

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE

VS.

NO. 16645 Murder First Degree

NO. 16819 Carrying Dangerous Weapon

JAMES EARL RAY  
Alias Eric Starvo Galt,  
Alias John Willard,  
Alias Harvey Lowmeyer,  
Alias Harvey Lowmyer.

ORDER

Attendance in the Courtroom will be limited to the seating accommodations of the Courtroom except insofar as the Court shall order.

The north portion of the Courtroom behind the rails consisting of seats numbered 1 through 42 will be reserved for accredited representatives of the news media who will be admitted to the Courtroom only upon presentation of credentials issued by this Court. The south portion of the back of the Courtroom behind the rails consisting of seats numbered 43 through 11 will be available to members of the public for each session of the Court in order of their appearance except for \_\_\_\_\_ seats for family and/or friends of the defendant, and \_\_\_\_\_ seats for family and/or friends of the deceased.

Seat assignments for representatives of news media shall be as follows:

- Seat No. 1. Associated Press Representative  
2. U. P. I. Representative  
3. Associated Negro Press Representative  
4. National N. B. C. T.V. and Radio Representative  
5. National C. B. S. T.V. and Radio Representative  
6. National A. B. C. T.V. and Radio Representative  
7. Commercial Appeal Representative  
8. Press-Scimitar Representative  
9. Tri-State Defender Representative  
10. Memphis World Representative

11. Memphis W M C T.V. Representative
12. Memphis W R E C T.V. Representative
13. Memphis W H B Q T.V. Representative
14. Memphis W.M.P.S. Representative
15. Memphis W.D.I.A. Representative
16. The New York Times and News Service Representative
17. Los Angeles Times and News Service Representative
18. Chicago Daily News Wire Service Representative
19. St. Louis Post Dispatch Representative
20. The Nashville Banner Representative
21. The Nashville Tennessean Representative
22. Washington Daily News-Scripps Howard News Representative
23. Wall Street Journal (National Observer) Representative
24. The Birmingham News Representative
25. Atlanta Constitution Representative
26. This seat to be shared by following named four (4)  
London newspapers on a revolving basis to be  
worked out among themselves, and plan to be  
approved by the Court:  
  - (a) The London Daily Mirror Representative
  - (b) The Daily Telegraph and Morning Post Representativ
  - (c) The Daily Mail Representative
  - (d) The London Daily Express Representative
27. Reuters Representative
28. Deutsche Press-Agentur Representative
29. Toronto Telegram Representative
30. French News Agency Representative
31. This seat to be shared by Life-Time-Fortune magazines  
on a revolving basis to be worked out among  
themselves, and plan to be approved by the Court.
32. Newsweek Representative
33. Harpers Representative
34. Saturday Evening Post Representative
35. Gerold Frank, Doubleday and Company
36. George McMillan, Little Brown and Company
37. W.S.G.N., Birmingham
38. Clay D. Blair, Bantam Books
39. Revolving Seats
40. " "

41. Revolving Seats

42. " "

Enter.

W. A. Brown  
Judge Division III

Criminal Court, Shelby County, Tennessee

Date: Oct 14 1968

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

DIVISION THREE

STATE OF TENNESSEE,	§	
	§	
vs.	§	NOS. 16645 and 16819
	§	
JAMES EARL RAY, Alias ERIC	§	
STARVO GALT, Alias JOHN WILLARD,	§	
Alias HARVEY LOHMEYER.	§	

ORDER ON SCIRE FACIAS

This cause came on to be heard on a verified petition for citation for contempt of Arthur J. Hanes, Sr., Renfro T. Hays, Roy Hamilton and Charles Edmundson, heretofore filed by the Court-appointed amici curiae; personal service of said petition upon all four named respondents; scire facias issued by this Court ordering said respondents to show cause why they should not be held in contempt of previous orders of this Court; the sworn answer of the respondent Renfro T. Hays; the hearing in open court on the 27th day of September, 1968 and on the 30th day of September, 1968, at which time sworn testimony was adduced by the petitioners and the respondents; the argument of counsel for all parties; the exhibits in the cause, and upon the entire record in this cause, from all of which it appears to the Court:

That the respondents, Arthur J. Hanes, Sr., Renfro T. Hays, Roy Hamilton and Charles Edmondson, each, are guilty of contempt as found by this Court in its opinion which has been filed in this cause, and which the Court incorporates by reference in this order the same as if copied herein verbatim; and

The Court being undecided at this time as to what action the Court should take by way of punishment on account of said contempts, and being desirous of giving the matter further consideration,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this matter be, and the same is hereby, reserved by this Court for further and future orders of this Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the motions of the respondents Roy Hamilton and Charles Edmundson, made by and through their attorneys, the Honorable Armistead Clay and the Honorable Ezra Z. Bryan, at the conclusion of the Court's opinion, to reconsider the Court's action and, in the alternative, to fix punishment, are hereby denied.

To all of which the respondents respectfully except.

C. W. Preston  
JUDGE

Oct. 11, 1968, in and for <sup>S. 2.31</sup> ~~65-7~~  
1968, none pro Tunc.

Routing Slip  
0-7 (Rev. 3-31-67)

(Copies to Offices Checked)

TO: SAC,

☐ Albany  
☐ Albuquerque  
☐ Anchorage  
☐ Atlanta  
☐ Baltimore  
☐ Birmingham  
☐ Boston  
☐ Buffalo  
☐ Butte  
☐ Charlotte  
☐ Chicago  
☐ Cincinnati  
☐ Cleveland  
☐ Columbia  
☐ Dallas  
☐ Denver  
☐ Detroit  
☐ El Paso  
☐ Honolulu

☐ Houston  
☐ Indianapolis  
☐ Jackson  
☐ Jacksonville  
☐ Kansas City  
☐ Knoxville  
☐ Las Vegas  
☐ Little Rock  
☐ Los Angeles  
☐ Louisville  
☒ ~~Memphis~~  
☐ Milwaukee  
☐ Minneapolis  
☐ Mobile  
☐ Newark  
☐ New Haven  
☐ New Orleans

☐ New York City  
☐ Norfolk  
☐ Oklahoma City  
☐ Omaha  
☐ Philadelphia  
☐ Phoenix  
☐ Pittsburgh  
☐ Portland  
☐ Richmond  
☐ St. Louis  
☐ Salt Lake City  
☐ San Antonio  
☐ San Diego  
☐ San Francisco  
☐ San Juan  
☐ Savannah  
☐ Seattle  
☐ Springfield

☐ Tampa  
☐ Washington Field  
☐ Quantico

TO LEGAT:

☐ Bern  
☐ Bonn  
☐ Buenos Aires  
☐ Hong Kong  
☐ London  
☐ Manila  
☐ Mexico, D.F.  
☐ Ottawa  
☐ Paris  
☐ Rome  
☐ Santo Domingo  
☐ Tokyo

Date ~~October 22, 1968~~

RE:

**MURKIN**

☒ For information    ☐ Retention optional    ☐ For appropriate action    ☐ Surep, by \_\_\_\_\_

☐ The enclosed is for your information. If used in a future report, ☐ conceal all sources, ☐ paraphrase contents.

