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MARTABETT SAFETY

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		FBI	0/27/69		Mr. Callahan Mr. Conrad
		Date: 1	0/21/09		Mr. Felt
ansmit the f	ollowing in	(Type in plaintext or	code)		Mr. Sullivan
α	Airtel				Mr. Tavel Mr. Trotter Tele. Room
		(Priori	ty)		Miss Holmes Miss Gandy
	TO: DIRECTOR,	FBI (44-38861)			
1	FROM: SAC. ME	MPHIS (44-1987) (	<b>P)</b>		
$\mathcal{U}$	SUBJECT MURK				
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	M. CANALE, JR.	d to District Attor , Memphis, Tenness	rney General P ee. advising h	HIL im that	
	there is no ba	sis to the allegat:	ions made by		
	J. B. STONER to offered person	o HAROLD WEISBERG s \$25,000 to frame	that the FBI h JAMES EARL RA	ad Y for	
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Airtel

TO: BIRNETOR, TBI (44-38861)

(q) FROM: 340, MEMPHIS (44-1987)

SUBJECT: MURKIN

Re Burcan virtel to Memphis and Savannah, 10/21/69.

Enclosed for the Bureau is one copy of the letter directed to District Attorney General PHIL M. CANALE, JR., Memphis, Tennessee, advicing him that there is no basis to the allegations made by J. B. STONER to HAROLD WHISERED that the FBI had offered persons \$25,000 to frame James Eint RAY for the murder of MARTIN LUTRIR KING, JR.

> 2 - Bureau (Encl-1) 2 - Momphis

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2025 RELEASE UNDER E.O. 14176

10/27/69

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#### UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to File No.

841 Federal Office Building 167 North Main Street Memphis, Tennessee 38163 October 27, 1969

Mr. Phil M. Canale, Jr. District Attorney General Shelby County Office Building 157 Poplar Avenue Memphis, Tennessee 38103

#### Dear Mr. Canale:

Mr. Harold Weisberg, a free-lance writer who resides at Frederick, Maryland, advised an official of the U. S. Department of Justice on October 8, 1969, that he had recently received a telephone call from Mr. J. B. Stoner, Maticual Chairman of the Maticual States Rights Party. According to Mr. Weisberg, Stoner told him that two men in the Maticual States Rights Party formerly served as informants for the Federal Bureau of Investigation and that these two men are prepared to testify in court that the Federal Bureau of Investigation had offered them \$25,000 to frame James Earl Ray for the assassination of Dr. Martin Luther King, Jr. Mr. Weisberg indicated that testimony in this regard presumably would be furnished in a habeas corpus proceeding.

Since you are in possession of all of the evidence in this case, I am certain it is obvious to you that there is no basis to the allegations that the Federal Bureau of Investigation offered anyone any money to frame James Earl Ray.

Yours very truly,

ROBERT G. JENSEN Special Agent In Charge - Modiamintaria da Uzbalia abanimin

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44-38861-5837

44-38861-5837

**ENCLOSUR** 

UNITED STATES GOVERNMENT

## Memorandum

Mr. DeLoach

FROM

SUBJECT:

DATE: October 20, 1969

1 - Mr. DeLoach

1 - Mr. Rosen

1 - Mr. Malley

1 - Mr. McGowan

1 - Mr. McDonough 1 - Mr. Bishop

1 - Mr. W. C. Sullivan

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

The Internal Security Division of the Department has advised that pursuant to his request. Harold Weisberg, a freelance writer who resides in Frederick, Maryland, was interviewed by a Department attorney 10-8-69. During the course of the interview Weisberg advised that he had recently received a telephone call from J. B. Stoner, National Chairman of the National States Rights Party in which Stoner claimed that two men in his party formerly served as informants of the FBI and these two men are prepared to testify in court that the FBI offerred them \$25,000 to frame James Earl Ray for the assassination of Martin Luther King, Jr. Weisberg said the testimony presumably would be furnished in a habeas corpus proceeding.

This is obviously an attempt by Weisberg and Stoner to discredit the Bureau with such unwarranted, scurridous lallegations.

Weisberg is apparently identical with Harold Weisberg an individual who has been most critical of the Bureau in the past. He is the author of several books including one entitled, "Whitewash - The Report of the Warren Report" and has been critical of the FBI, Secret Service, police agencies and other branches of Government. He was one of ten employees fired by the State Department during 1947 because of his loyalty being suspected. He was later allowed to resign. (This is public source data, article in "Washington Post" 11-18-47.) Weisberg by letter in April, 1969, requested information on the King murder case for a forthcoming book. It was approved that his letter not be acknowledged. (100-35138)

J. B. Stoner, one of the present attorneys for James Earl Ray who has petitioned the Supreme Court of Tennessee for a Writ of Certiorari in connection with his motion for a new trata, is a

Enclosures (2) sant 10-21-69

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Rosen to DeLoach Memo RE: MURKIN

notorious segregationist who continually attacks the Bureau and the Director. On the basis of the information furnished, the two alleged former informants referred to cannot be identified in Bureau files.

