

REFERENCES

INTRODUCTION

- (1) *J. McGrain v. Daugherty*, 273 U.S. 137 (1927).
- (2) W. Wilson, *Congressional Government* (Meridian Books, 1963, 1885 ed.), p. 195.
- (3) See, e.g., 123 *Congressional Record* E1703 (daily ed. March 22, 1977).
- (4) See 124 *Congressional Record* H7455 (daily ed. July 27, 1978) (remarks of Chairman Stokes).

(595)

I. FINDINGS IN THE ASSASSINATION OF PRESIDENT JOHN F. KENNEDY

REFERENCES: INTRODUCTION

(1) Arthur M. Schlesinger, Jr., "A Thousand Days: John F. Kennedy in the White House" (Boston: Houghton Mifflin Co., 1965), p. 116 (hereinafter "A Thousand Days").

(2) "World Leaders Voice Sympathy and Shock—A Flame Went Out," *The New York Times*, Nov. 23, 1963, p. 8.

(3) Nelson Lichtenstein, ed., *Political Profiles: The Kennedy Years* (New York: Facts on File, Inc., 1976), p. xvi.

(4) See generally, Congressional Research Service, Library of Congress, "History of Presidential Assassinations in the United States Preceding the Assassination of John F. Kennedy," JFK Project No. 7, July 5, 1978, prepared for the committee.

(5) See Congressional Research Service, Library of Congress, "An Analysis of Congressional Investigations into the Lincoln Assassination," Nov. 16, 1978. The U.S. House of Representatives authorized two separate investigations into the assassination of President Abraham Lincoln. In the first, established by resolutions passed on Apr. 9 and Apr. 30, 1866, the House Judiciary Committee was directed to determine whether President Jefferson Davis and other officials of the former Confederate government had been involved in the conspiracy to assassinate Lincoln and other leading Federal officials, including Vice President Andrew Johnson, Secretary of State William Seward and General Ulysses S. Grant. The committee was asked to prove or disprove the involvement of the Confederate officials and to report whether special legislation was needed to bring them to trial if they were conspirators. A special committee was formed, chaired by Representative James Wilson. Its most vigorous member, and the author of the final report, was Representative George S. Boutwell.

The second investigation was authorized by a resolution, passed July 8, 1867, that established a special House committee to make a comprehensive examination of the facts surrounding the assassination and report its findings and recommendations to the House. It was chaired by Representative Benjamin F. Butler.

The committees were established and largely controlled by radical Republicans who had grown increasingly alienated from President Andrew Johnson as a result of his lenient treatment of the defeated South. Republican antipathy culminated in the impeachment trial of President Johnson.

The Boutwell committee reported that Confederate President Jefferson Davis probably took steps to implement proposals to assassinate the President. Boutwell could make no stronger statement against Davis given the lack of substantive evidence tying him to an assassination conspiracy. A hoax perpetrated by a key witness had deprived the committee's majority of its case against Davis, and it was unable to set forth a convincing case against him. Representative Andrew Rogers filed a strongly worded minority report that took issue with the majority conclusion, denouncing the indictment of Davis and other Confederate officials as co-conspirators with Booth.

The Butler committee, in particular the outgrowth of radical Republican reaction to President Johnson's policy of leniency toward the South, attempted to investigate further allegations linking Confederate officials and others in a conspiracy with assassin John Wilkes Booth. The committee interviewed, among others, convicted conspirators Dr. Samuel A. Mudd, Edward Spangler, and Samuel B. Arnold. It appears that after December 1867, the Butler committee took no further action. Butler, however, was one of the most vigorous proponents of Johnson's impeachment during 1867. His involvement and that of other committee members in the impeachment proceedings may in part explain the committee's failure to continue its work.

The Butler committee uncovered little new information on the assassination of President Lincoln and was unable to establish any link between President Johnson and the conspirators. The body of evidence the Butler committee assembled argued against the charge that has reemerged on occasion since the 1860's that Andrew Johnson was a participant in, or had knowledge of, the conspiracy to assassinate Abraham Lincoln.

(6) See generally, "A Thousand Days"; and Samuel Eliot Morison, Henry Steele Commager and William E. Leuchtenburg, "The Growth of the American Republic" (New York: Oxford University Press, 1977), volumn II, chapter XXX (hereinafter "Growth of the American Republic").

(7) *Id.*, "Growth of the American Republic," at p. 762.

(8) "A Thousand Days," p. 635.

(9) Arthur M. Schlesinger, Jr., "Robert Kennedy and His Times" (Boston: Houghton Mifflin Co., 1978), Chapter 13.

(10) *Id.* at 278.

(11) *Id.* at 281.

(12) *Ibid.*

(13) Much of this account of President Kennedy's trip to Texas is based on the testimony of Governor and Mrs. John B. Connally. See testimony of Governor and Mrs. John B. Connally, Sept. 6, 1978, Hearings Before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. I, pp. 11-60.

(14) "A Thousand Days," p. 755.

(15) *Id.* at 98.

REFERENCES: SECTION A

(1) Report of the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), pp. 18-19 (hereinafter Warren Report).

(2) *Id.* at 86-92.

(3) *Ibid.*

(4) Deposition of J. Lee Rankin, Aug. 17, 1978, House Select Committee on Assassinations hearing, pp. 75-78 (JFK Document 014027) (for a copy of the deposition, see "The Warren Commission," staff report, Appendix to the Hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d Session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. XI (hereinafter WC report, — Appendix to the HSCA-JFK hearings. —)).

(5) *Id.* at 75.

(6) *Ibid.*

(7) Testimony of Robert Groden, Sept. 7, 1978, Hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), Volume I, p. 99 (hereinafter Groden testimony, — HSCA-JFK hearings, —).

(8) *Ibid.*

(9) JFK Document 002498.

(10) Report to the President by the Commission on Central Intelligence Activities within the United States (Washington, D.C.: U.S. Government Printing Office, 1975).

(11) I HSCA-JFK hearings, 145.

(12) Testimony of Michael Baden, Sept. 7, 1978, I HSCA-JFK hearings, 185 (hereinafter Baden testimony).

(13) Report of the Forensic Pathology Panel, in "Report on the Medical Evidence and Related Issues Pertaining to the Assassination of President John F. Kennedy," report VII Appendix to the HSCA-JFK hearings (hereinafter forensic pathology report).

(14) *Id.* at 151ff.

(15) Report of Photographic Evidence Panel, VI Appendix to the HSCA-JFK hearings, para. 512-610 (hereinafter photographic evidence report).

(16) Forensic pathology report, para. 181ff.

(17) Photographic evidence report, para. 512-610.

