OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
UNITED STA'TES GO ERNMENT

Memorandum

TO Mr. DeLoach

A. Rosen

SUBJECT: MURKIN

FROM

DATE: November 13, 1968

1 - Mr. DeLoach1 - Mr. Rosen

1 - Mr. Malley1 - Mr. McGowan

1 - Mr. McGowan 1 - Mr. Bishop 1 - Mr. Long 1 - Mr. Syllivan

POST

Tolson

Sullivan

Tele, Room

SYNOPSIS:

This is the case involving the murder of Martin Luther King, Jr.

William Bradford Huie, author, has written a second article, based upon notes of James Earl Ray for "Look" magazine. The article appears in the November 26, 1968, issue; this issue circulated November 12, 1968. The article discusses various activities which we have previously known and checked out. It also alleges: The plot to kill King existed as early as August, 1967, (no specifics are given); declaration of a television set at customs station at United States and Canadian Border; contact with "Raoul" in New Orleans, Louisiana, and Selma, Alabama; Ray's activity across the Texas Border into Mexico regarding exchange of tires (possible contraband in tires); and Ray staying at several motels in his travels. We are presently conducting investigation on this information. The entire article is leading the reader to believe that a conspiracy took place as early as August, 1967, and continued up to the day King was assassinated; however, no specific detail is provided to bear this out. Additionally, the author infers that Ray was involved unknowingly, but again no detail is provided to

ACTION:

substantiate this.

This investigation is being afforded top priority attention, and you will be kept advised of pertinent developments.

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Nov 15 2 27 PM '58

Rosen to DeLoach memorandum RE: MURKIN

DETAILS:

This is the case involving the murder of Martin Luther King, Jr.

William Bradford Huie, author, whose books include, "Three Lives for Mississippi" dealing with murder of the three civil rights workers in June of 1964, previously advised us that he entered into a contract with James Earl Ray to write the true account of Ray's activities and background concerning the assassination of King. Huie has been provided with notes from James Earl Ray, through Ray's attorney Arthur B. Hanes, Sr., Birmingham, Alabama.

William Bradford Huie is writing a series of articles appearing in "Look" magazine. The first article appeared in the November 12, 1968, issue (Circulated October 29, 1968) and the second article appears in the issue of November 26, 1968, (circulated November 12, 1968).

We have received an advance copy of the article appearing in the November 26, 1968, issue and it essentially contains the following information.

- 1. The author points out in the beginning of this article three different items.
- A. That the plot to murder Martin Luther King, Jr. existed as early as August 15, 1967, eight months prior to the murder on April 4, 1968.
- B. That Ray was drawn/knowingly into this plot in Montreal on August 18, 1967, and thereafter moved as directed by the plotters. It is noted that August 18, 1967, is the alleged date that Ray met "Raoul" and the activities between Ray and Raoul" commenced at this time.

It is also noted the previous article contains an account of an individual by the name of "Raoul." This individual and Ray, according to the article, were endeavoring to make some type of deal concerning a "joint activity" for which "Raoul" would pay Ray \$12,000. The specific nature of the "joint activity" was not fully described or identified, but Ray was to transport packages (not fully described) between the United States and Canada. The possibility exists that the packages could contain contraband, such as narcotics. No mention was made of "Raoul" providing Ray with funds which would implicate "Raoul" in a conspiracy in the King Assassination; however, Huie infers that a conspiracy exists.

- 2 -

DETAILS - CONTINUED

Rosen to DeLoach memorandum RE: MURKIN

C. That as late as March 23, 1968, less than two weeks before the murder with which he is charged, Ray did not know that the plot included murder or that it was aimed in any way at Martin Luther King, Jr. It is noted that March 23, 1968, as set forth in the recent article in "Look" is the date that Ray was allegedly contacted by "Raoul" in Selma, Alabama.

The author again infers that a conspiracy is taking place; however, nothing specific is given and the author states "Therefore, in this plot, Dr. King was the secondary, not the primary target. The primary target was the United States of America!" No additional names or details are given.

2. Ray and the individual by the name of "Raoul" crossed the Canada- United States Border at Detroit, Michigan, and a customs receipt was issued to Ray as Galt for the declaration of a television set.

Again the item of carrying packages across the border is mentioned, and the contents of the packages are not disclosed. According to the article, the television set was declared in hopes that a search of the car would not go beyond this. The search did go slightly further; however, the packages were not discovered.

We were aware that he crossed back and forth at different points at the border of the United States and Canada; however, the officials do not maintain the records of people crossing the border unless customs declaration is made. We are now checking to determine if he did actually declare a television set.

- 3. Ray, during the latter part of August, 1967, registered at a motel in Birmingham, Alabama, and then at a rooming house at 2608 Highland Avenue at Birmingham. He also purchased a 1966 Mustang at Birmingham, rented a safe deposit box at a bank in Birmingham, and purchased camera equipment by mail order from a firm in Chicago, Illinois. We were aware of all this information except the fact of Ray staying in a motel in Birmingham. According to Huie, "Raoul" gave Ray \$3000 in cash to purchase an automobile, camera equipment, and for living expenses. No specific reason is given for the reason of these purchases. We have thoroughly investigated all the information in our possession and we are currently making appropriate checks at the motel in which Ray was to have allegedly stayed.
- 4. An account of the travel of Ray from Birmingham, Alabama, into Mexico and to Los Angeles, California. The account also states that he met "Raoul" across the border in Mexico and activity such as exchange of tires occurred. We conducted extensive investigation in Mexico and we were aware of the entire account of the Mexican travel

Rosen to DeLoach memorandum RE: MURKIN

with the exception of the activity that allegedly occurred at a motel across the border from Texas. The specific reason for the tire exchanging at the Texas, Mexico border is not given. It is possible that contraband, such as narcotics, is being concealed.