☐ Enclosed are corrected pages from report of SA \_\_\_\_\_ dated \_\_\_\_\_

Remarks:

Enc. (8)  
Bufile 44 - 38861  
Urfile

T'S

**CIVIL RIGHTS DIVISION**

**October 22, 1968**

**ASSASSINATION OF MARTIN LUTHER KING, JR.**

**(8)**

CRB 170796

"O" DIVISION

68-0-790-205

Toronto, September 23, 1968.

The Commissioner,  
Ontario Provincial Police,  
125 Lakeshore Blvd. East,  
TORONTO 2, Ontario.

Dear Sir:

Re: James Earl RAY

Further to my letter dated July 16, 1968, attached is a copy of our Toronto C.I.B. report dated September 18, 1968 detailing the outcome of the portion of our investigation relating to the laundry marks.

Should any additional information of interest to you be received, it will be forwarded promptly.

Yours truly,

(C.R. Doey), Superintendent  
Officer in Charge  
Criminal Investigation Branch  
THE COMMISSIONER, OTTAWA (684 791-4-60)

Re: Murder of Martin Luther KING -  
Assistance to the F.B.I.

FORWARDED for your information, together with copies of the mentioned report and copies of an additional report of the same date which covers those aspects of the investigation not previously reported on. Under the circumstances, no further action will be taken and our file will be held in abeyance pending receipt of instructions concerning the disposition to be made of the exhibits.

S.U.I.

REC 4

5207

EX-103

TORONTO

(C.R. Doey), Supt. SEP 30 1968



OTHER FILE REFERENCES:  
REF. AUTRES DOSSIERS:

DIVISION

100<sup>th</sup>

DATE

15 SEP 68

RCMP FILE REFERENCES:  
REF. DOSSIERS GRC:

62-0-790-205

SUB-DIVISION - SOUS-DIVISION

DETACHMENT - DÉTACHEMENT

Toronto C.I.B. General

RE:  
OBJET:Martin Luther KING - Murder of  
Assistance to F.B.I.

1. With reference to previous reports, please be advised of the following:
2. Mr. John LOMBARDI, owner of Radio Station C H I H, 637 College Street, Toronto, Ontario, was contacted in relation to the activities of Joseph FORRESTER, an announcer employed at the said radio station. Please see letter dated 16 APR 68 addressed to Mayor LINDSAY, New York City, and Police Chief, Memphis, signed "Concerned", naming FORRESTER as resembling the artist sketch of the suspect in this case. It was determined verbally from LOMBARDI and verified by Company records that FORRESTER was employed in Toronto on the date in question.
3. Referring to the letter received at Headquarters from C. Alexander BROWN dated 10 JUN 68, please be advised that BROWN resides at 113 Valleywoods Road, Apt. 93, Don Mills, Ontario. He is presently employed by Canadian Broadcasting Corporation, Toronto, Ontario, as a story editor of T.V. program "Public Eye" at \$10,650. per annum. Discreet enquiries disclosed that BROWN is a good worker, very quiet type of individual, and well thought of by fellow employees.
4. Mr. C. JACKSON, Building Supt., 113 Valleywood Road, stated that BROWN has been residing at this address since 1 AUG 65 with his wife, two small children, and since early this year, with his mother Alice BROWN. He describes BROWN as very quiet, a good tenant, and apparently well liked by his neighbours. Nothing of a detrimental nature could be ascertained.
5. A check of Immigration records reveals that BROWN was granted landed Immigrant Status on 1 NOV 63. He was issued Canadian Citizenship Certificate on 13 SEP 67. Also he holds Canadian Passport which expires 1 SEP 72. BROWN was born 1 JAN 36 at Kingston, Jamaica, his mother's name is Alice Leonna BROWN, DOB: 26 OCT 95. Father's name Walter Vivian BROWN, DOB: 4 OCT 95. Alice BROWN applied for permanent residence in Canada 20 JUN 68.
6. Metro Toronto Police Department, Ontario Provincial Police and our C.I.B. and S.I.B. records checked regarding BROWN - all with negative results.
7. Referring to para. 4 of report from Montreal C.I.B. dated 26 JUN 68, enquiries were made at TIF POP Tailors, Lakeshore Road, Toronto, Ont., and a Mr. William McHAROLD interviewed concerning Sales Slip 111-1-219736. He verified this sales slip was issued by their store at 436 St. Catherine St., West, Montreal, Quebec, on 17 JUL 67, however, further information would have to be obtained from the store in question. No further information is recorded here.

RE:  
OBJET:

PAGE

Martin Luther KING

(CONT'D FROM PAGE ONE) . . . . .

6. In view of the foregoing, no further enquiries would appear to be warranted at this point. As RAY is now in custody in Memphis, Tenn., U.S.A. awaiting trial in this case, unless otherwise instructed, active investigation is being concluded at this point. Instructions will be awaited concerning the desired disposition of exhibits held at this Detachment. Extra copies attached.

~~SECRET~~  
20 OCT 68

Sgt.  
(F.M. Fullerton) (L.O.).  
Toronto C.I.B. General.

\*\*\*\*\*  
(L.H.H.) GCS.  
I/c Tor. CIB Gen.

OTHER FILE REFERENCES  
REF. AUTRES DOSSIERS:DIVISION  
110DATE  
18 SEPTRCMP FILE REFERENCES  
REF. DOSSIERS GRC:68 HQ 791 Q 60 (V.2)  
68 O 790 205  
68 790 74

SUB-DIVISION - SOUS-DIVISION

DETACHMENT - DETACHEMENT

Toronto C.I.B. General.

RE  
OBJET:Martin Luther KING - Murder of  
Assistance to F.B.I.

1. With reference to the forwarding minute of the Assist. Officer i/c C.I.B. dated 16 JUL 68, please be advised of the following.
2. Mr. Holmes Yen CHIN, Community Cleaners, 789 Dundas St. West, Toronto, Ontario was questioned relating to laundry mark letter "C" circled over number 24. He admitted this was his laundry mark, however he could not supply any details concerning the owner of the clothing. When laundry is brought to his shop, he issues a tag to the customer; when the customer returns the tags are matched and the laundry handed over. CHIN failed to recognize the second laundry mark EG C 83.
3. Mr. Ben Hoy WONG, WONG's Laundry, 60 Cecil St., Toronto, Ontario was contacted 9 JUL 68. He advised that the laundry marks in question were not used in his business.
4. Mr. Paul PONG, 1027 Center St., Niagara Falls, Ontario was interviewed in relation to laundry mark EG c 83 found on the pair of shorts. PONG stated that he operated PONG's Laundry, 5 Klauck St., Port Erie, Ontario prior to 1963, at which time he moved to Niagara Falls, Ontario where he now operates a Restaurant. When shown the laundry mark mentioned, PONG immediately advised it was not his mark. PONG only used 3 digits and not 5 digits in his business.
5. Mr. Yen LEE, former proprietor of LEE's Laundry, 52 Queen Street East, Hespeler, Ontario was also contacted. It was ascertained from LEE that EG C 83 was not one of his laundry marks.