(18) See JFK Exhibit F-19, I HSCA-JFK hearings, 182, and forensic pathology report, para. 205-235.

(19) *Id.*, forensic pathology report, at 461-557.

- (20) Testimony of Larry Sturdivan, Sept. 8, 1978, I HSCA-JFK hearings, 383ff.
- (21) *Id.* at 414-416.
- (22) JFK exhibit F-309, I HSCA-JFK hearings, 416.
- (23) Forensic pathology report, para. 363-414.
- (24) *Ibid.*
- (25) *Id.* at 415-460.
- (26) *Ibid.*; see also 364-376 and Addendum G.
- (27) *Ibid.*
- (28) Compare dissenting views of Dr. Cyril H. Wecht, *id.* at 558ff.
- (29) Warren Report, pp. 97-109.
- (30) *Id.* at 105.
- (31) *Id.* at 97.
- (32) *Id.* at 19.
- (33) Testimony of Dr. Vincent P. Guinn, Sept. 8, 1978, I HSCA-JFK hearings, 491ff. (hereinafter Guinn testimony). There are differences in the count and weight of the materials examined by the FBI and Dr. Guinn. This is attributable to the character of the FBI tests and to the fact that the Bureau disposed of the samples examined after the tests.
- (34) Warren Report, pp. 79-81.
- (35) See, e.g., Mark Lane, "Rush to Judgment" (New York: Holt, Rinehart & Winston, 1966), p. 80.
- (36) Guinn testimony, p. 533.
- (37) Sturdivan testimony, pp. 407-412, 420-424; see also testimony of Dr. Cyril H. Wecht, Sept. 7, 1978, I HSCA-JFK hearings, 350-352 (hereinafter Wecht testimony).
- (38) *Id.*, Sturdivan testimony, at 395.
- (39) *Id.*, Sturdivan testimony, 407-412, 420-424, and Baden testimony, 298.
- (40) JFK exhibit F-331, I HSCA-JFK hearings, 533.
- (41) *Ibid.*
- (42) Photographic evidence report, para. 52ff.
- (43) *Id.* at 57-80.
- (44) *Ibid.*
- (45) *Ibid.*
- (46) *Id.* at 156ff.
- (47) *Id.* at 95-103, *inter alia*.
- (48) Testimony of Dr. James Barger, Professor Mark Weiss and Ernest Aschkenasy, Dec. 29, 1978, V HSCA-JFK hearings, 645ff., 555ff., and 556ff. respectively (hereinafter Barger, Weiss, or Aschkenasy testimony).
- (49) See memorandum of Chief Counsel G. Robert Blakey, V HSCA-JFK hearings, 723ff.
- (50) Report of Dr. William K. Hartmann and Dr. Frank Scott, in the photographic evidence report, para. 92-103.
- (51) Warren Report, p. 18.
- (52) *Ibid.*, pp. 18-19.
- (53) Forensic pathology report, para. 461ff.
- (54) Photographic evidence report, para. 110-168.
- (55) Testimony of Thomas Canning, Sept. 12, 1978, II HSCA-JFK hearings, 161.
- (56) *Id.* at 161-179.
- (57) *Id.* at 179-191.
- (58) Photographic evidence report, para. 127-168.
- (59) *Ibid.*
- (60) *Id.* at 272-287.
- (61) *Ibid.*
- (62) *Id.* at 247-251.
- (63) *Id.* at 257-271.
- (64) *Id.* at 247-251.
- (65) See letter of Charles Leontis (JFK document 014205).
- (66) JFK documents 014744 and 014833.
- (67) Testimony of Luke Mooney, hearings before the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), vol. III, p. 284 (hereinafter Warren Hearings).
- (69) *Ibid.*
- (70) *Id.* at 287.

- (71) Testimony of Eugene Boone, III Warren Hearings, 293.
 (72) Ibid.
 (73) Id. at 294.
 (74) Report of the Firearms Panel, VII appendix to the HSCA-JFK hearings, para. 135-146 (hereinafter firearms report) ; Warrent Report, p. 85.
 (75) Id., firearms report, at 131-134.
 (76) Guinn testimony, p. 533.
 (77) Sylvia Meagher, "Accessories After the Fact" (New York: Vantage Books, 1967), pp. 95-100.
 (78) See e.g., testimony of Jack D. White, Sept. 14, 1978, II HSCA-JFK hearings, 322ff.
 (79) Photographic evidence report, para. 186ff.
 (80) Testimony of Calvin S. McCamy and Sgt. Cecil W. Kirk, Sept. 15, 1978, II HSCA-JFK hearings, 425-430 (hereinafter McCamy or Kirk testimony).
 (81) Warren Report, pp. 118-121.
 (82) Ibid.
 (83) Ibid.
 (84) Id. at 128-129, 130-131.
 (85) Id. at 125-126.
 (86) Id. at 122-124.
 (87) Id. at 129-137.
 (88) Id. at 136.
 (89) Meagher, "Accessories After the Fact," pp. 104-105, supra.
 (90) Id. at 120-127, 200-209.
 (91) JFK Exhibit F-399, IV HSCA-JFK hearings, 255.
 (92) Ibid.
 (93) Report of Vincent J. Scalice, in the Report on the Subject of the Examination of the Handwriting and Fingerprint Evidence in the Investigation of the Assassination of John F. Kennedy by the Questioned Documents Panel, VIII appendix to the HSCA-JFK hearings, para. 147ff. (hereinafter questioned documents report).
 (94) Id. at 27.
 (95) I Warren Hearings, 117-118.
 (96) Warren Report, pp. 180-181.
 (97) Id. at 125-128.
 (98) Groden testimony, pp. 124ff.
 (99) Photographic evidence report, para. 347ff.
 (100) Id. at 366-376.
 (101) See, e.g., photographic evidence report, para. 439.
 (102) Id. at 377.
 (103) Id. at 196, 237.
 (104) JFK Exhibits F-396, F-207 and F-208 and related testimony, HSCA-JFK hearings, II-p. 342, II-p. 435 and I-p. 127 respectively.
 (105) Photographic evidence report, para. 196.
 (106) JFK Exhibits F-183, F-184 and F-312, II-p. 245, II-p. 245 and II-p. 388 HSCA-JFK hearings respectively.
 (107) JFK Documents 001198 and 001197.
 (108) Photographic evidence report, para. 377.
 (109) Questioned documents report, para. 27.
 (110) Warren Report, pp. 137ff.
 (111) Id. at 143.
 (112) Testimony of Roy Trully, March 24, 1964, III Warren Hearings, 215.
 (113) See, e.g., testimony of Danny Arce, Bonnie Ray Williams, Charles Givens, Billy Lovelady and Harold Norman, Warren Report, vol. VI, pp. 363-367, vol. III, pp. 161-184, vol. VI, pp. 345-356, vol. VI, pp. 336-341, and vol. III, p. 186-198, respectively.
 (114) Questioned documents report, para. 147ff.
 (115) Interview of James Jarmen, Sept. 25, 1977, House Select Committee on Assassinations (JFK Document 003347) ; testimony James Jarmen, III Warren hearings, 201.
 (116) See JFK exhibit F-126 and related Groden testimony, I HSCA-JFK hearings, 107 *inter alia*.
 (117) Warren Report, pp. 147-149.
 (118) J. Gary Shaw and Larry R. Harris, Cover-Up (publisher, J. Gary Shaw, Cleburne, Tex., 1976), p. 39.