#### ACTION:

1. In view of the nature of the information and the background on Weisberg and Stoner it is not felt that they should be interviewed regarding this matter.

- 2. The Savannah Office which is the office of origin in the case covering the activities of Stoner and the National States Rights Party and the Memphis Office which is office of origin in the James Earl Ray case and is following any appeals are being furnished background information in this matter and are being instructed to be alert for any further information along these lines in order that appropriate action can be taken on any such additional information as warranted.
- 3. The Memphis Office is being instructed to advise responsible Tennessee state authorities handling the King murder case of the information furnished by the Department and that there is no basis to the allegation that the FBI offer ed money to anyone to frame James Earl Ray for the King murder. Information furnished Tennessee state authorities will be confirmed in writing by the Memphis Office. Airtel along these lines attached for approval. Letter to Department attached for approval denying allegation against FBI.

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AT PERSON

UNITED STATES GOVERNMENT

## Memorandum

TO

: Director

Federal Bureau of Investigation



J. Walter Yeagley Assistant Attorney General Internal Security Division

SUBJECT: <u>Harold Weisberg</u>

On June 13, 1969 Harold Weisberg, a free-lance writer who resides at Route 8, Frederick, Maryland, requested an interview with a Departmental attorney.

Later the same day he visited this Division and discussed certain Haitian exile revolutionary activities. He again visited this Division on October 8, 1969 and continued his discussion of Haitian exile activities. The information he furnished regarding those activities was of no value.

During the course of the interview on October 8, 1969, Mr. Weisberg advised that he had recently received a telephone call from J. B. Stoner, National Chairman of the National States Rights Party. He said that Stoner told him that two men in his Party formerly served as informants of the FBI. Stoner sallegedly said that these two men are prepared to testify in court that the FBI offered them \$25,000 to frame James Earl Ray for the assassination of Martin Luther King, Jr. Mr. Weisberg said that the testimony presumably would be furnished in a habeas corpus proceeding.

This information is being forwarded as a matter of possible interest to your Bureau.

**REC- 62** 

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44-38861-58

10 OCT 15 1969

DATE: October

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Tele. Room.

Miss Holmes\_ Miss Gandy\_

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2025 RELEASE UNDER E.O. 14176

OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA FPMR (41 CFR) 101-11.6 - UNITED STATES GOVERNMENT Memorandum Director, FBI (44-38861) TO WLegat, London (88-72) (RUC) MURKIN SUBJECT: telegrams dated 10/24/69 and 10/28/69 concerning the request by JAMES EARL RAY for documents prepared in connection with his extradition hearings in London. - Bureau (Encls. 2) l - Liaison 1 - London JTM: cm (5)

10/29/69 Mr. Soyars Tele. Room\_ Miss Holmes\_ Miss Gandy Attached is one copy each of State Deparment Julian Services

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GENERAL INVESTIGATION

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Foreian Service of the United States of America

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ACTION:

SecState V. ASEDC 3841

LONDON

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SUBJECT:

EXTRADITION: James Earl RAY

REF:

State 180320

1. As far as British law is concerned Bow Street Court is of opinion that Ray has right to have affidavits taken in U.S. and received in hearings at London last year. Bow Street official states he believes copies of these affidavits were given to defense after proceedings here were completed. He assumed documents were transmitted to Hanes in U.S. When informed giving affidavits to Ray might result in their publication, he repeated that Ray, as defendant, had every right to the affidavits, which he understood could include Ray's making them available to others if he chose to do so.

2. While Department correct that affidavits not available to public in U.K., this policy does not apply to party in the proceeding who could publish it if he wished. Thus were Ray to have made request for documents, court would have released them. Court would not, rpt, not release to writer or any third party.

Legal Office place Caither

| Consumence: CG/D: WW Fisher,: mts

Approving Officer: CG/D: w W Fisher:

LIMITED OFFICIAL USE

Classification

ENCLOSURE 44-38861-5840

FORM F2 - 902 (8-65)



Foreign Service of the United States of America

OUTGOING

Amembassy LONDON

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Date:

- 3. Embassy has obtained views of Foreign Office and Home Office which concur with those of Bow Street Court. Both agree matter of publication would be up to Ray.
- 4. Since both Court and Home Office would have granted request by Ray for documents, Embassy of view that it would be awkward not to release documents to Ray. Embassy would not, rpt, not support giving documents to writer.
- 5. Foregoing has been coordinated with Gaither.