CONCLUDED HERE

*F.H. Fullerton*  
F.H. Fullerton, #16043.  
Toronto C.I.B. General.

Sgt.  
L.H.M. #16117.  
I/C TOR CIB GEN.

ROYAL CANADIAN MOUNTED POLICE GENDARMERIE ROYALE DU CANADA  
CRIME DETECTION LABORATORY REPORT - RAPPORT DES LABORATOIRES JUDICIAIRES

THIS REPORT OR ANY RELATED PHOTOGRAPHIC OR OTHER MATERIAL MAY NOT BE PUBLISHED, IN WHOLE OR IN PART, WITHOUT THE WRITTEN CONSENT OF THE COMMISSIONER OF THE ROYAL CANADIAN MOUNTED POLICE.

EST INTERDIT DE PUBLIER EN TOUT, OU EN PARTIE CE RAPPORT OU TOUTE DOCUMENTATION PHOTOGRAPHIQUE OU AUTRE S'Y RAPPORTANT SANS LE CONSENTEMENT PAR ÉCRIT DU COMMISSAIRE DE LA GENDARMERIE ROYALE DU CANADA.

"HQ" FILE NO. - DOSSIER "QG" NO		LAB. FILE NO. - DOSSIER DU LAB. NO	DATE
		6810/077	5 SEPT 68
OUR REF. NO. - VOTRE RÉF. NO		ENCLOSURES - PIÈCES JOINTES	PLACE - LIEU
68 HQ 791-Q-60			Ottawa, Ont.
		LABORATORY REPORT NO. RAPPORT DU LABORATOIRE NO	ONE
SECTION FIREARMS AND TOOL MARK IDENTIFICATION		CLASSIFICATION C.N. 72	
TO - DESTINATAIRE Officer i/c C.I.B. Headquarters Building, R.C.M. Police, Ottawa, Ontario.			
REFERENCE - RÉFÉRENCE CENTRAL BUREAU FOR FIREARMS EXHIBITS Dr. Martin Luther KING Assistance to F.B.I.			
COPIES TO - COPIES À			

- (1) The Director, Central Forensic Sciences, 8 Jarvis Street, Toronto, Ontario.
- (2) The Director of Scientific Services, C.D. Laboratories, RCM Police, Reginald, Saskatchewan.  
Ottawa, Ontario.

9 Jul '68 The firearm(s), as represented by tests received from the Central Forensic Sciences, Toronto, Ontario, have been compared microscopically with the unidentified ammunition components contained in the Central Bureau for Firearms Exhibits files, with negative results.

The tests will be retained.

Submitted by  
(Peter Law), Cst.  
Firearms Section.

Approved by,  
(A.M. Headrick) B.Sc. Insp.  
Officer i/c Ottawa Laboratory

OTHER FILE REFERENCES: REF. AUTRES DOSSIERS:	DIVISION "CH"	DATE 30 AUG 68	RCMP FILE REFERENCES: REF. DOSSIERS GRC: 63HQ-1180-1-Q-112 68C-790-238 68GIS-790-170 PCR: 26 JULY 68
	SUB-DIVISION - SOUS-DIVISION		
	DETACHMENT - DETACHEMENT Montreal CIB-GIS		

RE:  
OBJET:

President John F. KENNEDY - Murder of  
Assistance to FBI

21 AUG 68

1. SALMYN advised that KIMBLE had contacted his office in Toronto on the 18 AUG 68 offering to "give all that he know concerning the J.F. KENNEDY assassination for \$500.00". No deal was made with KIMBLE and the place he was calling from was unknown.

2. Investigation is being held in abeyance pending instructions as requested in PCR dated 26 JULY 68.

S.U.I.:

DD: 30 SEPT 68

*(Signature)*  
(J.I.B. B) Sgt.  
i/c MtL CIB-GIS.

*(Signature)* Cpl.  
(H.P.T. Power) #19416.  
Montreal CIB-GIS.

-----  
The COMMISSIONER, Ottawa:

Your: 68HQ-1180-1-Q-112

1. FORWARDED. Please note my forwarding minute appended to report dated 26-7-68 on this file.

S.U.I.

MONTREAL  
6 SEP 68

J.R. Duchesneau, Insp.  
A/Officer i/c C.I.B.

OTHER FILE REFERENCES: REF. AUTRES DOSSIERS:	DIVISION	DATE	RCMP FILE REFERENCES: REF. DOSSIERS GRC: 68HQ-791-Q-60 68C-190-19 68CIS-790-107
	"C"	20 SEP 68	
	SUB-DIVISION - SOUS-DIVISION		
	DETACHMENT - DETACHEMENT		
	Montreal G.I.S.		

RE:  
OBJET:

Dr. Martin Luther KING - Murder of  
Assistance to F.B.I.

1. Further to para. #1 of P.C.R. dated 30 AUG 68, it was ascertained that the Post Office documents concerning the suit were destroyed after the three (3) month holding period. As a result of this, no information can be obtained from the Post Office.

2. This file will remain open pending further investigation if required and instructions as to the disposition of exhibits.

S.U.I. - D.D: AI.

(JIB Proulx) Sgt.  
NCO i/c Rtl. CIS.

Cpl.  
(M.F.T. Power) #19416  
Montreal G.I.S.

-----  
The COMMISSIONER, Ottawa:

Your: 68HQ-791-Q-60

1. FORWARDED for your information. Your instructions as to the disposition of exhibits in this case are awaited here.

S.U.I.

MONTREAL  
26 SEP 68

J.R. Duchesneau, Insp.  
A/Officer i/c C.I.B.

ROYAL CANADIAN MOUNTED POLICE - GENDARMERIE ROYALE DU CANADA

RCMP  
GRC 6803

C 237  
REV. 1-4-66

OTHER FILE REFERENCES. REF. AUTRES DOSSIERS.	DIVISION 11011	DATE 1 OCT 68	RCMP FILE REFERENCES: REF. DOSSIERS GRC: 68GIS-790-170 68C-790-238 PCR 30 AUG 68
	SUB-DIVISION : SOUS-DIVISION		
	DETACHMENT : DETACHEMENT Montreal G.I.S.		

RE:  
OBJET:

President John F. KENNEDY - Murder of  
Assistance to FBI.

