SAC, KNOXVILLE (44-696)

SAC, MEMPHIS (44-1987) (P)

MURKIN

Re Knoxville letter to Bureau, 6/10/69.

JERRY RAY has been located and interviewed and has been uncooperative. Knoxville should discontinue efforts to interview JERRY RAY.

P

2 -	Knoxville
(1)-	Knoxville Memphis

JCH: jap

(3)

Jaje

SEARCHED AQ

44-1987-Sed-M-596

MAG. ATLANTA

SAC, MEMPHIS (44-1987) (P)

MEKIN

Offices receiving this communication should discontinue efforts to locate Rev. JAMES L. BEVEL for interview in connection with this case.

2 - Atlanta

1 - Charlotte

1 - Columbia

1 - Jackson

1 - New York

1 - Philadelphia

1 - Savannah

1) - Memphis

JCH: jap (9) M

Ill.

44-1987-Sell-M-597

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

UNITED STATES GOVERNMENT

# Memorandum

то

SAC, MEMPHIS (44-1987)

DATE: 6/19/69

SLEENING A LLGS. FIL

FROM

SAC, INDIANAPOLIS (44-563) (RUC)

SUBJECT:

MURKIN

Re Jackson airtel to Memphis, 5/7/69 and Memphis airtel to the Bureau, 5/4/69.

In absence of instruction to conduct investigation set forth in referenced airtel dated 5/7/69, Indianapolis Division is conducting no further investigation in this matter and is considering it RUC.

Memphis (RM)
1 - Indianapolis
BOK:plp
(3)



M



#### 6/20/69

#### AIRTEL

TO:

SAC, BIRMINGHAM

FROM:

SAC. MEMPHIS (44-1987) (P)

SUBJECT: MIRKIN

Enclosed for Birmingham are the original and one copy of U. S. Government bill of lading # D5015544, which covers a shipment by Railway Express of a rifle and 10 boxes of ammunition belonging to Aeromarine Supply of Birmingham.

Memphis has given a receipt for these items to the District Attorney General at Memphis, Tenn., and Birmingham should obtain a receipt from Aeromarine Supply.

Sudit: Supply (Piple)
Ceromanine Supply (Piple)

2 - Birmingham (Encs. 2) (RM)

2) - Memphis JCH:LF

44-1987-DUE-M-594

# King Wiretap Called RFK's Idea Hoover Asserts Memo to FBI

# Cited Concern Ov The Evans memo said Evans The Evans memo said Evans The Evans memo said Evans The Kennedy that King Over Marxism

The Evening Star Newspaper Co.)

By JEREMIAH O'LEARY Star Staff Writer

Wiretapping of Dr. Martin Luther King Jr.'s telephone was proposed to the FBI by then Attorney General Robert F. Kender Wiretapping of Dr. Martin Luther Wiretapping of Dr. Martin Luther Hoover told The Star that FBI officials also informed Kennedy torney General Robert F. Kender Wiretapping of Dr. Martin Luther Start Halling of Martin Luth nedy in June, 1963, and author- the advisability of undertaking ized by him in writing later that electronic surveillance of Dr.

Hoover revealed the contents of two memorandums in one of randum cited by Hoover shows which Kennedy expressed conthat on October 7, 1963, the FBI cern about possible infiltration chief reported to Kennedy that it of the race issue by Marxists was then technically feasible to and spoke of allegations that the apply wiretaps to King's tele-Negro leader was closely asso- phones at two places, one of them ciated with Marxist ideas and at an unnamed location in New followers.

That memorandum to Hoover, dated June, 1963, was written by the FBI's request for authority Courtney Evans, then assistant director of the FBI and liaison man with the Justice Department. It reported the substance of a conversation Evans had just had with Kennedy in which the Attorney General asked about the feasibility of installing elec-tronic devices on King's telephones. King headed the Southern Christian Leadership Conference.

#### Concerned About Allegations

Kennedy, according to the Evans memo, was concerned about reports that King was a student of Marxism, that he was asso-ciating with a New York attorney with known Communist connections, but that he did not openly espouse Marxism because of his religious beliefs. The Evans memorandum indicated Kennedy wanted to know if it was technically feasible to use electronic devices to prove or disprove these allegations.

was a man who traveled almost constantly and that it was extremely difficult to use wiretaps

year, FBI Director J. Edgar King because of possible political repercussions. ical repercussions.

However, the second memo-

That memorandum constituted

See WIRETAP, Page A-6

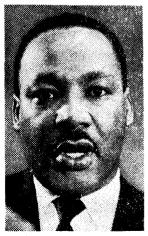


ROBERT F. KENNEDY

"The Evening Star" Washington, D. C. June 19, 1969



J. EDGAR HOOVER



MARTIN LUTHER KING

## WIRETAP

# King Wiretap RFK's Idea, Hoover Says

to proceed with the wiretap pro- ing device was "strictly in the Hoover broke off the public exposed by Kennedy four months field of internal security and change of charges as if by muthe lower left-hand corner the sion laid down by the President partly as due to Kennedy's realisignature, "Robert F. Kenne- of the United States." zation that his signed authorizadate "10-10-63."

Star when the surveillance was for comment. However, Tuesday its investigative techniques nor started but said the taps were allocation of started but said the said the said the said the started but said the said t discontinued on April 30, 1965. At ollection of whether a wiretap Kennedy forces that could have that time Nicholas Katzenbach authorization directed at King political overtones. was serving as Attorney Gener- had ever been involved in his

Hoover declined comment.

or other electronic devices in tap. investigative matters. The mat-

this week defending legality of security

the King wiretaps.

"For your information," Tol-

before. The document bears in therefore was within the provi-tual consent. This was regarded

discussion with Kennedy.

Aides to Sen. Edward M. Ken-Asked about the results of the nedy, D-Mass., said today he swer when asked for documenta-Hoover's disclosure.

thority of the Attorney Generated after the assassination of President John F. Kennedy, the atwiretaps were being authorized torney general's interest in advance and in writing by the along smoldering controversy the some of his official affairs had Attorney General during the a long smoldering controversy flagged. However, the assassi-time-span of the controversy. over the role of the FBI, a sub-nation came nearly six weeks. A Justice department spokes-ordinate bureau of the Justice after Robert Kennedy signed the man, asked today if Attorney Department, in using wiretaps authorization for the King wire- General John N. Mitchell had

Star, charged that the FBI had responsible for use of hidden mi-ment.

Kennedy for approval.