WELD

Drafted by:

Approving Officer:

Concurrence:

LIMITED OFFICIAL USE

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		FBI	1 1	Mr. Convad.
		Date: <b>10/27/69</b>		Rdel
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1	TO: DIRECTOR, FBI (44-	38861)		
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$U_{-}$	FROM: SAC, MEMPHIS (44	-1987) (P)		
	SUBJECT: MURKIN			
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19/27/69

Airtel

To: DIRECTOR, FBI (44-38861)

FROM: SAC, EXAPRIS (44-1987) (b)

SUBJECT: MURKIN

described in Mr. CAMALE's letter. which were also forwarded with enclosed letter are JAMES EARL RAY extradition case. Other documents copy of the transcript of the proceedings in the to the Department of heate the original, certified dated 10/14/69, by means of which Mr. CANAIM forwarded Tennessee, and Mr. CANALE's reply to Mr. CAITHER, attorney General PHIL M. CANALE, JR., Memphis, Department of State, Washington, D. C., to District of a letter dated 10/13/89 from H. ROWAN GAITHER, Enclosed for the Bureau ase two copies each

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#### DEPARTMENT OF STATE

Washington, D.C. 20520

October 13, 1969

Honorable Phil M. Canale, Jr. District Attorney General Fifteenth Judicial Circuit Shelby County Office Building Memphis, Tennessee 38103

Dear Mr. Canale:

Regarding our telephone conversation of last week, I wish to request your office to transmit to the Department of State the original certified copy of the transcript of the proceedings in the James Earl Ray extradition case before the Bow Street Court, London, in July of 1968. Insofar as that court is concerned, that transcript was intended for delivery to the Department of State. It was apparently handed to the agents of the United States who escorted Ray from the United Kingdom to the United States.

You have indicated that a certified copy of this transcript is in your possession and I request that it be transmitted directly to the Department of State by registered mail. Upon receipt, I will obtain a photographic copy of the documents which I will transmit to you. This photographic process will not require the breaking of the seals.

Thank you very much for your cooperation in this matter.

Sincerely yours,

H. Rowan Gaither

Attorney

Office of the Legal Adviser

44-38861-584

ENCLOSURE



#### DEPARTMENT OF STATE

Washington, D.C. 20520

October 13, 1969

Honorable Phil M. Canale, Jr. District Attorney General Fifteenth Judicial Circuit Shelby County Office Building Memphis, Tennessee 38103

Dear Mr. Canale:

Regarding our telephone conversation of last week, I wish to request your office to transmit to the Department of State the original certified copy of the transcript of the proceedings in the James Earl Ray extradition case before the Bow Street Court, London, in July of 1968. Insofar as that court is concerned, that transcript was intended for delivery to the Department of State. It was apparently handed to the agents of the United States who escorted Ray from the United Kingdom to the United States.

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Attorney

Office of the Legal Adviser

LLOYD A. RHODES

WILLIAM D. HAYNES
ADMINISTRATIVE ASSISTANT

JOHN L. CARLISLE
H. J. BEACH
E. L. HUTCHINSON, JR.
CLYDE R. VENSON
CRIMINAL INVESTIGATORS

EARL E. FITZPATRICK, NON-SUPPORT DIVISION

PHIL M. CANALE, JR.
DISTRICT ATTORNEY GENERAL
FIFTEENTH JUDICIAL CIRCUIT OF TENNESSEE
COUNTY OF SHELBY

SHELBY COUNTY OFFICE BUILDING 157 POPLAR AVENUE MEMPHIS, TENN. 38103

October 14, 1969

ASSISTANTS

EWELL C. RICHARDSON JEWETT H. MILLER J. CLYDE MASON SAM J. CATANZARO LEGNARD T. LAFFERTY ARTHUR T. BENNETT DON D. STROTHER DON A. DINO JOSEPH L. PATTERSON BILLY F. GRAY EUGENE C. GAERIG HARVEY HERRIN F. GLEN BISSON JOHN W. PIEROTTI JAMES G. HALL JAMES H. ALLEN

Mr. H. Rowan Gaither
Attorney
Office of Legal Advisor
Department of State
Washington, D. C. 20520

Dear Mr. Gaither:

In response to your request contained in your letter to me of October 13, 1969, I am forwarding to you and enclosing herewith the original, certified copy of the transcript of the proceedings in the James Earl Ray extradition case before the Bow Street Court, London, in July of 1968.

There was also delivered to this office three (3) additional official papers of à single page each, two of these being warrants of apprehension, and the third appearing to be a mittimus to the Governor of Her Majesty's prison at Wandsworth. I am also enclosing these three papers in case you have any need for them.

I have made copies of these three single sheets for my file, and will await your sending me a copy of the transcript of the extradition proceedings when you make same.