1. The photo of KIMBLE will be shown to MATHIEU this week in order to have KIMBLE identified.
2. Further inquiries will be held in abeyance pending the instructions of the FBI as to what extent they require this investigation carried out.

S.U.I.  
D.D. 30 OCT 68

*(Signature)*  
(Sgt. Power) Sgt.  
i/c Mtl. GIS.

*(Signature)* Cpl.  
(M.F.T. Power) #19416  
Montreal G.I.S.

-----  
The COMMISSIONER, Ottawa:

Your: 68HQ-791-Q-60

1. FORWARDED. Your attention is drawn to the contents of para. # 2 above.

S.U.I.

MONTREAL  
4 OCT 68

J.R. Duchesneau, Insp.  
A/Officer i/c C.I.B.

*Murkin  
Dissemination  
Folder*

CIVIL RIGHTS DIVISION

October 1, 1968  
ATTENTION: Mr. D. Robert Owen

ASSASSINATION OF MARTIN LUTHER KING, JR.

XXX (B) REL/hdc

*copy of Court Order  
of Judge W. Preston Battle  
of 9/18/68*

NOTE: Please see page two.



**NOTE:** Mr. Phil M. Canale, Jr., State Attorney General, Shelby County, had advised us the court order is in reference to the evidence now in possession of the Memphis Police Department, and he does not intend to exhibit to the defense any reports contained in our investigative reports furnished to him by us.

*Murkin  
Dissemination  
Folder*

September 26, 1968

CIVIL RIGHTS DIVISION

ASSASSINATION OF MARTIN LUTHER KING, JR.

XXX (B) REL/hdc

9-18-68

AIRTEL

AM

TO: DIRECTOR, FBI (44-38861)  
FROM: SAC, MEMPHIS (44-1987) P  
MURKIN

Submitted herewith for the information and assistance of the Bureau are Xerox copies of the "Scire Facias" and two motions filed by the Attorney ARTHUR J. HANES.

3 BUREAU (Enc. 3)  
1 MEMPHIS

RGJ:BN  
(4)

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE

VS

JAMES EARL RAY, Alias

No. 16645  
(Murder)

FILED 9/12/68  
J. A. BLACKWELL, CLERK  
BY E. E. Kester D. C.

M O T I O N

Comes the Defendant in the above captioned cause, by and through his Attorney of Record, and respectfully shows unto this Honorable Court the following:

1. Defendant is incarcerated in the Shelby County, Tennessee, jail awaiting trial in the above captioned cause.
2. Defendant has retained Arthur J. Hanes and Arthur J. Hanes, Jr. as counsel to represent him in this cause.
3. In order that Defendant may be fully represented before and during trial, it is necessary that he have the opportunity to confer in private consultation with his attorneys prior to trial.
4. Defendant has not been afforded the opportunity to confer in private with his counsel in the following: At all times when Defendant has been in consultation with counsel at least two law enforcement officers of Shelby County, Tennessee or the city of Memphis, Tennessee have remained present and within the hearing of Defendant and counsel; Television cameras and microphones have been focused on Defendant and counsel, the same with viewing screens and amplifiers in the office of the Sheriff of Shelby County, Tennessee; After each consultation, notes written by Defendant to counsel are inspected by law enforcement officers before counsel is allowed to leave Defendant; Defendant's mail to counsel is censored and read by the Sheriff of

Shelby County or his agents.

WHEREFORE, PREMISES CONSIDERED, the Defendant prays this Honorable Court will issue an order directing the Sheriff of Shelby County, Tennessee to permit Defendant and his counsel to confer in private, absent the presence of law enforcement officers and television and microphone reproduction, and to permit Defendant and counsel to exchange notes and correspond without censorship by agents of the Sheriff of Shelby County, Tennessee.

Respectfully submitted,

By Anthony J. Hanes  
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that I have this 18<sup>th</sup> day of September, 1968, served a copy of the foregoing Motion, by hand, upon the Attorney for the State of Tennessee in this case.

By Anthony J. Hanes  
Attorney for Defendant

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE

V.

NO. 16645 MURDER FIRST DEGREE

JAMES EARL RAY  
ALIAS ERIC STARVO GALT,  
ALIAS JOHN WILLARD,  
ALIAS HARVEY LOWMEYER,  
ALIAS LOWMYER

NO. 16819 CARRYING DANGEROUS WEAPON

SCIRE FACIAS

THE STATE OF TENNESSEE

TO THE SHERIFF OF SHELBY COUNTY;

WHEREAS, in certain causes pending in the Criminal Court of Shelby County, Division III, wherein James Earl Ray, with aliases, is charged with Murder in the First Degree and Carrying a Dangerous Weapon, and whereas on the 18th day of July, 1968 an order was entered, amended on the 23rd of July, 1968, and supplemented on the 30th of July, 1968, prohibiting certain specific acts and further enjoining certain parties from making any and all statements which may be prejudicial to a fair trial by an impartial jury.

THESE ARE, THEREFORE, to command you to summon Charles Edmundson, Renfro Hays, Roy Hamilton and Arthur B. Hanes, Sr. if to be found in your County to appear before the Criminal Court of Shelby County, Division III, at the Criminal Court of Shelby County, in Memphis, Tennessee on the 27<sup>th</sup> day of September, 1968 at 9<sup>30</sup> A.m. then and there to show cause, if any they have, why they should not be adjudged in contempt of this Court in failing to comply with the orders of this Court.

Herein fail not, and have you then and there this writ.

WITNESS, James A. Blackwell, Clerk of the Criminal Court of Shelby County, Tennessee at Memphis, Tennessee, this the 17<sup>th</sup> day of September, 1968.

A TRUE COPY. ATTEST  
DATE: 9-17-68  
NAME: J. A. Blackwell  
CRIMINAL COURT CLERK

James A. Blackwell  
JAMES A. BLACKWELL, CLERK

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE

V.

NO. 16645 MURDER FIRST DEGREE

JAMES EARL RAY  
ALIAS ERIC STARVO GALT,  
ALIAS JOHN WILLARD,  
ALIAS HARVEY LOWMEYER,  
ALIAS HARVEY LOWMYER,

NO. 16819 CARRYING DANGEROUS  
WEAPON

*Filed - Sept. 17, 1968*  
*J. B. Hanes, Jr.*  
*Criminal Court Clerk*

PETITION FOR CONTEMPT

TO THE HONORABLE W. PRESTON BATTLE, JUDGE OF THE CRIMINAL COURT OF  
SHELBY COUNTY, TENNESSEE, DIVISION III

Your petitioners, amici curiae show to the Court as follows:

That petitioners are the duly appointed and acting amici curiae  
having been so appointed by this Court by order of July 29, 1968.