- 5. An account of Ray's activities when he was in Los Angeles, California, from mid December, 1967, to March 17, 1968. The accounts include plastic surgery performed on Ray's nose by Dr. Russel C. Hadley in Los Angeles and visits to a hypnotist by the name of Reverend Xavier Von Koss. Article also gives an account of Ray's travel from Los Angeles, California, to New Orleans, Louisiana, and return with an individual by the name of Charles Stein. Ray, during the trip to New Orleans, is alleged to have contacted "Raoul" in New Orleans. We were previously in receipt of this information with the exception of Ray's contact with "Raoul" in New Orleans. We are making appropriate inquiry at this time in efforts to identify "Raoul" in New Orleans.
- 6. Ray allegedly left Los Angeles in mid March, 1968, and stayed at a motel in Selma, Alabama. The significance of this is not known; however, the author implies that Ray contacted "Raoul" here.

The entire article is leading the reader to believe that a conspiracy took place as early as August, 1967, and has continued up to the day King was assassinated; however, no specific detail is provided to bear this out. Additionally, the author infers that Ray was involved unknowingly, but again no detail is provided to substantiate this.

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FBI

Date: 11/13/68

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	It should be noted that extensive investigation g the alleged telephone call has been conducted by ield divisions.
Bureau ar	This is being submitted for the information of the demphis.
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Special Agent in Charge

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11-18-68

AIRTEL

1 - Mr. Long

(44-1987) SAC, Memphis To:

Director, FBI (44-38861) 5369 From: REC- 14

MURKIN

Re San Antonio airtel to the Bureau 11-13-68.

You should review your records to determine if a telephone call was made by Ray at Uvalde, Texas, to New Orleans, Louisians, on 12-16-67, and take appropriate action therefrom.

REL: jms

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Foreman Concerned Of Brand As Traitor

By CHARLES EDMUNDSON

Percy Foreman, Texas attorney who has assumed the defense of James Earl Ray, yesterday expressed concern that civil rights advocates will regard him as a "Judas Iscariot."

"I suppose I am about to represent Judas Iscariot," Mr. Foreman said softly as he visited the shrine erected in the memory of Dr. Martin Luther King Jr. at the Lorraine Motel

on Mulberry.

simple dishes, white with a maroon border, from which Dr. King ate his final meal before his slaying April 4.

"I understand the reference (to the Last Supper)," Mr. Foreman said, adding the phrase about Judas.

Noting that visitors are normally by Monday. asked to give \$1 each to the shrine, Mr. Foreman glanced lars of extraordinary public about the room and said, "I'd like to give \$10." He reached into his pocket and handed the attendant a \$10 bill.

Mr. Foreman tried to visit the South Main Street rooming-house bathroom from which police say Dr. King was shot. When the manager refused him admission, saying the quarters were being remodeled, the attorney threatened to write FBI Director J. Edgar Hoover.

whether his dictated letter will Foreman, said he was glad to be mailed by his office in be out of the case but that he Houston. Instead, he went to the owner and last night said he had received permission for the visit. The two-story structure is a 4421/2 South Main, 205 over Memphis," he said. "It feet west of the Lorraine.

Mr. Foreman will fly to At-lifted." lanta this morning to address minar. It is understood he will drop on them." retrace Ray's wanderings there, visiting, among other places, the rooming house where his client is said to have stopped and to have abandoned, nearby, a white Mustang.

With Ray's trial postponed An attendant pointed out the | by Judge W. Preston Battle for nearly four months, the attorney general's office moved yesterday to restore the Criminal Court calendar to a normal operation.

> Administrative Asst. Atty. Gen Lloyd Rhodes said all five divisions should be operating

Meanwhile, thousands of dol-

expense continue. The Police Department said eight officers are assigned to guard one witness, Charles Quitman Stephens, around the clock. At an average monthly salary of \$550 for each officer, this would come to \$4,400 a month, or about \$15,000 for the fourmonth continuance.

In Birmingham, Arthur J. Hanes Sr., whom Ray dropped He later expressed doubt as counsel in favor of Mr. disapproved of the delay.

"A pall hangs over the country, a cloud is hanging there would be well if these were

He added, "I had some a bar association luncheon se-bombshells (of evidence) to

Mr. Hanes indicated doubt that it would be necessary for the attorney general's office to subpena the handwritten manuscript Ray sent out by him for author William Bradford Huie to use in writing a series of articles for Look magazine.

"Deputies looked at every scrap of Ray's writing I took out of the jail," he declared. "I don't know how much of it they made mental notes on, but they could have learned the substance."

The Look articles quoting Ray are expected to figure as evidence in the trial. Two articles have been published and a third was in the works. Publication of much, if not all, of the remainder is now expected to be delayed until the trial starts next spring and the jury is sequestered.

Atty. Gen. Phil M. Canale is known to be interested in the substance of the third article.

Last night Mr. Foreman had not announced his choice of a Tennessee attorney to associate with him in Ray's defense. (Indicate page, name of newspaper, city and state.)

> Page 1 Commercial Appeal Memphis, Tennessee

Date: 11-14-68 Edition: FINAL

Author: CHARLES EDMUNDSON Editor: FRANK R. AHLGREN

Title:

MURKIN

Character:

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Classification:

Submitting Office: MEMPHIS

Being Investigated

Foreman Concerned **1** raitor

By CHARLES NDSON

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"I suppose I am about to represent Foreman said softly as he visited the shrine erected in the memory of Dr. Martin Luther King Jr. at the Lorraine Motel on Mulberry.

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Title:

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Classification:

Submitting Office: MEMPHIS

Being Investigated

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captioned "Donied Access to Rooming House - New Loy Attorney Protests to FBI (hiet," which appeared on page 2 Mid-South Zditton of the 'Memphis Fress-Scimitar," 11/13/68.

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Nov 15 H 35 AH 48 & Nov 15 10 54 AH 168

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Denied Access to Rooming House

New Ray Attorney Protests to FBI Chief

By KAY PITTMAN BLACK
Press-Scimitar Staff Writer

Percy Foreman, preparing to defend James Earl Ray in the slaying of Dr. Martin Luther King, told today of having written to FBI director J. Edgar Hoover demanding entrance to the boarding house room in which King's killer is said to have stayed just before firing the fatal shot.

Foreman was denied entrance to the room when he went there yesterday afternoon.

