

UNITED STATES GOVERNMENT

Memorandum

TO : ACTING DIRECTOR, FBI (62-587)

DATE: 10/16/72

FROM : SAC, LOS ANGELES (56-156) (C)

SUBJECT: KENSALT

Enclosed for the Bureau are five copies of a letterhead memorandum (LHM) captioned "SIRHAN BISHARA SIRHAN".

SIRHAN's appeal was argued before the California State Supreme Court on April 7, 1972, and on June 20, 1972, this court upheld the verdict of the Los Angeles Superior Court in the conviction of SIRHAN.

This ruling by the California Supreme Court was modified on July 26, 1972, concerning the right of SIRHAN to raise the question of alleged discrimination in the selection of his jury. The California Supreme Court ruled that SIRHAN did not have the retroactive right to raise this question.

This case is considered closed by the office of the State Attorney General which office handled the appeal in this matter.

As no further investigation remains outstanding in Los Angeles, this case will be considered closed.

ST-101

REC-70

62-587-1288

OCT 24 1972

- 2 - Bureau (Encl. 5)
- 1 - Los Angeles

ENCLOSURE

AOR/les
(3)

D. J. BARRIVE
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1972



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Los Angeles, California

October 16, 1972

In Reply, Please Refer to
File No.

SIRHAN BISHARA SIRHAN

The appeal of Sirhan Bishara Sirhan was argued before the California Supreme Court on April 7, 1972, by Los Angeles attorney Luke Mc Kissack who has been handling the appeal of Sirhan. Mc Kissack argued to reduce the first degree murder conviction of Sirhan to second degree murder or manslaughter. Mc Kissack argued the motion for mistrial based on illegal search and seizure and diminished capacity.

The life of Sirhan was already saved by the California Supreme Court's ruling of February 18, 1972, abolishing California's death penalty.

Deputy Attorney General Ronald George argued that the police did not have time to secure a search warrant in connection with the obtaining of Sirhan's notebook from the family residence in Pasadena, California.

Deputy Attorney General Howard Schwab advised that on June 20, 1972, the California Supreme Court upheld the conviction of Sirhan by the Los Angeles Superior Court. Further Schwab advised that the California Supreme Court modified their ruling in July 26, 1972, by stating that Sirhan's right to raise the question of alleged discrimination in the selection of his jury was not retroactive.

Schwab advised that the office of the State Attorney General considered this case closed.

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 nor duplicated within your agency.

- 1* -

62-587-1288

ENCLOSURE

F B I

Date: 11/13/72

Transmit the following in _____
(Type in plaintext or code)

Via AIRTEL AIR MAIL
(Priority)

hcr
TO: ACTING DIRECTOR, FBI (62-587)
FROM: SAC, LOS ANGELES (56-156)(C)
SUBJECT: KENSALT

Re Los Angeles letter to the Bureau, dated 10/16/72.

News articles appearing in the Los Angeles press, date-lined Washington relate that SIRHAN BISHARA SIRHAN appealed his case to the United States Supreme Court to review his conviction of murdering ROBERT F. KENNEDY.

SIRHAN's appeal was prepared by two Los Angeles attorneys, ROGER S. HANSON and GEORGE R. MILAMN. Neither attorney is known to have had any previous connection with this case.

According to the press articles these attorneys claim that the California appellate judges strained the laws of search and seizure to uphold the conviction due to the political importance of KENNEDY. Previous appeals to the California courts complained about the search of SIRHAN's mother's home, where SIRHAN's notebook was found.

Any information coming to the attention of the Los Angeles Office concerning this appeal will be furnished to the Bureau.

ST-102

REC-77

62-587-1289

7 NOV 16 1972

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② - Bureau
1 - Los Angeles
AOR/sam

(3) 51 NOV 27 1972 7440

RECEIVED
GENERAL INVESTIGATIVE
DIVISION

W.A. [unclear]
[unclear]
[unclear]

Approved: _____ Sent _____ M Per _____

Special Agent in Charge

UNITED STATES GOVERNMENT

Memorandum

TO : ACTING DIRECTOR, FBI (62-587)

DATE: 3/28/73

FROM : SAC, LOS ANGELES (56-156) (C)

SUBJECT: KENSALT

Boyer

Enclosed for the Bureau are five copies of a letterhead memorandum (LHM) captioned "THEODORE CHARACH."

The enclosed memorandum concerns a film produced by CHARACH and one GERALD ALCAN entitled "Who Shot BOBBY KENNEDY?". This film was reviewed at the Los Angeles Office of the FBI by Supervisor WILLIAM JOHN NOLAN, Special Agent AMEDEE O. RICHARDS, JR., and Los Angeles District Attorney Investigator Captain CLAYTON R. ANDERSON.

Calif

Information concerning the production of this film and a copy of the film which was viewed at the office was furnished by LA 7512-PCI.

The film purports to show through interview of alleged key witnesses that SIRHAN BISHARA SIRHAN did not fire the bullets that caused the death of Senator ROBERT F. KENNEDY. CHARACH acknowledges the presence of SIRHAN and does not dispute that SIRHAN was firing a weapon but seeks to show that these were not the fatal bullets.

CHARACH starts with this conclusion and twists and distorts the facts to substantiate his point of view. In the course of the film, CHARACH interviews KARL UECKER, maitre d' at the Ambassador Hotel who led KENNEDY through the pantry area and grappled with SIRHAN. He also interviews a DONALD SCHULMAN, a KNXT employee who allegedly saw a security guard fire his gun. A third point of the film is testimony by WILLIAM W. HARPER, a ballistics expert who attempts to cast doubt on the authenticity of the ballistics evidence furnished by the Los Angeles Police Department (LAPD).

9

- 2 - Bureau (Encl. 5)
- 1 - Los Angeles

1-D

ENCLOSURE (RM)

REC-106 only

REC-13

62-587-1290

APR 5 1973

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(3)

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SEE REVERSE SIDE FOR ADD. DISSEMINATION

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Full Hnts Secret Service 2
RAO (RM)
JS/94-12-3

FIVE

SIX-ARREST

APR 1973



APR 18 1973

Photo-Eval

RECEIVED
GENERAL INVESTIGATIVE
DIVISION

REC'D
CONGRESS-PRESS
SERVICES

CC TO: *SS-ID*
REQ. REC'D *3-6-74*
MAR 20 1979
ANS. BY: *JB PAJ*

MAR 5 10 PM '79

APR 12 4 47 PM 1973

U.S. DEPT. OF JUSTICE

LA 56-156

A review of the investigation conducted by both the FBI and the LAPD and the testimony furnished at the trial of SIRHAN are a complete variance with the alleged facts opened by CHARACH.

As no further investigation remains outstanding, this case will be considered closed.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Los Angeles, California

March 28, 1973

In Reply, Please Refer to
File No.

THEODORE CHARACH

Calif Utah

X Theodore Charach, in partnership with one Gerald Alcan, has produced a motion picture film entitled "Who Shot Bobby Kennedy?".

Calif

Information has been received by the Los Angeles Office of the Federal Bureau of Investigation (FBI) that an individual named First Name Unknown (FNU) Johnson, who is alleged to be an assistant to Senator Edward M. Kennedy of Massachusetts, has seen the film and approved its contents for release. Also, it is reported that the Walter Read chain of theaters has been approached by Charach and has expressed an interest in entering into a financial relationship with Charach for release of the film. Another individual by the name of David Krasna, who is an agent with the William Morris Advertising Agency, has reportedly reviewed the film and considers it a marketable project.

According to the information received, Charach has stated that the original money for the production and filming of the picture was furnished by the Mormon Church in Salt Lake City, Utah. Charach has claimed that he has invested \$250,000 in this film at the present time.

Charach has advised that the film purports to show a "shoddy" investigation conducted by the Los Angeles Police Department (LAPD) into the assassination of the late Robert F. Kennedy. One of the areas stressed in the film centers around an armed security guard who was on duty at the Ambassador Hotel the night that Kennedy was shot. One of the statements attributed to Charach in the film is that the weapon carried by the guard was not test fired by the LAPD.

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.

THEODORE CHARACH

Charach is further alleged to claim that he does not dispute that Sirhan Bishara Sirhan was involved in the shooting of Kennedy but casts doubt that the Sirhan weapon was actually the death weapon.

The film portrays by inference that Kennedy was actually shot by the weapon in possession of the armed guard the night of the shooting at the Ambassador Hotel.

Charach claims to have been "quietly" harassed by the LAPD during the preparation of the movie. In addition, "Sirhan's people" have likewise continued efforts to discourage him from proceeding further with the film.

It is noted that an article appeared in the "Free Press", a Los Angeles, California, newspaper under date of June 12, 1970, relating that on June 4, 1970, Attorney Godfrey Isaac filed a complaint against the LAPD and the Los Angeles County District Attorney's Office on behalf of his client Theodore Charach.

The complaint charges defendants Edward M. Davis (then Deputy Chief of Police), District Attorney Evelle J. Younger (now Attorney General of the State of California), and Robert A. Houghton (then Chief of Detectives, LAPD) with "deliberately, intentionally, and knowingly" suppressing "fact and evidence" relating to the assassination of Senator Robert F. Kennedy June 5, 1968.

The facts allegedly suppressed, according to Isaac and Charach are that 1) Donald Schulman, an employee of KNXT, states he was behind Kennedy, saw a security guard also behind Kennedy fire his handgun, and saw Kennedy hit by three bullets. Schulman, according to Charach, was not called to testify.

Isaac and Charach further claim in their complaint that 2) Ambassador Hotel maitre d' Karl Uecker grabbed Sirhan after the second shot fired by Sirhan, subdued him with help from Rafer Johnson and Roosevelt Grier, then saw a security guard holding a gun in his hand.