That heretofore, the Court on July 18, 1968 entered an order  
on Courthouse and Courtroom procedures and publicity and on July 23,  
1968, entered an amendment to said order. Further, under date of July  
30, 1968 supplemented said orders prohibiting and enjoining the perpe-  
tration of certain specific acts in connection with publication given  
instant case including, but not limited to, making extra judicial  
statements about this case which involve (5) "--- or the treatment, acts  
and attitude of the defendant---" and all other statements which may be  
prejudicial to a fair trial by an impartial jury in this case, whether  
specified herein or not.

That there appeared in the Commercial Appeal, a newspaper of  
Memphis, Shelby County, Tennessee under date of Thursday morning,  
September 12, 1968 an article headed "Ray security called danger to his  
'sanity'" under the byline of Charles Edmundson in which Renfro T. Hays,  
an investigator, and Arthur B. Hanes, Esq., the attorney for the  
defendant, are quoted, a copy of said item is attached hereto and made  
Exhibit A to this petition.

Under date of Thursday, September 12, 1968 there appeared in the  
Memphis Press Scimitar an item headed "Hanes has 'no plans' for delay" under  
the byline of Roy Hamilton in which Arthur B. Hanes, Sr., attorney of

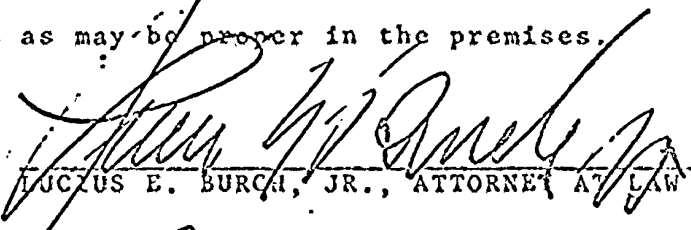
record for the defendant is quoted, a copy of said newspaper item is attached hereto as Exhibit B.


The respondents, Charles Edmundson, Roy Hamilton, Renfro T. Hays and Arthur B. Hanes, Sr., had actual knowledge of the aforesaid orders and injunctions issued by the Court.


Petitioners believe and, therefore, aver that respondents are in contempt of the orders and injunction of this Court and that they should be cited in contempt thereof or be required to show cause why they should not be held in contempt of this Court.

WHEREFORE, PREMISES CONSIDERED, PETITIONERS PRAY:


1. That proper process issue demanding Charles Edmundson, Roy Hamilton, Renfro T. Hays and Arthur B. Hanes, Sr., to appear before this Court and show cause, if any they have, why they should not be adjudged in contempt of this Court and its orders and upon hearing of said cause that the Court enter such other orders as may be proper in the premises.

  
LUCIUS E. BURCK, JR., ATTORNEY AT LAW


  
ALAN HANOVER, ATTORNEY AT LAW

  
COOPER TURNER, JR., ATTORNEY AT LAW

  
JAMES D. CAUSEY, ATTORNEY AT LAW

  
LEO BEARMAN, JR., ATTORNEY AT LAW

  
LET A. HARDISON, ATTORNEY AT LAW

  
DON OWENS, ATTORNEY AT LAW

A TRUE COPY, ATTEST

DATE: 9/17/68

NAME: E. Koste

CRIMINAL COURT CLERK



STATE OF TENNESSEE

COUNTY OF SHELBY

Personally appeared before me, the undersigned notary public, the aforementioned petitioners, who state that they have read the foregoing petition and that the facts contained therein are true to the best of their knowledge, information and belief.

M. K. Marchildon  
NOTARY PUBLIC

MY COMMISSION EXPIRES:

May 15 - 1972

F I A T

TO THE CLERK OF THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE:

File this petition and issue scire facias upon the petition ordering the respondents, Charles Edmundson, Roy Hamilton, Renfro T. Hays and Arthur B. Hanes, Sr., to appear before this Court on the 27<sup>th</sup> day of September, 1968 at 9:30 AM o'clock to show cause why they should not be adjudged in contempt of this Court for violation and disobedience of the Court's orders.

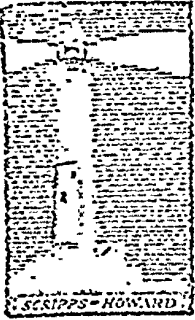
W. Preston Battle  
JUDGE

A TRUE COPY, ATTEST

DATE: 9/17/68

NAME: E. E. Kista

CRIMINAL COURT CLERK



# Memphis Press

WEATHER FORECAST: High today 82. Low tonight 58. Fair through Friday.

88TH YEAR—NO. 270

MEMPHIS, TENN., THURSDAY, SEPTEMBER 12, 1968

## Hanes Has 'No Plans' For Delay

Ray's Attorneys  
Still Planning  
Trial Nov. 12

By ROY HAMILTON  
Press-Scimitar Staff Writer

The defense for James Earl Ray, accused killer of Dr. Martin Luther King, has "no plans" to seek a postponement of his trial scheduled Nov. 12 in Memphis, Arthur J. Hanes Jr. said today.

"So far as I know we will be ready to go on the 12th," said Hanes, who is assisting his father, Arthur J. Hanes, in Ray's defense.

### REPORT

It had been earlier reported that the senior Hanes had "intimated" in a Birmingham interview that Ray might not be able to stand trial in November because his health was being jeopardized by intensive security measures in his Shelby County jail cell.

Hanes Sr. was in court on another matter but his son, when asked about the report, said, "Some things are read into statements that are quite often only in the eyes of the beholder. I know of no plans to ask for a continuance."

### COMPLAINT

The younger Hanes did confirm that Ray had complained about conditions in his cell and he said it was possible that a written motion may be filed next week asking for relief.

The defense lawyers are due back in Memphis Wednesday to inspect items of physical evidence accumulated by the state for use in the prosecution. The defense won access to the state's evidence in a hearing last week in Judge W. Preston Battle's court.

### QUOTED

In the earlier report, Hanes Sr. was quoted as saying that Ray has undergone "enough to bug anybody" during his confinement. He said Ray has had two guards "breathing down his neck 24 hours a day" and sometimes has to cover his eyes against the bright lights "shining on him night and day" in order to sleep.

Hanes charged that the security setup surrounding Ray "concentrates on him and

## Scimitar

(Details on Page 2.)

TELEPHONES: NEWS AND GENERAL ... 512-2141  
WANT ADS ..... 512-5372  
CIRCULATION ..... 512-7501

EXHIBIT B

## Ray Security Called Danger To His 'Sanity'

By CHARLES EDMUNDSON

The health of James Earl Ray, charged with slaying Dr. Martin Luther King Jr., is so threatened by security measures in force at the Shelby County Jail that he may not be able to stand trial as scheduled Nov. 12, a private detective employed by Ray's attorney said last night.

Rentro T. Hays, 40-year-old investigator with offices in the Commerce Title Building, compared some of the conditions in Ray's cell with "devices used by Communist police agents to destroy the health and balance of their victims."