Sincerely yours,

PHIL M. CANALE, JR. District Attorney General

PMCJr:MEF Enclosures

AIRMAIL, REGISTERED RETURN RECEIPT REQUESTED

14-38861-584

ENCLOSURE

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WILLIAM D. HAYNES
ADMINISTRATIVE ASSISTANT

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AIRMAIL, REGISTERED RETURN RECEIPT REQUESTED



In Reply, Please Refer to File No.

## UNITED STATES DEPARTMENT OF JUSTICE

New York, New York
November 5, 1969

James Earl Ray Dr. Martin Luther King, Jr. -Victim

Peter Goldman, Senior Editor, Newsweek Magazine, 444 Madison Avenue, New York City furnished the following information to Special Agent 0. Eugene Smith on November 3, 1969:

He cannot recall having ever met or having ever received correspondence from a John Hamilton Morris. A review of the files of the Letter Department of the Magazine failed to reveal that he ever received a letter from John Hamilton Morris.

He has never heard of anyone referred to as "Big D" in connection with the James Earl Ray case and he has no knowledge of any statement being made that James Earl Ray was paid by "Big D".

He receives numerous "crank" letters which he deposits in the waste basket. No record is keept of these "crank" letters.

recommendations nor conclusions of the FDI. It is the property the FDI and is loaned to your to be distributed outside

44-3886/\_5842 ENGLOSURE

OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA FPMR (41 CFR) 101-11.6

(00: ME)

UNITED STATES GOTERNMENT

## Memorandum

TO

: DIRECTOR, FBI (44-38861)

SAC, NEW YORK (44-1609)(RUC)

JAMES EARL RAY, aka; DR. MARTIN LUTHER KÍNG, JR. -VICTIM CR - CONSPIRACY; UFAC - ROBBERY

Re: Phoenix letter dated 9/4/69

Enclosed for Bureau are four copies of LHM. Enclosed for Kansas City and Memphis are two copies each of LHM. Enclosed for Phoenix is one copy of LHM for information.

Numerous efforts were made by New York to contact PETER GOLDMAN, Senior Editor, Newsweek Magazine, 444 Madison Avenue, New York City during the period 9/8/69 through 10/29/69 with unsuccessful results.

2) - BUREAU (Encl 4) 2 wel pm 2 26 0 2 - Kansas (21)

2 - Kansas City (Encl. 2) 2 - Memphis (44-1987)(Encl. 2)

1 - Phoenix (44-371) (Encl. 1)

1 - New York (44-1609)

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2025 RELEASE UNDER E.O. 14176

11-10-69

1 - Mr. McDonough

AIRTEL

REC AA

To: SAC, Kansas City (44-760)

From: Director, FBI (44-38861)-5842

MURKIN

MB

ReNYlet 11-5-69, one PXlet 9-4-69 and KClet 10-20-69.

If not already done, Kansas City interview John Hamilton Morris and suLHM within three days of receipt without fail.

1 - Memphis (44-1987) (Info)

NOTE:

Upon receipt, send Department Phoenix LHM 9-4-69 and New York LHM 11-5-69.

MAILED 11
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COMM-FBI

Tolson \_\_\_\_\_
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1969 TELETYPE UNIT

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		Date: 11-13-69	
Transmit	the following	in	
		(Type in plaintext or code)	
Via	AIRTEL	AIRMAIL	
		(Priority)	
	TO:	DIRECTOR, FBI (44-38861)	
	FROM:   SUBJECT:	MURKIN) (44-760) (RUC)	
1/		ReBuairtel to Kansas City 11-10-69.	
MA	and xero	Enclosed for the Los Angeles Office are one cletter from Phoenix to the Director 9-4-69 with copy of letter from JOHN HAMILTON MORRIS; als for Los Angeles is copy of New York letter to 11-5-69 reflecting results of interview with P	LHM o the
	that inmother customers to Leaves anticipal interview City Div Angeles	On 11-13-69, CARL F. ZARTER, Administrative t, U. S. Penitentiary, Leavenworth, Kansas, advate JAMES HAMILTON MORRIS, #83856, was released by of the USM on 9-11-69 to be produced in the s Angeles, California. MORRIS has not as yet remorth. Authorities at Leavenworth are unable the his return. It is therefore suggested that we set forth in Phoenix communication for the Kansaion be handled by the Los Angeles Division. Should be able to determine whereabouts of MORRITATION That area.	eturned to the nsas Los
	Angeles they obt that the was appa ROBERT D also cur  2 - Bure 2 - Memp 2 - Los	It is to be noted that the copy of the handword mom MORRIS to GOLDMAN is barely readable. If I decides a more legible copy is needed, it is surain one from the Phoenix Office. Kansas City be individual mentioned in the letter as Big D, wordeneded in New Mexico two weeks ago is possible PUGH, head of the Minutemen organization, who rently incarcerated at Leavenworth Penitentiary au (44-38861) his (44-1987) Angeles (Enc. 5) as City (44-760)	aggested pelieves who is

2025 RELEASE UNDER E.O. 14176

Special Agent in Charge

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2 - Demonio (44-1987) 2 - Bureau (44-36881)

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KDE: WAS COT ON

KC 44-760

For the information of the Los Angeles Office, reairtel from the Director instructed Kansas City to interview JOHN HAMILTON MORRIS and submit LHM within three days of receipt without fail.