It is reliably reported that son said in his letter, "the wire-Kennedy was reminded by the tap on Martin Luther King Jr. FBI that it still had in its files was specifically approved in ad- the authorizations signed by him vance in writing by the late at as Attorney General for teletorney general of the United phonic wiretaps. However, Hoo-States, Mr. Robert F. Kennedy." ver did not disclose at that time any names of persons under wiretap surveillance with Kennedy's approval.

Continued From Page A-1 Tolson added that the monitor- At that stage, Kennedy and date "10-10-63." Evans, now a Washington law-tions were still in FBI files, date "10-10-63." were still in FBI files, date "10-10-63." Hoover did not indicate to The today and could not be reached have special attention drawn to

The Justice Department on Tuesday declined a direct an-

electronic surveillance today, would have no comment on tion of Tolson's contention in his letter to Rowan. But earlier this Star: "I have never authorized installation of technical electron-had suggested in recent days ic devices without written authorized that during 1964, in the period discourate in every respect" in the period of the Attention of

given Hoover permission to Hoover and Kennedy, after the discuss the contents of secret ter came to a head Sunday when latter became a New York sena-documents of the King wiretap-Carl Rowan, a columnist for The tor, accused each other of being ping, replied simply, "no com-

no authority to wiretap Dr. crophones in investigations. However, the spokeman re-King's conversations. He quoted Evans figured in that contro-king's conversations. He quoted Evans figured in that contro-bad declined to authorize disformer Attorney General Ram versy when Kennedy made pubhad declined to authorize dissey Clark, who succeeded Katilic a February, 1966, letter to closures in court of the basic zenbach, as saying "the implication that people thought Dr. point that the use of hidden mix Such disclosures had been devined by defense lawyers in the saying was a security threat in that the use of hidden mix Such disclosures had been developed by defense lawyers in the saying was a security threat in the saying when the saying was a security threat in the saying when the saying was a security threat in the saying when the saying was a security threat in the saying when the saying was a security threat in the saying when the saying when the saying was a security threat in the saying the saying the saying when the saying when the saying when the saying when the saying was a security threat in the saying when the saying when the saying when the saying was a security threat in the saying when the saying when the saying was a security threat in the saying when the saying was a security threat in the saying was a security threat in the saying when the saying when the saying was a security threat in the saying when the saying when the saying was a security threat in the saying was a security threat the saying was a security threat in the saying was saying was saying was saying was a security threat in the saying was saying w King was a security threat is crophones was not Kennedy's re-manded by defense lawyers in outrageous." sponsibility but suggested he the Houston draft evasion hearsponsibility but suggested he the Houston draft evasion hear-The Rowan charges prompted may have directly approved the ing for former boxing champion Associate FBI Director Clyde A. use of wiretaps on phones. That Cassius Clay. It was during that Tolson to write to Rowan early letter said the FBI sent national hearing that the King wiretapwiretap requests to ping was officially revealed for the first time.

Routing Slip		•	
0-7 (A. y. 3-31-67)	(Copies	to Offices Checked)	
TO SAC,			
Albuny Albuquerque Anchorage Atlanta Baltimore Birmingham Boston Buffalo Butte Chicago Cincinnati Cleveland Columbia Dallas Denver Detroit El Paso Honolulu	Houston Indianapolis Jackson Jacksonville Kansas City Knoxville Las Vegas Little Rock Los Angeles Louisville Memphis Miami Milwaukee Minneapolis Mobile Newark New Haven New Orleans	Philadelphia Phoenix Pittsburgh Portland Richmond St. Louis Salt Lake City San Antonio San Diego San Francisco San Juan Savannah Seattle Springfield	Tampa Washington Field Quantico  TO LEGAT: Bern Bonn Buenos Aires Hong Kong London Manila Mexico, D.F. Ottawa Paris Rome Santo Domingo Tokyo
		.Date	9-09
RE:			
	Retention	For appropriate	
For information	optional	action .	Surep, by
		ion. If used in a future	report, conceal
dir sources,	] paraphrase cont	ents.	•
Enclosed are co	rrected pages from	m report of SA	
Remarks: FOI	your infor	mation and guid	ance.
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OPTIONAL FORM NO. 16 MAY 1962 EDITION GSA FPMR (41 CPR) 101-11.6

UNITED STATES GOVERNMENT

## Memorandum

TO

SAC. MEMPHIS (44-1987)

DATE:

6/20/69

SAC. CHICAGO (44-1114) (RUC)

SUBJECT:

Re Memphis airtel to Director dated 5/14/69.

Referenced airtel sets out information why it is not of any particular importance to establish whether or not JAMES EARL RAY stayed over night at Corinthy Mississippi, on April 2, 1968, and advised all offices to disregard leads set out in Jackson airtel dated May 7. 1969 unless specifically advised by the Bureau to cover same.

Inasmuch as no information has been received from Bureau regarding coverage of leads set out by Jackson, no further investigation is being conducted by Chicago and this case is being RUCed to the Office of Origin.

Memphis

JHW/amr (3)

SERIALIZED LEE FILED LEE



AIRTEL

5/2/69.

AIR MAIL

TO : DIRECTOR, FBI (44-38861)

FROM : SAC, BUTTE (173-2) (P)

SUBJECT: MURKIN

CR

00: Memphis

ReBusirtel to Butte, 4/23/69, and mysirtel,

Investigation has been conducted by the Butte Division to locate MORRIS R. McCARVER in the Idaho Falls, Idaho, area for the purpose of getting written permission from him to review his hospital records at Topeka State Hospital. Topeka. Kansas.

It was recently learned McCARVER is residing at the ROBERTS HOTEL, Roberts, Idaho. On 6/19/69, McCARVER was contacted and it was pointed out to him the Bureau desired to have his written consent to check his record at Topeka State Hospital. He stated at the time he would like to think this matter over and stated he could be contacted the following day. At the time of contact on 6/19/69, he was concerned as to whether or not the information he had furnished had been handled on a confidential basis and indicated he was still of the opinion if his identity was divulged his life might be in danger.

He seemed somewhat suspicious and unsure.

On 6/20/69, efforts were made to again contact

2 - Bureau (AM) (Reg.) 2 - Memphis (44-1987) (AM) (Reg.) 1 - Kansas City (AM) (Reg.) (Info)

2 - Butte BSP/lly

(7)

M

McCARVER for his written permission to check his record at the Topeka State Hospital; however, McCARVER did not show for this contact.

The Butte Division will continue to endeavor to get written consent from McCARVER to check the Topeka State Hospital records, Topeka, Kansas. If obtained, this written consent will be immediately sent to the Kansas City Division.