The room is in a boarding house at 418-422½ S. Main. Adjacent to the room is a bathroom from which police say the sniper fired the shot that killed King as he stood on the balcony of the Lorraine Motel.

TURNED DOWN

Foreman inspected the Lorraine before he was turned down at the boarding house.

"A man who called himself Delbert White and said he was in charge of the place, would not let me enter," Foreman said. "In fact, he said they were fixing up the room, putting glass in it and all to rent it, and he wouldn't even let me rent it.

"This man told me that the FBI and Memphis police told him to demand to see a gold badge before letting anyone inspect the room Ray allegedly used. I asked him if I



PERCY FOREMAN

showed him permission from Judge Preston Battle to see the room if he would let me in. He said 'No,' that I would have to have permission from the FBI.

HOOVER

"I have written Hoover demanding that these excessive security regulations be removed. I would like to see the room before I talk to witnesses. I don't intend to take court action to get into

the room, I just intend to let Mr. Hoover handle it."

Foreman said he almost didn't take the controversial Ray case.

Discussing for the first time how he got into the case, Foreman told The Press-Scimitar, "I have hundreds of rules which I use not to take cases. One of them is not to touch a case if the person has even talked to another lawyer.

ARGUED

"I argued against taking it (the Ray case) for about an hour because I did not think I should be in the case," he said.

Foreman said he talked to John and Jerry Ray, who called him from St. Louis last "Thursday or Friday" asking him to take the case.

There were subsequent conversations with the brothers and later James Earl Ray himself on Sunday when Foreman visited the jail, but he declined to say who was the final persuader.

CONTINUANCE

In a hearing yesterday Judge Preston Battle grant-

(Indicate page, name of newspaper, city and state.)

Pagel

Memphis Press-Scimitar

Memphis, Tenn.

Date: 11-13-68
Edition: Mid-South

Author:

Editor: Charles H.

Title:

Schneider

Character:

OI

Classification: 44-1987
Submitting Office: Memphis

Being Investigated

44-218861 5371

ENGLOSURE

ed Ray to change attorneys—from Arthur Hanes Sr. and Jr. to Foreman—and granted a continuance to March 3. Foreman is to report to Battle on his progress in preparing the defense on Dec. 12 and the trial is set for March 3.

Is that enough time to prepare a defense, Foreman was asked. Is he satisfied

with it?

The big and volatile 6foot-4, 250 pound attorney
grinned and said, "I have
learned to be like St. Paul
who said in whatsoever state
I am, therewith to be content."

CASE

Foreman, discussing preparation for the trial, said he would be his own investigator. He said he had no assistants, as many lawyers do.

*Tve read the United States government has spent a million and a half on this case, so I'll take advantage of the names and addresses and maybe phone numbers and other prosecution exhibdits. I understand there are 360 witnesses. No., I won't Turn to Page 4—FOREMAN

I have good lawyer friends in many places.

yer friends in every major city of Canada. I'll have them talk to the witnesses there for me in the presence of a court reporter. I have and language triends in Mexito and Language loss as well as Internal and American and Americ

He inflewed that he want not be guing abroad to infarnew with esses, saying, I've never been to Europe, lecause Twe never had a case there."

Foreman said that "underdeg cases" appeal to hus. "I think perhaps I have a complex about it. When I was a child I'd always take in for and get into fights over a child who had a hairlio or was fat. Now I'm interested in those cases. Peopie always ask me why I represent poor people and not rich ones. I always tell them rich people don't get indicted."

What will be his tactics in representing Ray?

Foreman said that any lawyer "worth anything" in such a celebrated case would certainly consider the possifility of a change of venue. But he added, "That doesn't mean anything, that's just something any one would think of.'

He said also to be considered is the precedent —setting decision in the Denis W. **Delaney** trial.

Delaney was a former collector of internal revenue who was given a one year sentence and fined \$10,500 for accepting bribes and falsifying tax liens.

The U.S. Circuit Court of Appeals in Boston set aside the conviction in 1952 on the grounds that there had been the contract." DO much advance publicity

cheded Delansy's trial in Boston stemmed in part from hearings held in Washinterview them all personal ington by a congressional committee at which the conduct of the Boston collector For instance, I have law that considered and numerous accusations against him were heard.

> The court commented in overturning the conviction:

> "If the U.S. through its legislative department chooses to hold a public hearing inevitably resulting in much damaging publicity purjudical to a person await ing trial on a pending indict ment, then the U.S. must accept the consequence that the judicial department charged with the duty of assuring the defendant a fair trial before an impartial jury, may find it necessary to postpone the trial.

> Such delay, the ruling and ed, might continue funtility lapse of time the danger of the prejudice may reasonably be thought to have been substantially removed."

In talking of the Delancy case, Foreman commented that he thought the ruling would be applicable to any celebrated sase involving people like Sirhan Sirhan (accused as slayer of Sen. Robert Kennedy), Lee Harvey Oswald, had he lived, or James Earl Ray. Foreman said the congressional hearings might be compared in the Ray case "perhaps to the Look magazine articles."

Foreman opened his coat up and showed a thick wad of papers in his vest pocket, saying they were the contract between author William Bradford Huie and Hanes.

Huie, author of the Look articles, paid Ray for his story. Foreman said he did not wish to comment as to whether the contract between his client and Huie was void now "until I read

He said that Jerry and about the trial and that Dela- John Ray had sold John's ney did not get a fair trial. last Friday night in St. Louis The publicity which pre- to help pay for their brother's defense Foreman said he witte and typed his own brief presented to the court asking for continuance. 11/2/2014

"When I was 15 years old I was a better than average secretary: when I was 141 passed a court reporter's exam. I'm a lot better stenographer than I am a lawyer."

He has a secretary de Houston,

On capital punishment Foreman said: "I don't be lieve in it." He said he doesn't think modern day electrocutions are a deterrent to crime, saying, "In the old days they took a man before the general public, to the highest hill and harred him.

"Now they electrocute his in the early morning participation in the early mor to witness it. What that r deterrent is that? The rolls hanging made an impressed all right.

What we've got new just a sefmement of name It's still murder whether done by a group of Link the court's jurisdiction we group of one.