THEODORE CHARACH

The complaint continues that 3) Thane Eugene Cesar, the security guard behind Kennedy, was a supporter of George Wallace and had expressed disdain for the Kennedys especially for Robert Kennedy because of his identification with blacks.

Also the complaint stated that 4) Cesar was walking with Kennedy and Uecker through the kitchen when Sirhan started shooting at which time Cesar admits drawing his gun and being in a position below and in close proximity to the Senator.

The final issue of the complaint is that 5) the autopsy of Senator Kennedy revealed that Kennedy died from a gunshot wound received from the rear behind the right ear with an upward trajectory. Further, the autopsy shows that Kennedy sustained two contact gunshot wounds under the right armpit. None of the three shots were fired from a distance greater than six inches, and the fatal wound was inflicted from only one to three inches behind Senator Kennedy's head. The complaint alleges that the prosecution asked only general questions of the coroner at the trial thus the number and direction of the wounds was never established for the jury and the people.

Robert Blair Kaiser, author of "RFK Must Die!", an article appearing in the West Magazine of the Sunday Los Angeles "Times" of January 30, 1972, discusses aspects of the conspiracy theory in the killing of Kennedy.

Kaiser refers to Charach and his documentary film and stated that Charach seemed determined to prove conspiracy no matter what the facts. Kaiser points out that Charach proceeded in his research from a false premise: that Sirhan met Robert Kennedy face to face in the pantry and never got closer than two feet and therefore could not have shot Kennedy behind the right ear.

Charach did not know (or did not care), according to Kaiser, about abundant testimony from others that Sirhan approached Kennedy from behind. It did not fit his theory.

THEODORE CHARACH

Kaiser continues in his article to point out that since Charach claims Sirhan did not shoot Kennedy, Charach, in the office of his attorney Godfrey Isaac, told Kaiser it must have been a security guard hired by the hotel for the night. The guard, Thane Eugene Cesar, according to the official records, was behind Kennedy and had drawn his gun immediately after the shooting. Charach, Kaiser states, maybe reasoned that Cesar took advantage of the moment to kill Kennedy.

Ballistics, according to the Kaiser article, do not support this theory as all identifiable bullets recovered from the victims shown in the pantry were all from the .22 caliber gun. Cesar had a .38 caliber gun with him in the pantry. Also, all eye witness reports to the shooting show no one other than Sirhan shooting.

Charach in his film features an interview with Donald Schulman, a news runner with KNXT at the time of the assassination. Schulman, according to Kaiser, told a KNXT reporter that he had seen security men shooting back at the assassin. Schulman, Kaiser points out, was not even on the police list of persons in the pantry on the night of the assassination.

Kaiser also refutes the testimony of Karl Uecker of the Ambassador Hotel who is featured in the Charach film stating how Sirhan was never behind Kennedy, and he, Uecker, grabbed Sirhan after the first two shots were fired by Sirhan.

Another feature of the Charach film explained by Kaiser is the testimony of William W. Harper of Pasadena, an alleged ballistics expert who sheds doubt on the ballistics examination of the LAPD. Harper's contention is that the serial number of the gun used to fire test bullets was not the gun taken from Sirhan at the time of the assassination. Kaiser in his article explained the clerical error made by the LAPD ballistics examiner in erroneously putting the serial number of a similar test gun on the test bullets actually fired from the gun taken by Sirhan.

THEODORE CHARACH

On February 6, 1973, the film produced by Charach was viewed at the Los Angeles Office of the FBI by Supervisor William J. Nolan, Special Agent Amedée O. Richards, Jr., and Los Angeles County District Attorney Investigator Captain Clayton R. Anderson.

It was observed that the underlying theme of the film produced by Charach was that the bullets fired from Sirhan's gun did not kill Kennedy; therefore, someone else shot Kennedy in the pantry of the Ambassador Hotel.

In support of this theory, the film features an interview with Karl Uecker, maitre d' at the Ambassador Hotel who was leading Kennedy through the pantry area when the fatal shooting took place. In this interview by Charach, Uecker claims that Sirhan was in front of both he and Kennedy and was not in a position behind Kennedy. Also Uecker claims that he grabbed Sirhan's wrists and grappled with him after the second shot was fired and that he had seen a security guard with a gun in his hand.

It is noted that when Uecker was interviewed by agents of the Los Angeles Office of the FBI at the time of the investigation that he claimed at that time that Sirhan had reached around behind him and had fired from a position in back of and in close proximity to the late Senator.

Further in this film Charach interviews a Donald Schulman who claimed to be in the pantry area the night of the shooting and who claims to have seen a security guard shooting and claims to have seen Kennedy shot three times. No evidence was developed during the course of the investigation to indicate that Schulman was in the pantry area the night of the assassination, that he had any first-hand knowledge of the shooting, or the events that took place in the pantry area. Schulman's name was not listed among those people being in the pantry area or being eye witnesses to the crime, and there was no record of Schulman's name in this investigation until a much later date when he was brought forth by Charach as a possible witness.

THEODORE CHARACH

Eye witness testimony of individuals present at the scene all agree that the security guard, Thane Eugene Cesar, did have his gun in his hand which he admits himself in an interview with the LAPD, but as previously pointed out Cesar was carrying a .38 caliber weapon and all of the bullets recovered from the pantry area from the victims shot were from a .22 caliber weapon.

Further in this film, Charach attempts to cloud the issue through the testimony of William W. Harper, an alleged ballistics expert from Pasadena, California. Harper, in his testimony, tends to cloud the ballistics examination and evidence by showing that the serial number on the envelope containing the test bullets allegedly fired from Sirhan's gun did not bear the serial number of Sirhan's gun but of a similar weapon which was subsequently destroyed by the LAPD. This matter was thoroughly covered in a county grand jury investigation following the trial wherein from testimony given it was concluded that the LAPD ballistics examiner had made a clerical error in putting the serial number of a test gun on the envelope that actually contained the test bullets fired from the gun taken from Sirhan on the night of the assassination. The other test gun which was a .22 caliber Iver Johnson, similar to the weapon of Sirhan, was used for test purposes only to test for such things as powder marks and decibel ratings.

In an apparent effort to cloud the issue of the assassination and to inject the theory of conspiracy, Charach has twisted and distorted the facts of the investigation to reach a foregone conclusion that a weapon other than Sirhan's had been the murder weapon.

F B I

Date: 6/18/73

Transmit the following in _____
(Type in plaintext or code)

Via AIRTEL _____
(Priority)

TO: ACTING DIRECTOR, FBI (62-587)

FROM: SAC, NEW YORK (44-1640)

SUBJECT: OKENSALT
(OO:LA)

On 6/15/73, JAMES KALAFATIS, US Secret Service, NY, advised NYO at 3:45 p.m., that unknown male telephonically contacted Secret Service and stated that a white male, six feet, 180 pounds, Spanish accent, gray hair and wearing a plaid shirt, was in Lou's Bar, 2nd Avenue and 13th Street, and was talking about the KENNEDY assasination.

At 4:20 p.m., 6/15/73, PEARL LITTMAN, Barmaid, and JOHN ULESKY, 30 East 37th Street, Bayonne, New Jersey, were interviewed at Lu Lu's, 199 2nd Avenue, and stated that at about 3:30 p.m., an unknown male whom they described as white male, age 47-50, 6', 180 pounds, gray crew cut, wearing a plaid shirt, who appeared to have a mental problem, entered bar and started walking up and down. He raised his arms in the air and stated, "Sirhan Sirhan, I gave you a gun but I did not want you to kill anybody". He continued to rant and rave and then left the bar. He was last observed going south on 2nd Avenue towards 12th Street. Both stated that they had never seen him before in the area.

A survey in the vicinity of 14th Street between 1st and 3rd Avenue, south to 10th Street, was made with negative results in locating unknown male.

Above being furnished for information purposes.
No further investigation being conducted by NYO.

~~On 6/18/73, US Secret Service, NY, advised of above.~~

- 2 - Bureau
- 1 - Los Angeles (56-156) (Info)
- 1 - New York

EX-112

21 JUN 20 1973

FVB:lac
(5) JUN 25 1973

Approved: JFM Sent _____ M Per _____

Assistant Attorney General
Civil Division

July 6, 1973

Acting Director, ^{REC-5662-587-1292} 1 - Mr. Gebhardt
2 - Mr. Mintz

1 - Mr. Dennis

^{EX-103}
**COMMITTEE TO INVESTIGATE ASSASSINATIONS
v. DEPARTMENT OF JUSTICE
(C.A.D.C. No. 71-1629)**

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-6-96 BY SP4-BJA/MLB

The following is in response to your memorandum dated June 28, 1973, captioned as above. The information is set forth in numbered paragraphs to correspond with those in referenced memorandum.

1. Pursuant to Departmental authority, eight separate reports dated June 9, 1968; June 15, 1968; July 1, 1968; August 7, 1968; October 10, 1968; December 4, 1968; February 7, 1969; and August 1, 1969, of Special Agent Amedee O. Richards, Jr., Los Angeles, California, captioned "Sirhan Bishara Sirhan, Civil Rights" were made available to the Los Angeles District Attorney's Office. In addition, three letterhead memoranda dated April 24, 1969; May 12, 1969; and June 20, 1969, titled Sirhan Bishara Sirhan were also furnished.

2. To the best of our knowledge, all of the above reports and letterhead memoranda are still in the possession of the Los Angeles District Attorney's Office.

3. The copies of FBI reports and letterhead memoranda in this matter were furnished to the Los Angeles District Attorney's Office with the request that they not be disseminated outside that agency.

