONFIDENTIAL

DATE: 4/4/78

TO : The Director

FROM : Legal Counsel *Mr. Foster*

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:
 Adm. Servs. _____
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 Telephone Rm. _____
 Director's Sec'y _____

PURPOSE: The purpose of this memorandum is to relate the details of a conference between G. Robert Blakey, Staff Director for captioned Committee, concerning the Committee's inquiry into the activities of James Earl Ray in Mexico. (C)

DETAILS: On 3/17/78 Russell Jean Gray, Jr., Section Chief, Intelligence Division, SA Drew Clark, Records Management Division, and SA Danny O. Coulson, Legal Counsel Division, met with G. Robert Blakey, Chief Counsel, captioned Committee. [This meeting was held in order to advise Mr. Blakey of the extreme sensitivity of the FBI's liaison capabilities in Mexico. Mr. Blakey was advised that the FBI enjoys an excellent working relationship with representatives of the Mexican Government. This relationship, however, is considered highly confidential by the FBI and the Mexican Government. Any publication or public release of this information would seriously jeopardize this relationship and would in all probability result in the curtailment of our liaison capability with that Government.] (C)

Mr. Blakey was extremely receptive to the FBI's position and advised he understood the problem. He further advised that the Committee had no intention of doing anything that would jeopardize this relationship and stated that it was in the best interest of all parties that this type of relationship continue. [He advised that the Committee would consider any interview of FBI legal attaches] (C)

- 1 - Mr. Adams
- 1 - Mr. Leavitt
- 1 - Mr. Gray
- 1 - Mr. Mintz
- 2 - Mr. Coulson

2/26/86 Sprague Ave 245852
 Classified by SP3 clg/cl
 Declassify on: OADR 3/3/83
 #211,326

(CONTINUED - OVER)

DOC: d15 (7)

ENCLOSURE

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 EXCEPT WHERE SHOWN
 OTHERWISE

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

CONFIDENTIAL

Memorandum to the Director
Re: HOUSE SELECT COMMITTEE ON ASSASSINATIONS

CONFIDENTIAL

[to be classified "Top Secret." He further advised that the interview would be couched in such a way as to indicate only the activities of James Earl Ray in Mexico and would in no way reveal the source of the information, nor any FBI liaison type operations in Mexico.] (C)

He advised that he would so instruct his staff and that if at any time our legal attaches had problems during interview, they would be free, of course, to leave or to make contact with Legal Counsel Division representatives. (C)

RECOMMENDATION:

(C) That the Legal Counsel Division specifically brief FBI [legal attaches] as to the type of questioning they can expect from staff personnel during interview and to instruct them of proper procedures for responding to staff questions. It should be noted that briefing and interview will be conducted at Washington, D. C.

GA

JCF

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. _____
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11/21/78

UNCLAS E F T O

PRIORITY

*F069TPP MEMDE HQ H0069 325*H04EPP 211456Z NOV 78

FM DIRECTOR FBI {62-117290}

SAC MEMPHIS

BT

UNCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS {HSCA}

BUDED 11/28/78

PS, BY LETTER DATED 11/14/78, THE HSCA, IN CONNECTION WITH ITS INVESTIGATION INTO THE ASSASSINATION OF MARTIN LUTHER KING, JR., REQUESTED DELIVERY OF ALL INFORMATION IN POSSESSION OF THE FBI CONCERNING AND/OR RECEIVED FROM CHARLES CABBAGE, MEMPHIS, TENNESSEE, DURING THE PERIOD MARCH 1, 1968 THROUGH JUNE 1, 1968.

FBI HEADQUARTERS FILE 100-448131 AND MEMPHIS FILE 100-4528 DISCLOSED CHARLES LAVERNE CABBAGE, BORN 4/8/44,

BT

ALL INFO HEREIN CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/1/96 BY SP/maymie

HB/DR/SJZ

Q/A

TA:WPH {2} 11/21/78 8988/4 3683

1 - MR. FOSTER

SEE NOTE PAGE 3

REC-47
EX-109

62-117290-1319

23 NOV 22 1978

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2

CONFIDENTIAL ONLY

PAGE TWO DE HQ 0069 UNCLAS E F T O

MEMPHIS, TENNESSEE, WAS INVESTIGATED FROM 1967 TO 1972. CABBAGE WAS A MEMBER OF THE INVADERS, A MEMPHIS YOUTH GANG WHICH HAS BEEN THE SUBJECT OF HSCA INQUIRY CONCERNING THE KING ASSASSINATION INVESTIGATION.

MEMPHIS PROMPTLY REPRODUCE ONE LEGIBLE COPY OF EACH FILE AND SERIAL RETRIEVABLE CONCERNING CABBAGE FOR THE PERIOD MARCH 1, 1968 THROUGH JUNE 1, 1968. ANY ITEM CONTAINED IN FILES WHICH CAN NOT BE READILY REPRODUCED SHOULD BE FULLY DESCRIBED IN THE COVER PAGES OF AIRTEL TRANSMITTING MATERIAL.

CONFIDENTIAL ONLY

TELETYPE FM DIRECTOR FBI
SAC MEMPHIS

RE: HOUSE SELECT COMMITTEE ON ASSASSINATIONS {HSCA}

NOTE: ATTACHED TO LETTER OF 11/14/78 WAS A WAIVER BY CABBAGE
AUTHORIZING RELEASE TO THE HSCA ANY AND ALL INFORMATION
CONCERNING HIM. THIS TELETYPE CONFIRMS TELEPHONIC IN-
STRUCTIONS TO ASAC, RICHARD BLAY OF MEMPHIS AT 10:30 A.M.
11/20/78. DEADLINE NECESSARY IN VIEW OF CURRENT PUBLIC
HEARINGS OF HSCA WHICH HAS INCLUDED TESTIMONY OF CABBAGE.

Airtel

1 - Legal Counsel Division
(Attn: Mr. R. Heller)
1 - Mr. Bassett (G. Litzenberg)
1 - Mr. Ryan

11/30/78

To: SACs, Atlanta
New York
San Francisco

1 - Mr. Foster
1 - Mr. Brekke

From: Director, FBI (62-117290)

ELSUR

HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

Buded: 12/15/78

The HSCA has requested access to any materials relating to electronic surveillance of any kind for Reverend Martin Luther King, Sr. and Reverend A. D. King, father and brother respectively of deceased Civil Rights Leader Dr. Martin Luther King, Jr.

The purpose of this request is to determine if the named individuals have been the subject (target only, not over-hears or mentions) of electronic surveillance of any kind, including wiretaps, microphone, or consensual telephone and body recorders since January, 1964. A review of the Elsur indices at FBI Headquarters indicates that receiving offices may have one or both of the individuals listed as being subject of electronic surveillance.

Receiving offices are instructed to review pertinent indices and investigative files and retrieve all communications, logs, or other material pertaining to electronic surveillances, including those electronic surveillances in which one of the participants furnished consent, that may be available for the period commencing 1/1/64. Furnish two legible copies of all retrievable material. Identify any information contained in retrieved material which must be protected and reasons for same. Classified material is to be suitably forwarded.

ST-113

REC-80

62-117290-1320

NOV 30 1978

JSG:bjr (14)

MAILED 16
NOV 29 1978
FBI

Assoc. Dir. _____
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Dep. AD Inv. _____
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Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

MAIL ROOM ☐

Airtel to SACs, Atlanta, New York, San Francisco
Re: Elsur, House Select Committee
on Assassinations (HSCA)
62-117290

All responses to elsur request should include a statement that elsur indices and general indices have been searched in the names included in the request and all appropriate files reviewed. The names of the individuals conducting the searches and reviews should also be set forth in the response.

Material is to reach FBI Headquarters, Attention: Congressional Inquiry Unit, by the close of business 12/15/78. If unable to meet the deadline, advise FBI Headquarters immediately.

NOTE: This is to obtain material from field offices in order to respond to the HSCA request from Mr. G. Robert Blakey, Chief Counsel, HSCA, dated 11/06/78. This matter has been coordinated with the Legal Counsel Division.

UNITED STATES GOVERNMENT

Memorandum

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.: _____
 Adm. Servs. _____
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 Public Affs. Off. _____
 Telephone Rm. _____
 Director's Sec'y _____

TO : Mr. Bassett *HNR*

DATE: 11/8/78

FROM : D. Ryan *DR*

SUBJECT: HOUSE SELECT COMMITTEE ON
 ASSASSINATIONS
 U. S. HOUSE OF REPRESENTATIVES (HSCA)

- 1 - Mr. Boynton
 1 - Intelligence Division
 (Attn: Mr. Steinbeck)
 1 - Legal Counsel Division
 (Attn: Mr. Heller)
 1 - Mr. Bassett
 1 - Mr. Ryan
 1 - Mr. Foster

PURPOSE: To furnish information concerning the documents the HSCA has indicated it may publicly disclose when the public hearings reconvene on 11/9/78, concerning the assassination of Dr. Martin Luther King, Jr.

SYNOPSIS: HSCA is scheduled to reconvene its public hearings on the assassination of Dr. King on 11/9/78. As the HSCA has done previously, copies of those documents which may be referred to or made public during those hearings were furnished to Mr. Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division, by HSCA letter dated 10/30/78, with the request that the Department review them. Mr. Keuch, in turn, requested that the FBI ascertain whether there would be any objection to the public release of those documents. He requested that the FBI advise him of the results of that review by 11/6/78.

The material, as furnished, was broken down into five groups. The material contained in Groups 1 and 5, reflects various aspects of the criminal investigation into the King assassination, including photographs of various documents; FD-302's reflecting interviews of witnesses and relatives; and investigation into the financial records of those relatives. Group 2 contains documents from various security files pertaining to King which appear to cover the gamut of the security investigation of King. Because of the nature of these documents, they were reviewed for classification by the Projects Unit, Document Classification and Review Section (DCRS), Records Management Division (RMD). Group 3 contained FD-302's reflecting the interviews of several witnesses, a teletype reflecting the interview of James Earl Ray, and a letterhead memorandum reflecting investigation conducted in Mexico. Because of the sensitive nature of Legat operations, this letterhead memorandum was also reviewed for classification by the Projects Unit.

ENCLOSURE

Enc. (3)

"ENCLOSURE IN BULKY ROOM"

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11/17/2000 BY 60322

SEE ADDENDUM PAGE 7.

SECRET MATERIAL ATTACHED

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Classified by 348-86
Declassify on: OADRCONFIDENTIAL
FBI/DOJ

Memorandum to Mr. Bassett
Re: House Select Committee on
Assassinations (HSCA)

Mr. Blakey has been previously briefed regarding Legats and the necessity to avoid public exposure of their operations. Group 4 contains material related to the administration of the MURKIN case, including cooperation between agencies, and those investigative techniques proposed and used. Those techniques mentioned were elsur and misur, and the interception of Ray's mail while incarcerated in Shelby County, Tennessee, jail.

A review of the material in the five groups reflects that, generally, no objection should be made to its disclosure. [Some of the material in Groups 2 and 3 is either classified or reflects a sensitive investigative method or operation involving a Legat] and an objection to possible disclosure of that information has been made to Mr. Keuch and Michael Eberhardt, HSCA Staff Member. This material is being returned to Mr. Keuch on 11/8/78, for transmittal to the HSCA. Mr. Keuch is being advised of our specific objections to public disclosure of some of the information as previously mentioned.

RECOMMENDATION: None, for information.

APPROVED:	Adm. Serv. _____	Legal Coun. _____
	Crim. Inv. _____	Plan. & Insp. _____
Director _____	Ident. _____	Rec. Mgmt. _____
Assoc. Dir. _____	Insp. _____	Tech. Servs. _____
Dep. AD Adm. _____	Intell. _____	Training _____
Dep. AD Inv. _____	Laboratory _____	Public Affs. Off. _____

DETAILS: The HSCA is scheduled to reconvene its public hearings pertaining to the assassination of Dr. Martin Luther King, Jr., on 11/9/78. Previous HSCA public hearings were held in August and September, 1978, regarding the Martin Luther King, Jr., and John F. Kennedy assassinations. As expected, those hearings generated considerable media attention, particularly with the appearance of James Earl Ray as a Committee witness. Once again, Ray is expected to be called as a witness, and this, along with Mark Lane's (Ray's attorney) allegations of FBI participation in a conspiracy to kill Dr. King and expected HSCA inquiry into the Cointelpro program, is expected to rekindle media and public interest in these hearings.