"The opposed to capital punishment for anyons start victed for murder rape robbers. The only uses who capte to be executed as hot check artists and end molesters. They won the The others usually commit their crime only once, per ticularly murders."

Foreman had much praise for Judge Battle, presiding in the Ray case. "It's easy to be popular, but a trial law. yer and a judge should be courageous. He is course geous. He is a fine, right down-the-line judge. Even I asked for a change of year ue I'd ask to take Judge Bak tle along, and lethin swe

benches. You couldn't have a better judge. I respect him."

Foreman's profanity is legend. In the course of one day's time he chewed out in purple prose at least a half dozen newsmen. Foreman has a hair-trigger temper, but in the next instant can be extremely kind and gentle.

He is also erudite, sprinkling his conversation with quotes from the Bible, H. G. Wells, and the Greeks.

Meanwhile, Atty. Gen. Phil

M. Canale is considering subpoening Ray's 20,000word handwritten manuscript as evidence.

Ray wrote the document in his jail cell as the basis for a series of stories being written by Huie and appearing in Look magazine. Canale's approach may well be a request for Huie or Look to supply the material voluntarily, as the attorney general's subpoena powers do not extend outside the state.

The second of the articles,

published yesterday, claims that a conspiracy to murder Dr. King existed as early as August 1967, but that Ray did not know, as late as March 23, 1968, that murder was involved or that the victim was to be Dr. King (killed April 4).

OPTIONAL FORM NO. 10 MAY 1962 EDITIG

UNITED STATES GOVERNMENT

5010-106

Memorandum

TO

MR. TROTTER

C. E. Ganley

MURKIN SUBJECT:

DATE: 11/12/68

Conrad. Rosen -Holmes . Gandy

DeLoach _

Mohr -Bishop

Casper.

This is the case involving the murder of Martin Luther King, Jr. It was previously reported that committee of seven attorneys advising Judge W. Preston Battle, Criminal Court, Memphis, Tennessee, presented him with petition, which he signed 10/24/68, requiring that George Bonebrake, Latent Fingerprint Examiner, appear before court 12/6/68 to show cause why he should not be adjudged in contempt. This action based on article appearing in Wichita, Kansas, "Beacon" newspaper concerning police school conducted by Bonebrake in September, 1968. Bonebrake allegedly unnecessarily aired fingerprint testimony of this case in the presence of newspaper reporters at the police school. Bonebrake is the examiner who presented expert fingerprint testimony on 6/27/68 in London, England, in connection with extradition of James Earl Ray. His testimony received widespread publicity throughout the world. Bonebrake has emphatically denied discussing his fingerprint testimony with representatives of the press at any time or unnecessarily airing fingerprint testimony of this case before police school. He has reported this was a closed school and press was permitted on one occasion during recess period at invitation of Wichita Police Department to take pictures for local publicity. Administrative action has previously been taken against Bonebrake for discussing the case at the closed police school.

Memorandum 11/8/68 from Fred M. Vinson, Jr., Assistant Attorney General, Criminal Division, referred to an article in the Memphis "Commercial Appeal" of 10/16/68 which article quotes from the Wichita, Kansas, "Beacon" and triggered action by the Court. This article quotes Assistant City Editor of the "Beacon" as stating newsmen were permitted to attend the police school and a major from the Wichita Police Department objected the day after the article appeared in the Wichita "Beacon" that

(CONTINUED - QVEE)

Enclosure 11-13-68

1 - Mr. Bishop, Room 5640 JB 1 - Mr. Rosen, Room 5706 JB

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Nov 13 8 11 AM '68 13 Nov 13

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2025 RELEASE UNDER E.O. 14176

Memorandum to MR. TROTTER RE: MURKIN

the speech had been quoted too much in detail. Vinson states that it is essential to decisively refute Assistant City Editor's quoted version and anticipated testimony as well as the anticipated testimony of reporters and policemen. He requested that "appropriate measures to assist our full preparation to oppose the contempt charge" be taken.

The trial of subject Ray was scheduled to begin today; however, news reports indicate it will be postponed as subject has reportedly retained a new attorney.* In setting the date 12/6/68 for Bonebrake's appearance to show cause as to why he should not be held in contempt, Judge Battle noted he was doing so as this would be after the trial of subject Ray and to do otherwise would result in unnecessary publicity, defeating purpose of his original order. It was recognized in filing the contempt petition that the Court did not have jurisdiction. Further, it appeared that the committee of attorneys had no sound grounds to substantiate their recommendation and probably took the action against our employee as a face-saving gesture, since they had been severely criticized by Ray's defense attorney, Arthur Hanes, Sr., and a Memphis "Commercial Appeal" reporter, Charles Edmundson, who are both currently under contempt citation by Judge Battle in this case. In order to comply with Mr. Vinson's request, it would appear desirable to have Kansas City Office discreetly interview the 17 officers in attendance at the police school and to identify and interview the major from the Wichita Police Department who is apparently quoted by the newspaper in this matter. It would not appear advisable to interview reporters or other newspaper people in connection with this matter as to do so might attract unnecessary publicity.

RECOMMENDATION:

That the attached airtel be approved, instructing SAC, Kansas City, to have the officers who attended the police school discreetly interviewed, and to identify and interview the major from the Wichita Police Department who was quoted by the newspaper.

*Judge has now postponed trial until March, 1969.

- 2 -

F B I

Date: 11/13/68

Transmit the following in		
	(Type in plaintext or code)	
Via AIRTEL		
	(Priority)	

TOM

DIRECTOR, FBI

SAC. DETROIT (44-989)

MURKIN

Re Bureau telephone call to Detroit, dated 11/9/68, and Detroit telephone call to the Bureau, dated 11/12/68.

A review of the receipts of the U.S. Customs Office, Detroit, Michigan, indicating articles declared at the Detroit-Windsor Tunnel and Ambassador Bridge, Detroit, Michigan, during the months of July, August and September, 1968, by Special Agents of the Detroit Office failed to reveal any receipt identifiable with a television set allegedly declared by JAMES EARL RAY using the alias ERIC S. GALT during the three months indicated. The review indicated that only two television sets were declared during the pertinent months and these were both declared by commercial concerns and the duty paid was in excess of \$10.00 on each item. Customs receipts for pertinent months were also reviewed by the U.S. Customs Office, Detroit, Michigan, and no receipts identifiable with the above-described alleged declaration was discovered.