AIRTEL

TO:

SAC, Memphis

1 - Mr. McDonough

FROM:

Director, FBI

MURKIN

Enclosed is a copy of an article from the "Miami Herald" 12/28/69, in which reference is made to a statement by Ray to the effect that he was placed in maximum security because he refused to give certain unidentified information to a state official and the FBI.

If information available in your files, furnish clarification of this if possible. Also insure Bureau has all pertinent facts relating to Ray's current appeals and status.

Enclosure

EJM:jd 7

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# Judge to Rule Whether Ray's Solitary Confinement Is Cruel

MASHVILLE, Tenn. —
(UFI) — Does the solitary
confinement of James Earl
Ray, the convicted murderer
of Dr. Martin Luther King
Jr., constitute "cruel and
unusual punishment?"

This is what Federal Court Judge William E. Miller will be asked to decide Monday when Ray is whisked into court here amid tight security precautions.

Miller named the issue himself.

It's whether "Ray's present incarceration in solitary confinement constitutes the sort of cruel, unusual punishment which is prohibited by the Eighth Amendment to the Constitution," he said.

ON THE OTHER side of the argument, State Correc-



James Earl Ray
...'Nazi tactics'

tion Commissioner Lake Russell has said it was in Ray's "best interest" that he 'be kept in maximum security until settlement of various suits brought in his behalf. Ray and his attorneys differ with the commission on his "best interest."

"I do not believe that I can withstand either mentally or physically this type of imprisonment much longer," Ray said in an afficavit notarized June 23, 1969.

One of his attorneys, Robert Hill Jr. of Chattanooga, compared Ray's imprisonment since his capture in London to Nazi torture.

IN AN emotionally worded brief dealing mainly with Ray's imprisonment in Memphis before his trail, Hill said:

"To systematically strip away all inner psychological defenses through nine, months of constant light,

sound and observation is as legally diabolical as many of the Nazi practices which we so often condemn."

The Chattanooga attorney was referring to Ray's constant surveillance by closed-circuit television cameras while in his cell in Memphis.

Ray said he was not asking to be let out into the regular prison population. However, he said he knew of jobs he could do that would make his exposure minimal.

THE STATE has said it would seek to prove that Ray's release from maximum security would endanger his life.

In his affidavit, Ray in ferred that one of his former attorneys, Percy Foreman, and the prosecution at Mem-

rosecution at Mem-

The MIAMI HERALD

Miami, Florida

Date 12/28/69

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Our 31-6

ENCHORING

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2025 RELEASE UNDER E.O. 14176

d V phis may have made a deal to keep him in maximum security at the state prison.

"I suggest if state officials wanted to keep me in maxia mum security cells as a form of punishment they should of took (sic) me before a jury and tried to get the maximum penalty instead of dealing with Mr. Percy Foreman," Ray said.

The convicted murderer has also charged that he was placed in maximum security in Nashville because he refused to give certain information to former State Correction Commissioner Harry S. Avery and the FBI.

He did not say what the information was.

IN ANY EVENT, Avery, along with Gov. Buford El-

lington, may be required to appear.

The defense has filed a motion requesting that the former correction commissioner and the governor, along with a Vanderbilt University psychiatrist, be present. Miller said he would rule on the motion at the hearing.

security will be U.S. Marshal bell said that would be sea being allowed courtroom and, hearing has st would be allowed the courtroom.

When Ray walks into the eighth-floor courtroom in the Federal Building Monday, security will be tight.

U.S. Marshal Leon Campbell said that all persons would be searched before being allowed to enter the courtroom and, that after the hearing has started, no one would be allowed to enter

Ray has been in maximum security at the state prison here since March 11, the day after he pleased guilty in return for a 99-year sentence—to the King assassination.

He has been in cell No. 4, an isolated six-by-nine-foot cubicle which is one of 43 cells in the maximum security building.



#### By United Press litter

Israeli troops supported by the Gulf of Suez Saturday and tian outpost in the second big month. Cairo reports said Libys agreed to send strong troop ments to guard the Arabs' Suez

The new commando attac Israel's defense minister, Mosh-countrymen to gird for a long, fare with the Arabs. But he sai strated its air superiority and tians they would not be able Canal.