Memorandum to Mr. Bassett
Re: House Select Committee on
Assassinations (HSCA)

Mr. Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division, made available a letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated 10/30/78, enclosing a number of documents that the HSCA may refer to in its public hearings. A copy of this material is attachment one to this memorandum. As was done prior to HSCA hearings in August, Mr. Keuch requested that the FBI review the material to determine any objections to its release during the hearings. The Committee requested that the Department relate the results of the review of the material by 11/6/78.

The material, contained in the attachment to the letter of 10/30/78, was arranged in five groups. The following is a synopsis of the subject matter found in each group with particular emphasis on Group 2 and part of Group 3, both of which contain material of a sensitive nature.

Group 1: Contains photographs of documents which James Earl Ray signed with his true name or aliases, including Alabama automobile registration; Provincial Motel registration card (Q 141); contract from dance studio (Q 259); receipt from Aeromarine Supply (Q 74); contract from Birmingham National Bank for safe deposit box (K 6); check from Indian Trails restaurant (Q 405); bank robbery note from London, England (Q 389); and two FD-302's of Grace Hayes Stevens, resident of the Memphis boarding house from which Ray shot King. Grace Stevens has become part of Mark Lane's entourage and is expected to give testimony refuting the information in those FD-302's.

Group 2: Documents in Group 2 are copies of material furnished to the HSCA from various security files pertaining to King, Southern Christian Leadership Conference (SCLC), Communist Influence and Racial Matters (CIRM), Sanitation Workers' Strike, Cointelpro, and others. Some of the documents are the same ones furnished the Senate Select Committee (SSC) during its review of the King case in 1975. At the HSCA's request, copies of these documents were retrieved from the SSC and processed for delivery to the HSCA.

In general, Group 2 consists of 138 serials relating to the following aspects of our security investigation of King and the SCLC: initiation of investigation of King and the SCLC; King's association with Communist Party officials; authorization and installation of telephone and microphone surveillances against King and SCLC; criticism of the FBI by King; documents showing internal debate between Mr. Hoover

Memorandum to Mr. Bassett
Re: House Select Committee on
Assassinations (HSCA)

and the Intelligence Division over the extent of communist influence in the Civil Rights Movement during 1963-1964; counterintelligence and discrediting actions taken against those carried out in the Black Extremist and Communist Party-USA Cointelpro files; meeting between Mr. Hoover and King in 1964; 1968 monograph concerning King disseminated throughout the Executive Branch of Government; and Sanitation Workers' Strike, Invaders and Poor People's Campaign documents, all of which relate to activities of King in the latter months of his life and his trip to Memphis where he was killed.

Based on a review of documents in Group 2, it appears obvious the Committee in its public hearings and its final report plans to cover the entire King security investigation and related cases, including events which eventually brought him to Memphis in 1968. It is not clear at this point if or how the HSCA plans to connect these documents with the actual assassination. However, one aspect of the HSCA's investigation has been to determine if the FBI was in any way responsible for or involved in King's death.

On 10/29/78, HSCA Staff Member Michael Eberhardt was advised that a number of documents in Group 2 contain classified information. These documents were not reviewed for classification at time of delivery to the HSCA. Mr. Eberhardt was advised that these documents would now be reviewed for classification and returned to the HSCA prior to public hearings so the Committee will know which data in the documents is classified and should not be publicly disclosed.

Documents in Group 2 were reviewed for classification by personnel of Projects Unit, DCRS, and are being returned to Mr. Keuch on 11/8/78, for delivery to the HSCA. Regarding the sensitive information surrounding the initiation of the King security investigation, mentioned in several documents referred to above, the possible use of this material by the HSCA was discussed and coordinated with SA Michael J. Steinbeck, Intelligence Division.

Group 3: Documents contained herein are a teletype from Memphis, dated 3/13/68, reflecting the interview of James Earl Ray by SAC Robert Jensen; several FD-302's of bartenders in Los Angeles, California, who were acquainted with Ray; [and a letterhead memorandum which sets forth the results of investigation conducted in Mexico to verify Ray's past activities there.] (c)

Memorandum to Mr. Bassett
Re: House Select Committee on
Assassinations (HSCA)

[The letterhead memorandum in this group synthesizes investigation conducted in Mexico and specifically mentions investigations conducted by sources there. Due to the specificity of that investigation, possible public disclosure could result in a negative impact on Legat operations. The problem of disclosing Legat operations has been previously discussed with Mr. Blakey] See Legal Counsel memorandum to the Director, 4/4/78 (copy attached), and Mr. Blakey is receptive to the Bureau's position in this area. Additionally, this letterhead memorandum was reviewed for classification by personnel of the Projects Unit, and is being returned with the other documents to Mr. Keuch on 11/8/78.

Group 4: Documents contained herein concern a variety of topics related to the MURKIN investigation. These documents pertain to the following: the initial FBI interview of James Earl Ray (see Group 3); FBI memoranda concerning cooperation between Department of Justice and the FBI; the initial Department of Justice request to the FBI to investigate the assassination; four documents related to possible elsur and misur coverage of Ray's relatives, the Peppers, and his brother, John Larry Ray; intra-Bureau communications regarding obtaining of Ray's mail while incarcerated in the Shelby County, Tennessee, jail; Bureau instructions to all field offices to pursue all leads; several memoranda pertaining to dissemination policy of information to the Department of Justice; several documents concerning Louis Emanuel Lomax, a writer associated with Charles Stein; a DeLoach memorandum regarding a meeting with the U. S. Marshal; several documents setting forth NCIC and computer application in solving MURKIN; a memorandum of Mr. Hoover reflecting a meeting with the Attorney General; and a teletype to appropriate field offices directing "full coverage" be given to Ray's relatives.

Based on the documents contained in Group 4, it appears that the Committee plans on covering several sensitive areas regarding the FBI's policy and handling of the following: the operation and dissemination of information between the FBI, Department of Justice, and other related agencies; possible illegal activities on the part of the FBI in the proposed electronic surveillance of Ray's relatives; and the obtaining of Ray's correspondence with his attorney and others while incarcerated. The other documents contained in this group appear to be of an innocuous nature.

Memorandum to Mr. Bassett
Re: House Select Committee on
Assassinations (HSCA)

Group 5: Documents contained in this group are primarily FD-302's reflecting interviews and investigation conducted of James Earl Ray, Jerry William Ray, and his wife, and Albert and Carol Pepper. Additionally, there are several FD-302's reflecting investigation into the financial records of those relatives.

A review of the material contained in the five groups reveals the material does not involve any informants, classification, or sensitive investigative methods or operations, with the exception of previously mentioned material in Groups 2 and 3.

As was previously addressed in D. Ryan to Mr. Bassett memorandum dated 8/11/78 (copy attached), the consideration of the privacy of individuals mentioned in the material released to the HSCA under the auspices of the Freedom of Information-Privacy Acts (FOI-PA), is the responsibility of that Committee. That memorandum dealt with an analysis of the documents provided by the HSCA for review by the FBI prior to their public hearings in August, 1978.

For the most part, no objection should be made to the release of the information set out above, with the exception of that part of the material contained in Groups 2 which is classified [and the letterhead memorandum in Group 3 which sets forth sensitive Legat operations in Mexico]. Mr. Keuch is being furnished with a copy of the material contained in Groups 1-5 for return to the HSCA. Our strenuous objection to the public disclosure of any information that is classified or which reveals sensitive investigative operations, as contained in Groups 2 and 3, has been pointed out to Mr. Keuch so that he can advise the Committee. Also, Mr. Keuch has been advised that much of this material is similar to that previously furnished by the HSCA for review prior to their public hearings in August, and, as such, though much of the material has been released under FOI-PA, only routine excisions have been made; therefore, the documents are not, in their entirety, in the public domain.

ADDENDUM: RECORDS MANAGEMENT DIVISION
JTA:jml 11-9-78

Subsequent to the submission of this memorandum, Mr. Keuch advised on 11-8-78 that the HSCA contacted him, complaining that extensive classification of documents in Group 2 and one document in Group 3 prevented desirable public disclosure and would adversely affect HSCA plans for public hearings scheduled to reconvene 11-9-78.

Following a discussion between Mr. Keuch and Mr. David Ryan, Bureau Security Officer, it was decided to send three classifiers to the HSCA offices during the evening of 11-8-78 and recheck the documents to determine if by removing certain words from the classified portions, the document could be declassified and thus publicly released. SAs J.W. Gerblich, K.I. Klossner, L.B. Strong and J.T. Aldhizer, Document Classification and Review Section, met with HSCA officials between 6:45 p.m. and 9:00 p.m. on 11-8-78 at the House Office Building. Concerning the document in Group 3, it was determined that since it contained information from a foreign government source, no declassification could be accomplished, although the HSCA insisted the document is essential to its public hearings to be held 11-10-78. Mr. Keuch was telephonically contacted on this document and agreed that no declassification was possible and he will consult with Mr. Blakey on 11-9-78.

Regarding the remaining classified documents in Group 2, it was agreed that the FBI would retrieve the HSCA copies, effect, if feasible, a word-by-word review of the classified portions and excise words which could result in the declassification of the documents. The revised version of each document, along with copies that were classified originally, will be returned to the HSCA, which can compare the two versions to determine if the unclassified documents are adequate for use in public hearings. Hearings concerning the documents in Group 2 are scheduled to commence 11-17-78. Prior to that date, HSCA representatives will meet with FBIHQ classification personnel to discuss documents as to any issues the word-by-word review fails to resolve.

~~Copies of the revised documents will be retained in the records of the Congressional Inquiry Unit.~~ ENCLOSURE IS BEING RETAINED AS ENCLOSURE BEHIND FILE, 62-117290.

JK
Items in group 2 were
RE-EXAMINED BY DCRS AND 2
REVISIONS REQUESTED. 2ND REVISION
RETURNED TO HSCA 11/4/78. 3RD REVISION
RETURNED 11/15/78. COPIES OF BOTH REVISIONS
ADDED TO ENCLOSURE FOR RECORD PURPOSES.
11/27/78 BTA

ADD 2 DOCUMENTS SIMILAR TO
THOSE ABOVE WERE DELIVERED TO
FBIHQ AS ATTACHMENTS TO HSCA LETTERS
DATED 10/30/78, 11/7, 11/9, 11/15/78.
THESE DOCUMENTS WERE REVIEWED
-7- AS ABOVE AND RETURNED TO HSCA
ON 11/15/78. COPIES ARE BEING
RETAINED AS EBF TO THIS MEMO.
JWB

Memorandum

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TO : The Director

DATE: 4/4/78

FROM : Legal Counsel *Mr. Foster*

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS

PURPOSE: The purpose of this memorandum is to relate the details of a conference between G. Robert Blakey, Staff Director for captioned Committee, concerning the Committee's inquiry into the activities of James Earl Ray in Mexico. (C)

DETAILS: On 3/17/78 Russell Jean Gray, Jr., Section Chief, Intelligence Division, SA Drew Clark, Records Management Division, and SA Danny O. Coulson, Legal Counsel Division, met with G. Robert Blakey, Chief Counsel, captioned Committee. [This meeting was held in order to advise Mr. Blakey of the extreme sensitivity of the FBI's liaison capabilities in Mexico. Mr. Blakey was advised that the FBI enjoys an excellent working relationship with representatives of the Mexican Government. This relationship, however, is considered highly confidential by the FBI and the Mexican Government. Any publication or public release of this information would seriously jeopardize this relationship and would in all probability result in the curtailment of our liaison capability with that Government.] (C)

Mr. Blakey was extremely receptive to the FBI's position and advised he understood the problem. He further advised that the Committee had no intention of doing anything that would jeopardize this relationship and stated that it was in the best interest of all parties that this type of relationship continue. [He advised that the Committee would consider any interview of FBI legal attaches

- 1 - Mr. Adams
- 1 - Mr. Leavitt
- 1 - Mr. Gray
- 1 - Mr. Mintz
- 2 - Mr. Coulson

ALL INFORMATION CONTAINED

5/8/83

Classified by SP3000
Declassify on: OADR
2/10/86 SP3000/12 245852

62-117240-1321

(CONTINUED - OVER)

DOC:dlj(7)



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FBI/DOJ

ENCLOSURE

CONFIDENTIAL

Memorandum to the Director
Re: HOUSE SELECT COMMITTEE ON ASSASSINATIONS

[to be classified "Top Secret." He further advised that the interview would be couched in such a way as to indicate only the activities of James Earl Ray in Mexico and would in no way reveal the source of the information, nor any FBI liaison type operations in Mexico.] (C)

He advised that he would so instruct his staff and that if at any time our legal attaches had problems during interview, they would be free, of course, to leave or to make contact with Legal Counsel Division representatives. (C)

RECOMMENDATION:

That the Legal Counsel Division specifically brief FBI [legal attaches] as to the type of questioning they can expect from staff personnel during interview and to instruct them of proper procedures for responding to staff questions. It should be noted that briefing and interview will be conducted at Washington, D. C.