AIRTEL

TO: DIRECTOR, FBI (44-38861)

FROM: SAC, WFO (44-703) (P)

MURKING (00:ME)

LEONARD E. DOYLE, R-(PROB) (protect), who has furnished reliable information in the past, advised on 3/24/69, that Mrs. MARJORIE VLEN , an employee of UPO, Washington, D.C., telephone 659-1100, extension 345 and a resident of 1515 Ogden St., N.W., WDC. (Cromwell Apartments), telephone 291-6320, telephonically contacted the Southern Christian Leadership Conference (SCLC), WDC Office on 3/24/69. She reported that she had read in the paper in an article by <u>JACK ANDERSON</u> investigation of the assassination of Doctor about the FBI MARTIN LUTHER KING, and that she has a leak" concerning same. She told SCLC that she worked for Representative CRIDER, Ninth-Congressional District of Tennessee and that numerous amounts of mail had arrived at the Congressional Office while employed One particular post card she explained carght her attention and it was signed by a J. R. WILLARD 3454 Chelsea Ave., Memphis, Tennessee. She related that she recalled each week WILLARD would send a card to representative GRIDER's office. The contents would always be along the same theme, that is that "Negroes and Jews" were running the country, that LBJ was giving the country to the Communist, and that "we\_will be waiting for your next election". ULEN continued that when first receiving these cards, routine answers were sent in reply and then later cards received were thrown in the

3-Bureau 2-Memphis (44-1987) (RM) 2-WFO (1-170-735 Sub A) (DOYLE)

WHH: cmr

wastebasket. She stated that the card always had a sticker on front stating "Communism killed KENNEDY". ULEN related to SCLC that she is from Memphis, Tennessee, and said that she shecked the 1966 Memphis telephone directory and located a Willard Division Electrical Storage Battery Company and Memphis Automotive Plant listed for 3454 Chelsea Ave., Memphis, Tennessee. She continued that on the day after the KING assassination a WDC newspaper revealed a JOHN/WILLARD had signed in a register book in a rooming house where JAMES EARL RAY was staying and from where the fatal shot of KING was fired. Subsequently and during the trial of RAY she stated that she never again heard the name WILLARD mentioned. She continued that on or about 4/6/68, she telephonically contacted the FBI and related the above and that she was informed that the Attorney General RAMSEY CLARK would be notified. A day or two later she contacted the United States Attorney General's office telephonically and was told no information of that nature had been forwarded to the Attorney General. She told the SCLC that she had related the above matter to a Mr. BENTON. Director of UPO and BENTON intimicated there was no love lost between Doctor KING and the FBI. She implied that she thought that the FBI was covering the WILLARD aspect of the case for this reason. She said that she was going to contact JACK ANDERSON of the DREW PEARSON'S staff and give the information to him. The SCLC office informed her not to give the information to anyone at this time and if the SCLC pursued the matter it would not want the newspapers involved in the matter before SCLC could check it out. She agreed to this and SCLC told her it would contact her later. She advised that she would cooperate in any way possible and that she felt it was time she told SCLC about it. She continued that two weeks ago former representative GRIDER, now Legal Counsel, Carborendum Corporation, Niagara Falls, New York, was in WDC, and she had lunch with him. They discussed the matter of WILLARD again including the FBI's involvement and GRIDER stated something was "very funny" about the whole thing.

Indices of WFO contain no record of Mrs. MARJORIE ULEN or JAM R. WILLARD mentioned above.

Memphis requested to advise of any information regarding the above in order to facilitate handling by WFO and in maintaining contact with source.

For information, DOYLE is a paid staff member of the WDC SCLC office and was the recipient of the telephone call from Mrs. ULAN. He does not contemplate telling other SCLC officials about the matter. OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA FPMR (41 CFR) 101-11.6 UNITED STATES GOVERNMENT

# lemorandum

SAC, MEMPHIS (44-1987)

DATE: 6/30/69

SAC, WFO (44-703)

SUBJECT:

MURKIN (00:ME)

Re WFO letter to the Bureau 3/25/69, WFO letter to the Bureau, 5/23/69, and Memphis letter to WFO 6/12/69.

Enclosed to Memphis is two copies of referenced WFO letter to the Bureau 3/25/69.

Memphis advise of any additional action should be taken by WFO.

Memphis (Enc

JJC:bs

(3)

SEARCHED. SERIALIZEDELS FILED LLG

1969

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



CO 44-399 CAG: mms 1

The following investigation was conducted by SA CLARENCE A. GROOMS, JR. on May 22, 1969:

The Criss Cross Telephone Directory for Aiken, South Carolina, dated August, 1968, lists JON M. BECKNITH residing at 34 Cleason Drive, College Park Sub Division, Aiken, South Carolina.

Records of the Aiken Credit Bureau, Aiken, South Carolina, checked by WILLIAM C. BURESS, owner, disclosed JOE M. BECEWITH and wife MAXIME have been carried in file since 1957. His employment is shown as Patrol Captain, E. I. DuPont de Homours Company (DuPont), Savannah River Plant (SRP), Aiken, South Carolina. He has an excellent credit rating and no further pertinent information is noted.

Records of the Aiken, South Carolina, Police Department and the Aiken County Sheriff's Office, both Aiken, South Carolina, checked by Mrs. RUBY DUFFIE, secretary, and Deputy Sheriff MEMRY C. MIERS, respectively, disclosed so information identifiable with JOE N. RECEWITH or MAXINE BECKNITH.

ARTHUR M. TURBER, Chief, Personnel Security Branch, Atomic Energy Commission, SRP, made available records showing JOE MELSON RECKWITH, with present residence at 34 Clemson Drive, Aiken, South Carolina, has been employed by DuPout at the SRP since June 12, 1951, and is presently a Captain in the Patrol Division. He pertinent information is noted in the above record concerning RECKWITH.

On May 26, 1969, Mr. TURMER was recontacted and gaused a search to be made of leave records for JOE N. BECKVITH Whintained by E. I. DuPout de Nemours Company, SRP, and these records disclosed SECKWITH was working at the SRP during the period March 29, 1968, through April 3, 1968.

CO 44-299 MB 44-1987 MBM:cej 1

> RE: Er. and Ers. T. REDYRE 206 Vine Street Gaffney, South Carolina

The following investigation was conducted by SA JOHN F. McCORMACE:

### AT GAFFNEY, SOUTH CAROLINA

On June 5, 1969, Sheriff JULIAN WRIGHT, Cherokee County Sheriff's Office, advised that FRED RRDYKE, who resides at 296 Vine Street, Gaffney, with his wife, HILDA, is retired. He related that he is a very respected citizen of the community and is the father-in-law of South Carolina Circuit Judge WADE WRATHERFORD who also resides in Gaffney, South Carolina.