John Howard, then Chief Deputy District Attorney, Los Angeles District Attorney's Office, and one of the prosecutive attorneys in the Sirhan case, advised that the defense in the Sirhan case were not furnished copies of FBI reports or letterhead memoranda in this matter. The defense made demands to the court for the results of Los Angeles Police Department and FBI interviews of pertinent individuals in connection with the investigation. Under discovery procedure, the results of certain interviews were ordered turned over to the defense.

NOTE: Based on incoming memorandum from the Department dated 6-28-73. (Bufile 62-587)

RCD:mbk
(7)

- Mr. Felt _____
- Mr. Baker _____
- Mr. Callahan _____
- Mr. Cleveland _____
- Mr. Conrad _____
- Mr. Gebhardt _____
- Mr. Jenkins _____
- Mr. Marshall _____
- Mr. Miller, E.S. _____
- Mr. Soyars _____
- Mr. Thompson _____
- Mr. Walters _____
- Tele. Room _____
- Mr. Baise _____
- Mr. Barnes _____
- Mr. Bowers _____
- Mr. Herington _____
- Mr. Conmy _____
- Mr. Mintz _____
- Mr. Eardley _____
- Mrs. Hogan _____

JUL 6 - 1973

Unrecorded Copy Filed In 62-118697

**Assistant Attorney General
Civil Division**

4. In general, the FBI monitors cases in which its records are provided to local prosecuting authorities only to the extent of assuring the records are returned to the FBI at the termination of a trial. In this instance, the reports and letterhead memoranda were disseminated to the Los Angeles District Attorney's Office with no intention of retrieving them. Therefore, there was no monitoring of this case by the FBI.

5. We have no actual knowledge concerning Kaiser's access to FBI materials made available to the defense. However, it should be noted Kaiser did inform this Bureau by letter dated April 19, 1969, he was writing a book about the assassination of Senator Kennedy.

6. We have no knowledge to what degree Kaiser's book, "RFK Must Die," is based on the FBI materials made available to the Sirhan defense.

7. The FBI has no knowledge that Kaiser was allowed to make Xerox copies of FBI material.

8. As far as we know, none of the Bureau material furnished the Los Angeles District Attorney's Office was introduced into evidence and is therefore not part of the California court records of the Sirhan case. To the best of our knowledge, the record of this case is not sealed. None of our Agents testified in the Sirhan trial.

9. In an affidavit by Special Agent Roger J. La Jeunesse, Jr., dated June 1, 1971, he asserted that at no time did he make any dissemination of any material either in writing or orally to Kaiser.

10. Robert Houghton, former Deputy Chief of the Los Angeles Police Department, headed the Special Unit Senator Squad which investigated the assassination of Senator Robert Kennedy for the Los Angeles District Attorney's Office and, in such position, had access to all materials.

UNITED STATES GOVERNMENT

DEPARTMENT OF JUSTICE

Memorandum

TO: Mr. William D. Ruckelshaus
Acting Director
Federal Bureau of Investigation
Attention: Legal Counsel

Mr. McInnis
Mr. Rosen

DATE: JUN 28 1973

HW:BLHerwig:vcc
145-12-1495

FROM: *HW* Harlington Wood, Jr.
Assistant Attorney General
Civil Division

Mr. Felt	_____
Mr. Baker	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Gebhardt	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, E.S.	_____
Mr. Severs	_____
Mr. Thompson	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Bates	_____
Mr. Barnes	_____
Mr. Ewers	_____
Mr. Herington	_____
Mr. Jones	_____
Mr. Ladd	_____
Mr. Eardley	_____
Miss Hogan	_____

SUBJECT: Committee to Investigate Assassinations v. Department of Justice (C.A.D.C. No. 71-1829)

OKENSALT

The above-captioned case is scheduled on July 11, 1973, for reargument before the CADC sitting in banc. In preparation for the argument, it would be extremely helpful to know the following facts regarding the case:

1.) What materials did the FBI make available to the Los Angeles District Attorney's office in connection with the prosecution of Sirhan Sirhan for the murder of Senator Robert Kennedy?

2.) Where is the material now that was given to the DA's office? Did the FBI recover the material from the DA's office immediately following the trial?

3.) Did the FBI place any restrictions on the use of the material by the DA's office? Did the DA's office place any restrictions on the use of the material by the defense, once the material was made available to the defense under court order?

4.) Does the FBI in general monitor cases in which its records are provided local prosecuting authorities in order to keep control of the records? Did it in this case?

5.) Did the FBI in fact know of the disclosure of the material to Kaiser and his intention to use it in a book?

REC-56 62-587-1292

EX-103

21 JUL 10 1973

7-10 #31
EXP. PROC
JUN 28 1973

*Memo to AAG,
Civil Div
7/6/73
RWD/mrb
XEROX
JUL 13 1973*

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-6-96 BY SP4-BJA-MJB
#351592

FERS. REC. UNIT

62-112697
Unrecorded Copy Filed In

6.) Is Kaiser's book, RFK Must Die, in fact based in any substantial way on the FBI materials made available to the Sirhan defense?

7.) Is it true that Kaiser was allowed to make xerox copies of FBI materials?

8.) Is any part of this file presently available in the California court records of the Sirhan case?

a. Is that court record or any part of it sealed?

b. Did any FBI Agents testify in that case from their records on their reports? If so, is that testimony public?

9.) What is the answer to the assertion that Kaiser "received from FBI Agent Roger La Jeunesse oral dissemination of certain information and material developed in connection with the federal government's investigation into the death of Senator Kennedy?

10.) What is the answer to the assertion that "another author, Robert Houghton, was given complete access to the file by the FBI and that they made use of it in writing Special Unit Senator . . . Author Houghton's access was given without any court order [Kaiser] asserts that the part of the Houghton-Taylor book dealing with Crispin Curiel Gonzalez relies heavily on the FBI investigation and file"?

We would appreciate receiving your response by July 6, 1973.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JUN 30 1973

NR 018 LA PLAIN

11:21 PM NITEL 6-29-73 CXF

TELETYPE

TO ACTING DIRECTOR (62-587)

FROM LOS ANGELES (56-156) (RUC) 8P

Mr. Felt	_____
Mr. Baker	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Gebhardt	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, E.S.	_____
Mr. Soyars	_____
Mr. Thompson	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Baise	_____
Mr. Barnes	_____
Mr. Bowers	_____
Mr. Herington	_____
Mr. Conroy	_____
Mr. Miller	_____
Mr. Eardley	_____
Mrs. Hogan	_____

KENSALT.

5/6

RE: COMMITTEE TO INVESTIGATE ASSASSINATIONS V.
DEPARTMENT OF JUSTICE (C.A.D.C. NO. 71-1829).

REBUTEL TO LOS ANGELES 6-29-73, WITH ENCLOSED LETTER
FROM HARLINGTON WOOD, JR., ASSISTANT ATTORNEY GENERAL,
CIVIL DIVISION.

6-arr

SET FORTH BELOW ARE ANSWERS TO QUESTIONS SET FORTH IN
LETTER TO THE BUREAU FROM CIVIL DIVISION OF THE DEPARTMENT
OF JUSTICE.

C

1.) WHAT MATERIALS DID THE FBI MAKE AVAILABLE TO THE
LOS ANGELES DISTRICT ATTORNEY'S (DA) OFFICE IN CONNECTION
WITH THE PROSECUTION OF SIRHAN SIRHAN FOR THE MURDER OF
SENATOR ROBERT KENNEDY?

REC-56 62-587-1293
EX-103

21 JUL 10 1973

END PAGE ONE

*See memo to
AA's. Civil Div
7/6/73 RCP/mld*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-16-97 BY SP4-BJA-MLB
306062

M. [Signature]

REC. UNIT

XEROX
JUL 13 1973

Unrecorded Copy Filed in 62-112697-

PURSUANT TO BUREAU AUTHORITY, ALL COPIES OF LOS ANGELES FBI REPORTS RELATING TO THE ASSASSINATION OF SENATOR ROBERT KENNEDY WERE MADE AVAILABLE TO THE LOS ANGELES DA'S OFFICE, WHICH DEPARTMENT PROSECUTED THIS CASE. IN ADDITION THREE LETTERHEAD MEMORANDA WERE FURNISHED.

2.) WHERE IS THE MATERIAL NOW THAT WAS GIVEN TO THE DA'S OFFICE? DID THE FBI RECOVER THE MATERIAL FROM THE DA'S OFFICE IMMEDIATELY FOLLOWING THE TRIAL?

TO THE EXTENT OF THE KNOWLEDGE OF THE LOS ANGELES OFFICE OF THE FBI, ALL OF THE FBI LOS ANGELES REPORTS ARE STILL IN THE POSSESSION OF THE OFFICE OF THE LOS ANGELES DA. NO RECOVERY OF THIS MATERIAL WAS MADE OR WAS INTENDED TO BE MADE BY THIS OFFICE.

3.) DID THE FBI PLACE ANY RESTRICTIONS ON THE USE OF THE MATERIAL BY THE DA'S OFFICE? DID THE DA'S OFFICE PLACE ANY RESTRICTIONS ON THE USE OF THE MATERIAL BY THE DEFENSE, ONCE THE MATERIAL WAS MADE AVAILABLE TO THE DEFENSE UNDER COURT ORDER?

THE COPIES OF REPORTS IN THIS MATTER FURNISHED TO THE LOS ANGELES DA'S OFFICE WERE FURNISHED WITH THE REQUEST
END PAGE TWO

LA 56-156

PAGE THREE

THAT THE REPORTS NOT BE DISSEMINATED OUTSIDE OF THAT AGENCY.