GA
JCF

APPROVED:	Adm. Serv. _____	Legal Coun. <i>JCF</i>
Director _____	Crim. Inv. _____	Plan. & Insp. _____
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CONFIDENTIAL

Mr. Bassett

8-11-78

D. Ryan

- 1 - Legal Counsel
Division
- 1 - Public Affairs
Office
- 1 - Mr. Bassett
- 1 - Mr. Ryan
- 1 - Mr. Foster

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

PURPOSE: To furnish information which may be subject of public hearings of the HSCA during week of August 14-19, 1978.

DETAILS: The HSCA is scheduled to hold initial public hearings into the assassination of Martin Luther King, Jr., during the week of August 14-19, 1978. Hearings will receive considerable media attention and will reportedly include testimony of James Earl Ray.

On August 8, 1978, Mr. Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division, made available a letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated August 8, 1978, enclosing a package of material which the HSCA may refer to in its public hearings. A copy of this package of material is attachment one to this memorandum. Mr. Keuch requested the FBI review the material to determine any objections to release of it during the hearings. In its letter, the HSCA desired a response from the Department by August 11, 1978. Mr. Keuch requested to be verbally advised results of our review on that date.

The material appears to be copies of documents contained in our investigation of King's assassination. In summary, documents relate to the following: FD-302's of individuals providing information concerning the rifle, binoculars and automobile used by Ray in the assassination; items of evidence containing Ray's fingerprints, such as change of address card, laundry ticket, etc; statements of individuals interviewed at scene of the crime, the rooming house in Memphis and Ray's residence in Atlanta following the assassination; FD 302's concerning the revolver found in Ray's possession when arrested in London; documents regarding the FBI's interview of Ray after his arrest; letter dated February 18, 1969, from Ray to his attorney Percy Foreman authorizing guilty plea; letter from Ray to Senator Eastland dated March 14, 1969, denying he killed King; letters from Ray to the court regarding Foreman's dismissal, and requesting a new attorney and a reversal of his sentence; and Identification Division records of Ray and his brothers John and Jerry Ray.

JTA:pfm (7)

CONTINUED OVER.

Enc. (2)

ENCLOSURE

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

A review of this material by the Congressional Inquiry Unit (CIU) reveals the material does not involve any informants, classification or sensitive investigative methods of operations.

The Freedom of Information-Privacy Acts (FOIPA) Branch has advised that most of these documents were released under the Freedom of Information Act (FOIA) subject to routine excisions, including identities of persons for privacy reasons. (Attachment two contains a copy of documents as released under FOIA). Although we are concerned with the privacy of individuals, we cannot object to release of this material for privacy reasons. Release of our documents to the HSCA was an authorized means of disclosure under the Privacy Act. In any subsequent release, privacy of individuals involved is the responsibility of the HSCA.

Therefore, for above reasons, we should offer no objections to release of this information, and Mr. Keuch will be advised to this effect by CIU. He will also be advised that, as stated in the HSCA letter, these documents except for Identification Division records of Ray's brothers and those marked as Court Exhibits, were given out under FOIA. However, routine excisions were made, and therefore the documents are not in their entirety in the public domain.

It is the opinion of the CIU that the nature of this material furnished by the HSCA could at best be described as "bland". It is believed the HSCA is seeking sensationalism and publicity and therefore it is unlikely its hearings will be limited to areas covered by the attached documents. In addition, the Department of Justice and FBI were given only three days to review this material and state its objections, if any. Mr. Keuch was contacted on this point and agreed to protest this short deadline to the HSCA. A representative of the Legal Counsel Division (LCD) will also bring this point to the attention of Mr. Blakey in effort to secure more time for future review of documents subject to public hearings.

This matter has been coordinated with Ron Heller, Legal Liaison and Congressional Affairs Unit, LCD, H. P. Beckwith, Disclosure Section, FOIPA, and S. P. Riffin, Operations Section, FOIPA Branch.

RECOMMENDATION: None. For information.

62-117290-1321

COPY

21

Enc 3

TWR:amo 11/8/78

D. RYAN TO BASSETT

HOUSE SELECT COMMITTEE
ON ASSASSINATIONS U.S.
HOUSE OF REPRESENTATIVES
(HSCA)

PURPOSE: To furnish information concerning the documents the HSCA has indicated it may publicly disclose when the public hearings reconvene on 11/9/78, concerning the assassination of Dr. Martin Luther King, Jr.

RECOMMENDATION: None, for information.

COPY OF ABSTRACT FOR THIS SERIAL IS PLACED IN FILE
IN LIEU OF THE MAIL WHICH HAS NOT BEEN LOCATED.

C
Date 2/11/86 Spmae

Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch

- 1 - Legal Counsel Division
(Attn: Mr. Heller)
- 1 - Mr. Ryan
- 1 - Mr. Foster

November 27, 1978

Director, FBI

FEDERAL GOVERNMENT

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 18, 1978, which requested certain material from the FBI concerning the assassination of Dr. Martin Luther King, Jr.

Enclosed are an original and one copy of a memorandum in response to referenced letter. It is requested that you furnish a copy of the enclosed memorandum to the HSCA.

Enclosures - 2

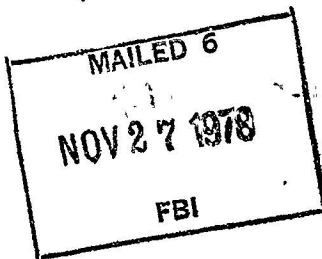
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PMS

FBI/DO/

- 1 - Legal Counsel Division
(Attn: Mr. Heller)
- 1 - Mr. Ryan
- 1 - Mr. Foster

November 27, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 10, 1978, which requested certain material from the FBI concerning the assassination of Dr. Martin Luther King, Jr.

The above-referenced request was modified on October 2, 1978, by HSCA Staff Member Gerald Hamilton, who agreed to a cut-off date of January 1, 1957, to present and limited the field offices involved to Albany, Kansas City, Pittsburgh, St. Louis, and Seattle.

On November 16, 1978, HSCA Staff Member Gerald Hamilton was advised that the files on Ben Edmondson had been processed and were ready for review at FBIHQ.

This completes the response to the above-referenced HSCA letter. Where information is not provided, it is because it is either not retrievable or it is subject to the Memorandum of Understanding.

JMN:jmn jmn
(6) ORIGINAL AND ONE FURNISHED ASSISTANT ATTORNEY GENERAL

NOTE: *pta gtf/jta*

See Director, FBI, letter to the Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated 11/27/78, captioned as above.

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FBI/DOJ

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Adams

DATE: 10/24/78

FROM : L. Colwell

SUBJECT: HOUSE SELECT COMMITTEE ON
ASSASSINATIONS (HSCA);
U. S. HOUSE OF REPRESENTATIVES

1 - Mr. Colwell
1 - Mr. Biamonte
1 - Mr. Bassett
1 - Mr. Boynton
1 - Mr. Mintz
1 - Mr. Moore

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PURPOSE:

To advise you results of inquiry made of Headquarters and Field Division personnel concerning allegations of unauthorized disclosure of information emanating from the above committee made by G. Robert Blakey, Chief Counsel and Director of the committee. All personnel queried denied Mr. Blakey's allegations.

DETAILS:

EX-114 REC-50 62-117290-1324

By letter dated 9/26/78, G. Robert Blakey, Chief Counsel and Director, HSCA, directed a letter to Attorney General Bell in which he expressed concern of possible physical endangerment to two committee witnesses, Oliver Patterson, Jr., and Clarence Haynes. Mr. Blakey continued in his letter that the FBI was notified that the committee had information indicating possible physical harm to Mr. Patterson and Mr. Haynes by Jerry Ray, a St. Louis, Missouri, area bank robber and brother of convicted assassin James Earl Ray. Mr. Blakey stated that in his letter the FBI was apprised and in view of the fact that the information had come from a confidential source of the committee, it was absolutely necessary that neither Mr. Patterson nor Mr. Haynes learn that the committee had ultimately provided this information; and it was understood by the committee that the FBI would have the Agents advise Mr. Patterson and Mr. Haynes of this possible endangerment to them without any indication that the committee was the original source of the information.

Mr. Blakey's letter continued that the committee had received information that the FBI did not act responsibly in the treatment or dissemination of this information and, as a result, a source of the committee may have been compromised. The information allegedly regarding the endangerment was singular in nature and could be attributed only to a committee source and one other person.



JWD:agw
10/29/78

Letter to
Blakey
11/2/78
Jm: [signature]

XEROX

JAN 8 1979

(CONTINUED OVER)

Memorandum to Mr. Adams
Re: HOUSE SELECT COMMITTEE ON
ASSASSINATIONS (HSCA)

Mr. Blakey also alleged that he had been told that the FBI regarded this information as frivolous. By his letter of 9/26/78, Mr. Blakey requested that the FBI conduct an investigation to ascertain if Mr. Patterson was advised that the committee was the source of the information relating to him and that Mr. Haynes was also in danger.

By teletype to SACs, St. Louis, Springfield, and Kansas City, under above caption dated 9/29/78, these Field Divisions were requested to respond to Mr. Blakey's allegations and have done so by subsequent communications. Oliver Patterson, Jr., was interviewed by SAs Dennis D. Mattes and John P. Joyce of the St. Louis Office who in signed affidavits acknowledged the interview with Mr. Patterson; however, denied identifying the HSCA as a source of any information. SA Mattes states that during the interview with Mr. Patterson, he asked Mr. Patterson if he (Patterson) knew Clarence Haynes, to which Mr. Patterson replied in the negative. SA Joyce is currently on special assignment in the Louisville Division. He also denied revealing to Mr. Patterson during interview that the HSCA was the source of information concerning or initiating the interview. Both SAs Mattes and Joyce advised they did not inform Mr. Patterson directly that Mr. Haynes may be a victim of a retaliatory act.

SAs Paul Babuchna, Jr., and James T. McManus, assigned to the Alton, Illinois, Resident Agency, Springfield, Division, furnished sworn affidavits denying the disclosure of the source of information (HSCA) during their interviews with Clarence Haynes residing in Granite City, Illinois. Both SAs Babuchna and McManus advised that they notified U. S. Probation Officer James Parker of their desire to interview Haynes in order to locate him. SA Babuchna also notified Granite City Police Department Detective Anthony Eck of the possibility of physical harm to Haynes. Both SAs Babuchna and McManus denied ever discussing this information with any representative of the news media.

Legal Counsel John Mintz in contact with Supervisory SAs Ronald Heller and Section Chief Danny O. Coulson determined that neither had divulged or disclosed information concerning the committee to any news media representatives.

(CONTINUED - OVER)

Memorandum to Mr. Adams
Re: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS (HSCA)

Assistant Director Donald W. Moore, Criminal Investigative Division, advised that in interviews with Deputy Assistant Director James O. Ingram, Supervisor Joseph A. Krahling and SA James D. Carey that each assured Mr. Moore they had absolutely no contact with the news media regarding this matter. SAs Krahling and Carey also advised that during their telephonic contacts with the Field regarding this matter, each Field Office was cautioned that in no way should the source of this HSCA information be attributed to the HSCA.

It is noted that information was furnished to the Kansas City Field Division for informational purposes only. This information was closely held within the Kansas City Office and no investigative activity was generated as a result of the aforementioned teletype of 9/29/78.

Inspector Boynton, Public Affairs Office, advised the following personnel of his office, as well as himself, denied the unauthorized disclosure of the HSCA information to anyone, including members of the news media, in the Washington, D. C., area: Thomas B. Coll, Thomas J. Harrington, David E. Cassens, Stephen D. Gladis and Jeffrey W. Maynard.

In summary, it has been determined through interviews of appropriate personnel that no member of either the Field or Headquarters was responsible for any unauthorized disclosure to the news media regarding HSCA information nor was the HSCA source compromised by any of our personnel.

RECOMMENDATION:

That the aforementioned information be furnished by Mr. Adams to Mr. Blakey in response to his letter of 9/28/78.