CO 44-299 ME 44-1967 MRM:cej 1

RE: SAN MITCHELL

Box 893

Charleston, South Carolina

On May 22, 1969, FRANCIS OLIVER, Credit Bureau of Greater Charleston, Charleston, South Carolina, advised SA WARDLAW E. SKINNER that he was unable to identify SAM MITCHELL, described above, from information in his files.

Additional investigation is being conducted to identify MITCHELL from his South Carolina license number and through his address, Post Office Box 893, Charleston, South Carolina.

ME 44-1987 CO 44-299 PCT:mhm:cej 1

The following individuals advised SA PAUL C. TIGUE, JR., that a check of their records failed to reveal any identifiable information with an EVERETT MARSDEN:

Sheriff L. W. Wallack Beaufort County Sheriff's Office Beaufort, South Carolina

JOHN LYNCH, Clerk, Police Department Beaufort, South Carolina.

CO 44-299 ME 44-1987 MM:cej 1

#### ADMINISTRATIVE:

RK: KARL G. KING

Route 3, Box 296

Sumter, South Carolina

On 6-8-69 REID JORDAN (protect identity), U. S. Post Office, Sunter, S. C., advised SA ROGERT D. GRIGER that KARL G. KING formerly rested a house in the Stateburg Section of Sunter County. He said KING has been overseas for approximately six months and he does not know whether KING is expected to return to Sunter.

44-1927-Seib-M-609
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CO 44-299 ME 44-1987 MBM:ce)

RE: Brs. E. H. YEAGER
2627 South Winston
Tulsa, Ohlahoma
South Carolina License Number #52279
Impala Chevrolet

On June 24, 1969, Mrs. MAE YOUNG, Car Registration Section, South Carolina Highway Department, Columbia, South Carolina, advised SA MULDROW B. MILLS that 1968 South Carolina License #32279 was issued on February 16, 1968, to E. H. YEAGER, 702 Edwards Road, Greenville, South Carolina, for a 1965 Chevrolet, two door.

It is to be noted that captioned address indicated above person resided in Tulsa, Oklahoma in April, 1969; therefore no investigation is being conducted at Greenville, South Carolina.

Herb W

CO 44-299 ME 44-1987 MBM:cej 1

RE: MARL G. KING
Route 3, Box 296
Sumter, South Carolina

The following investigation was conducted by SA ROBERT D. GEIGER:

On June 2, 1969, the following persons advised their records did not contain any information identifiable with KARL G. KING:

DON KALAS, Clerk, Sunter County Sheriff's Office Patrolman RAY ISGETT, Police Department.

On June 2, 1969, Mrs. LOUISE HENRY, Clerk, Suster Credit Bureau, furnished the following information concerning KARL G. KING:

A report dated December 4, 1967, shows KING as a captain in the Air Force, attached to the Ninth Air Rescue Squadron, residing with his wife, ANNE, at Houte 3, Box 297-4, Suster. His occupation was listed as pilot and his age at that time was 31. He had spent twelve years in the Air Force. His permanent address was listed as care of General Delivery, Niangua, Missouri.

He-1987-Sub-M-611
He-En dy

CO 44-299 ME 44-1987 MBM:cej 1

RE: L. E. PRICE

Route 2

Greenville, South Carolina Ohio License Number 177190

The following investigation was conducted by SA JACK C. WARD, at Greenville, South Carolina, on June 24, 1969:

A check of the Current City and Telephone Directories for Greenville disclosed no information regarding above-named individual.

WILLIAM W. TAYLOR, JR., Manager, Credit Bureau of Greenville, and Mrs. CAMILLA GROSSI, Clerical Employee, Greenville County Sheriff's Office, advised that they have no record regarding above-named individual.

14-1987-Sub-M-612 162 1838 Hirl- All CO 44-299 ME 44-1987 MEM: Cej 1

#### ADMINISTRATIVE:

RE: L. E. PRICE

Route 2

Greenville, South Carolina

The following investigation was conducted by SA JACK C. WARD, at Greenville, S. C.:

On 6-24-69 Mrs. SYBIL WILSON, Secretary to the Superintendent of Malls, Greenville, after reviewing her route books, advised she had no information concerning above-named individual.

Correction 1/14/69 (1) 1/3/69

44-1987-Sub 10-613 Herle Jus

#### FEDERAL BUREAU OF INVESTIGATION

1	6/9/69

Mr. FRED REDYKE, 206 Vine Street, advised that sometime around March, 1968, he and his wife traveled through the state of Mississippi en route on vacation to Las Vegas, Nevada. He related that he recalled vaguely stopping off overnight at a motel in some small city in Mississippi.

He commented that in view of the fact that the trip was a vacation and since he is retired, he and his wife took their time crossing the country and, therefore, he is vague as to where they stopped during the nights.

		SEARCHED	44-1987-Sub-M-64
On	6/5/69 of <b>Gaffney, S.</b>	Carried Co. Lillian Ellion Co.	bia 44-299
by	SA JOHN F. McCORMACK/bmk	Leurs poolities	6/5/69
	ocument contains neither recommendations nor conclu	sions of the FBI. It is the property of the FBI	and is loaned to your agency:

it and its contents are not to be distributed outside your agency.

#### FEDERAL BUREAU OF INVESTIGATION

<b>4</b> (1)		- 1- 1
		6/3/69
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JOE NELSON BECKWITH was interviewed at his residence, 34 Clemson Drive, Aiken, South Carolina. BECKWITH's wife, MAXINE BECKWITH, was present during the interview.

BECKWITH advised his wife's parents reside at Chelsa, Oklahoma, and that his parents reside at Nowata, Oklahoma, and that he, his wife and two sons in the past have stayed at the Southern Motel, Highway 72 West, Corinth, Mississippi, during their travel from Aiken, South Carolina, to the above noted cities.

Mr. BECKWITH, with the concurrence of his wife, stated he is positive he nor his family were traveling to Oklahoma during the period March 29, 1968, through April 3, 1968, and therefore could not have been registered at the Southern Motel during this period of time. He noted his children would have been in school and he would recall traveling with them at this period of time or leaving them at home.

Mr. BECKWITH further stated there are no members of his family having the same first and middle names as he does who may have utilized his address, and that he had no loss of any credit cards or other identification which some other individual may be utilizing.