- (119) Photographic evidence report, para. 759ff.
- (120) Interview of Billy Lovelady, May 9, 1978, House Select Committee on Assassinations (JFK document 009188).
- (121) Testimony of Roy Truly and M. L. Baker, Mar. 24, 1964, and Mar. 25, 1964, III Warren hearings, 212-241, 242-270.
- (122) Testimony of Mrs. Robert A. Reid, Mar. 25, 1964, III Warren hearings, 270-281.
- (123) The committee is not unaware of arguments to the contrary. See, e.g., P. D. Scott, P. L. Hoch and R. Stetler, eds., *The Assassination: Dallas and Beyond* (New York: Vintage Books, 1976), pp. 93-100. The committee traveled to Dallas and toured the Texas State Book Depository building. During those visits, the times required to reach the second floor from both the street and the sixth floor were determined. The committee found that the testimony of Truly and Baker does not preclude a finding that Oswald was on the sixth floor at the time the shots were fired.
- (124) Warren Report, p. 157.
- (125) *Id.* at 160, 163-165.
- (126) *Id.* at 165.
- (127) *Id.* at 176-180.
- (128) Firearms report, para. 198.
- (129) See, e.g., JFK Documents 006905, 003533 and 010905.
- (130) Warren Report, pp. 650-651.
- (131) Interview of Jack Ray Tatum, Feb. 1, 1978, House Select Committee on Assassinations (JFK Document 006905).
- (132) Warren Report, pp. 176-180; testimony of James W. Bookhout, VII Warren hearings, 312.
- (133) Warren Report, p. 404.
- (134) See, e.g., Meagher, *Accessories After the Fact*, pp. 283-292, *supra*.
- (135) Firearms report, para. 149-150.
- (136) Neutron activation analysis report, I HSCA-JFK hearings, 528.
- (137) Testimony of Marina Oswald Porter, Sept. 13, 1978, II HSCA-JFK hearings; see also deposition of Marina Oswald Porter, XII appendix to the HSCA-JFK hearings.
- (138) Questioned documents report, para. 27.
- (139) JFK exhibit F-510, IV HSCA-JFK hearings, 350.
- (140) Warren Report, p. 423.
- (141) *Id.* at 375-424.
- (142) *Id.* at 390-394.
- (143) *Id.* at 393.
- (144) *Id.* at 391-392.
- (145) *Id.* at 392.
- (146) *Id.* at 408-412.
- (147) JFK exhibit F-178, II HSCA-JFK hearings, 350.
- (148) Warren Report, pp. 406-415.
- (149) *Ibid.*
- (150) Testimony of Carlos Bringuier, X Warren hearings, 35-36.
- (151) JFK staff reports, House Select Committee on Assassinations (classified JFK Documents 014972, 014973, 014974 and 014975).

REFERENCES: SECTION B

- (1) Letter from J. Edgar Hoover to J. Lee Rankin, June 10, 1964 (JFK Document 014512).
- (2) FBI interview of Samuel Pate, Mar. 10, 1964 (JFK Document 014513).
- (3) Letter from L. G. Kersta to J. Lee Rankin, July 17, 1964 (JFK Document 002892).
- (4) Outside contact report, Dr. James E. Barger, May 30, 1978, House Select Committee on Assassinations (JFK Document 008926).
- (5) "Analysis of Recorded Sounds Relating to the Assassination of President John F. Kennedy," Bolt Beranek and Newman Inc., in "A Study of the Acoustics Evidence Related to the Assassination of President John F. Kennedy," appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Cong., 2d sess. (Washington, D.C.: U.S. Government Printing Office, 1979), Vol. VIII, sec. 1 (hereinafter BBN report, — appendix to the HSCA-JFK hearings, —).

- (6) *Id.* at sec. 3.
- (7) *Id.* at Foreword.
- (8) Testimony of Paul McCaghren, Sept. 11, 1978, hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Cong. 2d sess. (Washington, D.C.: U.S. Government Printing Office, 1979), Vol. II, p. 108 (hereinafter McCaghren testimony. — HSCA-JFK hearings, —).
- (9) *Id.* at 109-110.
- (10) BBN report, sec. 4.1.
- (11) *Id.* at sec. 3.
- (12) *Id.* at sec. 3.3.
- (13) *Id.* at sec. 4. As explained in sec. 5.3 of the BBN report, the number of sequences tested may be listed at differing points in the committee's record as 4, 5, or 6, depending upon the stage of analysis the acoustical project was at
- (14) *Ibid.* An additional, less precise screening test was referred to in the hearings on the acoustical project. This screening test was to determine whether the number of impulses in each of the impulse sequences on the Dallas Police Department tape approximated the number of impulses in the expected echo pattern of Dealey Plaza.
- (15) *Id.* at sec. 5.
- (16) *Ibid.*
- (17) *Ibid.*
- (18) *Id.* at sec. 5.1, step 3.
- (19) *Id.* at sec. 5.
- (20) Testimony of Prof. Mark Weiss and Ernest Aschkenasy, Dec. 12, 1978, V HSCA-JFK hearings, 556.
- (21) BBN report, sec. 5.2(3).
- (22) *Ibid.*
- (23) *Id.* at sec. 5.2(2).
- (24) *Ibid.*
- (25) *Id.* at sec. 5.2(1).
- (26) Testimony of Dr. James E. Barger, Dec. 29, 1978, V HSCA-JFK hearings, 649 (hereinafter Barger testimony, Dec. 29, 1978).
- (27) BBN report, sec. 5.1, step 3.
- (28) *Id.* at sec. 5.2(1).
- (29) *Ibid.*
- (30) *Id.* at sec. 5.1, step 5.
- (31) *Id.* at sec. 5.1, steps 5 and 6.
- (32) *Id.* at section 5.1, step 6. A technical term for an "invalid match" is a "false alarm"; this term was used during the hearings on the acoustical project and in the BBN report.
- (33) *Id.* at section 5.3.
- (34) *Ibid.*
- (35) *Ibid.*
- (36) *Id.* at section 5.4.
- (37) *Ibid.* During his Sept. 11, 1978, testimony before the committee, before the probability estimate was refined for the BBN report, Barger estimated the probability that this would occur at random as 5 percent. Testimony of Dr. James E. Barger, Sept. 11, 1978, II HSCA-JFK hearings, 67 (hereinafter Barger testimony, Sept. 11, 1978).
- (38) BBN report, sec. 5.4.
- (39) *Ibid.*
- (40) *Id.* at sec. 1.4.
- (41) Barger testimony, Sept. 11, 1978, p. 94.
- (42) BBN report, sec. 1.4.
- (43) *Ibid.*
- (44) *Ibid.*
- (45) Weiss and Aschkenasy testimony, p. 556.
- (46) *Id.* at 559.
- (47) BBN report, section 1.5.
- (48) Weiss and Aschkenasy testimony, p. 566.
- (49) An Analysis of Recorded Sounds Relating to the Assassination of President John F. Kennedy, section 14, Professor Mark R. Weiss and Ernest Aschkenasy, in "A Study of the Acoustics Evidence Related to the Assassination of President John F. Kennedy," VIII appendix to the HSCA-JFK hearings (hereinafter Weiss-Aschkenasy report).