Done + I advised him would confirm by letter. Jmd

WJB 7/98

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. <i>DR</i>
Assoc. Dir. <i>Jmd</i>	Ident. _____	Rec. Mgmt. _____
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Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch

Director, FBI

- 1 - Criminal Investigative Division
(Attn: Mr. Hale)
- 1 - Legal Counsel Division
(Attn: Mr. Heller)

November 28, 1978

- 1 - Mr. Bassett
- 1 - Mr. Ryan
- 1 - Mr. Foster

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

B
Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 20, 1978, which requested that the FBIHQ and field office informant files be provided for an individual to whom an offer to kill Dr. Martin Luther King, Jr., was made.

Enclosed are an original and one copy of a memorandum in response to above-referenced letter. It is requested that delivery of one copy of the memorandum be made to the HSCA.

Enclosures - 2

JWB:jmn
(8)

NOTE:

In above-referenced letter, the HSCA noted that in re-interviewing the individual to whom an offer was made to kill Dr. King, he admitted to a confidential relationship with the FBI. This individual, Russell George Byers, whose identity had been previously provided the Committee, had been opened as a "target" in October, 1975, and closed in November, 1976, having furnished information solely on general criminal matters.

By Bureau teletype to St. Louis, 10/31/78, St. Louis was requested to verify that Byers revealed his confidential relationship to HSCA and reason for his refusal to give a waiver to Committee. St. Louis advised Byers told HSCA that he was interviewed several times but never considered himself an informant. He refused to give a waiver as he wanted to use this as "trump card" to play against having to testify before HSCA.

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NOTE CONTINUED PAGE 2

17 NOV 30 1978

FBI/DOJ

Assistant Attorney General
Criminal Division

NOTE CONTINUED:

A review of his FBIHQ and St. Louis informant files indicates Byers was opened under the "TECIP," and was never paid for any information he furnished. There is no indication that Byers, during 1975-1976, ever considered himself an informant.

Based on the above and discussion with Mr. Keuch, Deputy Assistant Attorney General, Criminal Division, this matter was presented to SA Martin V. Hale, Criminal Investigative Division (CID), on 11/8/78. As stated in Addendum to St. Louis teletype to Bureau, 11/7/78, CID did not interpose an objection to review of the FBIHQ and St. Louis informant files for Byers (Bufile 137-42744; SLfile 137-16541), by HSCA.

On 11/9/78, Michael Eberhardt, HSCA Staff Member, reviewed above-mentioned files at FBIHQ.

R/OTP

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- 1 - Criminal Investigative Division
(Attn: Mr. Hale)
- 1 - Legal Counsel Division
(Attn: Mr. Heller)
- 1 - Mr. Bassett

November 28, 1978

- 1 - Mr. Ryan
- 1 - Mr. Foster

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 20, 1978, which requested that the FBIHQ and field office informant files be provided for an individual to whom an offer to kill Dr. Martin Luther King, Jr., was made.

This is to confirm that the FBIHQ and pertinent field office informant files were reviewed on November 9, 1978, by Mr. Michael Eberhardt, HSCA Staff Member.

JMB:jmn jmn
(8)

ORIGINAL AND ONE FURNISHED ASSISTANT ATTORNEY GENERAL

NOTE:

See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated November 28, 1978, captioned as above.

APPROVED:

Director _____
Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Adm. Serv. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____

Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
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Public Affs. Off. _____

R/DP

MR

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Adm. Servs. _____
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Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

MAIL ROOM ☒

ENCLOSURE

FBI/DOJ

S.T.
JMF

- 1 - Legal Counsel Division
(Attn: Mr. Heller)
- 1 - Mr. Bassett

November 24, 1978

Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch

Director, FBI

FEDERAL GOVERNMENT

- 1 - Mr. Ryan
- 1 - Mr. Foster

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letters to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 30, 1978, and November 7, 9, and 13, 1978, which requested, in connection with the HSCA's investigation into the assassination of Dr. Martin Luther King, Jr., that certain documents the Committee planned to use in its hearings be reviewed for any objections that could be made to the possible public release of the information contained therein.

As previously discussed with Mr. Keuch, the FBI has several specific objections to the public release of some of the information referred to above. These include objections to the release of information of a classified nature; material relating to the identity of a source or informant; and material pertaining to Legal Attache operations. Additionally, it was pointed out that the information initially furnished the HSCA was excised under procedures that were not intended to satisfy the privacy considerations of the Freedom of Information-Privacy Acts, and hence, the decision to publicly release that information is the responsibility of the Committee.

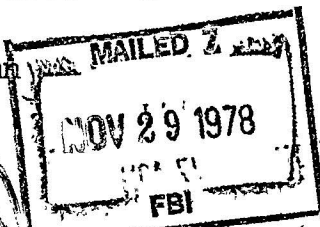
Enclosed are an original and one copy of a memorandum in response to above-referenced letters. It is requested that delivery be made of a copy of the memorandum to the HSCA.

Enclosures - 2

22 NOV 30 1978

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.: _____
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- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

TWB:jmm
(7)



SEE NOTE PAGE 2

MAIL ROOM ☒

RMS
FBI/DOJ

Assistant Attorney General
Criminal Division

NOTE:

Handling of above material set forth in Ryan to Bassett memorandum, dated 11/8/78.

The material referred to in the four letters from G. Robert Blakey was reviewed for classification purposes by members of Projects Unit, Document Classification and Review Section, and subsequently, was returned appropriately marked.

On 11/15/78, this material was picked up by Louis Parisi, HSCA Staff Member, for delivery to the HSCA.

The specific objections referred to in the letter and attached LHM were made to Mr. Robert L. Keuch, Deputy Assistant Attorney General, who indicated he would make them known to the Committee.

APPROVED:

Director _____
Asst. Dir. _____
Adm. _____
Inv. _____

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Crim. Inv. _____
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Intell. _____
Laboratory _____

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Public Affs. Off. _____

1 - Legal Counsel Division
(Attn: Mr. Heller)
1 - Mr. Bassett
1 - Mr. Ryan
1 - Mr. Foster

November 24, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letters to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 30, 1978, and November 7, 9, and 13, 1978, which requested, in connection with the HSCA's investigation into the assassination of Dr. Martin Luther King, Jr., that certain documents the Committee planned to use in its hearings be reviewed for any objections that could be made to the possible public release of the information contained therein.

As was requested, these documents were reviewed prior to their use in the HSCA's public hearings, and specific objections to the disclosure of parts of those documents have been made to Mr. Robert L. Keuch, Deputy Assistant Attorney General, Criminal Division. Mr. Keuch stated that he would advise the Committee of these objections.

On November 15, 1978, Louis Parisi, HSCA Staff Member, picked up the documents referred to in the four letters referenced above for return to the HSCA.

TWB:jmn
(7)

ORIGINAL AND ONE FURNISHED TO ASSISTANT ATTORNEY GENERAL

NOTE:

See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated November 24, 1978, captioned as above.

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Dep. AD Adm. _____
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Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

APPROVED:

Director _____
Assoc. Dir. _____
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Dep. AD Inv. _____

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MAIL ROOM ☒

ENCLOSURE

FBI/DOJ

Memorandum

Assoc. Dir. _____
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 Public Affs. Off. _____
 Telephone Rm. _____
 Director's Sec'y _____

TO : The Director

DATE: 11-17-78

FROM : Legal Counsel *[Signature]*

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

PURPOSE: To advise of the appearance of SA James J. Rose before captioned Committee on 11-17-78.

SYNOPSIS AND DETAILS: On 11-17-78 G. Robert Blakey, Chief Counsel and Director of captioned Committee, requested SA James J. Rose (Albany, New York, Office) to appear and testify before this Committee concerning allegations of misconduct made against him by former SA Arthur Murtagh as reported in Mark Lane's book, "Code Name: Zorro," on pages 158 through 160 in Chapter 19 (attached).

SA Rose appeared before captioned Committee on 11-17-78 and denied Murtagh's allegations that he "jumped for joy, literally leaped in the air" on hearing that King was shot. Rose, in responding to questions from the Committee members, testified that he could not remember exactly what he said to Murtagh but recalled saying that King was a threat to the national security. He further stated that these were views based on his opinion and not based on information he obtained as an FBI Agent. Rose, at the conclusion of his testimony, was excused. Assistant Director Mintz appeared with SA Rose as counsel at his request.

RECOMMENDATION: None. For information.

APPROVED: *[Signature]*
 Director _____
 Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____

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 Training _____
 Public Affs. Off. _____

Enclosure

EX-114

- 1 - Mr. Adams (Enc.) 1 - Mr. McDermott (Enc.)
 1 - Mr. Colwell (Enc.) 1 - Mr. Mintz (Enc.)
 1 - Mr. Bassett (Attn.: Mr. Foster) (Enc.)
 1 - Mr. Heller (Enc.) 1 - Mr. Coulson (Enc.)
 1 - Personnel file of SA James J. Rose

24 NOV 29 1978

RH:mbk
 (9) *[Signature]*

✓ *[Signature]* -9
 3651



LATEST EVIDENCE REVEALED
IN EXPLOSIVE NEW CHAPTER!

CODE NAME ZORRO

MAKES A POWERFUL CASE FOR ASSASSINATION
BY THE FBI THE NEW YORK TIMES

THE MURDER OF MARIN BUCHERKING JR.



MARK LANE DICK GREGORY

cc to Dir 11/13/78

#248432

2-11-86

Sprague

62-117290-1327

#24882

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 2-11-86 BY SP-1 MAC/CE

CODE NAME "ZORRO"

159

Chapter Nineteen

APRIL 4, ATLANTA

by Mark Lane

Arthur Murtagh, the veteran FBI agent, said:

The day that King was shot, I was at the office, leaving for the day, with an FBI agent who was at the supervisory level. He was a young man, twenty-nine to thirty-two years old, handsome, nice dresser—reasonably intelligent and the women were crazy about him in the office. He was friendly with me.

We heard the announcement, that King had been shot, as we were preparing to leave. This agent jumped for joy, literally leaped in the air, yelling, "They got Zorrol They got the son of a bitch! I hope he dies!"

As we punched our salmon-colored cards out, the agent explained to me how King was nothing but a "goddamn Communist" troublemaker anyway. Then we heard that King had died. Again, he was elated. He just went crazy with joy.

I said, "For Christ's sake, they killed a great leader," and as we walked to the parking lot, we had

a discussion. The agent told me how King had been ruining the United States; that he was dividing our people; that he was Communist-dominated; and that "if the lazy goddamned niggers had worked, instead of demonstrating, they could make it just like anybody else in this country—for example, the Italians and the Irish!"

Following the murder of Dr. King a number of American cities were set on fire. The Attorney General was able to view part of the conflagration in Washington, D.C. A federal decision was made to investigate the crime. Murtagh said that the Department of Justice called upon the FBI to investigate. Hoover sent the request to the SAC in Atlanta. The SAC there turned it over to the intelligence unit—the Destroy King Squad. The very people who had illegally harassed him when he was alive, including the agent who celebrated when he died, were really in charge of the investigation. Memphis had the early lead material. The Bureau in Washington directed the early stages of the investigation. But it was directed out of Atlanta by the Destroy King Squad after a day or two.

Teletype leads would come in, and the case supervisor would assign the leads to various agents. "Now the assigning of leads would make a lot of difference," said Murtagh. "Up until civil rights were pushed hard in the sixties, I was never assigned to civil rights work at all. Only when they got to the point where they had to get some answers would they assign anybody like me. They had been assigning old-time Southern agents to handle civil rights cases."

How did the fact that those assigned to investigate King's death had been members of the get-King Squad affect that effort? "I think they might not have gotten the right answer on a lot of these things simply because there was no will to get the right answer," said Murtagh. "They didn't want to ask the right questions. The feeling against King, in the Bureau, was so strong," said Murtagh, that if the Bureau had had advance information of an assassination plot against King,

and no one else knew about it—they would sit on it. And let King get killed.

The Bureau wanted to get the investigation

wrapped up and get out of it. I think there was sentiment in the Bureau, also—an extreme sentiment, at all costs, to keep the blacks from making any inroads.

I would not depend on an investigation, by the people I knew, to be very accurate. Statements came out from the Bureau, within twenty-four hours of each killing, that there was no conspiracy involved in the deaths of President Kennedy, Dr. King, and Bobby Kennedy.

I talked about conspiracy in Atlanta regarding King, and thought about it in the Kennedy case. I was told that we weren't to think about conspiracy. Our jurisdiction was very flimsy anyway, since King wasn't a government official. What were we doing investigating it?