In conclusion, Mr. BECKWITH pointed out that neither he nor his family has ever stayed at the Southern Motel for more than one night, and that the only time he can recall staying at this motel during 1968 was during the Christmas holidays.

#### FEDERAL BUREAU OF INVESTIGATION

<u>1</u>	6-3-69
	Data

Mrs. STANLEY BOND, Beaufort Credit Bureau, advised that her records indicate EVERETT MARSDEN, Post Office Box 555, Port Royal, South Carolina, is retired from the United States Navy and presently employed at the Ribaut Pharmacy. She said his credit has been excellent and she believes he worked for Sears Roebuck in Beaufort previously. Mrs. BOND also advised that he has a daughter (name unknown) who is a nurse at the United States Naval Hospital, Beaufort.

On_	5-27-69	_ot_Beau	fort, S. C.	File#	Columbi	a 44-299
	SA PAUL C.	TIGUE,	JR.:mhm:cej	el me	Memphis	44-1987 - Sub - M-6/6 5-27-69
by			- S. W. L. C. W. J. U. Y. L. C. W. L. W. L. C. W. L. W. L. C. W. L	<del>ලි 1</del> ුල <b>ි</b> Date d	ctated	
This	document contains ne	ither recommen	dations nor conclusions of the F	Bl. It is the property	of the FBI and is	loaned to your agency:

## F B I

Date: 6-30-69

ınsmi	it the following i	(Type in plaintext or code)	
	AIRTEL	1 1) pe in praimeza di code,	
·	<u> </u>	(Priority)	
	то:	SAC, MEMPHIS (44-1987)	
	FROM:	SAC, COLUMBIA (44-299) (P)	
	SUBJECT:	MURKIN	
		ReMEairtel to Bureau, 5-14-69.	
		Enclosed are items as follows:	
	conducted	(1) Nine copies of an insert showing investigation by SA CLARENCE A. GROOMS, JR., on 5-22-69.	l
	JOE BECKW	(2) Nine copies of FD-302 showing interview with ITH, 5-26-69, at Aiken, S. C.	
		(3) Nine copies of FD-302 re investigation 5-27-69 rt, S. C., by SA PAUL C. TIGUE, JR., concerning ARSDEN of Port Royal, S. C.	)
	EVERETT M	(3a) Nine copies of insert re arrest check on ARSDEN.	
	at Charle ton, S. C	(4) Nine copies of an insert showing investigation ston, S. C., concerning SAM MITCHELL, Box 893, Charl	
	at Gaffne	(5) Nine copies of an insert concerning investigat y, S. C., concerning Mr. and Mrs. T. REDYHE.	ion
	on 6-5-69 Street.	(6) Nine copies of an FD-302 reflecting interview at Gaffney, S. C., with Mr. FRED REDYKE, 206 Vine	
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		De Me was they war	
	P)	columbia	
A	pproved:	SentM Per ecial Agent in Charge	

- (7) Nine copies of an insert reflecting investigation at Greenville, S. C., re L. E. PRICE, Route 2.
- (8) Nine copies of insert containing administrative data re L. E. PRICE, Route 2.
- (9) Nine copies of insert re investigation at Columbia re Mrs. E. H. YEAGER, Tulsa, Oklahoma, S. C. License #E52279.
- (10) Nine copies of insert reflecting investigation at Sumter, S. C., re KARL G. KING.
- (11) Nine copies of an administrative insert re KARL G. KING, Sumter, S. C.

For the information of Memphis, Page 22, of FD-302, 4-14-69 by SA JOHN S. CASTLES at Coorenth, Miss, with DON M. STRICKLAND, Manager, Holiday Inn, last name on page is Mrs. E. H. YEAGER of Tulsa, Oklahoma; S. C. License E52279. It is noted 1969 S. C. license, as reflected in enclosures, is now listed to HERBERT W. POWELL, Route 2, Belton, S. C.; however, no investigation is being conducted concerning this individual.

For information of Memphis, FD-302, 4-15-69, at Corenth, Miss., of FRANCIS C. HONAN, Page 3, lists SAM MITCHELL, Box 893, Charleston, S. C., S. C. License 40868.

For information of Memphis, all South Carolina vehicle license numbers have an alphabetical prefix without which it is impossible to determine to whom it was issued.

For the information of Memphis, indices of the Columbia Office contain no information re motel registrants with S. C. addresses or S. C. license tags.

CO 44-299

#### LEADS:

#### COLUMBIA:

## AT COLUMBIA, S. C.

Will contact MVD re License #40868 for 1968 with various alphabetical prefixes and attempt to obtain home address for SAM MITCHELL, Box 893, Charleston, S. C.

#### AT CHARLESTON, S. C.

Will, through Post Office, attempt to obtain address of SAM MITCHELL, P. O. Box 893, and attempt to identify this individual hoping to establish whether he may have accompanied or been in contact with JAMES EARL RAY during March or April, 1968, making absolutely no indicateon that this investigation has any connection with the case involving JAMES EARL RAY or the assassination of Dr. KING.

SAC, Butte (173-2)

7-2-69

Director, FBI (44-38861)

MURKIN

ReBTsirtels 5-2-69 and 6-24-69.

Sulhw metting forth pertinent information in both mirtels appropriately covering identity of McCarper and make no further efforts to obtain his permission to review his hospital records other than insuring that he is on notice that your office will await his decision if he desires to contact your office at a later date.

Butte close your case.

1 - Memphis (Info) (44-1987)

SEARCHED\_\_INDEXED\_ SERIALIZED LOC\_FILED\_LOC\_ JUL 3 1969 FBI\_MEMPHIS CO 44-299 ME 44-1987 MBM:1mb

#### ADMINISTRATIVE:

RE: SAM MITCHELL

Box 893

Charleston, S. C.

On June 24, 1969, HAROLD LAWRIMORE, General Delivery Window, United States Post Office, Charleston, South Carolina (protect identity), advised SA WARDLAW E. SKINNER that Post Office Box 893 is listed to Sellers Transfer Company, 6 Hasell Street, Charleston, South Carolina.

CO 44-299 ME 44-1987 MBM: 1mb

RE: SAN MITCHELL

Box 893

Charleston, 8. C.

The following investigation was conducted by SA WARDLAW E. SKINNER:

FRANCIS OLIVER, Credit Bureau of Greater Charleston, South Carolina, advised on June 24, 1969, that his records indicate that SAMUEL A. MITCHELL and his wife, ROBERTA, Route 3, Box 289, Johns Island, South Carolina, has been listed in the files of his bureau since 1939.