In consideration of the possibility that the alleged Customs receipt might have been misfiled or the date of the alleged declaration might have been in other than the above three indicated months, the Detroit Office on this date is expanding the search of the Customs receipts to include the periods during which JAMES EARL RAY was at large.

On 11/14/68 Detroit will submit an airtel and FD-302 covering the review of the Customs receipts, U.S. Customs Office, Detroit, Michigan, for the Detroit-Windsor Tunnel and Ambassador Bridge during the periods 4/67 - 5/68.

(3)-	Bureau (RM)
2 -	Detroit
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REC 26 44-3896/25373

17 NOV 15 1968

Approved:	Sent M	Per
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Mr. Polson Mn **∆**DeLoach Mr. Mohr Mr. Bishop Mr. Casp Mr. Conrad Mr. Felt Mr. Gale 🕻 Mr. Rosen Mr. Sulliva Mr. Tavel Mr. Trotter Tele. Room Miss Holmes Miss Gandy ___ UNITED STATES GOVERNMENT

Memorandum

DEPARTMENT OF JUSTICE

то

:Director, Federal Bureau of Investigation

DATE:

November 8, 1968

FROM Fred M. Vinson, Jr., Assistant Attorney General, Criminal Division

SUBJECT: Assassination of Martin Luther King, Jr.

The Exhibits attached to the Petition for Contempt in the Criminal Court of Shelby County against Mr. George Bonebrake of the Federal Bureau of Investigation include copies of three articles from Memphis newspapers containing quotations attributed to Mr. Bonebrake. These quotations appear to derive from an article in the Wichita, Kansas, Beacon reporting on Mr. Bonebrake's participation in the latent fingerprint school in Wichita.

Exhibit A of the Petition, which is a copy of an article in the Memphis Commercial Appeal of October 16, 1968, contains the following paragraph:

'Frank Garofolo, assistant city editor of the Wichita Beacon, said yesterday that newsmen were permitted to attend the lecture and nothing was put off the record at the police seminar. A major in the Wichita Police Department objected the next day, Mr. Garofolo said, that the speech had been quoted too much in detail. "

Your memorandum of October 29, 1968, summarizes Mr. Bonebrake's explanation of the extent of his comments at the latent fingerprint school in Wichita during the period September 9 through 13, 1968, discusses the closed nature of the school, and points out that one member of the class seemed friendly and communicative with a reporter during a recess public relations period. Obviously Mr. Garofolo is quoted as stating a contrary understanding as to the closed nature of the seminars, and the news reports indicate that someone is responsible for the extensive comments attributed to Mr. Bonebrake. We consider

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2025 RELEASE UNDER E.O. 14176

it essential to decisively refute Mr. Garofolo's quoted version and anticipated testimony, as well as the anticipated testimony of reporters and policemen. I would appreciate your taking appropriate measures to assist our full preparation to oppose the contempt charge, should that need arise.

Airtel

To:

SAC's Kansas City - Enc. (2)

Memphis (44-1987) - Enc. (2)

Differor, FEE (44-38861)-5374

MURKIN FATOR

Attached is a copy of self-explanatory measurandum from Fred M Vinsen, Jr., Assistant Attorney General, Criminal Division, requesting that appropriate measures be taken to assist in preparation to oppose possible contempt charge against Latent Fingerprint Section Examiner George J. Bonebrake.

For your information, on 10/24/68 Judge W. Preston Battle, Criminal Court of Shelby County, Manaphis, Tennessee, signed a petition requiring that with an article appearing in the Wichita, Kansas, Beacon newspaper, concerning five-day period, 9/9-13/68, at Wichita, Kansas. This action was taken in connection with an article appearing in the Wichita, Kansas, Beacon newspaper, concerning advanced intent fingerprint police school conducted by Mr. Benebrake during five-day period, 9/9-13/68, at Wichita, Kansas. This school manager is appeared by Wichita Police Denset he should not be held in contempt of court. This action was taken in connection Pilice Department and surrounding departments attended. Bonebrake is alleged to have unaccessarily aired fingerprint testimony of this case in presence of representative of the press supposedly in attendance at the school. Bonebrake is the examiner who presented expert fingerprint testimony on 6/27/68 in London, England, in connection with the extradition of Ray. His testimony received widespread publicity throughout the world.

Sullivan

1 - Mr. Bishop, Enc. 1 - Mr. Rosen, Enc.

NOTE: See memo C. E. Ganley to Mr. Trotter entitled MURKIN dated 11/12/68. CEG:jeg

DeLoach	_
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2025 RELEASE UNDER E.O. 14176

Airtel to Kameas City MURKIN 44-22561

Examiner Benebrake emphatically denied allegations and advised that the above police school was a closed school for law enforcement officers only. No members of the press or the public were permitted to attend lectures. Only members of the press admitted to classroom was when invited by appropring police department during a receas period to take photos and collect data for local press story. One member of the class, who assued friendly with a reporter present, mentioned that Benebrake was the fingerprint exeminer that had given testimony in London. The reporter commented to Bonebrake that he thought he recalled his (Benebrake) name. No further questions asked and no other information volunteered by Benchrake. At no time did Mr. Benchrake discuss lingergrint testimosy with representatives of the press or unancessarily sir lingerprist testimony is this case. On one occasion during school, members of the class attempted to query him as to the details of fingerprint testimony. Henebrake stated that he gave no facts other than what had already been quoted by the press concerning his London, England, testimony. No member of the press was present of this time.

Benchrake at extradition hearing for May testified that three intent prints developed this case and the fingerprints of May taken by Los Angelon Police Department, at Missouri State Positentiary and taken during extradition charge by Scotland Yard were fingerprints of one and the same individual. This lingerprint testimony was quoted extensively in news media throughout the world.