I feel it was a political decision. I don't think the crime was ever investigated. In fact, I'm convinced it was never investigated. It wasn't investigated like the Mississippi killings, it wasn't investigated like the Hoffa disappearance. It wasn't even investigated as well as King was, when he was alive. I think eventually, if everybody keeps pushing, eventually some way, sometime, the whole thing will break open—you'll probably find a conspiracy.

Maybe it's a movement. You've got to be able to think in terms of the fiendish minds of people in counterintelligence. If we're right, the King killing was some kind of a counterintelligence scheme, cooked up by somebody and it could be anybody. It could be anyone who could manipulate things in such a way to get them to happen. I think it can be done, and I think it was done.

There are too many questions about Oswald and Ray. How did they get all the way across the country? And where the hell did the money come from? How did they have their identities covered? No guy like Ray can do that sort of thing on his own. It just didn't happen that way.

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 11/24/78

TO: DIRECTOR, FBI (62-117290)
 ATTN: CONGRESSIONAL INQUIRY UNIT,
 RECORDS MANAGEMENT DIVISION

FROM: *[Signature]* SAC, MEMPHIS (66-2197) (P)

SUBJECT: HOUSE SELECT COMMITTEE ON
ASSASSINATIONS (HSCA)
BUDED: 11/28/78

Re Bureau teletype to Memphis dated 11/21/78.

Enclosed for the Bureau are four items containing information re CHARLES LAVERNE CABBAGE.

The enclosed items represent retrievable information maintained by the Memphis Office re CHARLES LAVERNE CABBAGE for the period 3/1/68 through 6/1/68.

Memphis indices contain a reference on the name CHARLES CABBAGE, Memphis file 44-1987-Sub-B-502D. This is the MURKIN file which was sent to the Bureau in July, 1977. It is suggested the Bureau may desire to review this reference in connection with captioned matter.

REC-10

EX-109

62-117290-1329

16 NOV 28 1978

ENCLOSURE
 ③-Bureau (Enc. 4)
 2-Memphis *[Signature]*
 BFJ/mgv
 (5)

[Signature] CLASS. REV.

66DEC18 1978

Approved: _____

Transmitted _____

(Number)

(Time)

Per _____

FBI/DOJ

1 - Legal Counsel Division
Attn: Mr. Heller
1 - Mr. Ryan
1 - Mr. Foster

Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch

November 22, 1978

Director, FBI

FEDERAL GOVERNMENT

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 31, 1978, which requested delivery of certain material from the FBI concerning the assassination of Dr. Martin Luther King, Jr.

Enclosed are an original and one copy of a memorandum in response to referenced letter. It is requested that you furnish a copy of the enclosed memorandum to the HSCA.

Enclosures (2)

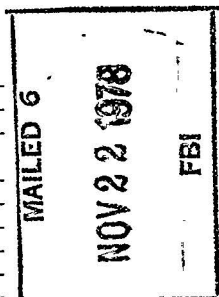
JMN:wph
(6)

EX-114

REC-9

62-117210-1330

14 NOV 28 1978



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Dep. AD Inv. _____
Asst. Dir.:
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Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

MAIL ROOM ☒

MR. HELLER
R 3657

1 - Legal Counsel Division
Attn: Mr. Heller
1 - Mr. Ryan
1 - Mr. Foster

November 22, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated October 31, 1978, which requested delivery of certain material from the FBI concerning the assassination of Dr. Martin Luther King, Jr.

HSCA Staff Member Gerald Hamilton advised on November 8, 1978, that Item 1 should be disregarded inasmuch as that information was retrievable through the Department of Justice.

This confirms delivery of Item 2 to HSCA Staff Member Phoebe Orr on November 22, 1978, at FBIHQ.

This confirms delivery of Items 3, 4, 5, and 6 to HSCA Staff Member Lance Svendsen on November 8, 1978, at FBIHQ.

This memorandum completes the response to the above-referenced HSCA letter. Where information is not provided, it is because it is either not retrievable or it is subject to the Memorandum of Understanding.

*Enclosure to letter to
Atty General Criminal Division
Dated 11/22/78*
jmn:wph
(6)

NOTE: See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated November 22, 1978, captioned as above.

Assoc. Dir. _____
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Dep. AD Inv. _____
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Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

MAIL ROOM ☒

ENCLOSURE

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAULKNER, D.C.
TYONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DOOD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.
SAMUEL L. DAVIS, OHIO
STEWART B. MCINNEY, CONN.
CHARLES THONG, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4824

Select Committee on Assassinations

U.S. House of Representatives
2331 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

Rec CIV
11-2-78

MR. ALDHIZEE

October 31, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation by this Committee into the circumstances surrounding the death of Dr. Martin Luther King, Jr., the assistance of the Federal Bureau of Investigation is requested in regard to the following matters:

- 1) Prepare for delivery the London Legat Memo re: Alexander Anthony Eist.
- 2) Prepare for delivery any St. Louis Field Office files identified as King Security, for the period covering January 1963 through December 1968.
- 3) Prepare for delivery, from the New Orleans Field Office File captioned MURKIN: 157-10673
From: ASAC Sylvester
To: SAC, New Orleans
Date: 4/15/68
Re: Instructions from Assistant Director Rosen - re Garrison's interest in MURKIN investigation.
- 4) Prepare for delivery, also from the New Orleans Field Office File captioned MURKIN: 157-10673-258
To: SAC, New Orleans
From: ASAC Sylvester
Date: 4/17/68
- 5) Prepare for delivery, from the St. Louis Field Office File captioned MURKIN: 44-775-1142
From: Memphis
To: Director
Date: 5/23/68 - Teletype

62-117290-1330

The Honorable Griffin B. Bell
Page Two

- 6) Prepare for delivery, from the Los Angeles
Field Office File captioned MURKIN: 44-1574D-397

The materials requested herewith, are for potential use as exhibits in the upcoming public hearings, therefore, it is requested that the Department of Justice as well as the Federal Bureau of Investigation, make the appropriate review in accordance with the Committee's standing agreement.

The Committee will reconvene with hearings into the circumstances surrounding the death of Dr. King on November 9, 1978, therefore, expeditious handling of this request would be greatly appreciated.

Very truly yours,



G. Robert Blakey
Chief Counsel and Director

GRB:ghh
xc: Ron Heller

Memorandum

~~SECRET~~

CONFIDENTIAL

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
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 Director's Sec'y _____

TO : Mr. W. O. Cregar WOP

DATE: 11/21/78

FROM : J. E. Nolan JEN

- 1 - Mr. J. A. Mintz
- 1 - Mr. H. N. Bassett
- 1 - Mr. D. W. Moore
- 1 - Mr. W. O. Cregar
- 1 - Mr. J. E. Nolan

SUBJECT: HOUSE SELECT COMMITTEE ON
ASSASSINATIONS
 U.S. HOUSE OF REPRESENTATIVES (HSCA)

PURPOSE:

SEE REVERSE
 SIDE FOR
 CLASSIFICATION
 ACTION

To provide to the Criminal Investigative Division background material for preparation of the Director's testimony before captioned Committee on 12/11/78.

ACTION:

Classified by AK
 Declassify on: OADR

That this memorandum be furnished to the Criminal Investigative Division to assist in their preparation of the Director's testimony.

APPROVED: _____
 Director _____
 Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____

Adm. Serv. _____
 Crim. Inv. AK
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Classified by AK
 Declassify on: OADR 5/4/83
 #211,326

DETAILS:

In the list of items the HSCA may pose to the Director, item number 10 was "Whether the FBI would advocate or undertake special means to secure prompt technical surveillance of investigative targets, whether organizational or individual."

EX - 123 REC-16 62-117290-1331
 If it were determined that technical surveillances might provide information not obtainable through use of a less intrusive technique, the FBI would promptly seek authority to

JEN:dmy
 (6)

23 NOV 28 1978

CONTINUED - OVER



66 DEC 18 1978

~~SECRET~~
 CONFIDENTIAL

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 EXCEPT WHERE SHOWN
 OTHERWISE

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

CONFIDENTIAL

~~SECRET~~

Memorandum to Mr. W. O. Cregar
Re: House Select Committee on
Assassinations'
U.S. House of Representatives (HSCA)

employ such coverage. The FBI could, if the facts or circumstances supported a reasonable belief that either organizations or individuals were engaging in assassination or knowingly aiding and abetting an assassination [on behalf of a foreign power,] apply for technical surveillance authorization [C] either from the Attorney General on an emergency basis or under a court order [under the provisions of the new Foreign Intelligence Surveillance Act of 1978.] In the absence of any indication of direction by a foreign power such applications would be made to a Federal court under Title III. [C]

Intelligence Division liaison representative discussed with Office of Legal Counsel of NSA whether it would be possible for the Director in his response to address in an unclassified statement the FBI's ability to request NSA assistance or to address NSA's responsibilities to provide information which they obtain to the Secret Service when it relates to a threat to a United States official. Mr. Michael Smith, Office of Legal Counsel, NSA, advised that NSA would prefer that the Director not refer to any NSA coverage in his testimony. The Intelligence Division had submitted a draft to NSA of a rather general paragraph dealing with our present capability to request through the Attorney General information from NSA relating to United States persons under special circumstances. NSA, however, believed that any reference to NSA coverage could lead to questions which would be difficult to answer in an unclassified manner. (S)(C)

*per appropriate
agency letter dtd 9/9/83*

~~SECRET~~

CONFIDENTIAL²

SLO 005 2230Z 332

PP HQ

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P 282001Z NOV 78

FM ST. LOUIS (62-5097)

TO BUREAU (62-117290) PRIORITY

BT

UNCLAS

ATTENTION CONGRESSIONAL INQUIRY UNIT, RECORDS MANAGEMENT DIVISION.

HOUSE SELECT COMMITTEE ON ASSASSINATIONS

AT 11:50 P.M. NOVEMBER 27, 1978 OFFICER WILLIUS HAGER, 6TH DISTRICT, ST. LOUIS METROPOLITAN PD, TELEPHONICALLY ADVISED THE ST. LOUIS FBI OFFICE AS FOLLOWS:

AT 8:30 P.M. NOVEMBER 27, 1978 JOHN L. RAY, BROTHER OF JAMES EARL RAY, WAS ARRESTED BY OFFICERS OF THE ST. LOUIS METROPOLITAN PD. FOR ASSAULT WITH INTENT TO KILL AND BURGLARY. HE IS PRESENTLY IN JAIL UNDER ARREST NUMBER 3-4736, POLICE DEPARTMENT COMPLAINT NUMBER 181051. *EX-114* *DE-38* *REC-80* *62-117290-1333* *24 DEC 4 1978*

OFFICER HAGER FURTHER ADVISED THAT HE HAD RECEIVED A TELEPHONE CALL FROM AN UNNAMED INDIVIDUAL IDENTIFYING HIMSELF AS JOHN L. RAY'S ATTORNEY, CALLING FROM WASHINGTON, D.C. THIS PERSON ADVISED

66 JAN 2 1979

1-FILE

Stacy

12-1-78

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/11/20 BY SP3mac/mce

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
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Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

PAGE TWO SL 62-5097 UNCLAS

OFFICER HAGER THAT RAY WAS SUPPOSED TO TESTIFY BEFORE THE SENATE
COMMITTEE ON NOVEMBER 28, 1978.

THE ABOVE IS FOR INFORMATION.

BT

#

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 12/6/78

TO: DIRECTOR, FBI (62-117290)
 (ATTN: CONGRESSIONAL INQUIRY UNIT)

FROM: *w/p* ADIC, NEW YORK (92-4564)

SUBJECT: ELSUR
 HOUSE SELECT COMMITTEE ON
 ASSASSINATIONS (HSCA)
 BUDED: 12/15/78

ReBuairtel to NY, 11/30/78.

The elsur indices of the NYO do not show that Reverend MARTIN LUTHER KING, SR., and Reverend A.D. KING have been the subject (target only) of electronic surveillance prior to or after January, 1964. -

There are several overhears pertaining to Reverend MARTIN LUTHER KING, SR. and A.D. KING. As per instructions set forth in referenced airtel, the files containing these overhears have not been reviewed.

1 d d g
ELSUR
INDEX
 (3) Bureau (RM)
 (1- Congressional Inquiry Unit)
 1- New York

DLC:eev
 (4)

REC- 83

ST-113

62-117290-1334

DEC 13 1978

Jur
Backe
8988

Jur
A

Approved *[Signature]*
 62-117290-1334

Transmitted _____
 (Number) (Time)

Per _____

NY 92-4564

The general indices of the NYO have been reviewed and contain no indication that Rev. MARTIN LUTHER KING, SR. and Rev. A.D. KING have been the subject (target only) of electronic surveillance prior to or after January, 1964.