Hays spoke of bright lights kept shining night and day, of television cameras constantly monitoring the prisoner and of an uninterrupted lack of privacy.

Arthur Hanes, Ray's attorney, complained of the same items to Criminal Court Judge W. Preston Battle in a preliminary hearing Friday. Mr. Hanes was instructed to put his complaint in writing. The written complaint is expected to be argued at another hearing Wednesday.

Mr. Hays said, his work in interviewing prospective witnesses has been easier since Judge Battle Friday repeated his caution that a court order restricting publicity is not to interfere with the right of witnesses to talk to attorneys for the prosecution or the defense.

Interviewed by telephone in Birmingham, Mr. Hanes said only he will have his motion asking security changes ready Wednesday. In court Friday Mr. Hanes charged the conditions "constitute cruel and unusual punishment."

Mr. Hays said he does not think the conditions criticized in Ray's cell result from intentional persecution.

"I don't for a moment think Sheriff Bill Morris is trying to drive this guy out of his mind. But it's the effect of this type of surveillance that counts."

EXHIBIT A

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE

VS

JAMES EARL RAY, Alias

No. 16645  
(Murder)

M O T I O N

FILED 9/18/68  
J. A. BLACKWELZ, CLERK  
BY E. E. Kester D. C.

Comes the Defendant in the above captioned cause; by and through his Attorney of Record, and respectfully shows unto this Honorable Court as follows:

1. Defendant has been incarcerated in the Shelby County, Tennessee jail awaiting trial in the above captioned cause since July 19, 1968 to and through the present.

2. From the time of his incarceration, to and through the present, Defendant has been constantly and continuously illuminated by high powered lights and has been continuously surveilled by television cameras and microphones which are received in the office of the Sheriff of Shelby County, Tennessee.

3. No other prisoner in Shelby County or throughout the free world is so illuminated and surveilled.

4. The presence of said illumination and surveillance has deprived Defendant of the opportunity to rest or sleep and has a tendency to cause Defendant to be nervous and disturbed and constitutes an electronic form of cruel and unusual punishment.

5. The presence of such illumination and surveillance further provides an unwarranted and undetectable opportunity for illegal identification and/or lineup of Defendant for the purpose of refreshing or suggesting recollection of Defendant to potential material witnesses in this cause.

- 2 -

WHEREFORE, PREMISES CONSIDERED, the Defendant respectfully prays this Honorable Court to issue an order directing the Sheriff of Shelby County, Tennessee to cease and desist from the use of television lights, cameras and microphones, to constantly surveille Defendant, and if Defendant be mistaken in this prayer, he respectfully moves this Honorable Court to issue such further and different order as it may deem meet and proper to remedy the ill herein alleged.

Respectfully submitted

By Anthony J. Hanes  
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that I have this 14<sup>th</sup> day of September, 1968, served a copy of the foregoing Motion, by hand, upon the Attorney for the State of Tennessee in this case.

By Anthony J. Hanes  
Attorney for Defendant

TO: SAC,

☐ Albany  
☐ Albuquerque  
☐ Anchorage  
☐ Atlanta  
☐ Baltimore  
☐ Birmingham  
☐ Boston  
☐ Buffalo  
☐ Butte  
☐ Charlotte  
☐ Chicago  
☐ Cincinnati  
☐ Cleveland  
☐ Columbia  
☐ Dallas  
☐ Denver  
☐ Detroit  
☐ El Paso  
☐ Honolulu

☐ Houston  
☐ Indianapolis  
☐ Jackson  
☐ Jacksonville  
☐ Kansas City  
☐ Knoxville  
☐ Las Vegas  
☐ Little Rock  
☐ Los Angeles  
☐ Louisville  
☒ Memphis  
☐ Miami  
☐ Milwaukee  
☐ Minneapolis  
☐ Mobile  
☐ Newark  
☐ New Haven  
☐ New Orleans

☐ New York City  
☐ Norfolk  
☐ Oklahoma City  
☐ Omaha  
☐ Philadelphia  
☐ Phoenix  
☐ Pittsburgh  
☐ Portland  
☐ Richmond  
☐ St. Louis  
☐ Salt Lake City  
☐ San Antonio  
☐ San Diego  
☐ San Francisco  
☐ San Juan  
☐ Savannah  
☐ Seattle  
☐ Springfield

☐ Tampa  
☐ Washington Field  
☐ Quantico

TO LEGAT:

☐ Bern  
☐ Bonn  
☐ Buenos Aires  
☐ Hong Kong  
☐ London  
☐ Manila  
☐ Mexico, D.F.  
☐ Ottawa  
☐ Paris  
☐ Rome  
☐ Santo Domingo  
☐ Tokyo

Date September 25, 1968

RE:

**ASSASSINATION OF MARTIN LUTHER KING, JR.**

☒ For information    ☐ Retention optional    ☐ For appropriate action    ☐ Surep, by \_\_\_\_\_

☐ The enclosed is for your information. If used in a future report, ☐ conceal all sources, ☐ paraphrase contents.

☐ Enclosed are corrected pages from report of SA \_\_\_\_\_ dated \_\_\_\_\_

Remarks:

Enc. (1)

Bufile 44 - 38861

Urfile 44 - 1987

September 25, 1968

CIVIL RIGHTS DIVISION

ASSASSINATION OF MARTIN LUTHER KING, JR.

XXXXXX RCMP REPORT  
MONTREAL

XXXXXXXXXXXXXXXXXXXXX  
8/30/68

XX (D) REL/hdc

Please see note on page two.

**NOTE:** On September 16, 1968, Mr. Robert Owens was advised by SA Richard E. Long that one George McMillan who is a free lance writer and one Laughlin McDonald a Civil Liberties Union Attorney on leave of absence, are writing a book concerning James Earl Ray. McMillan and McDonald are allegedly interested in interviewing Melba Ray, the sister of James Earl Ray, and they are also interviewing numerous people in the Quincy, Illinois area.

Mr. Owen was also advised that it was reported that Humphrey Ward had purchased the rights to James Earl Ray's memoirs and Ward and one J.B. Stoner are paying Ray's attorney's fees to Attorney Haynes.



OTHER FILE REFERENCES: REF. AUTRES DOSSIERS:	DIVISION "C"	DATE 30 AUG 68	RCMP FILE REFERENCES: REF. DOSSIERS GRC: 68HQ-791-Q-60 68C-190-19 68CIS-790-107 PCR: 26 JULY 68
	SUB-DIVISION - SOUS-DIVISION		
	DETACHMENT - DETACHEMENT Montreal CIB-GIS		

RE:  
OBJET:

Dr. Martin Luther KING - Murder of  
Assistance to F.B.I.