- (50) Weiss and Aschkenasy testimony, pp. 558-559.
 (51) Weiss-Aschkenasy report, section 4.14.
 (52) Weiss and Aschkenasy testimony, p. 605.
 (53) *Id.* at 568-569.
 (54) *Ibid.*; Weiss-Aschkenasy report, section 5.3.
 (55) Weiss and Aschkenasy testimony, pp. 581-582.
 (56) *Id.* at 556, 605.
 (57) BBN report, section 1.5.
 (58) Barger testimony, December 29, 1978, p. 684.
 (59) *Id.* at 681.
 (60) Weiss and Aschkenasy testimony, p. 586.
 (61) Barger testimony, December 29, 1978, p. 681.
 (62) *Ibid.*
 (63) Weiss and Aschkenasy testimony, p. 571.
 (64) Barger testimony, Dec. 29, 1978, pp. 680-681.
 (65) *Id.* at 681.
 (66) *Id.* at 682.
 (67) Interview of H. B. McLain, Sept. 26, 1977, House Select Committee on Assassinations (JFK Document 002378) (hereinafter McLain interview).
 (68) Interview of Sergeant Jimmy Wayne Courson, Sept. 26, 1977, House Select Committee on Assassinations (JFK Document 002381) (hereinafter Courson interview).
 (69) Capt. P. W. Laurence Exhibit, hearings before the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), volume XX, p. 489 (hereinafter — Warren Hearings, —).
 (70) Dallas Cinema Association film (JFK document 005011).
 (71) Courson interview.
 (72) Dallas Cinema Association film (JFK document 005011).
 (73) JFK Exhibits F-668, 669, 670, 671, and 681, V HSCA-JFK hearings, 626, 627, and 628 respectively.
 (74) Letter from Robert Groden to Chairman Stokes, V HSCA-JFK hearings, 703.
 (75) Testimony of H. B. McLain, Dec. 29, 1978, V HSCA-JFK hearings, 625 (hereinafter McLain testimony).
 (76) *Id.* at 629.
 (77) *Id.* at 630.
 (78) *Ibid.*
 (79) *Id.* at 637.
 (80) *Id.* at 630.
 (81) *Id.* at 635.
 (82) Daily assignment sheet for Solo Motors (JFK document 014391), V HSCA-JFK hearings, 721.
 (83) Groden letter, p. 704. As detailed on page 702, the committee did not rely on this photographic enhancement because it was completed after the committee's final vote on the findings.
 (84) See, e.g., JFK exhibit F-680 (paper submitted by Anthony Pellicano), V HSCA-JFK hearings, 652.
 (85) See, e.g., transcript of CBS television interview of H. B. McLain with Eric Enberg, Jan. 4, 1979 (JFK document 014387).
 (86) See, e.g., JFK exhibit F-680 (paper submitted by Anthony Pellicano), V HSCA-JFK hearings, 652.
 (87) *Ibid.*
 (88) Transcript of November 22, 1963, channel 2 police transmissions (JFK document 006996).
 (89) Interview of Gerald D. Henslee, Aug. 12, 1978, House Select Committee on Assassinations (JFK document 013886).
 (90) McLain testimony, p. 630.
 (91) Transcript of CBS television interview of H. B. McLain with Eric Enberg, Jan. 4, 1979 (JFK document 014387).
 (92) Barger testimony, Dec. 29, 1978, pp. 650-651; BBN report, section 5.4.
 (93) Weiss and Aschkenasy testimony, p. 592.
 (94) McLain testimony, p. 640.
 (95) BBN report, section 6.1.
 (96) *Id.* at section 2.1.

(97) See section I A of the Report of the Select Committee on Assassinations: Findings and Recommendations.

(98) Report of the Photographic Evidence Panel, VI Appendix to the HSCA-JFK hearings, paragraphs 64 to 80 (hereinafter photographic evidence report).

(99) BBN report, section 4.1.

(100) Letter from J. Edgar Hoover to J. Lee Rankin, Feb. 3, 1964 (JFK Document 014514).

(101) For a detailed memorandum on the process of synchronizing the tape to the film, see the memorandum of G. Robert Blakey, Feb. 22, 1979, V HSCA-JFK hearings, 723.

(102) Report of the Forensic Pathology Panel, in "Report on the Medical Evidence and Related Issues Pertaining to the Report on the Assassination of President John F. Kennedy," VII Appendix to the HSCA-JFK hearings, pars. 461 to 494 (hereinafter forensic pathology report).

(103) JFK exhibit F-331, section 5 (neutron activation analysis report of Dr. Vincent P. Guinn), I HSCA-JFK hearings, 506.

(104) Ibid.

(105) See section I A 3 of the Report of the Select Committee on Assassinations: Findings and Recommendations.

(106) Dr. Baden acknowledged this extraordinarily remote possibility in discussions with the staff (memorandum of Donald A. Purdy, Dec. 20, 1978, House Select Committee on Assassinations (JFK Document 014996)). He was prepared to respond to questions concerning this theoretical possibility during the Dec. 29, 1978, hearing, but because of the time spent on the acoustical evidence during that hearing, Dr. Baden's scheduled appearance before the committee was canceled. His opinion, and that of the forensic pathology panel, remains that there is no medical evidence that the President was struck by a bullet fired from the grassy knoll.