Conducting the elsur indices and general indices searches were MYRA V. GALEANO and SA DAVID L. CRADDOCK.

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ E F T O
☐ CLEAR

Date 12/7/78

TO: DIRECTOR, FBI
 ATTN: CONGRESSIONAL INQUIRY UNIT

FROM: SAC, SAN FRANCISCO (66-672B)

SUBJECT: ELSUR
 HOUSE SELECT COMMITTEE ON ASSASSINATIONS
 (HSCA)

Re Director airtel to Atlanta, 11/30/78.

San Francisco Elsur, general, Hearnap and Informant indices negative regarding REVEREND MARTIN LUTHER KING, SR. AND REVEREND A. D. KING.

San Francisco Elsur indices searched by DIANE AMBROSE, general and Hearnap by ANNE DECAIRE and Informant indices by DENAIRE RIGNEY.

REC-83

62-117290-1335

2/11/80 [Signature]

ST-113

DEC 13 1978

2 - Bureau
 1 - San Francisco
 SFG/sg

[Signature]
 8988
 [Signature]

Approved: [Signature]

Transmitted

(Number)

(Time)

Per

FBI/DOJ

1 - Mr. Bassett
1 - Mr. Ryan
1 - Mr. Foster

Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch
Director, FBI

December 1, 1978

1 - Legal Counsel Division
Attn: Mr. Heller
1 - Admin. Services Div.
Attn: Mr. Rolander

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the three (3) letters to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated November 13 and 14 (2), 1978, which requested, in connection with the HSCA's investigation into the assassination of Dr. Martin Luther King, Jr., that the Committee be provided the names of all Special Agents of the Atlanta Field Office assigned to the security squad; that the identity of a Special Agent assigned to that office be provided; and that certain information relating to the photographs of Special Agents, previously furnished, be provided.

Enclosed are an original and one copy of a memorandum in response to the above-referenced letters. It is requested that delivery be made of one copy of the attached memorandum.

Enclosures (2)

TWB:bjr
(8)

NOTE: Above three requests relate to previous HSCA request of 10/12/78, in response to which two albums containing the photographs of 360 Special Agents, including those of all Agents assigned to the Atlanta Field Office during the period 1967-1968, were provided.

On 11/15/78, during a meeting between SA Ronald Heller, Legal Counsel Division; SA Bertil W. Rolander, Division 3, and members of the Congressional Inquiry Unit, Division 4, it was decided that, during a meeting arranged with Mr. Blakey, the names of those Agents assigned to the security squad would be provided to the Committee. Additionally, based on a personnel-file review conducted of those Agents, it was determined that the Agent, whose description was furnished in HSCA letter of 11/14/78, was SA James J. Rose. It was decided that the Committee should be advised that Special Agent assigned to the Atlanta Office who best

MAILED 6
DEC - 1 1978
FBI

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

4 ENCLOSURE

NOTE CONTINUED ON PAGE 2

FBI/DOJ X

HOUSE SELECT COMMITTEE ON ASSASINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

fit the description furnished was SA Rose; however it would be pointed out that this was not irrefutable.

Same date, during a meeting between SAs Heller and Brekke, William Webb, HSCA Staff Member, and Mr. Blakey, the list of Atlanta Agents was furnished and their photographs were verified as being in the photo albums. SA James J. Rose's name was furnished to the HSCA under conditions described above.

The photograph albums referred to above were sealed by Mr. Blakey and given to SA Heller for delivery to Mr. Keuch, DAAG.

In the letter of 11/14/78, HSCA requested that delivery be made of an unnumbered list of names of those individuals appearing in above-mentioned albums. In view of the fact that the disclosures that were made during the meeting on 11/15/78 satisfied the Committee's requests in this area, this list is not being provided.

- 1 - Mr. Bassett
- 1 - Mr. Ryan
- 1 - Mr. Foster
- 1 - Legal Counsel Division
Attn: Mr. Heller
- 1 - Administrative Services Div.
Attn: Mr. Rolander

December 1, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the three (3) letters to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated November 13 and 14 (2), 1978, which requested, in connection with the HSCA's investigation into the assassination of Dr. Martin Luther King, Jr., that the Committee be provided the names of all Special Agents of the Atlanta Field Office assigned to the security squad; that the identity of a Special Agent assigned to that office be provided; and that certain information relating to the photographs of Special Agents, previously furnished, be provided.

In response to the HSCA request for the names of all Atlanta Agents assigned to the security squad, this information was furnished to Mr. Blakey on November 15, 1978, during a meeting with SAs Ron Heller and Tron W. Brekke, which took place at Committee headquarters.

With respect to the HSCA request for the name of the Atlanta Agent fitting the description provided by the Committee, the name of the individual who was determined to best fit that description was furnished to Mr. Blakey during aforementioned meeting.

In the HSCA letter of November 14, 1978, pertaining to the appearance of a certain photograph in the two albums previously furnished, several questions were posed concerning that photograph. As explained to William Webb, HSCA Staff Counsel, on November 15, 1978, the photograph in question was of a member of the Atlanta security squad; however, it was not a photograph of SA James J. Rose. The Committee letter states that "serious questions are raised about the fairness of the photographs supplied..." if the photograph was that of a security squad Agent. It must be pointed out to clarify the written record, as was orally

TWB:bjr (8)

ORIGINAL AND ONE SENT TO ASSISTANT ATTORNEY GENERAL,
CRIMINAL DIVISION, ATTENTION: MR. ROBERT L. KEUCH.

SEE NOTE PAGE 2

ENCLOSURE

MAIL ROOM ☐

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

done for Mr. Webb prior to the receipt of this letter, the initial HSCA request for Atlanta Agents' photographs stated that "To the extent possible, these photographs should depict the agents involved as they appeared in 1967-1968 or as close thereto as possible." The photograph in question was obtained from the personnel file of an Agent who had retired and, hence, all photographs, with the exception of the one furnished, had been destroyed. Therefore, to the extent possible, the best photograph was furnished.

The HSCA requested that an unnumbered list of all individuals appearing in the photograph albums be provided. As it was verified that all pertinent Atlanta Agent photographs were provided, and a list of those Agents was also provided, the all-inclusive list is not being furnished.

Note: See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Robert L. Keuch, dated December 1, 1978, captioned as above.

LEWIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAHRNEY, D.C.
THOMAS BRATHWAITE BUNCE, CALIF.
STOFFER, J. DODD, CONN.
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ROBERT W. KEACH, PA
SAMUEL L. DEVISE, OHIO
STEWART B. FARRNEY, CONN.
CHARLES THOMAS, CONN.
BAROLD E. BAKER, MICH.

(202) 225-4824

Select Committee on Assassinations

U.S. House of Representatives

3000 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 13, 1978

Rever

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation into the circumstances surrounding the assassination of Dr. Martin Luther King, Jr., we request that you provide the Committee with the names of all agents who were assigned to the Security Squad of the Atlanta office of the Federal Bureau of Investigation during the period between January 1967 through May 1968. In addition, to the extent possible we request that this list also include indications of supervisory positions held by members of the squad.

Due to the urgency of this request, we respectfully request your immediate attention to this matter.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:kmh

62-117290-1337

ENCLOSURE

Letter written to AAG, Crim Div.
12-1-78 TUB:bjr

LOUIS STOKES, OHIO, CHAIRMAN

ANDERSON FREYER, N.C.
ST. R. L. FAUNTROY, D.C.
JOHNNE BRATHWAITE, DUKKE, CALIF.
CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
HOWARD J. FILLIAM, IND.
ROBERT W. EDGAR, PA.

SAMUEL L. DENT, OHIO
STEWART B. MCKINNEY, CONN.
CHARLES THONE, NEUR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 14, 1978

Rec CW
11-16-78
Brenke

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

On November 7, 1978 in response to a request by the House Select Committee on Assassinations dated February 3, 1978 and modified by letter on October 12, 1978, the Federal Bureau of Investigation provided the Committee with a two volume set of photographs of FBI agents who were assigned to Atlanta in 1968.

Prior to the delivery of these volumes, representatives of the FBI indicated that four (4) photographs were unobtainable through the agents personal files. They further stated that two of these four were pictures of agents assigned to the security Squad. At that time, members of the Committee's staff were informed that every effort would be made to obtain other photographs of these agents.

At the time of delivery and in subsequent conversations, the Committee was assured that the two volumes contained, along with "fillers", photographs of all agents assigned to Atlanta for the requested period. Thus the ominous noted in paragraph two were corrected.

A troubling aspect of the pictures provided, however, was that one photograph, number 16, is markedly different from the rest both in quality and the age of the person at the time the photograph was made.

If this picture was, in fact, that of a member of the security squad, serious questions are raised about the fairness of the photographs supplied and the resulting ability of the Committee to effectively employ them for the purpose of identification.

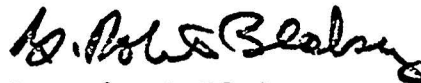
62-117290-1357
ENCLOSURE

The Honorable Griffin B. Bell
Page Two

It is requested that the FBI state one (1) whether the person who appears in the photograph was a member of the security squad and two (2) if he is a former agent named Jack Rose. In addition, to complete the written record with respect to this response, the Committee requests that the Bureau provide the Committee with an unsealed list of names of the agents depicted in the photographs, without any correlation to the numbers of the photographs, as well as a statement that all of the photographs sought by the above-referenced request were provided.

As the information sought by this request has already been compiled, it is requested that a response to this request be made immediately.

Sincerely;



G. Robert Blakey
Chief Counsel and Director

GRB:wwh
xc: Mr. Ron Heller

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
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THE BRATHWAITE BURKE, CALIF.
OPHIE J. DODD, CONN.
D. E. FORD, TENN.
FLYNN J. FITHIAN, IND.
ROBERT W. EDGAR, PA.
SAMUEL L. DEVINE, OHIO
STEWART B. MCKINNEY, CONN.
CHARLES THOMAS, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Select Committee on Assassinations
U.S. House of Representatives
3360 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

November 14, 1978

Rec. CIV
11-14-78
Breake

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D. C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General

Dear Mr. Attorney General:

In connection with the Committee's investigation of the assassination of Dr. Martin Luther King, Jr., it is requested that the FBI provide the Committee with the name of an agent assigned to security matters in Atlanta in 1968. The following descriptive data is furnished to provide a basis for that identification:

The individual is a white male who was approximately 34 years old in 1968. He is approximately 6' to 6'1" tall, dark hair, with a smooth complexion. He was assigned to Atlanta's security squad, had some supervisory responsibilities, either as an assistant or relief supervisor. He was on the squad for approximately four (4) years prior to 1968. The individual may have been of Italian extraction or had an Italian sounding surname. He was neither an accountant nor a lawyer. He possibly came from an eastern city. In the Atlanta office, he sat near Alan Sentinella and Alder Miller.

It is further requested that this matter be handled on an expedited basis.

Sincerely,

G. Robert Blakey
G. Robert Blakey
Chief Counsel and Director

GRB:wwd

cc: Ron Heller

62-117290-133
ENCLOSURE

LOUIS STOKES, OHIO, CHAIRMAN
RICHARDSON PREYER, N.C.
WALTER E. FAUNTROY, D.C.
YVONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DODD, CONN.
HAROLD E. FORD, TENN.
FLOYD J. FITHIAN, IND.
ROBERT W. EDGAR, PA.
SAMUEL L. [REDACTED] NE, OHIO
STEWART [REDACTED] KINNEY, CONN.
CHARLES THONE, NEBR.
HAROLD S. SAWYER, MICH.

(202) 225-4624

Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

November 28, 1978

FEDERAL GOVERNMENT

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20534

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation by this Committee into the assassination of Dr. Martin Luther King, Jr., it is requested that the Federal Bureau of Investigation prepare a written statement outlining the following:

The history, organization and function of the "Press Office," which came under the jurisdiction of Division 8; including

- a) the personnel assigned to that office,
- b) the person or persons directly responsible for the day-to-day operation and management of that office, from its inception through its discontinuance.

As time is of the utmost importance in this matter, your written response is solicited by December 8, 1978.

