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DATE: 11-14-2017

JFK Assassination System
Identification Form

Date: 3/31/201

Agency Information

AGENCY : FBI
RECORD NUMBER : 124-10377-10164

RECORD SERIES : HQ

AGENCY FILE NUMBER : 62C-HQ-1029205-3210

Document Information

ORIGINATOR : CITIZEN
FROM : MCMULLIN, DAVID
TO : HQ

TITLE :

DATE : 08/23/1994
PAGES : 3

SUBJECTS :

JFKARCA OF 1992

DOCUMENT TYPE : PAPER, TEXTUAL DOCUMENT
CLASSIFICATION : Unclassified
RESTRICTIONS : 3
CURRENT STATUS : Redact
DATE OF LAST REVIEW : 04/29/1999

OPENING CRITERIA : INDEFINITE

COMMENTS :

375

David McMullin
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August 23, 1994

Mr Ernie Porter
F.B.I.
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Dear Mr Porter

I am writing a book about the cultures and backgrounds of people who appear in the Warren Report. I have several questions which relate to matters which are not in the Warren Report nor in any other official document concerned with the Kennedy Assassination. I enclose two sets of question. The first is a simple one and I hope that you can comment upon it.

There is, in the Warren Report, a disagreement between F.B.I. Special Agent Vincent Drain and Dallas Police Lt. Carl Day. On the afternoon of the assassination, the Dallas Police discovered a Mannlicher-Carcano rifle, later identified as the murder weapon. Day and Capt Will Fritz of Dallas P.D. handled the weapon. Fritz operated the bolt with his bare hand and there is a television shot of the rifle being carried overhead, by the stock, by a person (presumably a Dallas Police Officer) holding it with his bare hand. The weapon had been, according to Day's testimony, checked visually, with a magnifying glass, by Day before it was carried to Day's office at headquarters, but Day had not dusted the weapon for prints.

Day testified that he found no prints on the weapon until he took it apart and then he found a palm print. He turned the weapon over to F.B.I. Special Agent Vincent Drain on the evening of November 22nd, 1963, and Drain took it to Washington. The F.B.I. examined the weapon in Washington and found no prints on it. This is all in the Warren Report.

Day testified before the Warren Commission that when he turned the weapon over to Drain, he told Drain that there was a palm print. Drain testified that Day did not mention a palm print nor any other print. Who is telling the truth?

ack ltr to
David McMullin
dated 12/22/94
DKC/mn

62F HQ-1029205-3210

There must have been a clip but in all the testimony, no one mentions finding one, seeing one, or examining one.

5. Posner calls his book "Case Closed". Has the Kennedy case indeed been closed, or is it an open investigation?

I should appreciate comments on these matters. I believe that the public has a right to know. These answers cannot be found in the Warren Report nor in the HSCA report on assassinations. I believe it to be important to solve the crime. I do not plan to point fingers at this error or that. The gross error lay in permitting the slaying of Oswald, and this was not an F.B.I. matter. It is important to understand the investigation in order to understand the crime. Reputations are at stake. If Drain did his job properly, then let the public record so indicate.

Thank you for your time and trouble in answering this letter. I will send you my book when it is finished.

Yours sincerely,



David McMullin

P.S. I have rented a place
for the summer.

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PSS My Social Security #
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I have no criminal record, thus far -
I know Steve Brannon FBI office Birmingham
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