The records indicate that MITCHELL has been employed by SELLERS Transfer Company, Charleston, South Carolina, as an over the road household goods truck driver since 1957. He was previously employed by McAlister Transfer Company, Charleston, South Carolina. He has a satisfactory credit rating and no unfavorable information concerning him appears in the record.

Since MITCHELL is employed as a truck driver of household goods and would have ample reason to travel extensively, no additional investigation is being conducted regarding him.

OPTIONAL FORM NO. 10
MAY 1982 EDITION
GSA FFMR (41 CFR) 101-11.6
UNITED STATES GOVERNMENT

## Memorandum

TO

SAC, MEMPHIS (44-1987)

DATE: 7/3/69

FROM (II)

SAC, COLUMBIA (44-299) RUC

SUBJECT:

MURKIN

Re CO airtel to Memphis, 6/30/69.

Enclosed for Memphis are nine copies each of an insert re investigation to identify SAM MITCHELL P. O. Box 893, Charleston, S. C. and an administrative insert re this individual.

For the information of Memphis, an insert re MITCHELL was previously submitted with reairtel but his identity had not been established at that time.

Memphis will note that no further investigation is being conducted concerning S. C. license number 40868, which was reportedly on the vehicle which was being driven by SAM MITCHELL who stayed at Phillips Motel, Corinth, Miss., during March - April, 1968 since Mitchell has been identified.

2-Memphis (Enc.18)
1-Columbia

MBM:1mb (3)

144-1987-Sub-M-621 1AACHED INDEXED ILL

JUL 1983



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

## FBI

Date: 7/5/69

		Date: 7/3/09
Transmit th	e following in	
	AIRTEL	(Type in plaintext or code) A IRMA IL
Via		
,		
	TO:	SAC, MEMPHIS (44-1987)
	FROM:	SAC, BIRMINGHAM (44-1740) (P)
	SUBJECT:	MIDELN
	DUDUECI.	HOWLIN
i		Reurairtel, 6/20/69.
		The .243 caliber Remington Rifle and ten boxes
		ition were on 7/3/69 delivered to Mssrs. DONALD
		and ROBERT E. WOOD, Aeromarine, Eastwood Mall, am, and receipt obtained. Request made by them
	that the	original and yellow copy of the invoice covering the rifle to subject as HARVEY COWMEYER be obtained
	and retu	rned to them. In view of their past cooperation,
		quested that the District Attorney General at be contacted.
	atcmp1120	
		44-1987-Sect-m-62
		1 1 le le
	2- Memp	his A'ABP
	2 - Birm	ningham 1 1 (out 1)
	HAS:jam (4)	2 1/9 - July
		ohis singham  No July 149  Hester all
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Appro	<b>#</b> :	SentM Per Lial Agent in Charge
	•	$I_{*}$

SAC, BIRMINGHAM (44-1740)

SAC, MEMPHIS (44-1987) (P)

7/9/69

MURK IN

Re Birmingham airtel 7/5/69, regarding request made by owners of Aeromarine, Birmingham, that we return to them copies of the invoice reflecting the sale of a .243 caliber Remington rifle to the subject as HARVEY LOWMEYER.

On 7/9/69, this was discussed with Mr. JOHN CARLYLE of the District Attorney's Office. He stated that Attorney J. CLYDE MASON, who is now handling this case, is presently out of town, and this matter will be discussed with Mr. MASON when he returns. Mr. CARLYLE said he feels certain that Mr. MASON will not wish to give up possession of this invoice until such time as JAMES EARL RAY has exhausted all his rights of appeal. In the event Mr. MASON is willing to return this invoice, he will be requested to return it directly to Aeromarine at Birmingham.

2 - Birmingham 2 - Memphis

JCH: jap

Jap

llis

les

AIRTEL

TO : DIRECTOR, FBI (44-78861)

FROM: SAC, MEMPHIS (44-1987) (P)

SUBJECT: MURKIN

Re Bureau Airtel to Memphis, 7/9/69.

On 7/10/69, Executive Assistant District Attorney General LLOYD A. RHODES, Memphis, Tenn., advised that the matter presently pending before the Tennessee Court of Criminal Appeals is a Writ of Certiorari. If the ruling on this Writ is favorable to the subject, RAY, it means simply that the Court of Criminal Appeals will look into this case, following which they may or may not grant him a trial. If they do not rule favorably to RAY, it is expected that RAY will file a Writ of Habeas Corpus seeking consideration under the Post-Conviction Act. It would then be possible under this Act for RAY to receive a trial in the Shelby County Criminal Court.

If RAY is denied relief under the Post-Conviction Act, it is anticipated that he will then file a Writ of Habeas Corpus in the U. S. District Court, presumably for the Western District of Tennessee, in which he would undoubtedly allege he had been denied due process. It is within the power of the U. S. District Court to order that RAY be granted a trial in Shelby County Criminal Court. If the District Court does not so order, RAY would then have the right of appeal to the U. S. Court of Appeals for the Fifth Circuit and thereafter to the U. S. Supreme Court.

Mr. RHODES stated he does not see an end to the possible appears of JAMES EARL RAY within the next several years.

A. M. S. p. Bureau
A. M. S. p. Hemphis
Spec. D. JCH: ME
Reg. Mail (3)

Selfistered.....

lkh

us ....

SAC, Memphis (44-1987) P

MURKIN

But - B-463

Re WFO letter to Director 3.25-69, reporting a conversation between Mrs. MARJORIE ULEN, an employee of UPO, Washington, D. C., and LEONARD E. DOYLE, R (PROB), who, in addition to being an informant, is also a paid staff member of the Washington SCIC Office. Mrs. ULEN felt there was some connection between one J. R. WILLARD of Memphis, Tennessee, who was a frequent correspondent of former U. S. Representative GEORGE GRIDER, 9th Congressional District of Tennessee, and the fact that the subject RAY used the name WILLARD when he registered in a rooming house at Memphis, Tennessee, on the day he murdered KING.

Investigation has not disclosed any reason for the subject's using the name WILLARD, nor is he known to have used it except in this one instance.

There is no reason to believe that Mrs. ULEN's information is of any consequence or that it deserves any further action. Accordingly, it is suggested that WFO take no further action concerning this information.