An Israeli military spokesr four Egyptian soldiers were cothers killed in the commanded ducing area of Ras Gharib, ab of the entrance to the Suez Israeli was wounded but all ra

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TO: DIREC	CTOR, FBI (	44_38861)			
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FROM: SAC	C, MEMPHIS	(44–1987)	<b>(P)</b>		Charles
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Per\_

Sent

Special Agent in Charge

ATRIEL

TO: DERECTOR, PRI (44-33861)

FROM: SAC, MEMPRIS (44-1087) (P)

SUBJECT: MURKEY

Re Bureau sirtel to Wemphis, 12/31/62.

As the Bureau Agests to interview the subject LAMES has been each even attempt and with Bureau approval of SAC KODERT G. JEWSEN shortly after KAV was transferred from the Shelvy Gounty Jail at Memphis. Tenn., to the Tennessee State Brison at Nashville, Tenn., following his plea of guilty to the murder of Dr. MARTIN LUTHER MING. The subject was uncomperative at that time, and it has not been deemed worthwhile to make any additional efforts to interview his.

The Subject MAY was incarcerated under maximum security transferred to the State Prison with very claberate security precautions, and has been kept in the maximum security building at the State Prison, all for the purpose of protecting him from botte the general public and from other invates. The State Frifon System has been under the direction of two different commissioners during MAY's incarceration, and the prison at during HAY's incarceration, and the prison at during HAY's incarceration, and the different wardens during HAY's incarceration. All of these persons have felt it hecessive to heer MAY in maximum security in order to prevent his security in order to prevent his security in order to prevent his security in order to prevent

Memphis will continue to keep the Bureau advised of all littlement on bobalf of the subject MAY.

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2025 RELEASE UNDER E.O. 14176







# FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C. 20535

To: **FBI**, **Memphis** (44-1987)

Date:

January 21, 1970

Velle .

Re: MURKIN

6

John Edgar Hoover, Director

**REC-120** 

FBI File No. 44-38861

Lab. No.

D-700109058 LF

Examination requested by: Momphis

Reference:

Letter 1-5-70

Examination requested:

Document

Remarks:

Enclosures (8) (Q413 - Q417, ALSO SUBMITTED, 2 Lab report)

1 - Philadelphia Enclosure (Lab report)

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(5) ADMINISTRATIVE PAGE

2025 RELEASE UNDER E.O. 14176

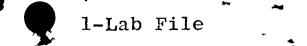
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### FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C. 20535

To: FBI, Memphis (44-1987)

FBI File No. 44-38861

January 21, 1970

Lab. No. D-700109058 LF

Re: MURKIN

Specimens received 1-8-70

Q413 Envelope postmarked "PHILADELPHIA PA A AM 30 DEC 1969" bearing handwritten address "U.S. District Court Judge, Robert M. McRae, Jr. Memphis, Tennessee"

- Q414 First page of handwritten letter beginning "Dear Judge McRae, Jr: As a Government Informer, I am giving ... " and ending "...The truth is that"
- Q415 Second page of handwritten letter beginning "I attended Communist schools..." and ending "... Learn to pray to 'God'"
- Q416 Envelope postmarked "PHILADELPHIA PA. DEC 17 P.M." bearing handwritten address "U. S. District Court Judge, Robert M. McRae, Jr. Memphis, Tenn."
- Q417 Accompanying Christmas card bearing hand printed message beginning "Judge McRae, Jr. You are wrong..." and ending "...with his Commie Negroes."

ALSO SUBMITTED: Newspaper clipping; Leaflet entitled It Can Happen Here

Result of examination:

Specimens Q413 through Q417 were searched in the Anonymous Letter File without effecting an identification. Copies are not being added at this time.

Specimens Q413 through Q416 contain no watermarks. indented writing of significance or any other identifying characteristics which would assist in determining their source. Specimen Q417 and the ALSO SUBMITTED material contain no indented writing of significance.

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### ${\it Memorandum}$

(44-38861)

TO DIRECTOR, FBI

(ATTN: FBI LABORATORY) 1/5/70

DATE:

FROM

(44-1987)(P)

MURKIN SUBJECT(:

700109058

The following items are enclosed herewith to the Bureau:

- Envelope postmarked Philadelphia, Pennsylvania, Dec. 30, 1969, addressed, "U. S. District Court Judge, Robert M. Mc Rae, Jr. Memphis, Tenn."
- **(2)** Xerox copy of Item No. 1.
- Original 2-page letter dated December 29, 1969, addressed to (3) U. S. District Court Judge, ROBERT M. McRAE, JR., and ending "Learn to pray to 'God'," which was received in Item No. 1.
- Newspaper article captioned, "James Earl Ray Loses Court Suit," **(4)** which was contained in envelope described as Item No. 1.
- Pamphlet entitled, "It Can Happen Here," which also was con-**(**5) tained in envelope described as Item #1.
- Xerox copies of Items 3, 4, and 5. (6)
- **(7)** Envelope postmarked Philadelphia, Pennsylvania, Dec. 17, 1969, addressed, "U. S. District Court Judge, Robert M. McRae, Jr., Memphis, Tenn."
- (8) Christmas card which was received in Item No. 7. This card contains a handwritten message beginning, "Judge McRae, Jr. You are wrong..." and ending, "U. S. Security Training 1942 - 1969."
- EX-109 44 3786 / 5846 (9) Xerox copies of Items 7 and 8.