JOHN HOWARD, THEN CHIEF DEPUTY DISTRICT ATTORNEY, LOS ANGELES DA'S OFFICE, AND ONE OF THE PROSECUTIVE ATTORNEYS IN THE SIRHAN CASE, ADVISED THAT THE DEFENSE IN THE SIRHAN CASE WAS NOT FURNISHED A SET OF LOS ANGELES FBI REPORTS IN THIS MATTER. THE DEFENSE MADE DEMANDS OF THE PROSECUTION THROUGH THE COURT FOR LOS ANGELES POLICE DEPARTMENT AND FBI INTERVIEWS REGARDING PERTINENT INDIVIDUALS IN CONNECTION WITH THE INVESTIGATION. REVIEW OF INTERVIEWS WERE MADE BY PROSECUTION AND COPIES OF REQUESTED INTERVIEWS WERE MADE BY THE PROSECUTION. THIS MATERIAL WOULD THEN BE TAKEN TO COURT AND TURNED OVER TO DEFENSE THROUGH A MOTION OF DISCOVERY BY THE COURT. NO RESTRICTIONS CONCERNING THE USE WHICH COULD BE MADE OF SUCH MATERIAL WAS IMPOSED BY THE COURT.

4.) DOES THE FBI IN GENERAL MONITOR CASES IN WHICH ITS RECORDS ARE PROVIDED LOCAL PROSECUTING AUTHORITIES IN ORDER TO KEEP CONTROL OF THE RECORDS? DID IT IN THIS CASE?

SPECIFICALLY, IN THIS CASE THE LOS ANGELES OFFICE OF THE FBI DID NOT MONITOR THE CASE AS THE REPORTS WERE TURNED OVER TO THE OFFICE OF THE LOS ANGELES DA WHO WAS RESPONSIBLE FOR PROSECUTION OF THIS MATTER.

END PAGE THREE

LA 56-156

PAGE FOUR

5.) DID THE FBI IN FACT KNOW THE DISCLOSURE OF THE MATERIAL TO KAISER AND HIS INTENTION TO USE IT IN A BOOK?

THE LOS ANGELES OFFICE IS NOT AWARE OF ANY DISCLOSURE OF ORAL OR WRITTEN MATERIAL TO KAISER. THIS OFFICE HAD NO KNOWLEDGE OF THE INTENTION OF KAISER TO WRITE A BOOK UNTIL MAY 1, 1969, AND KAISER HAS PREVIOUSLY BEEN ADVISED BY THE BUREAU LETTER DATED 4-29-69, SIGNED BY MR. HOOVER IN WHICH MR. KAISER WAS ADVISED OF THE CONFIDENTIAL NATURE OF FBI FILES AND TELLING HIM IT WOULD NOT BE POSSIBLE TO FURNISH INFORMATION TO HIM REGARDING SIRHAN BISHARA SIRHAN.

6.) IS KAISER'S BOOK, "RFK MUST DIE" IN FACT BASED IN ANY SUBSTANTIAL WAY ON THE FBI MATERIALS MADE AVAILABLE TO THE SIRHAN DEFENSE?

KAISER'S BOOK "RFK MUST DIE" IS BASED ON ALL MATERIAL MADE AVAILABLE TO THE DEFENSE INCLUDING FBI MATERIAL. KAISER WAS A MEMBER OF THE DEFENSE TEAM FOR SIRHAN AND WAS PRESENT IN COURT ALL DURING THE TRIAL OF SIRHAN.

7.) IS IT TRUE THAT KAISER WAS ALLOWED TO MAKE XEROX COPIES OF FBI MATERIALS?

END PAGE FOUR

LA 56-156

PAGE FIVE

THE LOS ANGELES OFFICE OF THE FBI HAS NO INFORMATION THAT KAISER WAS ALLOWED TO MAKE XEROX COPIES OF FBI MATERIAL. AT NO TIME WAS ANY DISSEMINATION MADE BY THE FBI TO ROBERT BLAIR ~~KAISER~~ OF ANY WRITTEN MATTER NOR WAS THERE ANY ORAL DISSEMINATION MADE TO KAISER OF ANY MATERIAL THAT WAS PREPARED IN CONNECTION WITH THIS INVESTIGATION.

CALIF

8.) IS ANY PART OF THIS FILE PRESENTLY AVAILABLE IN THE CALIFORNIA COURT RECORDS OF THE SIRHAN CASE?

A. IS THAT COURT RECORD OR ANY PART OF IT SEALED?

B. DID ANY FBI AGENTS TESTIFY IN THAT CASE FROM THEIR RECORDS ON THEIR REPORTS? IF SO, IS THAT TESTIMONY PUBLIC?

TO THE KNOWLEDGE OF THIS OFFICE NO PART OF THIS FILE AS SUCH IS PRESENTLY AVAILABLE IN THE CALIFORNIA COURT RECORDS OF THE SIRHAN CASE.

NO AGENTS OF THE FBI TESTIFIED IN THE TRIAL OF SIRHAN BISHARA SIRHAN.

9.) WHAT IS THE ANSWER TO THE ASSERTION THAT KAISER "RECEIVED FROM FBI AGENT ROGER LA JEUNESSE ORAL DISSEMINATION
END PAGE FIVE

PAGE SIX

OF CERTAIN INFORMATION AND MATERIAL DEVELOPED IN CONNECTION WITH THE FEDERAL GOVERNMENT'S INVESTIGATION INTO THE DEATH OF SENATOR KENNEDY?

IN AN AFFIDAVIT PREPARED BY SA ROGER J. LA JEUNESSE, JR. AND SUBSCRIBED AND SWORN TO ON 6-1-71, LA JEUNESSE ASSERTS THAT AT NO TIME WAS ANY DISSEMINATION MADE BY HIM TO ROBERT BLAIR KAISER OF ANY WRITTEN MATTER NOR WAS THERE ANY ORAL DISSEMINATION MADE TO MR. KAISER.

10.) WHAT IS THE ANSWER TO THE ASSERTION THAT "ANOTHER AUTHOR, ROBERT HOUGHTON, WAS GIVEN COMPLETE ACCESS TO THE FILE BY THE FBI AND THAT THEY MADE USE OF IT IN WRITING SPECIAL UNIT SENATOR . . . AUTHOR HOUGHTON'S ACCESS WAS GIVEN WITHOUT ANY COURT ORDER . . . (KAISER) ASSERTS THAT THE PART OF THE HOUGHTON-TAYLOR BOOK DEALING WITH CRISPIN CURIEL GONZALEZ RELIES HEAVILY ON THE FBI INVESTIGATION AND FILE"?

ROBERT ~~HOUGHTON~~, FORMER DEPUTY CHIEF OF THE LOS ANGELES ^{CALIF,} POLICE DEPARTMENT, HEADED THE SPECIAL UNIT SENATOR SQUAD WHICH INVESTIGATED THE ASSASSINATION OF SENATOR ROBERT KENNEDY FOR THE LOS ANGELES DA'S OFFICE AND IN SUCH POSITION HAD

END PAGE SIX

LA 56-156

PAGE SEVEN

ACCESS TO ALL MATERIAL IN CONNECTION WITH THIS CASE.

FOR THE ASSISTANCE OF THE BUREAU, INFORMATION RELATING TO THIS MATTER HAS PREVIOUSLY BEEN FURNISHED TO THE BUREAU. INFORMATION CONCERNING THE DISSEMINATION OF REPORTS TO THE LOS ANGELES DA'S OFFICE AND THEIR HANDLING OF THESE REPORTS WAS SET FORTH IN LOS ANGELES TELETYPES TO THE BUREAU, DATED 11-12-70, 11-13-70, AND 11-16-70.

BY LOS ANGELES AIRTEL TO THE BUREAU, DATED 3-29-71, AFFIDAVITS PREPARED BY SUPERVISOR WILLIAM JOHN NOLAN, SUPERVISING AGENT OF THE INVESTIGATION, AND BY SA AMEDEE O. RICHARDS, REPORTING AGENT IN THE INVESTIGATION, WERE SUBMITTED TO THE BUREAU. THESE AFFIDAVITS ATTESTED TWO POINTS REGARDING DISSEMINATION OF BUREAU REPORTS AND LETTERHEAD MEMORANDA TO THE OFFICE OF THE UNITED STATES ATTORNEY AT LOS ANGELES, AND TO THE DA'S OFFICE OF THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA. THESE AFFIDAVITS SPECIFICALLY LISTED REPORTS AND LETTERHEAD MEMORANDA FURNISHED TO THESE DEPARTMENTS.

BY AIRTEL DATED 6-2-71, AN AFFIDAIT PREPARED BY SA R. J. LA JEUNESSE, JR. WAS FORWARDED TO THE BUREAU
END PAGE SEVEN

LA 56-156

PAGE EIGHT

CONCERNING HIS LIAISON RESPONSIBILITIES AND HIS CONTACTS
WITH MEMBERS OF THE DEFENSE TEAM, SPECIFICALLY ROBERT
BLAIR KAISER.

END

NR019 LA PLAIN

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JUL 19 1973

TELETYPE

350PM URGENT 7-19-73 DAN

TO DIRECTOR (62-587)

ATTN: LEGAL COUNSEL

FROM LOS ANGELES (56-156) 2P

Mr. Felt	_____
Mr. Baker	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Gebhardt	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, E.S.	_____
Mr. Sowers	_____
Mr. Thompson	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Boise	_____
Mr. Barnes	_____
Mr. Gowers	_____
Mr. Herrington	_____
Mr. Conroy	_____
Mr. Mintz	_____
Mr. Eardley	_____
Mrs. Hogan	_____

KENSALT

RE LOS ANGELES TEL TO BUREAU 7/18/73.