- Further to para #2 of PCR dated 26 JULY 68, information is awaited from the Postal Department.
- Further to para #7 of PCR dated 26 JULY 68, information was received from the ROYAL BANK that RAY with aliases is not known to have had an account or safety deposit box at any branches of this bank on the island of Montreal.

S.U.I.:  
DD: 30 SEPT 68

(J.I.E. P) Sgt.  
i-c Mt CIB-GIS.

Cpl.  
(M.P.T. Power) #19416.  
Montreal CIB-GIS

-----  
The COMMISSIONER, Ottawa:

Your: 68HQ-791-Q-60

- FORWARDED. You will be further advised.

S.U.I.

MONTREAL  
6 SEP 68

J.R. Duchesneau, Insp.  
A/Officer i/c C.I.E.

44-38861-5176

MURKIN  
Dissemination  
Folder

September 10, 1968

CIVIL RIGHTS DIVISION

ASSASSINATION OF  
MARTIN LUTHER KING, JR.

our

9-4-68

XXXXX a memorandum  
Seattle

XXXXXXXXXXXXXXXXXXXXX  
8-22-68

XXX (B) REL:jms

SAC, Memphis (44-38861)

September 6, 1968

Director, FBI

① - Mr. Long

MURKIN

Re Seattle letter to the Bureau dated 8-22-68.

Enclosed for your information is a copy of a self-explanatory LHM received from Seattle. This LHM is being disseminated to the Department.

Enclosures (2)

REL:jms

(4)



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Seattle, Washington

August 22, 1968

In Reply, Please Refer to  
File No.

RE: HOWARD PHILLIP ETHRIDGE  
INFORMATION CONCERNING

On August 16, 1968, Howard Phillip Ethridge, inmate, Whitman County Jail, Colfax, Washington, stated that on August 13, 1968, he was hitchhiking from Walla Walla, Washington, to Coeur d'Alene, Idaho. Ethridge stated that he was picked up by two girls outside Walla Walla, Washington. He stated that near Colfax, Washington, he produced a gun and threatened the two girls. Ethridge stated that he told the girls that he had killed two policemen and wounded other men and that he had also participated in the assassination of Kennedy and the killing of Martin Luther King. Ethridge stated that he made this comment only as a means of scaring the two girls. He stated that he has never harmed anyone and is definitely not capable of killing anyone. He stated that he has no knowledge of the assassination of Kennedy and Martin Luther King other than what he has seen in newspapers. Ethridge stated that he thought that by making such a statement it would frighten the girls into cooperating with his demands and that he made the statement for no other purpose.

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.

DIRECTOR, FBI

8/22/68

SAC, SEATTLE (26-26371) (RUC)

HOWARD PHILLIP ETHRIDGE  
ITS:IV

OO: BUTTE

Re Seattle airtel to the Bureau dated 8/16/68.

Enclosed for the Bureau are 4 copies of an LHM suitable for dissemination. Enclosed for Butte are 2 copies of LHM and 9 copies each of FD-302's reflecting interviews with Officers MADDOX, THOMPSON and BERRY, Pullman Police Department, Pullman, Washington, and with subject.

ARMED AND DANGEROUS.

2 - Bureau (Encl 4)  
2 - Butte (Encl 38)  
2 - Seattle  
JTD:asd  
(6)

UNITED STATES GOVERNMENT

# Memorandum

**MURKIN**  
*Dissemination*  
*Folder*

TO : Assistant Attorney General  
**CIVIL RIGHTS DIVISION**

DATE: **August 30, 1968**

FROM : Director, FBI

SUBJECT: **ASSASSINATION OF MARTIN LUTHER KING, JR.**

Reference is made to our memorandum dated 8/28/68  
(your file \_\_\_\_\_).

There is enclosed one copy of the report of Special  
Agent \_\_\_\_\_ dated \_\_\_\_\_  
at \_\_\_\_\_.

A. ☐ This covers the preliminary investigation and no further action concerning a full investigation will be taken by this Bureau unless the Department so directs.

B. ☒ The investigation is continuing and you will be furnished copies of reports as they are received.

C. ☐ The investigation requested by you has now been completed. Unless advised to the contrary no further inquiries will be made by this Bureau.

D. ☐ Pursuant to instructions issued by the Department, no investigation will be conducted in this matter unless specifically directed by the Department.

E. ☐ Please advise whether you desire any further investigation.

F. ☐ This is submitted for your information and you will be advised of further developments.

G. ☐ This is submitted for your information and no further investigation will be conducted unless specifically requested by the Department.

H. ☐ This covers the receipt of a complaint and no further action will be taken by this Bureau unless the Department so directs.

Enc. **Enclosed are copies of 27 reports of the Royal Canadian Mounted Police in this matter. Copies of these reports are also being furnished to the Criminal Division.**

**CRIMINAL DIVISION**

**September 4, 1968**

**ATTENTION: Mr. Vinson**

**ASSASSINATION OF  
MARTIN LUTHER KING, JR.**

**XXXXX a memorandum  
Memphis**

**XXXXXXXXXXXXXXXXXXXXX  
8-28-68**

**XXX (B) REL:jms**

**NOTE: Attached is one copy each of motions filed by Hanes  
and Hanes, attorneys for James Earl Ray.**

**CIVIL RIGHTS DIVISION**

**September 4, 1968**

**ATTENTION: Mr. Pollak**

**ASSASSINATION OF  
MARTIN LUTHER KING, JR.**

**XXXXX    a memorandum  
         Memphis**

**XXXXXXXXXXXXXXXXXXXXX  
8-28-68**

**XXX (B) REL:jms**

**NOTE: Attached is one copy each of motions filed by Hanes  
and Hanes, attorneys for James Earl Ray.**



8/28/68

AIRTEL

TO: DIRECTOR, FBI (44-38861)  
FROM: SAC, MEMPHIS (44-1987) (P)  
SUBJECT: MURKIN

Enclosed for the Bureau is one copy each of the following motions filed by Hanes and Hanes, attorneys for the defendant:

- 3 1. Motion to produce firearms, automobiles, records, etc., pertaining to this case which are now in the possession of the attorney for the State.
2. Motion for leave to withdraw plea and to quash indictment for carrying a dangerous weapon.
- 4 3. Motion for leave to withdraw plea and to quash indictment for murder

The Court has made no ruling on these motions.

⑤ - Bureau (Encs. 3)  
2 - Memphis  
JCH:jap  
(5)

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE

VS.

No. 16645  
(Murder)

JAMES EARL RAY, Alias

FILED  
J. A. BLACKWELL, CLERK  
BY *[Signature]* D C.