(107) See Blakey memorandum, Feb. 22, 1979, p. 723.

(108) Photographic evidence report, pars. 182-185.

(109) Testimony of Governor John B. Connally, Sept. 6, 1978, I HSCA-JFK hearings, 42.

(110) Photographic evidence report, par. 68.

(111) Id. at 70.

(112) Id. at 71.

(113) Id. at 72, 74-80.

(114) Forensic pathology report; par. 487.

(115) Photographic evidence report, par. 153.

(116) Id. at 164-166.

(117) Warren Report, p. 117.

(118) Testimony of Robert A. Frazier, hearings before the President's Commission on the Assassination of President John F. Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), vol. III, pp. 403-412 (hereinafter Frazier testimony, — Warren hearings, —).

(119) Testimony of Monty C. Lutz, Sept. 8, 1978, I HSCA-JFK hearings, 484.

(120) See memorandum of Chief Counsel G. Robert Blakey, printed as an addendum to "A Study of the Acoustics Evidence Related to the Assassination of President John F. Kennedy," VIII Appendix to the HSCA-JFK hearings.

(121) See section I A 3 of the "Report of the Select Committee on Assassinations: Findings and Recommendations."

(122) Photographic evidence report, pars. 90, 98.

(123) Testimony of Dr. William Hartmann, Sept. 11, 1978, II HSCA-JFK hearings, 137.

(124) Photographic evidence report, pars. 10-38, 42.

(125) Id. at 40.

(126) Id. at 41.

(127) Id. at 292.

(128) Id. at 303-04.

(129) Ibid.

(130) Id. at 305.

(131) Id. at 306.

(132) Ibid.; and outside contact report with Bob Hunt, Jan. 15, 1979, House Select Committee on Assassinations (JFK Document 014736).

(133) Photographic evidence report, pars. 321-322.

(134) Id. at 324-327.

(135) Id. at 328-329.

(137) *Id.* at 328–331.

(138) *Ibid.*

(139) *Id.* at 331.

(140) *Id.* at 297–301.

(141) *Id.* at 302.

(142) *Id.* at 307–309.

(143) *Id.* at 315–317.

(144) *Id.* at 251.

(145) *Id.* at 282.

(146) *Id.* at 283–285.

(147) *Id.* at 286.

(148) *Id.* at 287.

(149) *Id.* at 288.

(150) *Ibid.*

(151) *Id.* at 263.

(152) *Id.* at 265–266.

(153) “Analysis of Earwitness Reports Relating to the Assassination of President Kennedy,” prepared by D. M. Green, consultant to Bolt Beranek and Newman Inc., VIII appendix to the HSCA–JFK hearings (hereinafter BBN–Green report).

(154) *Ibid.*

(155) This possibility was also recognized by the Warren Commission in its discussion of the number of shots that were fired (Warren Report, p. 111). The testimony of Emmett Joseph Hudson may illustrate the difficulty of finding facts based on the recollections of witnesses, especially those who have had the opportunity to read about the events in newspapers or who may have been led to change their testimony by the manner in which they were questioned at the time of the assassination. Hudson was located in front of the stockade fence on the grassy knoll, in a position where he may have been expected to have heard distinctly any shot fired from the knoll. (See JFK exhibit F–129 I, HSCA–JFK hearings, 109.) Hudson gave a sworn statement to the Sheriff’s Department of Dallas County on November 22, 1963. He said he was in Dealey Plaza, sitting on the steps in front of the stockade fence, facing Elm Street, during the time of the assassination. He heard three shots. They came “from behind and above *me.*” (Emphasis added.) (XIX Warren hearings, 481.)

Hudson’s testimony would seem to mean “from behind the fence,” and his statement has been so understood (J. Thompson, “Six Seconds in Dallas” (Berkeley, Calif.: Berkeley Medallion Books, 1976), appendix A, witness No. 75.

Hudson gave a deposition to the Warren Commission on July 22, 1964; he told counsel the third “shot was coming from above and kind of behind.” (VII Warren hearings, 560.) Counsel then asked: “You heard it come from sort of behind *the motorcade* and then above?” (Emphasis added.) Hudson answered, “Yes.” (Ibid.) Later in the deposition, counsel returned to the question: “But you are quite sure in your own mind that the shots came from the rear *of the President’s car* and above it; is that correct?” (Emphasis added.) *Id.* at 564. Hudson answered, “Yes.” (Ibid.) Counsel then continued, “Did you have any idea that they might have come from the Texas School Book Depository building?” (Ibid.) Hudson answered, “Well, it sounded like it was high, you know, from above and kind of behind like—in other words, to the left.” (Ibid.) Counsel asked, “And that would have fit in with the Texas School Book Depository, wouldn’t it?” (Ibid.) Hudson replied, “Yes.” (Ibid.)

Hudson also indicated that he saw the second shot hit the President in the head “a little bit behind the ear and a little bit above the ear” on the right side. (Ibid. at 560.) According to his testimony, he was lying on the ground facing Elm when the third shot was fired. (Ibid.) He also felt that the first shot was fired shortly after the motorcade had turned off Houston onto Elm at about the first lightpost on Elm on the right (id. at 559); the second—that hit the President in the head—came a little later, near the second lightpost on Elm on the right (id. at 560); and the third occurred at about the steps leading down to Elm Street that he was standing on (id. at 561). According to Hudson, the third shot must have hit the President in the neck. (Ibid.)

If the scientific evidence summarized in the text is correct, Hudson must be wrong in some aspects of his testimony. According to the scientific evidence, the first shot missed, and it was fired shortly after the President’s limousine turned onto Elm. The scientific evidence indicated, moreover, that the second shot hit

the President in the neck, not the head, when the limousine was between the first and second lightposts; it also indicated the President was hit in the head not by the second, but by the fourth shot, at the point when the limousine was between the third and fourth lightposts, just about where the steps are. According to JFK Exhibit F-129 (I HSCA-JFK hearings, 109), a photograph taken around the moment of the third and fourth shots, Hudson is seen still standing, not lying down as he remembers.

In summary, Hudson was wrong about which shots hit the President in the head and neck, the location of the limousine at each shot and his own body position at the time of the shooting.

It may well be that Hudson's understanding of what happened was influenced by the newspapers after he had given his November statement to the Sheriff's Department. At two points during the July deposition, he indicated in answers that he had read newspapers that said that the President had been hit twice (*id.* at 561) and that had carried Hudson's pictures in them (*id.* at 563).