LETTERHEAD MEMORANDUM DATED 5/12/69, CAPTIONED SIRHAN BISHARA SIRHAN AND CONSISTING OF FIVE PAGES, LOCATED BY LOS ANGELES DISTRICT ATTORNEY'S OFFICE. MEMORANDUM CHECKED AND DETERMINED NOT TO CONTAIN PROPERTY STATEMENT.

RECOLLECTION OF AGENTS WHO HANDLED THIS DISSEMINATION, AS TO WHY IT DID NOT CONTAIN PROPERTY STATEMENT, WAS THAT THIS INFORMATION HAD ALREADY BEEN MADE AVAILABLE TO LOCAL LAW ENFORCEMENT AGENCIES THROUGH CHRISTIAN AND THAT THE LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE WOULD PROBABLY WANT TO TAKE ACTION ON THIS MATTER ON THIS INFORMATION THROUGH THE LOS ANGELES POLICE DEPARTMENT, WHO CONDUCTED THE INVESTIGATION ON THE JERRY OWEN PHASE OF THIS CASE. ALSO, THE
END PAGE ONE

cc 5642

REC-34 62-587-1294

17 OCT 3 1973

ST-102

LEGAL COUNSEL
[Signature]

193
OCT 12 1973

7/20 DEPT'S advise civil division re: Wenigberg case.
on 7/12/73 B. Herwig, Civil Div. was advised reports bore property statement but HM 5/12/69 did not. LHM 4/24/69 marked Confidential and enclosed FD-302s which bore prop. statement.

LA 56-156

PAGE TWO

MATERIAL IN THIS MEMORANDUM DID NOT ORIGINATE WITH THE FBI,
BUT HAD PREVIOUSLY BEEN FURNISHED TO THE LOS ANGELES POLICE
DEPARTMENT.

THE LOS ANGELES DISTRICT ATTORNEY'S OFFICE IS CONTINUING
IN THEIR EFFORTS TO LOCATE LETTERHEAD MEMORANDUM DATED
6/20/69 CONSISTING OF NINE PAGES. THE BUREAU WILL BE KEPT
ADVISED CONCERNING THE LOCATION OF THIS MEMORANDUM.
END

Airtel

1- Mr. Nuzum

8/7/73

TO: SAC, San Francisco (139-147)

FROM: Director, FBI (139-4089)

JAMES WALTER MC CORD, JR., ET AL.
BURGLARY OF DEMOCRATIC NATIONAL
COMMITTEE HEADQUARTERS, 6/17/72
INTERCEPTION OF COMMUNICATIONS

Kensalt

Enclosed herewith for receiving offices is one copy of a memorandum, 8/3/73, from the AAG, Criminal Division, to Special Prosecutor Cox with a letter attached from Vladimir A. Zatko, San Quentin State Prison, which sets forth the allegation that Zatko received an advance of \$25,000 from two unnamed close associates of President Nixon to kill Sirhan Sirhan, convicted slayer of Robert F. Kennedy. Zatko also claimed to have letters from E. Howard Hunt who was involved in captioned matter.

A review of Bureau files disclosed that Zatko is a prolific letter writer, was arrested in Alberta, Canada, in 1969 and charged with possession of a stolen automobile. At that time he claimed in a letter to have been recruited by the Soviets to furnish reports on Canadian student activities. He spent sometime in a mental hospital in Canada and the police there described him as a schizophrenic who was a compulsive liar and a "persuasive manipulator." San Francisco should review their files 9-2604 and 9-2607 which involved Zatko's writing letters to Congressman Barry M. Goldwater and Alphonso Bell wherein he claimed that he had obtained written statements from Sirhan Sirhan implicating them in a Robert F. Kennedy assassination conspiracy. Zatko was also the complainant in a civil rights case, San Francisco file 44-1240 wherein he alleged mistreatment by prison officials but refused to be interviewed by FBI Agents.

Enclosures (2)

1- WFO (139-166) (Enclosures 2)

1- 62-587

JEH/amm (6)

62-587-
NOT RECORDED
170 AUG 10 1973

SEE NOTE PAGE TWO...

139-4089-2543
ORIGINAL FILED IN

~~53 AUG 13 1973~~

53 AUG 14 1973
DUPLICATE YELLOW

Airtel to SAC, SF

RE: JAMES WALTER MC CORD, JR.

Zatko's unstable background was brought to the attention of Mr. Cox' staff; however, they requested that he be interviewed in view of the matter and allegations involved. Experienced Agents should handle this interview and a demand should be made to Zatko to furnish detailed specifics concerning this matter in view of his past similar activities wherein he could not substantiate his allegations.

The contents of this letter should also be brought to the attention of prison officials and if Zatko is scheduled for deportation proceedings, INS should also be advised as well as the USA handling the deportation case.

The results of contact with Zatko should be furnished to the Bureau in a form suitable for dissemination. San Francisco should also set forth a summary of Zatko's past activities they handled including descriptions of unstable background information for dissemination to the Special Prosecutor.

This matter should be handled promptly.

NOTE: Specific request for interview was received by Section Chief Long 8/6/73 in a personal visit to Mr Cox' office.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JUL 18 1973

TELETYPE

NR 034 LA PLAIN

557 PM URGENT 7/18/73 RWM

TO DIRECTOR (62-587) ATTN: LEGAL COUNSEL

FROM LOS ANGELES (56-156) 2P.

Mr. Felt	_____
Mr. Baker	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Gebhardt	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, E.S.	_____
Mr. Soyars	_____
Mr. Thompson	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Baise	_____
Mr. Barnes	_____
Mr. Bowers	_____
Mr. Herington	_____
Mr. Conroy	_____
Mr. Harley	_____
Mr. Hardley	_____
Mrs. Hogan	_____

KENSALT.

RE BUREAU TELEPHONE CALLS TO LOS ANGELES, 7/18/73.

IN ACCORDANCE WITH THE REQUEST OF THE BUREAU, CONTACT HAS AGAIN BEEN ESTABLISHED WITH THE REPRESENTATIVE OF THE LOS ANGELES DISTRICT ATTORNEY'S OFFICE WHO HAS RESPONSIBILITY FOR RECORDS PERTAINING TO THE SIRHAN CASE.

ACCORDING TO THE DISTRICT ATTORNEY'S OFFICE, THESE RECORDS ARE NOW PART OF THEIR CLOSED FILES AND HAVE BEEN MOVED WITHIN THE HALL OF JUSTICE ON SEVERAL OCCASIONS, AND THEY ARE STILL ATTEMPTING TO LOCATE THE RECORDS, AND IN PARTICULAR THE SPECIFIC LETTERHEAD MEMORANDA WHICH HAS BEEN THE SUBJECT OF THE BUREAU'S INTEREST.

THE IMPORTANCE OF THIS MATTER AND THE SHORT DEADLINE HAVE BEEN IMPRESSED UPON THE DISTRICT ATTORNEY'S REPRESENTATIVE, AND THEY HAVE INDICATED THEIR FULL COOPERATION IN ATTEMPTING TO

END PAGE ONE

ST-102

REC-34

62-587-1295

cc 5642

17 OCT 3 1973

Dever's 7/19

LEGAL COUNSEL
[Signature]

193
OCT 12 1973

LA 56-156

PAGE TWO

LOCATE THESE RECORDS, ALTHOUGH THEY HAVE INDICATED THAT DUE TO THE SEVERAL MOVES AND THE FACT THAT THEY ARE PART OF THEIR CLOSED RECORDS, THERE MAY BE SOME DELAY IN LOCATING THE DOCUMENTS DESIRED. THE HELP OF A REPRESENTATIVE FROM THIS OFFICE TO ASSIST IN THE SEARCH HAS BEEN OFFERED.

THIS MATTER WILL BE DILIGENTLY PURSUED, AND THE BUREAU WILL BE ADVISED IMMEDIATELY CONCERNING THE RESULTS OF THIS SEARCH.

END

HOLD FOR RELAY

NR 016 LA PLAIN

603 PM URGENT 7-20-73 SMA

TO DIRECTOR (62-587)

ATTN: LEGAL COUNSEL

FROM LOS ANGELES (56-156) 1P

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JUL 20 1973

TELETYPE

- Mr. Felt _____
- Mr. Baker _____
- Mr. Callahan _____
- Mr. Cleveland _____
- Mr. Conrad _____
- Mr. Gebl & dt. _____
- Mr. Jenkins _____
- Mr. Marshall _____
- Mr. Miller, E.S. _____
- Mr. Soyars _____
- Mr. Thompson _____
- Mr. Walters _____
- Tele. Room _____
- Mr. Baise _____
- Mr. Barnes _____
- Mr. Bowers _____
- Mr. Herington _____
- Mr. Cooney _____
- Mr. Mintz _____
- Mr. Eardley _____
- Mrs. Hogan _____

KENSALT.

RE LOS ANGELES TELETYPE TO THE BUREAU, 7/19/73.

LOS ANGELES DISTRICT ATTORNEY'S OFFICE ADVISED TODAY
HAVE NOT LOCATED LETTERHEAD MEMORANDUM DATED 6/20/69 CONSISTING
OF NINE PAGES. ADVISED THAT THEY WILL CONTINUE SEARCH.

BUREAU WILL BE KEPT ADVISED.

END

ST-102

REC-34 62-587-1296

cc 5642

17 OCT 3 1973

LEGAL COUNSEL

193
OCT 12 1973

Deval's 7/23

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI (62-587)

FROM : SAC, LOS ANGELES (56-156)(C)

SUBJECT: KENSALT

DATE: 10/19/73

COMMITTEE TO INVESTIGATE
ASSASINATIONS v DEPARTMENT
OF JUSTICE, CADC NUMBER 71-1829

Re Bureau airtel to Los Angeles dated 9/27/73
captioned "COMMITTEE TO INVESTIGATE ASSASINATIONS v
DEPARTMENT OF JUSTICE, CADC NUMBER 71-1829."