In an effort to comply with Assistant Attorney General Vinson's request, you are instructed to have mature, experienced agents contact representatives in attendance at the above school, as well as the Major in the Vichita Police Department quoted by the local newspapers concerning this matter and discreetly interview them is an effort to obtain information to relate allegations that Examiner Bosobrake unaccessarily sired (ingerprint testimony in class with members of the press present. No members of the press should be contacted in connection with your inquiry. Piense handle promptly and advise Bureau attention Lieutification Division.

Memphis advise what effect postponement of trial until March, 1969, will have on the court's consideration of Bonebrake matter scheduled for 12/6/68.

REC'D-CALLAHAN

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11-18-68

1 - Mr. Long

AIRTEL

TO:

Legat, Ottawa

FROM: Director, FBI

MURKIN

By return communication advise the Bureau the results of investigation conducted by the Royal Canadian Mounted Police (RCMP) in regards to the information furnished to our Memphis Division by James Squires and any investigative results concerning the identification of "Recul" in Montreal, Canada.

You should also advise if the investigative results concerning the interview with female, who consorted with Ray in Canada during Summer of 1967, can be disseminated to the Department and to state authorities.

EX 110 REC.9. 14-38861-5375

1 - Foreign Liaison (Cleared with SA Graham Day)

19 NOV 19 1968

NOV 19 1968 COMM-FBI REL:jms√

NOTE: Based upon articles in "Look" magazine by William Bradford Huie, we have requested the RCMP, through our Legat, Ottawa, in Ottawa, to make appropriate investigation. Squires, an editor of a newspaper in Tennessee, likewise, furnished us information as a result of a telephone call he received from an individual in Canada furnishing him information relative to/ James Earl Ray. We also requested the RCMP to make inquiry/concerning this.

We are asking Legat, Ottawa, to furnish us any investigative results of the RCMP concerning these items. are also requesting/permission to disseminate results of RCMP concerning the female that Ray allegedly consorted with

in the summer of 1967.

Bishop_ Callahan _ Conrad _ Gale -Rosen Sullivan ___ Tavel_ Trotter Tele, Room _ Holmes

Gandy _

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(Mount Clipping in Space Below)

High Court Maps Contempt Release

Petitions For Reporters in Criminal Appeals

The Tennessee Supreme Court has instructed counsel for two Memphis reporters held in contempt of court in the James Earl Ray case to seek relief first, in the State Court of Criminal Appeals.

In compliance with the order, Armistead Clay, counsel for the Memphis Publishing Co., yesterday re-filed petitions for certiorari and supersedeas with Criminal Appeals Judge Mark Walker at Covington.

Criminal Court Judge W. Preston Battle in a ruling Sept. 30 held Charles Edmundson of The Commercial Appeal and Ray Hamilton of the Press-Scimitar in conte pt of his order to limit pretrial publicity in the Ray case.

Arthur Hanes Sr., who until Tuesday was Ray's attorney, was held in contempt at the same time. So was Renfro T. Hays, an investigator in Mr. Hanes' employ. When Judge Battle Tuesday let Ray substitute Percy Foreman of Houston for Mr. Hanes as his counsel, Hanes posted a \$1,000 cash bond as surety against violation of the judge's order.

Mr. Edmundson and Mr. Hamilton plead the constitutional guarantee of a free press and other grounds in appealing Judge Battle's ruling.

(Indicate page, name of newspaper, city and state.)

Page 15

The Commercial Appeal

Memphis, Tenn.

Date: //-/5-68 Edition: FINA 1

Author: Frank R. Ahlgren

Title:

Character:

44-1987 Classification: Submitting Office: Memph is

Being Investigated

ENCLOSURE

Bar Committee Evec Foreman

The Bar Association committee policing publicity in the James Earl Ray case today was reported to be casting a critical eye at public statements made this week by Ray's new attorney, Percy Foreman.

Members of the committee, who were appointed by Judge W. Preston Battle, have consistently declined comment on their investigations, speaking only through reports and recommendations to the court.

However, it was learned that a meeting is being considered to take up some of the out-of-court statements of the Texas attorney, who has been quoted extensively by the press since he entered the case Sunday.

Meanwhile, foreman dropped by the attorney General's office this morning and picked up a list of the state's witnesses.

Foreman told Judge Battle Monday, when the trial was postponed to March 3, that he intends to interview every one of the witnesses who will talk to him.

The list contained approximately 360 names of persons in the U.S., Canada, Portugal and England.

(Indicate page, name of newspaper, city and state.)

_ Page /

_ Momphis Press Scinitar

Memphis, Tenn.

Date: 11-14-68

Edition: HOME

Author:

Editor: **Charles H.**Title: **Schneider**

Character:

OF

Classif**f**ation: **44-1987**Submitting Office: **Month 18**

Being Investigated

ENCLOSURE

FBI WASH DC

DERAL BUREAU OF INVESTIGATION U. S. DEPARTMENT OF JUSTICE COMMUNICATION SECTION

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FBI MEMPHIS

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TO: DERECTOR (44-38861)

FROM MEMPHIS 44-1987

Lothy

Mr. Callahan
Mr. Conrad
Mr. Conrad
Mr. Felt
Mr. Gole
Mr. Stillivan
Mr. Tavel
Mr. Tretter
Tele. Room
Miss Holmes
Miss Gandy

CHURKIN ASSASSINATION OF MARTIN LUTHER KING, JR.

MEMPHIS PRESS-SCIMITAR, U IN MID-SOUTH EDITION DATED WEDESDAY, NOV. THIRTEEN, SIXTY EIGHT, CARRIED ARTICLE ON PAGE ONE CAPTIONED AS FOLLOWS: "DENIED ACCESS TO ROOMING HOUSE, NEW RAY ATTORNEY PROTESTS TO FBI CHIEF".

IN ARTICLE APPPEARING ON PGE ONE, PERCY FOREMAN, NEW ATTORNEY FORJAMES EARL RAY, IS QUOTED AS SAYING, "A MAN WHO CALLEDHIMSELF DELBERT WHITE AND SAID HE WAS IN CHARGE OF THE PLACE WOULD NOT LET ME IN." FOREMAN WAS DISCUSSING THE BOARDING HOUSE AT FOUR ONE EIGHT DASH FOUR TWO TWO AND ONE HALF SOUTH MAIN. MEMPHIS.