Very truly yours,

G. Robert Blakey
Chief Counsel and Director

GRB:lh
xc: Mr. Ron Heller

DEC 5 1978

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ZNY 0000

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FM WASHINGTON FIELD (62-

TO DIRECTOR FBI ROUTINE

BT

UNCLAS E F T O

HOUSE SELECT COMMITTEE ON ASSASSINATIONS; DR. MARTIN

LUTHER KING, JR. - DECEASED, INFORMATION CONCERNING

ON NOVEMBER 27, 1978, MR. R.J. THOMAS OF 1327 NORTH
IRVING STREET, ARLINGTON, VIRGINIA, TELEPHONE 524-1542,

ADVISED A REPRESENTATIVE OF THE FEDERAL BUREAU OF INVESTIGATION

(FBI) THAT THE CAPTIONED SUBJECT CAME INTO A STORE IN WHICH HE

USED TO WORK IN 1966, CALLED ROSENTHAL, WHICH WAS LOCATED AT

THAT TIME AT 1752 K STREET, WASHINGTON, D.C. (WDC).

THOMAS SAID THAT KING PICKED UP A BAGGAGE OUTFIT AND WALKED
OUT OF THE STORE WITHOUT PAYING FOR SAME. THOMAS STATED

THAT HE LATER FOUND OUT THAT KING WAS STAYING AT THE STAYLER

MILTON IN WDC, SO MR. THOMAS AND HIS BOSS, HARVEY ROSENTHAL,

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

REC-56
DE-37
EX-122

100-117290-1339

23 DEC 5 1978

(1-CIVIL RIGHTS DIV)
2-CD-enc (a)
1-File-enc

62 DEC 29 1978 1-710-enc

J. J. J.
0-70-12-4-78

4-9-80

2/10/86
S. Sprague

PAGE TWO DE WF 2201 CUBA IS E F T

SENT KING A BILL AT THE STAYLA HILTON. ACCORDING TO THOMAS,
THE BILL WAS PAID FOR THREE DAYS LATER, NOT BY KING, BUT
BY THE RUSSIAN EMBASSY.

IN CONCLUSION, THOMAS SAID THAT HE THOUGHT THIS INFORMATION
COULD BE OF VALUE TO THE FBI. HE ALSO STATED THAT "HE
DOESN'T WANT TO BE CONSIDERED A RAT."

ADMINISTRATIVE:

ABOVE BEING FURNISHED FOR THE INFORMATION OF THE BUREAU.

SC JEAN STUM WAS THE INDIVIDUAL AT WASHINGTON FIELD
WHO RECEIVED THE ABOVE INFORMATION AT WASHINGTON FIELD ON
NOVEMBER 27, 1978.

BT

#3201

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. William H. Webster
Director
Federal Bureau of Investigation

DATE: NOV 6 1978

RJSeibert:dpw
Tel: 633-3359

FROM : Barbara Allen Babcock
Assistant Attorney General
Civil Division

FEDERAL GOVERNMENT

SUBJECT: Representation Requests of Thomas
Deakin, David Ryan and Theron Rushing

Attention: Mr. John A. Mintz
Legal Counsel Division

Under cover of your memoranda dated October 23 and November 2, 1978, I have received requests from Special Agents Thomas Deakin and Theron Rushing for private counsel in connection with their anticipated appearances before the House Select Committee on Assassinations. I have also received a similar request from Special Agent David Ryan.

Prior to making a decision on the requests for private counsel, I would like the Legal Counsel Division to furnish the Civil Division with a statement, as required by 28 C.F.R. §50.15(a), indicating whether the Agents were acting within the scope of their employment with respect to conduct likely to be examined by the Committee, and whether representation, either directly or through private counsel, should be provided. Your conclusions and recommendations should include wherever possible supporting data and rationale.

Should you conclude that representation is appropriate, I would appreciate any distinctions that might be drawn between the cases of Agents Ryan, Deakin, and Rushing, and those of other Agents called before the House Assassinations Committee for whom representation was not deemed necessary.

In the event Mr. Deakin and Mr. Rushing wish to provide us with any information relevant to their requests which would be protected from disclosure by the attorney-client communication privilege, they should contact John Seibert of this Division at (202) 633-3359. Mr. Seibert has previously met with Mr. Ryan.

EXP. PROC.
32 NOV 2 1978

REC-122

62-111290-1340X114
22 NOV 7 1978

3 XEROX

JAN 11 1979

PERS. REC. UNIT

Mintz
LEGAL

Memo to
AAG, dated
12/11/78
5 JAN 16 1979

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Form OBD-197
MAY 1978

Memorandum

TO : The Director

DATE: 11/6/78

FROM : Legal Counsel

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgmt. _____
 Tech. Servs. _____
 Training _____
 Public Affs. Off. _____
 Telephone Rm. _____
 Director's Sec'y _____

PURPOSE:

The purpose of this memorandum is to advise of the status of a request by captioned Committee for photographs of all Special Agents assigned to the Atlanta Division during the security investigation of Dr. Martin Luther King, Jr.

DETAILS:

By way of background, captioned Committee, by letter dated 2/3/78, requested that the FBI furnish photographs of all Special Agents in the Atlanta Division assigned to the security investigation of Dr. Martin Luther King, Jr.

On 2/10/78 this matter was discussed with Mr. Robert L. Keuch, Special Counsel to the Attorney General. Mr. Keuch advised that the Drug Enforcement Administration had received a similar request and that no response should be made pending notification by the Committee as to their purpose for this request and the use of the requested photographs.

Enclosure - ENCLOSURE

- 1 - Mr. Adams (Enclosure)
- 1 - Mr. Bassett (Enclosure)
- 1 - Mr. Mintz (Enclosure)
- 1 - Mr. Ryan (Enclosure)
- 1 - Mr. Foster (Enclosure)
- 2 - Mr. Coulson (Enclosure)
- 1 - Mr. Heller (Enclosure)

EX-125
REC-83

62-1171-8 1340x

11 NOV 9 1978

(CONTINUED - OVER)

SEE RECORDS MANAGEMENT DIVISION ADDENDUM PAGE 5

RH:dlj (9)



2 JAN 10 1979

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 2/11/86 BY SP8mac/paw

DOC. CLASS. REV. 4

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

FBI/DOJ

Memorandum to the Director

Re: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

On 10/5/78 G. Robert Blakey, Chief Counsel and Director of captioned Committee, advised SA Danny O. Coulson, Legal Liaison and Congressional Affairs Unit, Legal Counsel Division, that the Committee had received allegations of misconduct and possible criminal activities on the part of one of the Special Agents assigned to the Atlanta Division during the time of the security investigation of Dr. Martin Luther King, Jr. Mr. Blakey stated that in order to determine the credibility of the witness who made these allegations, it was necessary for the Committee to display to him the photographs of the Special Agents assigned to the Atlanta Division during this time frame. At this time, Mr. Blakey was advised that their witness would be able to select any photograph as being identical to or resembling any of the Special Agents assigned to the Atlanta Division during that period and was requested to furnish more details regarding the allegations. Mr. Blakey declined to furnish any further information.

On 10/6/78 this matter was discussed with Mr. Michael Shaheen, Office of Professional Responsibility (OPR), Department of Justice (DOJ). Mr. Shaheen advised that it was his opinion that if the Committee had allegations of misconduct or illegal activities by an employee of the FBI, this matter should be brought to the attention of OPR, DOJ.

On 10/6/78 Mr. Keuch advised that he concurred with Mr. Shaheen and instructed that before any photographs were delivered to the Committee, they must first furnish the nature and the details of the allegations to DOJ for investigation.

Mr. Blakey was advised of the DOJ decision on 10/11/78 by SA Ronald Heller of the Legal Liaison and Congressional Affairs Unit, Legal Counsel Division. Mr. Blakey advised that the Committee was pursuing a legitimate inquiry fully within their Congressional mandate to fully investigate the killing of Dr. Martin Luther King, Jr., and stated that, if necessary, the Committee will secure a subpoena for these photographs.

Memorandum to the Director

Re: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

On 10/11/78 Mr. Keuch advised that the Committee would send the FBI a letter further clarifying their original request of 2/3/78 for these photographs. This letter from Mr. Blakey to Mr. Keuch, dated 10/12/78, is attached.

On 10/25/78 Mr. Keuch advised that after discussing this matter with Mr. Blakey, he believes that they are well within their Congressional mandate in requesting these photographs. Mr. Keuch further advised that he has been assured by Mr. Blakey that if the Committee witness does not make a proper identification, these photographs will be returned to the FBI and the Committee will keep only the list showing the identities of those photographs displayed. Mr. Blakey has further assured him that if a valid identification is made, the HSCA will want to interview that Agent concerning the allegations made by the Committee's witness and they will request his testimony before the Committee.

On 11/1/78 Mr. Keuch advised that he believes the FBI would be able to prepare a better photographic spread than the Committee could and the Committee has agreed to the FBI making up the photographic spread. Mr. Keuch requests that this photographic spread include both Agents in the Atlanta Division during the King investigation and a large group of photographs of other Agents who were never assigned to the Atlanta Division. Each photograph should be numbered and an appropriate list made of the numbers corresponding with the Agent's identity. This list of the identities will be put in a sealed envelope and will be delivered to Mr. Blakey with the photographic spread.

On 11/3/78 Mr. Keuch advised SA Coulson that Mr. Blakey had advised him that the spread was needed merely to refresh the recollection of a witness who had numerous contacts with the Agent in question and to assist him in recalling his name. Mr. Keuch further advised that the witness described the Agent as: Sex - male, race - white, approximately early to mid-30's, clean cut, supervisory type, athletic build, approximately 5'10" in height.

Memorandum to the Director
Re: HOUSE SELECT COMMITTEE ON ASSASSINATIONS (HSCA)

The Congressional Inquiry Unit has prepared a spread of photographs to meet this criteria that will number 360 photographs.*

RECOMMENDATIONS:

1. It is requested that the delivery of these photographs to the captioned Committee be authorized.

APPROVED: _____

Director	Adm. Serv. _____	Legal Coun. _____
Assoc. Dir. _____	Crim. Inv. _____	Plan. & Insp. _____
Dep. AD Adm. _____	Ident. _____	Rec. Mgmt. _____
Dep. AD Inv. _____	Intell. _____	Tech. Servs. _____
	Laboratory _____	Training _____
		Public Affs. Off. _____

2. Legal Liaison and Congressional Affairs Unit, Legal Counsel Division, will follow this matter closely with DOJ and captioned Committee.

APPROVED: _____

Director	Adm. Serv. _____	Legal Coun. _____
Assoc. Dir. _____	Crim. Inv. _____	Plan. & Insp. _____
Dep. AD Adm. _____	Ident. _____	Rec. Mgmt. _____
Dep. AD Inv. _____	Intell. _____	Tech. Servs. _____
	Laboratory _____	Training _____
		Public Affs. Off. _____

*under conditions
as proposed
in memorandum
by Robert
Mgt. Dir. Jm*

*modified
to add set
forth in
11/7/78
Jm*

* These photographs will comprise the 93 SA's in the ATLANTA OFFICE during the "KING INVESTIGATION" and the remainder will be taken from New Agent classes from 1969 or thereafter. (This date precludes these SA's from having taken part in the "KING INVESTIGATION").

ADDENDUM: RECORDS MANAGEMENT DIVISION 11/6/78 TWB:jmn

On 11/3/78, members of the Congressional Inquiry Unit, Records Management Division discussed the proposed use of the list of Special Agents, possession of which is to be given to Mr. Blakey. It is the position of this Unit that Mr. Blakey being given this list serves no useful purpose, and may tend to compromise the identity or privacy of those Agents whose identity is of no interest to the Committee. The only reason for the list to be retained by Mr. Blakey is to assure that all Special Agents of the Atlanta Office were represented in the photo spread, however, as the House Select Committee on Assassinations has not previously requested or received a list of Atlanta Agents no means of verification by comparison is possible.

RECOMMENDATION:

It is recommended by the Congressional Inquiry Unit that the list in question be given to Mr. Keuch who will, in turn, provide the identity of the Special Agent, if identified, to the Committee, upon identification by their source of one of the numbered photographs in the spread.

H-2

LOUIS STOKES, OHIO, CHAIRMAN
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Select Committee on Assassinations

U.S. House of Representatives

3331 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

(202) 225-4624

October 12, 1978

The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20530

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

By this letter our request of February 3, 1978 is modified to include the photographs of all of the agents assigned to the Atlanta Field Office, and those assigned to the security squad. The Committee understands that in addition to the requested photographs, the Federal Bureau of Investigation will include a number of photographs of Bureau or Department personnel who were not assigned to the Atlanta Field Office and that these photographs will be used as part of the Committee's photo array. The photographs the Committee receives will be identified only by a letter or other symbol, and the Committee will have a chart which correlates the letter to the actual names. No photograph will be published unless that agent had been identified. If an agent or former agent is identified, the Committee would also be free to reveal his identity. All unidentified photographs would be returned to the Federal Bureau of Investigation.