2 Bureau VFO 1 Memphis

JCH:BN (4)

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44-1987-Sub-M-625

LEUS

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### FΒΙ

	wing in		(Type in plaintext or code)			
AIRTE	L					
				(Priority)		
TO:	SAC, I	Memphis	(44-1987)			
FROM:	Direct	tor, FBI	(44-78861)	PERSONAL ATTENTION		
MURKI	N					
	•,					
	Ιt	is noted	i that on 3-10	-69, James Earl Ray		
enter	ed a plo	ea of gui	ilty to charge	s of murder in state		
court	, Memph:	is, Tenne	essee, and rec	eived a sentence of 99		
years	. Atto	rneys for	Ray then fil	ed a motion for a new		
trial motio		5-26-69	, the state co	urt judge denied this		
MOTIC	ш•					
	Re	cent news	s accounts sta	te that Chief Judge		
	A. Walk	er of the	e Tennessee Co	urt of Criminal Appeals,		
Covin	gton, To	ennessee,	, granted a pe	tition submitted to him		
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				on and the Appeals Court, whether it should		
w-i 1 1	WILL ON					
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### FEDERAL BUREAU OF INVESTIGATION

July 9, 1969

1

DOUGLAS RALPH McEWEN, also known as TOM McEWEN, Inmate, Wayne County Jail, Richmond, Indiana, at his request was interviewed at Richmond, Indiana. McEWEN was furnished with a Warning and Waiver Form which he refused to execute. but stated that he desired to volunteer the following information:

He stated that he had been incarcerated at the Sheriff's Office Jail, Oxford, Mississippi, for sixteen months having been fighting an order of extradition since he did not desire to be returned to Richmond, Indiana, to face charges of armed robbery pending against him at Richmond, Indiana.

He stated that while incarcerated at Oxford, Mississippi, for a period of sixteen months he had become acquainted with one HUGH POLK of Vance, Mississippi, who is now at Atlanta, Georgia, in the Federal Prision doing fifteen years for either bank or post office burglary.

McEWEN stated that POLK had informed him that the murder of MARTIN LUTHER KING was not what it appeared to be. He advised McEWEN that on one occasion he had been approached to kill MARTIN LUTHER KING but had refused to do so. individuals that had approached POLK were known only to McEWEN as a group of businessmen.

McEWEN stated that KING was also supposed to have been shot in the State of Mississippi. He advised further that JAMES EARL RAY did not actually kill MARTIN LUTHER KING, but the individual who did presently resides in Mississippi,

> INDEXED LOG HALIZED CLASSIED

<sub>On</sub> 7/1/69

Richmond, Indiana

File # IP 88-7718

SA Donald H. Kidd/lkz

7/2/69

Date dictated\_

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

44-1987-Sub-M-627

IP 88-7718 2

McEWEN also advised that POLK informed him that on one occasion he had burglarized a bank in Mississippi and obtained \$9,000. The bank which allegedly is located in a small Mississippi town was entered by breaking through a window.

McEWEN also stated that POLK had informed him that he knew how to utilize a burning bar.

PTIONAL FORM NO. 10 5010-107-02
IAY 19EN. REG. NO. 27

UNITED STATES GOVERNMENT

### Memorandum

то

SAC, MEMPHIS

DATE: 7/9/69

FRØM :

SAC. INDIANAPOLIS(88-7718)

(3) (3) ()

SUBJECT:

DOUGLAS RALPH McEWEN; aka;

UFAP - ARMED ROBBERY

Relphoetwar

OO: INDIANAPOLIS

Re Jackson letter to Indianapolis, dated 3/24/69.

Enclosed for Memphis and Jackson for information purposes only is one copy of an FD 302 reflecting an interview with DOUGLAS RALPH McEWEN.

The foregoing FD 302 is being furnished to the Jackson Division because of the information dealing with possible information re a bank burglary in the Jackson Division.

1 - Memphis (Encl. 1)

1 - Jackson (Encl. 1) (26-4348)

1 - Indianapolis

DHK/lkz

44-1987-Sub-M-628 SERIALIZED LLES FILENCE

FBI-MENNIHIS

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

FBI KNOXVLE

7-15-69 URGENT BPW

TO DIRECTOR (44-38861) AND MEMPHIS (44-1987)

FROM KNOXVILLE (44-696)

MURKIN.

A PETITION FOR CERTIORARI IN CASE OF STATE OF TENN.

VS. JAMES EARL RAY FILED IN COURT OF CRIMINAL APPEALS AT KNOXVILLE, TENN., JULY NINE LAST. PETITION HEARD BEFORE COURT AT KNOXVILLE TODAY AND PETITION FOR CERTIORARI DENIED AS NOT WELL TAKEN. COPIES OF PETITIONS ALD ORDER BEING FORWARDED.

END

MJD

FBI MEMPHIS

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H4-1987-Sub-M-629

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CHICHED 1909

FISH WILLIAM SHIPMIS

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FΒΙ

	Date: 7-17-69				
t the follow.	n				
AIRTEL					
	(Priority)				
To:	SAC, Memphis				
From:	Director, FBI				
MURKIN					
MOHELIN					
were t	Reurlet 6-19-69, sending check to Bureau covering ree twenty dollar bills retained as evidence which bil o be deposited in Memphis Confidential fund since ing to your letter they are no longer of evidentiary				
	You should furnish specific basis for such deter- on and take no action regarding these bills unless ically instructed to do so by the Bureau.				
	a Carola a a				
	44-1987-Sub-				
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DIRECTOR, FBI (44-38861)

SAC, ATLANTA (44-2386) (P)

MURKIN

Re Dallas airted to Bureau, 3/19/69.

Enclosed herewith for Mobile is one copy of LHM dated 3/11/69, at Atlanta; one copy of LHM dated 3/19/69, at Dallas, both captioned "Anonymous Accusation /Alleging Participation of Raymond Polacco in Assassination of Martin Luther King, Jr.": and one copy of Dallas airtel to Bureau, 3/19/69.

Numerous efforts have been made to contact Mr. or Mrs. ALFRED CALALAY, 4550 Ridgecrest Drive, Forest Park, Georgia. Mrs. CALALAY was located at that address 5/14/69, and advised that Mr. and Mrs. RAYMOND POLACCO formerly lived diagonally across the atreet from him. They moved about 2 months ago and left a forwarding address of 1004 21st Street, Phenix City, Ala. He said that is the residence of Mrs. POLACCO's parents, Mr. and Mrs. (FNU) JENKINS.

The current Atlanta telephone directory reflects telephone number 404-361-7297, is listed to ALFRED CALALAY, 4550 Ridgecrest Drive, Forest Park, Ga.

Mr. CALALAY advised POLACCO was a continuous nuisance to them and frequently used their telephone. He believed he recalled POLACCO one time called or talked with a Mr. GRIFFIN in Texas.