He may also have been led to alter his first statement by the way in which he was questioned by counsel, who gave him an interpretation of his prior statement to the Sheriff's Department and of his own testimony in the deposition that led him to testify in a fashion consistent with what was then generally well known: Oswald had fired three shots from the depository. When Hudson was contacted by the committee, he told his story in words virtually identical to those he had used in his deposition 15 years ago. He added, "Everything I told the Warren Commission was correct." (Outside contact report with Emmett Joseph Hudson, Feb. 3, 1979, House Select Committee on Assassinations (JFK Document 014458).) Hudson, now 71, has heard for years about the controversy about a shot from the knoll; he does not think that one was fired from behind the stockade fence. (*Ibid.*)

Hudson himself also recognized the other key factor that affects most of the testimony of the witnesses in Dealey Plaza—he noted that "it was just such an exciting time. . . .", Warren hearings, VII, p. 465.

In dissent, Congressman Edgar questions the testimony, quoted in the text, of S. M. Holland. He correctly noted that there are, as in the case of Hudson, differences between what he told the Dallas County Sheriff's Department and the Warren Commission. He also notes that Holland said he saw a machinegun, using it as a basis to call into question Holland's credibility. In fact, Special Agent Ed Hickey had an AR-15, an automatic rifle, in the followup car, and he did have it raised; Holland's testimony about the machinegun, therefore, can be corroborated (XVII Warren hearings, 735). A photograph of the gun is published in "The Torch Is Passed" (A.P. 1964), p. 17.

Congressman Edgar also noted that Holland reported seeing a "puff of smoke" and questioned whether smoke could be seen when "smokeless" powder is used, as it is in modern firearms. As it was explained by the firearms panel, modern weapons do in fact emit smoke when fired (I HSCA-JFK hearings, 485 (Sept. 8, 1978)).

(156) Warren report, p. 110.

(157) *Ibid.*

(158) *Id.* at 111.

(159) *Id.* at 19.

(160) JFK Exhibit 644 (V HSCA-JFK hearings, 504). The committee did not attempt to interview Hargis because of his medical history.

(161) *Ibid.*

(162) JFK Exhibit 645 (V HSCA-JFK hearings, 508). Newman confirmed to the committee the accuracy of his statement to the Warren Commission. Outside contact report, William Eugene Newman, February 10, 1979, House Select Committee on Assassinations (JFK document 014572).

(163) JFK Exhibit 646 (V HSCA-JFK hearings, 510).

(164) JFK Exhibit 647 (V HSCA-JFK hearings, 519). Landis confirmed to the committee the accuracy of his statement to the Warren Commission. Outside contact report with Paul Landis, February 17, 1979, House Select Committee on Assassinations (JFK document 014571).

(165) *Ibid.*

(166) JFK Exhibit 648 (V HSCA-JFK hearings, 527). See reference 155, *supra*.

(167) *Ibid.*

(168) *Ibid.*

(169) BBN-Green report, section 4.

- (170) *Id.* at section 5.
 (171) *Ibid.*
 (172) *Id.* at appendix A.
 (173) *Id.* at section 3.1.
 (174) *Ibid.*
 (175) "Conspiracy Witnesses in Dealey Plaza," staff report, XII appendix to the HSCA-JFK hearings.
 (176) Photographic evidence report, para. 539-560.
 (177) *Id.* at 612-613.
 (178) *Id.* at 617-618.
 (179) *Id.* at 673, 721-731.
 (180) *Ibid.*
 (181) During 1963-1964, Crisman was employed at Rainier Union High School in Rainier, Ore. The committee obtained the affidavits of three teachers at that school, Marva Harris, Norma Chase, and Stanley Peerloom, that Crisman was teaching school in Rainier on November 22, 1963 (JFK document 013925).
 (182) Deposition of E. Howard Hunt, Nov. 3, 1978, House Select Committee on Assassinations, pp. 5-10 (JFK document 014506).
 (183) See Section I A 3 of the Report of the Select Committee on Assassinations: Findings and Recommendations; photographic evidence report, para. 188-197, 347-511.
 (184) M. Eddowes, "The Oswald File" (New York: Clarkson N. Potter, Inc., 1977).
 (185) Photographic evidence report, para. 732-748.
 (186) *Id.* at 749-755.
 (187) *Id.* at 756-757.
 (188) *Id.* at 757.
 (189) *Ibid.*
 (190) Report on the subject of the examination of the handwriting and fingerprint evidence in the investigation of the assassination of President John F. Kennedy, VIII appendix to the hearings.

REFERENCES: SECTION C

- (1) *United States v. Kissel*, 218 U.S. 601, 610 (1910).
 (2) See Report of the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), chapter VI.
 (3) *Id.* at 245-252.
 (4) *Id.* at 376.
 (5) *Id.* at 374.
 (6) *Id.* at 780.
 (7) *Id.* at 785.
 (8) *Id.* at 333-373.
 (9) *Id.* at 370-371.

REFERENCES: SECTION C 1

- (1) See generally Report of the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), pp. 655-658 (hereinafter Warren Report).
 (2) Congressional Research Service, Library of Congress, "Soviet-American Relations During the Kennedy Years," June 1, 1978, prepared for the House Select Committee on Assassinations, pp. 2-6 (JFK Document 008899).
 (3) *Id.* at 9.
 (4) *Ibid.*
 (5) Warren Report, pp. 21-22, 254-280.
 (6) *Id.* at 255, 374; Commission exhibit (CE) 3138.
 (7) *Id.* at 254-280, and related Commission exhibits; see also testimony of Marina Oswald Porter, Sept. 13, 1978-Sept. 14, 1978, Hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. II, pp. 206-319 (hereinafter Porter testimony, — HSCA-JFK hearings,—); see also "Deposition of Marina Oswald Porter," staff report, appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing

Office, 1970), vol. XII (hereinafter Porter deposition, — appendix to the HSCA-JFK hearings, —).

(8) Warren report, CE985, 986.

(9) See generally "Oswald in the Soviet Union: An Investigation of Yuri Nosenko," staff report, XII appendix to the HSCA-JFK hearings (hereinafter Nosenko report).

(10) Ibid.

(11) Ibid.

(12) CE 24, 180-198, 294-295, 297-322.

(13) CE 985, 986.

(14) CE 984.

(15) CE 985, 986.

(16) Ibid. (The suspicious nature of the consistently illegible signatures was discussed in a memorandum of Warren Commission Counsel W. David Slawson to J. Lee Rankin, June 4, 1964.)

(17) Nosenko report, secs. 3, 4.

(18) Ibid.

(19) Unpublished classified staff summary of review of CIA files on U.S. defectors to Russia.

(20) Ibid.

(21) Ibid.