Xerox copies of Items 1, 3, 4, 5, 7 and 8 are also being forwarded with copies of this communication to the Philadelphia Office.

CACHED Bureau (Enc.-12) (REGISTERED MATE)
Philadelphia (Enc.-6) (Inf.

2 - Memphis

COH: ME

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

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ME# 44-1987

United States District Judge ROBERT M. McRAE, JR., Memphis, Tenn., made the original items described above available to the Memphis Office, January 2, 1970. Judge McRAE stated that obviously these communications were directed to him as a result of newspaper publicity about his having ruled against JAMES EARL RAY in RAY's suit seeking to void a series of contracts between JAMES EARL RAY and his former attorneys and to forbid publication of certain information in connection with the slaying of Dr. MARTIN LUTHER KING. Judge McRAE gave this ruling in U. S. District Court, Memphis, Tenn., 12/1/69.

Judge McRAE stated he realizes that the contents of the two communications in question do not constitute a violation of any Federal Law and that these communications do not contain threats to do bodily harm. He stated that these communications have been handled by numerous friends and that he wanted to make these communications available to the FBI in view of the fact that perhaps the same anonymous person may have written similar communications to other people connected in some way with this case. Judge McRAE was also of the opinion that the FBI perhaps maintained a file on such anonymous communications. Judge McRAE stated he would abide by any decision the FBI makes in connection with action to be taken on these letters. In summary, he stated his reason for referring the letters to the FBI is merely informative and that he does not desire to know the results of any possible action taken.

### REQUEST OF THE BUREAU:

The Laboratory is requested to search the handwriting on the original communications through the Anonymous Letter File.

#### - L E A D S -

#### THE PHILADELPHIA DIVISION (INFORMATION)

Copies of this communication and copies of the enclosures described above are being made available to Philadelphia inasmuch as the envelopes bear the Philadelphia postmark and it is possible the same anonymous person may have written other letters to the Philadelphia Office.



Recorded 1/15/70 eap Laboratory Work Sheet

Lab File

Re:

WE STATE

File # 44-38861 - 5 0 1 Lab. # D-700109058 LF

Examination requested by:

Monaphiles (44-1987) L. 1/5/70

Examination requested: /

Document

Date received: 1/8/70

Result of Examination:/

Examination by: **Mawbrough** 

ap 1/2/On

Specimens submitted for examination

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Q417 Accompanying Christmas card bearing handgrinted message beginning "Judge McRae, Jr. You are wrong..." and ending "...with his Commic Negroos."

ALSO SUBMITTED: Newspaper elipping Leaflet entitled It Can Happen Here

## Opistus Is A Season Of Kirdness

May the kindly spirit of Christmas
Spread its radiance far and wide
So all the world may feel the glow
Of this Holy Christmastide —
And then may every heart and home
Continue through the year
To feel the warmth and wonderment
Of this season of Good Cheer —
And may it bring us closer
To God and to each other
'Til every Stranger is a Friend
And every man a brother.

Helen Steiner Rice

menten King in Communicat school, Boetn. Mass & Jenn, Give us enough to make us kind So we may judge all people

Wishing you all the joys and all the blessings of this happy, holy season.

100 % americ

america inth his Commie negrotes.

with our heart : and not our mind.

Mr. S. Rentrict Court Judge, Morent My. Due Kas, Jr. Miniphie, Janne,

down to the eyer and Bibie read to What are some the eye? Whom are you living for?

If you as really leve Him, are you sharing the good a really leve Him, are you sharing the good a really addn't ask you if you were a preacher but see your letting your fellow workmen, your neighbors, your schoolmates, know that you want to be seed ee your Saviour to them also?

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about your pocketbook? Does God have it name? as your life and witness for Him? A known Communist in San Francisco said that besides glader one-third of his day to Communism, he elso gave half of his income. Do you really give to the cause of Christ and the spread of His gospel as if your life depended on it? You had better, for its least Most Christians do not even give the half some lithe or tenth. We are content to be Christian of convenience. We give out of what is left over (if anything) after buying new homes, that a secondary washers, dryers, sports equipment and so on.