FOREMAN IS FURTHER QUOTED AS SAYING, "THIS MAN TO DE THAT 18 1968
THE FBI AND MEMPHIS POLICE TOLD HIM TO DEMAND TO SEEL A GOLD
BADGE BEFORE LETTING ANYONE INSPECT THE ROOM RAY ALLEGEDLY USED.
I ASKED HIM IF I SHOWED HIM PERMISSIOM FROM JUDGE PRESTON BATTLE
TO SEE THE ROOM IF HE WOULD LET ME IN. HE SAID NO, THAT I WOULD
HAVE TO HAVE PERMISSION FROM THE FBI."

END PAGE ONE

57 NOV 21 1968

MR. DELOACH FOR THE DIRECTOR

PAGE TWO

FOREMAN IS FURTHER QUOTED AS SAYING, "I HAVE WRITTEN HOOVER DEMANDING THAT THESE EXCESSIVE SECURITY REGULATIONS BE REMOVED. I WOULD LIKE TO SEE THE ROOM BEFORE I TALK TO WITNESSES. I DON'T INTEND TO TAKE COURT ACTION TO GEN INTO THE ROOM. I JUST INTEND TO LET MR. HOOVER HANDLE IT."

MEMPHIS INDICES DO NOT DISCLOSE ANY RECORD OF A DELBERT WHITE BEING ASSOCIATED WITH THE ROOMING HOUSE. AT TIME OF ASSASSINMATION, MRS. BESSIE BREWER AND HER HUSBAND, FRANK BREWER, WERE IN CHARGE OF ROOMING HOUSE.

REGARDLESS OF WHO WAS IN CHARGE OF ROOMING HOUSE, NO ONE FROM MEMPHIS FBI DIVISION HAS PLACED ANY TYPE OF RESTRICTION AT BOARDING HOUSE NOR HAS ANYONE REQUESTED THAT THE FBI BE CONTACTED IN ORDER TO GIVE CLEARANCE FOR ANYONE TO ENTER ROOM AT BOARDING HOUSE.

ARTICLE OF INTEREST BEING CLIPPED AND FORWARDED BY SEPARATE COMMUNICATION. P.

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FBI WASH DC

CC-MR. ROSEN

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FL-3G MR. MOŜS LEE INNES, **REV. 1-5-68** c/o UNITED STATES EMBASSY, .100 WELLINGTON STREET, OTTAWA, ONTARIO. FOR TRANSMITTAL TO: DIRECTOR, F.B.I. YOUR FILE RCMP FILE BUFILE STATUS

CRIMINAL INVESTIGATION BRANCH R.C.M. POLICE HEADQUARTERS

A

Martin Luther KING Murder of
(ASSISTANCE TO F.B.I.)

With reference to the above and p.c.r. dated 25 OCT 68, Mr. Robert DWYER from Memphis, Tennessee, contacted this Office by telephone on the 1 NOV 68 and requested the following:

- (a) To obtain the name and address of the Government Department which is presently holding the original Passport Application in the name of Raymond SNEYD. Mr. DWYER said they would like this Document for their trial.
- (b) To contact the following and get a definite answer from them concerning their travelling to Memphis to appear as witnesses in the trial of James Earle RAY.

Mrs. Lillian SPENCER

Mrs. Mable AGNEW and daughter

Mr. Eric Vincent GALT

Mrs. Adam SZPAKOWSKI and daughter

Mrs. Sun Fung L00 and son

Mr. Ramon George SMEYD

Mr. Robert McDOULTON (Note Correction)

Mr. Paul BRIDGEMAN

Mr. DWYRR believed that these people would be required in Memphis about the first week in December, 1968, nowever, he would supply at least one week's notice.

- Mr. DWYER was advised that we presently have a person charged (see file Henry MOOS, Section 12, Commissioners, For Taking Affidavits Act, 68-0-500-65) in Toronto and the Passport Application would, no doubt, be required by the Crown as an exhibit. However, we would attempt to learn when this Document could be obtained and if it could be forwarded to Memphis.
- The above information was brought to the attention of the Officer i/c C.I.B., who instructed that we contact the noted individuals and also contact the Crown Attorney handling the MOOS case to learn if this Document was required for Court and when it could be released.
- 4. The above-noted were contacted and they all agreed to go other than Paul BRIDGEMAN and Robert McDOULTON. Both these men gave the reason "that they did not want to get involved". With reference to AGNEW, SZPAKOWSKI and LOO, they are taking other members of their family for company only and these people will not be required as witnesses.

Ice: AAG Civil Rights Division
Form 8-94

CC CIVIL RIGHTS UNIT 16

1 CC CIV

S REC 17

1 NOV 19 1968

No.

FBI GRADINA MATHER

May 21 11 3- AH '68

REC'D - CIV RIGHTS FBI Nov 21 12 58 PM '68

SPECIAL INVESTIGATIVE DIVISION

2025 RELEASE UNDER E.O. 14176

With reference to the charge preferred against MOOS, Cpl. BEERE of our Immigration and Passport Section, interviewed the Crown Attorney, Mr. I. CARTWRIGHT, who will, in the near future, contact the Defence Lawyer with a suggestion that the Certified Copy of the original Application for Passport, be submitted as evidence, rather than the original. If this matter is agreeable to all persons concerned, this would make the original available for the trial in Memphis, providing that the Passport Office in Ottawa, along with our Headquarters, are in accordance.

- A further report will be submitted when Mr. CARTWRIGHT advises this office of the decision.
- 7. Mr. DWYER was contacted by telephone this date, and advised of the contents of this report.

S.U.I. D.D. 30-11-68

(D.H/M.) S/Sgt. i/c for. CIB Gen. (J.S. Dunlop) #178526 /106-

THE OFFICER I/C C.I.B., TORONTO.