(22) Ibid.

(23) Staff report on Yuri Nosenko, Sept. 15, 1978, II HSCA-JFK hearings, 443.

(24) Id. at 449.

(25) Ibid.

(26) Ibid.

(27) Ibid.

(28) Id. at 460-464.

(29) Id. at 464.

(30) See generally Nosenko report, secs. 3, 4, 7.

(31) Undated memorandum of W. David Slawson, Warren Commission counsel (1964), p. 84ff.; executive session testimony of W. David Slawson, Nov. 15, 1977, House Select Committee on Assassinations Exhibit 22 (JFK Document 014668).

(32) Deposition of J. Lee Rankin, Aug. 17, 1978, House Select Committee on Assassinations, pp. 67-68, attachment G, para. 284, in "The Warren Commission," staff report, XI app. to the HSCA-JFK hearings.

(33) See generally Nosenko report.

(34) Id. at sec. 1.

(35) Ibid.

(36) Ibid.

(37) Testimony of John Hart, Sept. 15, 1978, II HSCA-JFK hearings, 487; see also JFK exhibit F-427, II HSCA-JFK hearings, 536; Nosenko report, sec. 2.

(38) Id., Nosenko report at sec. 3.

(39) Compare Nosenko report, sec. 3, with secs. 4, 7.

(40) See generally Nosenko report, sec. 1.

(41) Ibid.

(42) Ibid.; Porter testimony, p. 206.

(43) JFK document 014873.

REFERENCES: SECTION C 2

(1) "Report on the President's Commission on the Assassination of President Kennedy" (Washington, D.C.: U.S. Government Printing Office, 1964), pp. 658-659 (hereinafter Warren report).

(2) Congressional Research Service, Library of Congress, "United States-Cuban Relations, 1959-64: An Analysis," May 1978 (JFK Document 010426), pp. 7-8 (hereinafter "United States-Cuban Relations, 1959-1964").

(3) Id. at 8.

(4) Id. at 9-16.

(5) Id. at 9.

(6) Ibid.

(7) Ibid.

(8) Id. at 10.

(9) Id. at 12.

- (10) *Ibid.*
- (11) *Id.* at 17-25.
- (12) *Id.* at 20.
- (13) *Id.* at 33.
- (14) *Ibid.*
- (15) *Ibid.*
- (16) *Id.* at 35.
- (17) *Id.* at 36.
- (18) *Id.* at 39.
- (19) Congressional Research Service, Library of Congress, "A Selected Chronology on Cuba and Castro, March 10, 1952-October 22, 1962," p. 29 (JFK Document 013100).
- (20) *Id.* at 30.
- (21) "United States-Cuban Relations, 1959-64," pp. 37ff.
- (22) *Id.* at 45, *inter alia*.
- (23) *Id.* at 48-49.
- (24) *Id.* at 52.
- (25) *Id.* at 53.
- (26) *Id.* at 54.
- (27) *Ibid.*
- (28) *Ibid.*
- (29) *Ibid.*
- (30) *Id.* at 72-74.
- (31) *Id.* at 70-71.
- (32) *Id.* at 71-72.
- (33) *Id.* at 72.
- (34) "Public Papers of the Presidents of the United States: John F. Kennedy" (Washington, D.C.: U.S. Government Printing Office, 1964), pp. 872-877 (JFK document 013574).
- (35) Warren report, pp. 406-414.
- (36) *Id.* at 299-311.
- (37) *Id.* at 658-659, 374.
- (38) See, e.g., Washington Post article of Mar. 7, 1967 by Drew Pearson and Jack Anderson, "Castro Counter Plot," and Miami Herald article of Mar. 3, 1967 by Jack Anderson, "Did Plot by CIA to Kill Castro Backfire on United States?"
- (39) See "Alleged Assassination Plots Involving Foreign Leaders, An Interim Report," Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities, 94th Cong., 1st sess., Nov. 20, 1975 (Washington, D.C.: U.S. Government Printing Office, 1976) (S. Rept. 94-465) (hereinafter Senate interim report); and "The Investigation of the Assassination of President John F. Kennedy: Performance of the Intelligence Agencies," book V, final report, Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities, 94th Cong., 2d sess., Apr. 23, 1976 (Washington, D.C.: U.S. Government Printing Office, 1976) (S. Rept. 94-755) (hereinafter book V).
- (40) Senate interim report, pp. 71-180.
- (41) *Id.* at 86-90.
- (42) *Id.* at 74-85.
- (43) Book V, p. 68.
- (44) *Ibid.*
- (45) *Ibid.*
- (46) *Ibid.*
- (47) *Ibid.*
- (48) *Id.* at 2.
- (49) *Ibid.*
- (50) Comments on book V, SSC final report, CIA classified document, August 30, 1977, tab C (hereinafter T.F.R.).
- (51) *Ibid.*
- (52) "The Evolution and Implications of the CIA Sponsored Assassination Conspiracies Against Fidel Castro," staff report, app. to the hearings before the Select Committee on Assassinations, 95th Cong., 2d sess. (Washington, D.C.: U.S. Government Printing Office, 1979), vol. X, para. 54 (hereinafter CIA-Castro staff report, — appendix to the HSCA-JFK hearings, —).
- (53) CIA-Castro staff report, para. 46.
- (54) Book V, pp. 6-7.