In response to instructions in referenced airtel,
the Los Angeles District Attorney's Office has been advised
to discontinue search for Letterhead Memorandum dated
6/20/69.

As this concludes the pending investigation at
Los Angeles, this case will be considered closed.

du

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-6-96 BY SP4-BJA-MUB
#351592

REC-69 62-587-1297
EX-112

16 OCT 23 1973

Signatures

3 - Bureau
2 - Los Angeles
(1 - 62-112697)

AOR/sam

5073 19/73
F-1177



62-112697-189
UNRECORDED COPY FILED IN

DEPARTMENT OF STATE
Office of Security

DATE: August 31, 1973

MEMORANDUM

TO : Director,
Federal Bureau of Investigation
Washington, D.C. 20535
Attention: Bernie Bachner *9/4/73*

FROM : Chief, Division of Investigations
Office of Security *add*

SUBJECT : ZATKO, Vadimir A.

SIRHAN

R.F. Aptess
He [unclear]
ad [unclear]

The attached material, which is described below, is transmitted for your information and retention.

Attached is a copy of a letter written by subject dated July 21, 1973 to Secretary of State William P. Rogers.

62-587-

NOT RECORDED
202 SEP 17 1973

~~SEP 11 1973~~

2 ENCLOSURE

2 ENCLOSURE

A/SY/I/PIB:BMBennington: pdp

8/31/73

54 SEP 18 1973

ORIGINAL FILED IN 105-302830-1

San Quentin State Prison
Fernal, California, 94964
VLADIMIR A. ZATKO; B-34189

SECRETARY OF STATE,
WILLIAM ROGERS (OR WHOEVER HOLDS THE
POST WHEN THIS LETTER IS
RECEIVED),
WASHINGTON, D.C., U.S.A.

DEAR SIR :

I AM CITIZEN OF CZECHOSLOVAKIA, UNDER
ILLEGAL AND FALSE IMPRISONEMENT.

I HAVE BEEN INSTRUCTED AND ORDERED TO KILL
SIRHAN SIRHAN - PRESENTLY AT SAN QUENTIN -
WHO HAD BEEN CONVICTED OF ASSASSINATION OF
SEN. R. KENNEDY. (TO EXPLAIN THE WHOLE
BACKGROUND OF MY CASE IS IMPOSSIBLE AT
THIS TIME).

I HAVE NUMEROUS LETTERS AND DOCUMENTS
INDIRECTLY LINKING MR. NIXON WITH THE DEATHS
OF THE KENNEDY BROTHERS. (TWO LETTERS
I RECEIVED FROM HUNT DO NOT SAY ANYTHING
SPECIFIC, BUT CERTAINLY WOULD BE OF INTE-
REST TO MR. ERVIN, AND THE NEWS MEDIA IN
THE U.S.. IN CASE YOU WISH TO HAVE THE
SAID DOCUMENTS, YOU WILL RECEIVE THEM IN
EXCHANGE FOR MY BEING ALLOWED TO
LEAVE THIS COUNTRY.

IN CASE I DO NOT RECEIVE A REPLY FROM
YOU BEFORE OR ON (JULY 29, 1973), I SHALL
BE IN A POSITION TO STATE THAT "WHO
MAKES THE HEADLINES DOES NOT NEED TO
READ THEM" - WHICH IS ACTUALLY MR. NIXON'S
"POLICY". FORTUNATELY, WE BOTH HAVE THIS
WORLD FIGURED OUT AND NONE CAN LOSE THE
GAME.

-ENCLOSURE ENCLOSURE

62-587-

YOURS TRULY, *[Signature]*

VLADIMIR A. ZATKO,
B-34189,
SAN QUENTIN STATE PRISON,
TAMAL, CALIF. 94964
DEPARTMENT OF STATE



SY

X RAYED 1973 JUL 31 AM 4 33
FOR SAFETY
JUL 30 1973
OFFICE OF SECURITY

WILLIAM ROGERS,
SECRETARY OF STATE;
WASHINGTON, D.C.

20510

~~CONFIDENTIAL~~
LEGAL MAIL

ENCLOSURE

ENCLOSURE

62-587-185-29

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI (62-587)

DATE: 4/3/74

FROM : SAC, LOS ANGELES (56-156)(C)

SUBJECT: KENSALT

Re Los Angeles airtel to the Director captioned "KENSALT" regarding allegations regarding error in ballistic tests in SIRHAN case, dated 8/10/71, Los Angeles airtel to the Director captioned "KENSALT" dated 8/24/71, and Los Angeles letter to Acting Director dated 3/28/73, with enclosure of LHM regarding THEODORE CHARACH.

On February 25, 1974, information was voluntarily furnished on a confidential basis from Mr. JOHN CHRISTIAN, telephone number 213-820-2829:

Throughout the investigation of the assassination of the late Senator ROBERT F. KENNEDY, CHRISTIAN has persisted in maintaining a position indicating that representatives of the Los Angeles Police Department, Los Angeles County District Attorney's Office, former Los Angeles County District Attorney EVELLE YOUNGER, and unnamed members of Federal law enforcement acted in consort to prevent the truth regarding the assassination of ROBERT F. KENNEDY from being revealed.

Specifically, CHRISTIAN in collaboration with Mr. WILLIAM R. TURNER, a former FBI Special Agent, has conducted investigation which he states has convinced him that former Lieutenant MANUEL PENA, Los Angeles Police Department (retired) has been an agent of the Central Intelligence Agency since approximately 1959. In addition, CHRISTIAN maintains that Chief of Police EDWARD DAVIS had knowledge of the fact that evidence in the SIRHAN BISHARA SIRHAN trial was improperly processed by DEWAYNE WOLFER, a criminologist with the Los Angeles Police Department. In addition to the foregoing, CHRISTIAN stated his investigation has determined that KENNEDY was very probably actually shot by THANE EUGENE CESAR, a uniformed guard on duty at the Ambassador Hotel on the night KENNEDY was shot.

2 - Bureau
1 - Los Angeles

AOR/KAH
(3)

55 MAY 1 1974

REC-48 62-587-1298
EX-112

15 APR 8 1974

Handwritten signatures and stamps:
ARANT
FLUBK
PERS. REC. UNIT



CHRISTIAN further advised that during the investigation of the assassination of the late ROBERT F. KENNEDY he was actually engaged in an undercover capacity for the then California State Attorney General TOM LYNCH and reported directly to CHARLES O'BRIEN, LYNCH's Number One Man in the Los Angeles area.

It is noted that as far back as August of 1969, CHRISTIAN was contacted at his request and explained at that time that he was then engaged in investigating and researching what he believes to have been a conspiracy between JERRY OWEN and SIRHAN BISHARA SIRHAN in the assassination of the late Senator ROBERT F. KENNEDY. The JERRY OWEN phase of this investigation was resolved through investigation by this Bureau and the Los Angeles Police Department. Also, at this time, CHRISTIAN advised that he was planning to write a book entitled, "PLOT TO MURDER ROBERT F. KENNEDY", which was allegedly being co-authored by WILLIAM TURNER, a former Special Agent of the FBI. On the occasion of this interview with CHRISTIAN on August 28, 1969, CHRISTIAN indicated that he has already completed a 300 page outline of his manuscript. To the best information of this Office, no book co-authored by CHRISTIAN and TURNER has been published concerning the assassination of the late Senator ROBERT F. KENNEDY.

In connection with the current theories stated by CHRISTIAN on the occasion of the interview on February 25, 1974, this aspect of the investigation has been advanced by an investigative reporter by the name of THEODORE CHARACH and this theory was also advanced by Los Angeles Attorney BARBARA WARNER BLEHR who charged Los Angeles Police Department Criminologist DEWAYNE WOLFER with improper ballistics investigation.

In regard to THEODORE CHARACH, information first came to the attention of this Office in September, 1970, when a request was received from the Office of the District Attorney in Los Angeles concerning a THANE CESAR who was a security guard at the Ambassador Hotel the night KENNEDY was killed. The District Attorney's Office explained that one TED CHARACH had been recently making public statements concerning the assassination of the late Senator ROBERT F. KENNEDY.

In August, 1971, Attorney GODFREY ISAAC was named as the new defense counsel for SIRHAN BISHARA SIRHAN. At this same time ISAAC stated that new evidence had arisen that pointed to the existence of a second gunman unrelated to SIRHAN, who used SIRHAN's gunshots as a cover for his own and actually fired the fatal bullet while SIRHAN's straying gunfire wounded five other persons.

ISAAC had previously filed a complaint for disclosure of information concerning this case on behalf of investigative journalist THEODORE CHARACH who claimed that information concerning a second gunman was withheld or not sufficiently investigated.

This information in conjunction with the claim of improper ballistics investigation by BARBARA WARNER BLEHR resulted in a Los Angeles County Federal Grand Jury concerning these allegations. The inquiry of this grand jury centered around employees of the Los Angeles County Clerk's Office and other individuals who reportedly had access to items of evidentiary nature while in possession of the Los Angeles County Clerk. It was the contention of the Los Angeles County District Attorney's Office that Los Angeles Police Department Ballistics Examiner DeWAYNE WOLFER did not testify inaccurately but that there was a clerical error in the marking of evidence which led to the apparent discrepancies in the ballistics investigation. Independent ballistics investigation had been done by an alleged ballistics expert, WILLIAM W. HARPER, of Pasadena, California, who shed doubt on the ballistics examination of the Los Angeles Police Department. HARPER's contention was that the serial number of the gun used to fire test bullets was not the gun taken from SIRHAN at the time of the assassination. ROBERT BLAIR KAISER, author of the book entitled, "RFK MUST DIE", in an article which he authored concerning the allegations of THEODORE CHARACH, explained the clerical error made by the Los Angeles Police Department ballistics examiner in erroneously putting the serial number of a similar test gun on the test bullets actually fired from the gun taken by SIRHAN. (u.l.)