FORWARDED: Assistant Crown Attorney, Mr. Ian CARTWRIGHT, has been contacted in respect to the pending prosecution against MCCS. In particular, the question of using a Certified Copy of the original Application for Passport in evidence at the MOOS' trial, as opposed to using the original.

- Mr. CARTWRIGHT was thoroughly briefed in respect to the Americans' request for the original Application, and he feels that the Certified Copy of the Application would suffice for the purpose of the MOOS' trial. He has no objections to the original being entered as evidence at the trial in Memphis. Mr. CARTWRIGHT advised that the Defence is requesting an adjournment at the next appearance, and the MOOS' trial is not expected to be heard until February or March of 1969.
- The original Application is now held at the Lab at "N" Division. Should it be in order to allow the Americans to use this document at their brial in Memphis, Cpl. DUNLOP will make arrangements to take possession of it when he is at "N" Division for the purposes of attending a Course during the latter part of November of this year. Cpl. DUNLOP will then be able to transport this document to Memphis, and turn it over to the authorities at that point. Instructions will be awaited in this regard.

TOROM:0 6-11-68

N.C.O. Co-Ordinator, C.I.B. Investigators.

(G.L. Tomalty)

11-18-68

1 - Mr. Long

AIRTEL

0,1

Tolson ___ DeLoach _ Mohr ____

Bishop _____
Casper ____
Callahan __
Conrad ____
Felt ____
Gale ____

Sullivan ____ Tavel ___ Trotter ___ Tele. Room _ Holmes ____

Gandy ____

To: SAC, Springfield

From: Director, FBI

MURKIN

Advise results of your inquiry concerning Ray purchasing a Plymouth at East St. Louis, Illinois, in June of 1967.

REL: jms
(4)

REC 5

EX-105

44-38861-5378

6 NOV 20 1968

MAILED 5
NOV 181968
COMM-FBI

51 NOV 25 1968

MAIL ROOM TELETYPE UNIT

1

1 - Mr. Rosen

1 - Mr. Long, 2260

1 - Mr. Conrad

October 30, 1968

1 - Lab Files

1 - Office

1 - Mr. Clark

1 - Mr. Latona (Attn: Mr. Bonebrake)

1 - Mr. Mortimer

1 - Mr. Frazier

The items listed on pages one through six of the attached list were delivered to SA Robert Fitzpatrick of the Memphis Office on 10/30/68. As a matter of record, the items listed on pages seven through nine are being delivered in person to the District Attorney General's office, Memphis, Tennessee, by SA James H. Mortimer, FBI Laboratory.

Included with the items delivered to SA Fitzpatrick were pillboxes containing debris and glass slides containing material removed from various items.

If any or all of the items delivered to SA Fitzpatrick leave the possession of the Memphis Office the chain of custody must be protected.

Inclosure

SAC, Memphis (44-1987)

Director, FBI (44-38061)

0 40-38861-537

19 NOV 4 1968

OD .

2025 RELEASE UNDER E.O. 14176

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FBI FBI SUSPINIS

113' H9 e0 E 1 vol

Nov 1 7 46 AM '68

REC'D - LFPS FBI

16 200A 4 1089

Oct 31 12 17 FM '80

Assassination of Martin Luther King, J... Evidence recovered by FBI

Original invoice and copy from Aeromarine Supply Company, dated 3/29/68, from FBI Birmingham

ITEMS FROM 1966 FORD MUSTANG: (from FBI, Atlanta)

Floor mat from right front floor Floor mat from rear floor Floor mat from left front floor Floor mat from trunk Air filter cartridge Wheel jack from trunk Dark blue short sleeve sweat shirt One rubber shoe, size 7-82 One white fitted sheet One black and white shirt jacket One pillowcase One fitted sheet with yellow thread One black sport shirt One pair of size 34 walking shorts Rug from trunk Pillow from trunk Styrofoan container from trunk One pair of men's brown socks from trunk One hunting knife and sheath Spare tire mounting from trunk Lug wrench from trunk Blue-handled screwdriver from trunk Used windshield wiper blade from trunk One Personna razor blade Soil sample from spare wheel and tire Vacuum sweepings from front passenger side floor Vacuum sweepings from left front floor Vacuum sweepings from rear floor Vacuum sweepings from trunk

ITEMS FROM 1966 FORD MUSTANG: (from FBI, Atlanta)

A piece of Kleenex box bearing letters "At pool" on one side and names "Ginger Day and Anita Katzwinkel, 1535 Serrano, Apt. 6," on other side One air release shutter in original package Sunglasses with case

Two pieces of cardboard from trunk Scraps of paper from glove compartment Scraps of paper from under rear seat

Personally delivered to SARobert Fitzpatrick; Henry his Effice

med 10/30/65

Page 1 n

ENGLOSURE

(continued on mixt page)

(from FBI, Atlanta)

Soil from right fender well Soil from right front wheel Soil from right rear wheel. Soil from right rear fender well Debris from lower part of left fender Soil from left front wheel Soil from left rear wheel Scraping from front left tire tread Soil from underneath body in front of differential Soil from differential Soil from front of exhaust pipe Soil from underneath body in front section Soil from left fender well Soil from left rear fender well Scrapings from left rear tire tread Scrapings from tread of right rear tire Scrapings from under glove compartment Scrapings from tire tread, right front tire Scrapings from front part of engine Water from windshield washer bag Spare tire and wheel from trunk

ITEMS FROM ROOM 6, 113, 14th ST., NE, ATLANTA, GEORGIA: (from FBI, Atlanta)

Bed sheet
Standard Oil map of Atlanta
Partial book of matches bearing advertisement of "Albert Pic Piece of lined paper
Newspaper from shelf
Piece of pink paper bearing hand printed name "Jimmy Ower:"
Keyhole saw

ITEM FROM ROOM 5, 107, 14th St., NE, ATLANTA, GEORGIA: (from FBI, Atlanta)

Section of newspaper dated 4/7/38

(received from FBI, Atlanta)

Booklet entitled "What is the Johr. Birch Society"
Gulf Oil Company map of Atlanta
"Arrow" map of greater Atlanta
Box of Nabisco saltine crackers

Page 2 10/30/68

(continued on next page)