### LEADS

#### MOBILE

### AT PHENIX CITY, ALABAMA

44-1987-Sub-1-630 Contact RAYMOND POLACCO, 1004 21st St., to determine if he has any knowledge of the assassination of MARTIN LUTHER KING. JR., and resolve the allegations made in the anonymous letter apparently written by JOHNNIE ERNEST GRIFFIN.

2-Bureau 2-Mobile (Enc. 2-Atlanta ORH: mah (6)

SERIALIZEDELLA FILED ALL 411 1 9 1959 MEMPHIS

A IRTEL

TO: DIRECTOR, FBI (44-38861)

FROM: SAC. MEMPHIS (44-1987) (P)

SUBJECT: MURKIN

Re Bureau airtel 7/17/69, concerning the three (3) twenty dollar bills which were obtained from Mrs. BESSIE BREWER, the operator of the rooming house where JAMES EARL RAY rented a room at Memphis, Tenn., on the day of the killing.

It was Mrs. BREWER's recollection that RAY paid for his room with a \$20.00 bill. When BREWER was interviewed several hours after the murder, she had three such bills in her possession. She believed that one of these had been given her by RAY, but she had absolutely no way of knowing which bill he had given her.

The three (3) twenty dollar bills obtained from Mrs. BREWER were submitted to the FBI Identification Division where an examination disclosed no latent fingerprints identifiable with RAY. It cannot be said with any certainty that RAY was ever in possession of any one of these bills. It is entirely possible that BREWER was wrong in her recollection of the manner in which RAY paid for the room, and it is also possible that in the hours between the time she rented the room and her interview with the FBI Agents, she may have disposed of the bill given to her by RAY.

This case was prepared for trial by Executive Assistant District Attorney ROBERT DWYER, now a Judge on the Tennessee Airte Court of Appeals, who has advised that since he could not prove any link between RAY and these bills, these bills fail to have Telet The evidentiary value. District Attorney General PHIL CANALE and I concur with Mr. DWYER. Attorney General CANALE has

A.M. 2 - Bureau			44-1987-Sub-M-631
A.M. Signature Memphis	O		
Spec. 631.	9~	S. A. Sand	Uh
Reg. Mail	*		
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### ME 44-1987

indicated that he has no further use for these bills, and I recommend that they be disposed of in accordance with my previous suggestion.

The Bureau's attention is called to the fact that other, better evidence is available to connect RAY with the scene of this crime.

OPTIONAL FORM NO. 10
MAY 1982 EDITION
GSA FPMR (41 CFR) 101-11.6
UNITED STATES GOVERNMENT

## Memorandum

TO: SAC, MEMPHIS (44-1987)

DATE: 7/24/69

FRON

SAC, SPRINGFIELD (44-561) (RUC)

SUBJECT: MURKIN

In view of the fact there is no investigation outstanding regarding this matter in the Springfield Division, Springfield file is being RUC'd.

2-Memphis (44-1987) 1-Springfield (44-561) WR:lmh (3)



Herry W

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



### UNITED STATES DEPARTMENT OF JUSTICE

### FEDERAL BUREAU OF INVESTIGATION

Butte, Montana July 24, 1969

MURDER OF DR. MARTIN LUTHER KING

On April 14, 1969, Mr. VIRGIL CROW, Chief of Medical Records, Topeka State Hospital, Topeka, Kansas, advised that his records reflect that MORRIS R. McCARVER was voluntarily committed as a patient on April 8, 1968. Mr. McCARVER listed his residence at Harvey County, Kansas. McCARVER went AWOL from that hospital and was discharged from the hospital as AWOL on June 1, 1963. Mr. CROW stated that the hospital regulations prohibited giving out further information without written consent of the patient.

On June 19, 1963, MORRIS R. McCARVER was contacted in Roberts, Idaho, and request was made for his written consent to check his record at Topeka State Hospital, Topeka, Kansas. He stated he would like to think this matter over and never did furnish written consent to make this check.

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

SERIALIZED SUL THED LED

. FBI — MEMPHIS

- 1\* -

AIRTEL

A IRMA IL

TO:

DIRECTOR, FBI (44-38861)

FROM:

SAC. BUTTE (173-2) (P)

SUBJECT: MURKIN

CR

00: Memphis

ReBulet, 7/2/69.

Enclosed for the Bureau are four copies of LHM. which is self-explanatory.

Enclosed for Memphis are two copies of this LHM.

MORRIS R. McCARVER was determined to be residing at the present time in Mud Lake, Idaho, and he will be contacted in the immediate future and advised that the FBI will await his decision to review his hospital records at Topeka State Hospital, Topeka, Kansas, and that if he decides to give his consent to have the Bureau check these records, he should contact the FBI Office at Idaho Falls. Idaho. As soon as he is contacted and advised of this fact, the Butte Division will close its case administratively.

2 - Bureau (Enc.4)(AM)(Reg.)

2- Memphis (44-1387) (Enc. 2) ((AM) (Reg.) m

I - Kansas City (Info)(AM)(Reg.)

2 - Butte BSP/sdj

(7)

# TO THE JUSTICES OF THE TENNESSEE COURT OF CRIMINAL APPEALS HOLDING COURT AT KNOXVILLE

JAMES EARL RAY

vs.

STATE OF TENNESSEE

JUL - 9 1969
JOHN A. PARKER, Clerk
By\_\_\_\_\_

### ANCILLARY

### PETITION FOR CERTIORARI

The merits of this appeal involve matters which have previously been addressed to the Honorable Arthur C. Faquin,
Judge by interchange of the Criminal Court of Shelby County
Tennessee, Division III.

Your petitioner urges that Justice Faquin was in error in refusing to either grant or even acknowledge the existence of a motion for a new trial when asked for and for denying your petitioner all rights of appeal from his findings.

More specifically, your petitioner would point out to the Court that the petitioner, James Earl Ray, was charged with the murder of Dr. Martin Luther King, said murder being in the first degree. The trial on this matter was had upon March 10, 1969, in which a jury was empaneled; and the jury apparently approved a 99 year sentence (which, it is claimed, was agreed upon). However, on March 31, 1969, Judge Battle died.

On March 13 and March 26, the petitioner James Earl Ray, wrote Judge Battle requesting an appeal. Upon May 26, a hearing was had upon a motion for a new trial and the State's Motion To Strike. The State urged that petitioner's motion should be entitled "Motion For a New Trial" for, as the State claims, there was never a trial in the first place; and without a trial, there could be no motion for a new one, or an appeal from one. The

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