Your prompt attention to this matter will be greatly appreciated.

Sincerely,

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director

GRB:lh

xc: Mr. Ron Heller

ENCLOSURE

4
November 3, 1978

FEDERAL GOVERNMENT

Mr. G. Robert Blakey
Chief Counsel and Director
Select Committee on Assassinations
U. S. House of Representatives
3331 House Office Building, Annex 2
Washington, D. C. 20515

Story The

Dear Bob:

Reference is made to your letter dated September 26, 1978, addressed to the Attorney General and marked for my attention. You expressed concern regarding FBI handling of information furnished by your Committee concerning possible physical endangerment to two Committee witnesses, Oliver B. Patterson and Clarence Haynes, and requested an internal inquiry be conducted to ascertain if Patterson was advised that the Committee was the source of the information related to him and if he was advised that Haynes was also endangered. You also requested that the appropriate FBI personnel in Washington be interviewed to ascertain if information concerning Patterson was improperly related to members of the media.

ST-131 REC-20 (2-11725) -1340
14 NOV 28 1978

An appropriate inquiry has been conducted and the Special Agent personnel who conducted the interviews have furnished affidavits attesting to the fact that they conformed to Bureau instructions and did not advise either Patterson or Haynes of the fact that the Committee was the source of the information that they might be in danger. It should be noted in this regard that prior to the interview of Patterson the Committee contacted him to inform him he would be contacted by the FBI and he could have readily deduced the fact that the Committee was the source of the information furnished him by the FBI. During the interview with Patterson, he was asked if he knew Haynes, to which he replied in the negative. The Agents conducting the interview have explained that Patterson was asked about Haynes in order to

1 - Mr. Colwell
1 - Mr. Mintz (Attn: Mr. Coughlin)
JBA:ams

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Mr. G. Robert Blakey

ascertain Haynes' whereabouts as expeditiously as possible. Patterson was not advised directly that Haynes may also be a victim of a retaliatory act; however, due to the line of questioning, it was believed Patterson came to this conclusion.

Inquiries made at FBI Headquarters as well as in the field of persons knowledgeable concerning this matter have not revealed the existence of anyone who has been in contact with the media concerning this matter.

I have been advised that Associate Director Adams orally advised you on November 1, 1978, of the results of this inquiry and he will be available should you have any further questions in this regard.

Sincerely yours,



William H. Webster
Director

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Assoc. Dir. _____	Ident. _____	Rec. Mgnt. _____
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Dep. AD Inv. _____	Laboratory _____	Training _____
		Public Affs. Off. _____

Director William Webster
Federal Bureau of Investigation
Washington, D.C.

Nov. 18, 1978

Dear Sir:

OUTSIDE SOURCE

The attached is abominable....What an indictment against the F.B.I. and our country. It may not be possible to ever live it down!

It is realized that you were not previously involved during the J. Edgar Hoover dictatorship. But you have been a member of the select benefited establishment. The establishment bears the responsibility collectively and individually.

Perhaps over time your talents can be directed to correct bureaucratic parasitism. However the clock is running and there is no time to lose.

Good luck!

A White Patriotic American

HOUSE SELECT COMMITTEE ON A.

ST-113

REC-50

62-117210-134

14 DEC 5 1978

ENCLOSURE

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2/11/86

Spmaence

King probers hear ex-agent

WASHINGTON (AP) — A former FBI agent tearfully testified yesterday that the bureau conducted "a 10-year vendetta" against Dr. Martin Luther King Jr. and then botched its investigation of his assassination by ignoring the possibility of conspiracy.

But the House Assassinations Committee said there is no evidence that the bureau played any direct role in King's murder.

The panel's chief counsel said the only FBI role in King's death might be "possible indirect involvement," such as the possibility that the FBI's campaign to harass and discredit King resulted in his presence in Memphis, where he was assassinated.

The comments came as the committee began a four-day public inquiry on allegations against the FBI.

* * *

Arthur Murtaugh, a former agent with the FBI in Atlanta and now a college professor, testified that before King was assassinated, the Atlanta FBI had 15 agents assigned to electronic surveillance of the civil rights leader.

After the murder, Murtaugh said, the investigation was assigned to the intelligence division, not the criminal division.

"It just defies reason to say that the same people who have engaged in a 10-year vendetta against Dr. King should investigate his murder," Murtaugh told the committee.

He also said the investigation was made routine as soon as James Earl Ray was identified as the assassin and as a fugitive to be caught.

The idea that anyone beyond Ray was involved "was pooh-poohed from the very beginning," Murtaugh said. "The bureau decided 24 hours after King was killed it was not a conspiracy."

Murtaugh broke into tears twice as he recounted the campaign of wiretaps and dirty tricks designed to discredit King and reduce his influence among blacks.

"It is not with pleasure that I sit here and tell you things about an organization I spent a lifetime in," he said, as the committee room hushed.

2/11/86

Spencer

62-117240-134

ENCLOSURE

LOUIS STOKES, OHIO, CHAIRMAN
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CHARLES THONE, NEBR.
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(202) 225-4624

House
Select Committee on Assassinations

U.S. House of Representatives

3369 HOUSE OFFICE BUILDING, ANNEX 2

WASHINGTON, D.C. 20515

Rec. 210

12-1-78

November 28, 1978

FEDERAL GOVERNMENT

C
The Honorable Griffin B. Bell
Attorney General of the United States
Department of Justice
Washington, D.C. 20534

Attention: Mr. Robert L. Keuch
Deputy Assistant Attorney General
Criminal Division, Room 2113

Dear Mr. Attorney General:

In connection with the investigation by this Committee into the circumstances surrounding the death of Dr. Martin Luther King, Jr., it would be appreciated if the Federal Bureau of Investigation prepare for delivery, the following:

- a) All speeches and addresses given by J. Edgar Hoover covering the period January 1, 1964 through June 30, 1968.
- b) All available biographical data, including a photograph and past assignments of SA Roy Martin Mitchell.

As time is extremely crucial in this matter your prompt attention is greatly appreciated.

Very truly yours,

SI-126

REC-39

G. Robert Blakey

G. Robert Blakey
Chief Counsel and Director
DEC 5 1978

62-117290-1343

GRB:ghh

xc: Mr. Ron Heller

62-117290

61 DEC 21 1978



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DIRECTOR WILLIAM WEBSTER
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C.

Personal

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/11/86 BY SPmaemv

OFFICE OF DIRECTOR
FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

November 24, 1978

The attached correspondence
was sent to you by an anonymous
source postmarked Newark,
New Jersey.

Mr. Adams _____
Mr. McDermott _____
Mr. Bassett _____
Mr. Cochran _____
Mr. Colwell _____
Mr. Cregar _____
Mr. Joseph _____
Mr. Kelleher _____
Mr. Kent _____
Mr. Long _____
Mr. Mintz _____
Mr. Moore _____
Mr. Boynton _____
Mr. Bruemmer _____
Mr. Hotis _____
Mr. Howes _____
Mr. Steel _____
Tele. Room _____
Miss Devine _____

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2/1/80 Spruance

*File in 62-117290
Per. G. Foster 12/1/78*

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR (62-117290)

DATE: 11/17/78

FROM : SAC, SEATTLE (62-2940)

☒ RUCSUBJECT: HOUSE SELECT COMMITTEE ON
ASSASSINATIONS (HSCA)☐ File Destruction ProgramEnclosed are 1 items.

These items are forwarded your office since:

☐ All logical investigation completed in this Division☒ You were OO at the time our case was RUC'd.

Enclosures are described as follows:

Original 302 re GEORGE BEN EDMONDSON, 10/27/78 at
Walla Walla, Washington.

ENCLOSURE ATTACHED

1 cc 137-7738

4-*[signature]*
62-117290
62-117290-
NOT RECORDED
16 NOV 23 1978

ENCLOSURE

Enc. 1

NOTE: DO NOT BLOCK STAMP ORIGINAL ENCLOSURES.

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137-7738

62 DEC 12 1978

XEROX
DEC 11 1978

Assistant Attorney General
Criminal Division
Attention: Mr. Robert L. Keuch
Director, FBI

November 29, 1978

- 1 - Legal Counsel Division
(Attn: Mr. Heller)
- 1 - Mr. Bassett
- 1 - Mr. Ryan
- 1 - Mr. Foster

p
HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

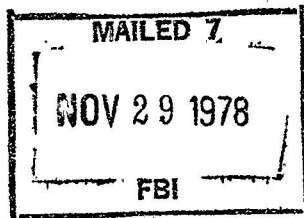
Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated November 7, 1978, which requested, in connection with the HSCA's investigation into the assassination of Dr. Martin Luther King, Jr., that two documents be prepared for delivery; and that the names of the Special Agents assigned to the Legal Attache's Office in London during the period of May through July, 1968, be provided.

Enclosed are an original and one copy of a memorandum in response to above-referenced letter. It is requested that delivery of one copy of the memorandum be made to the HSCA.

Inclosures (2)

TWB:bjr (7)

4
NOTE: On 11/13/78, SA Joseph Marion, Liaison Desk, Division Five, advised that the two Special Agents assigned to Legat, London during the period in question were Alden C. McCray and John T. Minnich, both of whom are now deceased.



REC-10

ST-131

DEC 6 1978

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Director's Sec'y _____

MAIL ROOM ☒

1 - Legal Counsel Division
(Attn: Mr. Heller)
1 - Mr. Bassett
1 - Mr. Ryan
1 - Mr. Foster

November 29, 1978

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Reference is made to the letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated November 7, 1978, which requested, in connection with the HSCA's investigation into the assassination of Dr. Martin Luther King, Jr., that two documents be prepared for delivery; and that the names of the Special Agents assigned to the Legal Attache's Office in London during the period of May through July, 1968, be provided.

This is to advise that the two documents referred to above were delivered to Michael Eberhardt, HSCA Staff Member, on 11/9/78.

The Special Agents assigned to the Legal Attache's Office in London were Alden C. McCray and John T. Winnich, both of whom are now deceased.

With respect to the request mentioned in the last paragraph of above-referenced letter, the response to this request for review of documents is being handled by separate communication.

TWB:bjr (7)

ORIGINAL AND ONE SENT TO ASSISTANT ATTORNEY GENERAL,
CRIMINAL DIVISION, ATTENTION: MR. ROBERT L. KEUCH.

NOTE: See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated November 29, 1978, captioned above.

Assoc. Dir. _____
Dep. AD Adm. _____
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ENCLOSURE

FBI/DOJ

62-117290-

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/31/78

GEORGE BEN EDMONDSON was contacted at his home, Route 2, Box 179, Walla Walla, Washington (509-525-2126), where he is living under the assumed name of ALEX P. BORMANN and employed by the Boise Cascade Company..

EDMONDSON was advised of the Bureau policy requiring its own Waiver for the release of information and that such a Waiver would authorize the Bureau to release all information concerning him, even that which had previously been considered confidential. EDMONDSON acknowledged that he understood the Bureau policy and specifically stated that it was his understanding that his 1959 confidential FBI file would be released to the House Select Committee on Assassinations, if so requested.

EDMONDSON also expressed concern that the House Select Committee on Assassinations would not be able to maintain proper control of the information in his file, pointing out that investigators for the Committee, to whom he has spoken, appear to be a little young and lacking in experience. EDMONDSON stated, however, that he would continue cooperate with the Committee, and executed the following Waiver authorizing release of information:

"AUTHORITY TO RELEASE INFORMATION

"I hereby authorize any Special Agent or other authorized representative of the Federal Bureau of Investigation bearing this release, to furnish to the House Select Committee on Assassinations all information in its possession concerning me, including those records pertaining to my confidential relationship with the Federal Bureau of Investigation. I realize that by authorizing this release I will disclose to the House Select Committee on Assassinations any confidential relationship I may have had with the FBI.

"/s/ George Ben Edmondson
"27 Oct 78

/s/ Witness: Robert A. Ibbotson
Special Agent
Federal Bureau of Investigation"

#245852
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 2/11/76 BY SP-1 mac/re

Interviewed on 10/27/78 at Walla Walla, Washington File # SE 66-2940-12

by SA ROBERT A. IBBOTSON / ecf Date dictated 10/30/78

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This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FBI/DOJ