MOTION TO PRODUCE

Comes the defendant in the above styled case, by and through his attorney of record, and respectfully moves This Honorable Court to require the attorney for the State to produce to the attorney for defendant, and allow him to inspect and/or duplicate, books, papers, documents or tangible objects obtained from or belonging to the defendant or obtained from others which are in possession of, or under the control of the attorney for the State or any law enforcement officer, including, but not limited to the following, to-wit:

1. Any firearm or other weapon belonging to defendant or allegedly used in committing the crime charged.
2. Any automobile allegedly owned or operated by defendant and any and all objects found therein.
3. Records of or documents pertaining to any hotel, motel, rooming house or other purported place of residence, temporary or permanent, of defendant or others.
4. All photographs purportedly showing defendant or others sought in connection with the crime herein charged.
5. Any and all penal records and files of defendant, including any and all medical, optometric, or psychiatric reports

contained therein or produced while defendant was in custody of any authority.

6. Any and all military records of defendant, including results of medical, optometric, or psychiatric tests and results of proficiency tests.

7. Passports, visas and applications therefor.

8. Records of entry and exit to and from this or any other country.

9. Documents, records or objects pertaining to transportation of or travel by defendant.

10. Evidence and test fingerprints of defendant.

11. Any sets of fingerprints used or displayed in any search for defendant.

12. Any fingerprints of defendant or other persons found on tangible objects named or produced herein.

13. Ballistic and weapons tests and reports thereof.

14. Expended slugs from a firearm, or fragments thereof.

15. Bullets, hulls, shells or casings, expended or unexpended.

16. Maps, papers or other objects purportedly used or handled by defendant.

17. Logs and records of calls made over the radio network of any law enforcement agency of Shelby County, Tennessee, during the period of April 4, 1968 through April 5, 1968.

18. The names and addresses of all witnesses for the State in this cause.

19. Any and all statements, signed or unsigned, attributed to or purportedly made by defendant and any and all statements

made in the presence of defendant to which note of his reaction was made.

20. Autopsy and toxicologists reports concerning any alleged victim of the crime charged herein.

21. The minutes and notes of Grand Jury proceedings in this case.

Respectfully submitted,

Arthur J. Hanes, Jr.  
Attorney for defendant.

I hereby certify that I have personally served a copy of the foregoing motion upon the Attorney General for the state in this case. This the 10 day of August 1968.

Arthur J. Hanes, Jr.

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

FILED 16/6/68  
J. A. BLACKWELL, CLERK

STATE OF TENNESSEE

NO. 16819 BY 7/1/76 D. C.

VS.

(Carrying a dangerous weapon)

JAMES EARL RAY, ALIAS,

MOTION FOR LEAVE TO WITHDRAW PLEA  
AND TO QUASH INDICTMENT

Comes the defendant in the above styled case, by and through his attorney of record, and respectfully moves This Honorable Court for leave to withdraw the plea heretofore entered, and if that be granted, defendant further moves that the Indictment heretofore filed be quashed and as grounds therefor assigns the following:

1. Defendant was brought within the geographical jurisdiction of this court from England by virtue of proceedings under an international extradition treaty with Great Britain, to face only the charge of murder.
2. The Indictment in the present case charges defendant with carrying a dangerous weapon with the intent to go armed.
3. Said charge is not one with which defendant was charged in the proceedings for his extradition from Great Britain, thereby rendering This Honorable Court without jurisdiction to hear, try or proceed further with this case.

Respectfully Submitted

Arthur J. Hanes, Jr.  
HANES & HANES  
Attorney for Defendant

I hereby CERTIFY THAT I HAVE SERVED A COPY OF  
THE ABOVE MOTION UPON THE ATTORNEY GENERAL FOR THE  
STATE IN THIS CASE ON THIS THE 16 DAY OF AUGUST, 1968.

Arthur J. Hanes, Jr.

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE

VS.

JAMES EARL RAY, Alias.

No. 16645

(Murder)

FILED 4/11/68  
J. A. BLACKWELL, CLERK

BY W. A. L. D. C.

MOTION FOR LEAVE TO WITHDRAW PLEA  
AND TO QUASH INDICTMENT

Comes now the defendant in the above styled case, by and through his attorney of record, and respectfully moves This Honorable Court for leave to withdraw his plea heretofore entered and, if that be granted, defendant further moves that the indictment heretofore returned in this case be quashed and as grounds therefor assigns the following:

1. There have been written reports, articles and publications in magazines, newspapers and books of wide and general circulation published and distributed within the jurisdiction of this court, throughout the State of Tennessee and throughout the United States concerning defendant, the alleged crime committed and the purported victim thereof, said reports, articles and publications being calculated to and having the effect of creating widespread public excitement and animosity toward crimes of the type herein alleged and toward the defendant and his alleged crime in particular.

2. Radio and television networks and stations within the jurisdiction of this court, throughout the State of Tennessee and throughout the United States have from, to-wit, April 4, 1968, until the present date, by way of both regular and special programming, frequently and continually broadcast programs and parts

thereof which so canonized and so depicted the victim of the crime herein charged, and so described the crime and defendant herein charged that widespread public outrage and hatred have been generated toward any person charged with the crime alleged herein and toward this defendant in particular.

3. Said publications and broadcasts have been so pervasive and widespread within this jurisdiction and throughout the entire United States that most if not all prospective jurors chosen within the jurisdiction of this court or within the jurisdiction of any court throughout the United States will have read and/or heard the said prejudicial matter on many occasions and will have been repeatedly exposed to published matter tending to influence public opinion in favor of defendant's guilt and tending to remove the presumption of innocence which must accompany him to trial.

4. Defendant has not had opportunity to confront or cross-examine the persons who have published and broadcast said prejudicial matter or the persons who revealed information upon which said publications and broadcasts were purportedly based, and has had no opportunity to rebut said publications and broadcasts; further, that said publications and broadcasts have represented as fact matters which are controverted and controvertible and prejudicial matters which are not relevant to or admissible in the trial of this case.

5. The above stated publications and broadcasts, as shown in part by the exhibits attached hereto and hereby incorporated, have created such widespread prejudicial publicity that defendant

has been effectively precluded from receiving a fair and impartial trial within any jurisdiction.

Respectfully submitted,

Arthur J. Hanes, Jr.  
Attorney for Defendant.

I hereby certify that I have served a copy of the foregoing motion on the Attorney General for the State in this case. This the 16 day of August 1968.

Arthur J. Hanes, Jr.



# SEPIA

JULY, 1968 35¢

## THE MAN WHO KILLED MARTIN LUTHER KING

Another Viet  
ARE OU  
ON DOP

EXPOSE!!!  
CRIME P  
FOR DIS  
CHIROP  
Poor people bi

INTERVIEW

Exclusive interview with  
James Earl Ray



EXHIBIT A-1

# JAMES EARL RAY:



Prison identification picture of James Earl Ray was taken in 1966. An escaped convict, career of crime. His first arrest came at an early age, and his last known crime was the mu

## THE MAN WHO KILLED MARTIN LUTHER

Has vanished into 'thin air' in spi