It is noted that the Los Angeles County District Attorney's Office did not seek criminal complaints against Los Angeles County Clerk or employees of that office with the alleged mishandling of the evidence in this case.

Further, at the time that the Grand Jury was in session on this matter, THEODORE CHARACH, ROBERT BLAIR KAISER, and JOHN CHRISTIAN were subpoenaed to appear. CHRISTIAN failed to appear.

However, since service of subpoena was made to him by mail at his request, CHRISTIAN directed a letter to the foreman of the Grand Jury with a copy to Los Angeles County District Attorney's Office advising in substance that he would be away from Los Angeles for three to four weeks and in addition, felt he had nothing to offer to the Grand Jury inquiry. This information concerning CHRISTIAN was furnished to this Office on an extremely confidential basis by a representative of the District Attorney's Office who requested it not be disseminated outside of the Bureau.

It is noted that the letterhead memo dated March 28, 1973, captioned, "THEODORE CHARACH", which is an enclosure to referenced Los Angeles letter to the Bureau, fully develops the theory of CHARACH in conjunction with his production of a film concerning the assassination of the late Senator KENNEDY entitled, "WHO SHOT BOBBY KENNEDY".

In connection with the contention of CHRISTIAN concerning the alleged action on the part of local and Federal law enforcement to prevent the truth of the assassination of ROBERT F. KENNEDY from being revealed, it is noted that Attorney GREGORY ISAAC filed a complaint for disclosure of information concerning this case on behalf of THEODORE CHARACH. This complaint filed by ISAAC was later withdrawn.

In this same regard, it is noted that BERNARD FENSTERWALD, JR., initiated civil action in the United States District Court for the District of Columbia, requesting under the Freedom of Information Act, production of FBI reports in the assassination of Senator ROBERT F. KENNEDY in Los Angeles, California. FENSTERWALD contends that data from FBI reports was made available to ROBERT BLAIR KAISER for material in his book, "RFK MUST DIE". This action on the part of FENSTERWALD was initiated in March, 1971. The Department was advised that FBI reports were not made available to defense counsel by Los Angeles Office, however, copies were furnished to Los Angeles County California District Attorney's Office with request that reports not be disseminated outside that office. Affidavits concerning this matter were submitted by Agents of the FBI Office, Los Angeles, as well as by the Attorney in the Los Angeles County District Attorney's Office who prosecuted this case.

This civil action on the part of the Committee to Investigate Assassinations vs. the Department of Justice was heard under CADC Number 71-1829, but the results of this suit are not known by the Los Angeles Office.

CHRISTIAN in this contact on February 25, 1974, further advised that on or about January 8, 1974, Los Angeles County District Attorney JOSEPH BUSCH was visited at his office by Los Angeles Mayor TOM BRADLEY, accompanied by a former New York Congressman, Mr. LOWENSTEIN. On that occasion, CHRISTIAN alleges that BRADLEY demanded, almost to the point of insistence, that BUSCH reopen the investigation and that he specifically give authority to release evidence gathered by the police so that it may be re-examined by independent experts. According to CHRISTIAN, Mr. BUSCH refused to do so.

CHRISTIAN advised that in view of Mr. BUSCH's position with respect to the conversation between him, LOWENSTEIN, and Mayor BRADLEY, that the matter is in the process of being taken to the Office of the Los Angeles City Attorney BURT PINES. CHRISTIAN explained that PINES' office would have legal jurisdiction over the conduct of Los Angeles Police personnel who worked on the ROBERT F. KENNEDY investigation. Such an inquiry by PINES' office could, according to CHRISTIAN, lead to a possible subsequent Grand Jury inquiry which would be handled by Mr. PINES.

In addition to the foregoing, Los Angeles County Board of Supervisors member BAXTER WARD also intends to initiate a County Grand Jury inquiry into the possible conspiracy theory purported by CHRISTIAN.

CHRISTIAN explained further that he has been collaborating with TURNER in a book to be published revealing their findings. The book, among other things, will point out areas where, in the opinions of the authors, law enforcement personnel acted improperly in the investigation they conducted. CHRISTIAN did not indicate whether or not this was a new book that he and TURNER were collaborating on or if it referred to his original statements in 1969 when he indicated that he was then collaborating with TURNER on a book concerning the killing of the late Senator ROBERT F. KENNEDY.

In view of the fact that all of the alleged information furnished by CHRISTIAN on the occasion of this interview is based on previous theories advanced by THEODORE CHARACH and BARBARA WARNER BLEHR and has been the subject of Grand Jury hearings by the Los Angeles County Grand Jury, no further inquiry will be conducted by this Office concerning this matter. No information has been received from the Office of the Los Angeles County District Attorney or from the Office of the Los Angeles City Attorney to indicate that further Grand Jury inquiry is being made into the assassination of the late Senator ROBERT F. KENNEDY.

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI

DATE: 3/29/74

FROM : SAC, BUFFALO (94-402)

SUBJECT: HERBERT L. MAC DONELL
RESEARCH MATTERS

Assoc. Dir.	_____
Dep.-A.D.-Adm.	_____
Dep.-A.D.-Inv.	_____
Asst. Dir.:	_____
Admin.	_____
Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	_____
Laboratory	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Legal Coun.	_____
Telephone Rm.	_____
Director Sec'y	_____

[Handwritten initials]

KENSALT

Enclosed herewith for the Bureau is a xerox copy of a flyer advertising the showing of a film, "The Second Gun," at a theater in Elmira, N.Y., on 3/27/74. This film, produced and directed by THEODORE CHARACH, deals with the assassination of ROBERT F. KENNEDY.

On 3/28/74, Investigator PATRICK A. PATTERSON, Criminal Investigation Division, Chemung County Sheriff's Department, Elmira, N.Y., furnished the enclosed flyer and advised as follows:

The film, "The Second Gun," was brought to Elmira by THEODORE CHARACH, and he was assisted in this presentation by HERBERT L. MAC DONELL, an area criminologist. MAC DONELL had mentioned to PATTERSON about eight months ago that he was working on some "startling evidence" concerning the ROBERT F. KENNEDY assassination. MAC DONELL is not believed to have been actively involved in the production of this film, but appears to be an acquaintance of CHARACH.

There was no known public advertisement of this film, but MAC DONELL sent flyers about the film to area law enforcement agencies, and obviously encouraged the students from his various police science classes at Elmira College and Corning Community College, Corning, N. Y., to attend as there were a number of students in the audience. MAC DONELL also frequently is a guest lecturer at two Elmira High Schools in a course presented by members of the Elmira Police Department entitled, "Individual Freedom and the Law;" it appeared that there were a number of high school students in the audience also, and they undoubtedly came from those classes.

Both MAC DONELL and CHARACH spoke before the film's showing, but MAC DONELL's comments were not recalled. CHARACH stated that this showing in Elmira was the first public showing

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RESEARCH SECTION
DIBECLOB



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

BU 94-402

of the film, and he spoke of the sloppy police work and of the fact that the FBI had also failed to conduct a proper investigation. The definite interence was that there had been a big cover-up by the Government about the true facts surrounding ROBERT F. KENNEDY's assassination.

CHARACH claimed that a few days previous an actor in California, one STEWART (Ph) WHITMAN, whom he described as being a friend of the KENNEDY family, tried to steal CHARACH's copy of the film and to forcibly restrain him from showing "The Second Gun." CHARACH stated that he had finally been able to call the police who came and took WHITMAN away with them. He stated he thereafter found the film buried near the house where WHITMAN had hidden it.

CHARACH claimed that he was recording his talk so that there would be no chance of any future misunderstanding.

The film, which lasted about an hour and 45 minutes, was in color and quite well done. It dealt mainly with alleged inconsistencies in the presentation of physical evidence, and raises the question as to whether or not KENNEDY was actually shot by two different people. The film depicts several persons who state they were interviewed by the FBI concerning this assassination and infers that the Bureau failed to properly follow through on such information as was received from witnesses.

PATTERSON stated that MAC DONELL is very active as a criminologist and consultant in the Elmira, N. Y., area, as well as throughout the United States, and, therefore, he would not like MAC DONELL to learn that he had furnished the above information to the FBI. PATTERSON stated that it was of assistance to his position to remain on good terms with MAC DONELL.

"New Look at RFK Assassination."

"The Second Gun," at the Trans-Lux East, is a carefully-detailed probe by producer-writer Theodore Charach into Robert F. Kennedy's assassination in Los Angeles' Ambassador Hotel. With tremendous persuasiveness and tireless substantiation, the film seeks to show that another gun besides Sirhan Sirhan's was fired during the shooting, that the bullet from that gun was that fatal one, that none of Sirhan's bullets even struck Kennedy's body, yet the police overlooked or shunted aside any testimony that contradicted their conclusion that Sirhan was the lone killer.

Charach, who was in the hotel pantry where Kennedy was shot that evening of June 4, 1968, spent the next five years determined to find a more rational cause for the assassination rather than accepting it as the senseless, mindless act. His film produces unsettling evidence to support his theory.

We hear evidence from coroner Dr. Thomas Noguchi that the fatal bullet struck the senator behind the right ear from an inch or two away, yet testimony from witnesses placed Sirhan to the front, with his outstretched arm at least two feet away.

It was a security guard, Thane Eugene Cesar, who was holding on to Kennedy's arm just behind him and he had a gun which he admitted he drew, yet according to Charach's findings, that gun was not examined and Cesar was given only cursory questioning.