I cannot conclude without this word to someone who may be reading this and who is yet a stranger to the family of God and dead in trespasses and sins. If the Communists do achieve world domination, I should a thousand times, rather fall into their torturing and cruel hands than to leave this life unprepared to meet God. "The body they may kill," wrote the hymnwriter. But Christ said, "Rather fear him which is able to destroy both soul and body in hell" (Matthew 10:18). You may have to face a firing squad after a few more years here on earth, but you don't have to face an electity in hell after this life is oven. When the books are opened in elernity, it con't be a question of what you lived or died for

politically, but hat you did with Jesus who is called Christ, "He that believeth on him is not condemned; but he that believeth not is condemned already, because he hath not believed in the name of the only become Son of God" (John 3:18).

Why not ask Jesus Christ, God's only begotten Son, to come into your heart right now, take away your sins, and give you life that never ends. Then live all-out-for Him. God is still on the throne. He will finally put all His enemies under His feet, but you and I can and must have a real part in this victory. "Awake thou that sleepest, and arise from the dead and Christ shall give thee light" (Ephesians 5:14). — C. Calvin Herriott

This tract was a we first the George Washington Honor Medal by the Freedom's Foundation of Valley Forge as "an outstanding athickment in helping to bring about a better understanding of the American way of life."

American Tract Society sa non-profit or anization bublishers of Christian Interature since 1825 Chadell, New Jersey 67649

AST PRINTED IN U.S.A.

"We are the young and aggressive," Nikita Khasi chev said, when Americans ventured into Labratin, "and you are the decadent civilization! We sail when the memory of capitalism from the face of the earth!"

Communicate fully intends to conquer the world by or before 1973, and the Reds consider their program to be as much as five years ahead of schedule. In fact, many of Communism's leaders openly boast that they will have a dictator in Washington, D.C. within the past decade!

"When we conquer the U hall States," Khrushchev is reported to have said, "Sixty million Americans must be removed." Can this possibly happen here in America? A few months ago in Salem, Oregon, an evangelical pastor was approached by a Communist party member in an effort to soften up the Communist cause. When the pastor resisted, he was told that the Communist have a complete record of pastors and members of the churches of Salem in their files ready for action at the appropriate time!

If the Communists did get control of our country, what would this mean to you and to your church? An official publication of the Committee On Un-American Activities of the House of Representatives points out that if Communism should come to the United States it would mean that:

1. If you belong to a church, you must prepare for persecution.

- 2. The Communists would destroy every copy of the Bible they could find.
- 3. It would be illegal for your children to attend Sunday school.
- 4. The Communists would indoctrinate your children in atheism.
- 5. Church weddings, funerals and baptisms would be illegal.
- 6. Missionary work would be absolutely forbidden.

Yes, it can happen here, unless you and I, and all Americans decide to get busy and do something about it. What can I do, you ask? Rev. W. S. Mooneyham, editor of an evangelical magazine, says: "Face the facts, no matter how unpleasant. The Communists say this is a fight to the finish. Believe them! Khrushchev says, 'We will bury you.' He means it! Keep your head out of the sand and face the issue squarely.

"Don't be complicent. John Noble, who vanished for nine years in a Russian slave camp, said, 'We are drowning in a sea of complacency. Americans simply do not want to care.' You are your brother's keeper, including the 28 million in slave labor camps behind the Iron Curtain.

"Finally, agitute as a Christian for the righteous forces to take the initiative. We have been on the defensive. A personal acceptance of the gospel message is still the best deterrent to the spread of a godless atheism."

Do you see the peril that is at our very doorstep, and also the challenge that faces us? Then let these words from an article in a French Communist paper. "Paix of Liberté," burn with conviction into your heart: "The gospel is a much more powerful weapon for the renewal of society than is our Marxist philosophy. All the same, it is we who will finally beat you. We are only a handful, and you Christians are numbered by the million. But if you remember the story of Gideon and his three hundred companions you will understand why I am right. We Communists do not play with words. We are realists, and seeing that we are determined to achieve our object, we know how to obtain the means. Of our salaries and wages we keep only what is strictly necessary; and give the rest for propaganda purposes. To this propaganda we also consecrate all our tree time and part of our holidays. You however, give only a little time and hardly any money for the spreading of the gospel of Christ. How can anyone believe in the supreme value of this gospel if you do not practice it, if you do not spread it and if you sacrifice neither time nor money for it? Believe me, it is we who will win, for we believe in our Communist message and are ready to sacri fice everything, even our life, in order that social justice shall triumph. But you people are afraic to soil your hands."

Are you practicing your Christianity? Are you living daily for Christ? Do you let the cares o this life—making a living, keeping house, going to school, even church activity—keep you from full abandonment to your Lord and Saviour, Jesus Christ! Oswald Chambers, in his daily devotiona book tells us that Christ says in effect to His disciples, "Don't rejoice in successful service, but rejoice because you are rightly related to me. Do you guard your fellowship with the Lord, you