Cesar admitted he owned a 22-caliber pistol, similar to Sirhan's, but later said he had sold it before that night in June. Yet Charach produced the buyer who stated he bought it in September, and had the dated receipt in Cesar's handwriting to prove it. He added that the gun had since been stolen from him.

We hear evidence from William W. Harper, a ballistics expert, which contradicted DeWayne Wolfer's official ballistics' findings. According to Harper, the bullets found were not from the same gun and because of the opposing trajectories there had to be a second gun that night.

So it goes, from one eyewitness to another, from a cameraman who said his snapshots of the killing had

been seized and "lost" by the police to a witness discredited at court when his testimony contradicted the official version.

In camera interviews with such officials as Attorney-General Evelle J. Younger and District Attorney Joseph P. Bush, you get an impression of their impatience with any counter theories and their determination to have the case concluded and dropped forever.

"The Second Gun" is a disconcerting film which indicates the actual assassin may still be at large and Sirhan merely a cog in the machinery. It points not so much to a dark conspiracy against Kennedy as a shocking inefficiency among the investigating authorities."

—FRANCES HERRIDGE, N.Y. POST



"AN ARBOR OF TESTIMONY, ALLEGATIONS AND ACCUSATIONS

... their insistent presentation does accentuate those doubts. 'The Second Gun' evolves as serious pleading for further investigation and fuller explanation of the tragedy."

—A.H. WEILER, N.Y. TIMES



NEW EVIDENCE SHOWS SIRHAN DID NOT ASSASSINATE SEN. KENNEDY

... KILLED ...

THE SECOND GUN

The five-year filmed investigation of the assassination of Robert Kennedy

ONE SHOWING ONLY!

CAPITOL CINEMA

4:00PM WED. 27 MARCH

"A FASCINATING RETURN TO THE SCENE OF THE CRIME

that compels serious re-thinking. A tantalizing case, and seen now, in the light of Watergate disclosures, 'The Second Gun' provides a cynical revelation of how people in exalted positions may have gotten there."

—BERNARD DREW, GANNETT NEWS SYNDICATE

"'THE SECOND GUN' IS A MAMMOTH DOCUMENTARY.

The subject matter is so overwhelmingly absorbing."

—DAPHNE DAVIS, WOMEN'S WEAR DAILY



ENCLOSURE

"AN ABSORBING AND SEEMINGLY CONVINCING CASE AND APPEALS TO ONE'S FASCINATION WITH SLEUTHING. IT CERTAINLY MERITS INTEREST."

—WILLIAM WOLF, CUE MAGAZINE

"A SHOCKING FILM TREATISE ON JUSTICE AND AN ELECTRIFYING MYSTERY MELODRAMA."

—NORMA McLAIN STUMP, AFTER 2025 RELEASE UNDER E.O. 14176

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

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SCA-01 OC-06 CCO-00 SSO-00 USSS-00 AID-20 JUSE-00

OMB-01 DRC-01 FBIE-00 TRSE-00 ARA-16 EA-11 EUR-25

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E.O. 11652: GDS

TAGS: PFOR PINS

SUBJ: GSDR REPORT OF TERRORIST THREAT AGAINST US PERSONNEL

1. ACTING FONMIN ABDURAHMAN CALLED ME IN JANUARY 30 PURSUANT TO GSDR DECISION THAT HE SHOULD GIVE ME FOLLOWING INFORMATION ON "TOP SECRET" BASIS: SOMALIS HAD RECEIVED REPORT FROM PLO SOURCE THEY CONSIDER RELIABLE (PLACE INFORMATION ACQUIRED NOT SPECIFIED, THOUGH IMPLICATION WAS THAT GSDR GOT IT FROM PLO IN MOGADISCIO) TO EFFECT THAT UNIDENTIFIED ARAB TERRORISTS, ACTING WITHOUT APPROVAL OR CONSENT OF PLO, PLAN TO KIDNAP AMERICAN DIPLOMAT IN MOGADISCIO BETWEEN NOW AND FEBRUARY 17. THEREFORE, GSDR FELT THEY SHOULD PROVIDE SECURITY GUARD FOR ALL AMERICAN DIPLOMATIC PERSONNEL, BUT WANTED OUR CONSENT TO THIS STEP. ACCORDING TO ABDURAHMAN, TERRORIST PLAN IS REPORTEDLY THAT,

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AFTER KIDNAPPING TAKES PLACE, USG WOULD BE GIVEN TWO HOURS TO AGREE TO FREE SIRHAN SIRHAN. DEADLINE COULD BE EXTENDED TWO MORE HOURS, BUT IF NO FAVORABLE RESPONSE RECEIVED WITHIN THE FOUR-HOUR PERIOD THE DIPLOMAT WOULD BE KILLED. TERRORISTS WOULD BE COMING TO SOMALIA FROM EUROPE, PROBABLY PASSING THROUGH SOME ARAB COUNTRY ON WAY TO MOGADISCIO.

2. ABDURAHMAN NOTED THAT GSDR HAD TOLD PLO WHEN LATTER ESTABLISHED OFFICE IN MOGADISCIO THAT GSDR WOULD NOT RPT NOT TOLERATE ANY TERRORIST INCIDENT ON SOMALI TERRITORY AND WOULD KILL ANYONE WHO CARRIED OUT SUCH AN INCIDENT. IT WAS THIS STRONG STAND, ABDURAHMAN SAID, WHICH HE FELT LED PLO TO PASS ABOVE REPORT ON TO GSDR. ABDURAHMAN NOTED THAT ALL PLO PERSONNEL IN MOGADISCIO ARE CAREFULLY WATCHED AND HE CONFIDENT THEY ARE NOT RPT NOT INVOLVED. GSDR CONVINCED THAT TERRORISTS ARE NOT RPT NOT YET HERE. ALL AIRPORTS AND "ENTIRE COASTLINE" BEING WATCHED TO PREVENT TERRORISTS FROM ARRIVING SURREPTITIOUSLY. HOWEVER, PROBLEM IS COMPLICATED; TERRORISTS COULD COME UNDER VARIETY OF COVERS, SUCH AS MEMBER OF OFFICIAL ARAB DELEGATION.

3. ABDURAHMAN THOUGHT IT "97 PERCENT SURE" THAT ATTEMPT WOULD NOT RPT NOT BE MADE. HOWEVER, GSDR FELT THAT ALL US DIPLOMATS SHOULD BE ESCORTED FOR OUR PROTECTION. MOST LIKELY TARGET WOULD BE SENIOR OFFICIAL, SUCH AS "AMBASSADOR OR COUNSELOR" BUT "EVEN ADMINISTRATIVE OFFICIALS" SHOULD BE ESCORTED. GSDR DID NOT RPT NOT HOWEVER WISH TO DO THIS WITHOUT OUR AGREEMENT; SOMALIS WILL IN ANY CASE TAKE OTHER SECURITY MEASURES.

4. I EXPRESSED APPRECIATION FOR SOMALI PROTECTION OF US PERSONNEL IN PAST AND AT PRESENT AND SAID WE OF COURSE WANTED TO COOPERATE WITH THEM. SAID WE HAVE IN PAST DISCUSSED THESE MATTERS WITH COL. JAMA OF THE POLICE AND IT MIGHT BE WELL FOR US TO BE IN TOUCH WITH HIM AT THIS TIME. ABDURAHMAN AGREED. I SAID I WOULD BE BACK IN TOUCH WITH ABDURAHMAN VERY SHORTLY. ABDURAHMAN SAID THIS WAS WISE AS ATTEMPT COULD "EVEN BE MADE TODAY".

5. THERE ARE SEVERAL ASPECTS OF THIS REPORT WHICH PUZZLE US. SOMALI PROTECTIVE MEASURES FOR AMBASSADOR AND OTHER US DIPLOMATS HAVE BEEN MUCH RELAXED IN RECENT WEEKS (GUARD S PULLED OFF

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RESIDENCE, ETC.). WE HAVE NO SIGN THAT ANY OF THESE HAVE BEEN REINSTITUTED AND WE WONDER WHY GSDR PROPOSING TO MOVE DIRECTLY TO EXTREME MEASURE OF FOLLOWING ALL US DIPLOMATIC PERSONNEL. TERRORISTS COULD HARDLY EXPECT ANY REPLY TO THEIR DEMANDS WITHIN TWO HOURS OR EVEN FOUR. ABDURAHMAN'S ASSURANCES THAT TERRORISTS NOT RPT NOT YET IN MOGADISCIO CONTRAST WITH HIS VIEW THAT ATTEMPT "COULD BE MADE TODAY" AND HIS ASSESSMENT OF RELIABILITY OF REPORT ILL ACCORDS WITH HIS EXPRESSED CONFIDENCE ATTEMPT WILL NOT BE MADE. WE HAVE HAD NOTHING FROM POLICE, AND COL. JAMA, WITH WHOM WE TALKED ON THE TELEPHONE TO SET UP APPOINTMENT (SCHED ULED FOR TOMORROW MORNING), INDICATED NO AWARENESS OF ABDURAHMAN'S CONVERSATION WITH ME OR ANY SPECIAL CONCERN ABOUT SAFETY OF AMERICANS.

6. I THEREFORE AM PLANNING TO TAKE FOLLOWING LINE WITH ABDURAHMAN IN MEETING REQUESTED FOR LATER TODAY. THERE ARE NUMBER OF MEASURES SHORT OF FAIRLY EXTREME STEP OF FOLLOWING MOST AMERICAN PERSONNEL WHICH HAVE BEEN TAKEN BY GSDR IN PAST. DOES GSDR PLAN TO INITIATE SUCH MEASURES? ANY TERRORISTS WOULD NEED SOME TIME TO ORGANIZE OPERATION OF THIS KIND FOLLOWING THEIR ARRIVAL