- (55) T.F.R., p. 10.
- (56) Warren report, pp. 308-309.
- (57) Book V, pp. 6-7.
- (58) T.F.R., tab B.
- (59) CIA-Castro staff report, par. 35ff.
- (60) See, e.g., T.F.R., tabs B, C, D.
- (61) T.F.R., tab B, p. 5.
- (62) T.F.R., tab D.
- (63) T.F.R., p. 10.
- (64) T.F.R., tab B, p. 8.
- (65) Ibid.
- (66) Ibid.
- (67) Ibid.
- (68) CIA-Castro staff report, pars. 58-61.
- (69) Id. at 63.
- (70) Id. at 54.
- (71) T.F.R., tab D, p. 4.
- (72) Ibid. See also 1967 CIA Inspector General's Report, p. 84 (hereinafter IGR).
- (73) Ibid.
- (74) T.F.R., tab D, p. 5.
- (75) IGR, pp. 89-95.
- (76) Id. at 85.
- (77) Id. at 86-87.
- (78) T.F.R., tab D, p. 11.
- (79) Ibid.
- (80) Id. at tab D, p. 12.
- (81) Id. at 13.
- (82) Id. at 16.
- (83) IGR, p. 93a.
- (84) CIA-Castro staff report, par. 64.
- (85) Id. at 65.
- (86) Id. at 64.
- (87) Transcript of conversations and interviews, trip to Cuba, Aug. 25, 1978, House Select Committee on Assassinations (JFK Document 012208).
- (88) Ibid. See also interview with President Fidel Castro, reprinted at III HSCA-JFK hearings, 239-240.
- (89) Book V, p. 68.
- (90) JFK Document 012208, ref. 87 supra.
- (91) CIA-Castro staff report, pars. 160-172. See also, generally, pars. 80-201.
- (92) Ibid.
- (93) Id. at 157-159.
- (94) Ibid.
- (95) Id. at 157-163.
- (96) Ibid. See also pars. 17-22, 30. See also Book V for details on the anti-Castro activities of Maheu, Roselli, Giancana, etc.
- (97) Id., CIA-Castro staff report, 17-19.
- (98) Ibid.
- (99) Id. at 20.
- (100) Id. at 21-22, 30.
- (101) Id. at 176-177.
- (102) Id. at 23-26, 176-177.
- (103) See, e.g., testimony of Ralph Salerno, Sept. 28, 1978, V HSCA-JFK hearings, 468.
- (104) See section C 4 and pp. xx of this section, C 2, supra, for details.
- (105) See section C 3 for details.
- (106) Ibid.
- (107) The method of operation was to contact syndicate figures who had contacts in Cuba. See IGR, pp. 16-19.
- (108) T.F.R., tab C, p. 2.
- (109) Id. at 5.
- (110) Senate interim report, p. 104, fn. 1.
- (111) CIA classified file review: Robert Maheu, Office of Security file.
- (112) T.F.R., tab C, p. 20.
- (113) Book V, pp. 60-61.
- (114) Ibid.
- (115) Ibid.

- (116) Unpublished staff report on the Nov. 22, 1963, Cubana flight, House Select Committee on Assassinations, pp. 4-5 (JFK Document 015047).
- (117) *Ibid.*
- (118) *Ibid.*
- (119) Book V, pp. 61ff.
- (120) *Id.* at 61-62.
- (121) *Id.* at 62.
- (122) Classified staff summary: The Cuban-American, House Select Committee on Assassinations (Ed Lopez), (JFK Document 014858) (hereinafter Cuban-American).
- (123) *Id.* at 2.
- (124) *Ibid.*
- (125) *Ibid.*
- (126) *Id.* at 3.
- (127) *Id.* at 4.
- (128) *Ibid.*
- (129) *Id.* at 5.
- (130) *Id.* at 4.
- (131) T.F.R., tab B, p. 16.
- (132) Cuban-American, p. 5.
- (133) *Id.* at 6.
- (134) *Ibid.*
- (135) *Ibid.*
- (136) *Id.* at 6-14; see also JFK Document 014519.
- (137) Cuban-American, p. 7.
- (138) *Id.* at 7-8.
- (139) *Id.* at 8.
- (140) *Id.* at 9.
- (141) *Ibid.*
- (142) *Id.* at 10.
- (143) *Ibid.*
- (144) *Id.* at 10-11.
- (145) T.F.R., tab B, pp. 16-17.
- (146) Deposition of Antulio Ramirez Ortiz, Nov. 15, 1978, House Select Committee on Assassinations, pp. 14-16 (JFK Document 013095).
- (147) *Id.* at 16-29.
- (148) Antulio Ramirez Ortiz, Castro's Red Hot Hell (unpublished) (JFK Document 005134).
- (149) Executive session testimony, Antulio Ramirez Ortiz, Apr. 11, 1978, House Select Committee on Assassinations (JFK Document 014674).
- (150) *Id.* at 26-27.
- (151) See JFK Documents 006940, 006975, 007000, 007077, 007078, 007079, 007080, 007132, 007136, 007278, and 007476.
- (152) JFK exhibit F-428; III HSCA-JFK hearings, 282.
- (153) *Ibid.*
- (154) JFK exhibits F-429B and F-429C, III HSCA-JFK hearings, 196, 197.
- (155) *Id.* at 274.
- (156) See, e.g., classified staff summary of Silvia Duran's statements (JFK Document 014862), pp. 9, 12; testimony of Eusebio Azcue, Sept. 18, 1978, III HSCA-JFK hearings, 133; and statements of Silvia Duran, JFK exhibit F-440a, III HSCA-JFK hearings, 6ff.
- (157) Comments by Chief Counsel G. Robert Blakey, Sept. 19, 1978, III HSCA-JFK hearings, 283.
- (158) *Ibid.*
- (159) "Analysis of the Support Provided to the Warren Commission by the Central Intelligence Agency," staff report, XI appendix to the HSCA-JFK hearings (hereinafter CIA performance).
- (160) JFK exhibit F-518, IV HSCA-JFK hearings, 181.
- (161) Staff summary of Aug. 25, 1978 trip to Cuba, House Select Committee on Assassinations, p. 5 (JFK Document 014859).
- (162) Interrogatories of Anna Luisa Calderon Carralero, House Select Committee on Assassinations (JFK Document 014421).
- (163) See, generally, JFK Documents 014974 and 014975.
- (164) See JFK exhibit F-403, III HSCA-JFK hearings, 300.
- (165) Unpublished staff report, Mexico City, House Select Committee on Assassinations, pp. 52-53 (JFK Document 014856).

(166) Interview of Horacio Duran Navarro, June 5, 1978, House Select Committee on Assassinations (JFK Document 011683); interview of Lydia Duran, June 5, 1978, House Select Committee on Assassinations (JFK document 011681); interview of Ruben Duran Navarro, June 6, 1978, House Select Committee on Assassinations (JFK Document 011680); interview of Betty Serratos, June 6, 1978, House Select Committee on Assassinations (JFK Document 014413), inter alia. A summary of the investigative efforts relating to Oswald's trip to Mexico is contained in the classified staff report of Dan Hardway and Ed Lopez (JFK Documents 014974 and 014975).

(167) JFK exhibit F-403, III HSCA-JFK hearings, 300.

(168) See JFK exhibit 440a, III HSCA-JFK hearings, 69 and Azcue testimony, 136.

(169) Id. at 24-25, 112.

(170) Azcue testimony, pp. 135-139.

(171) Id. at 95-96.

(172) Id. at 59.

(173) Unpublished staff report on Elena Garro de Paz, House Select Committee on Assassinations, p. 47 (JFK Document 014856).

(174) Id. at 49-52.

(175) JFK Document 014975, supra, p. 420; Duran statements, III HSCA-JFK hearings, 100.

(176) Id., JFK Document 014975, p. 421; Duran statements, III HSCA-JFK hearings, at 106-107.

(177) Ibid., JFK Document 014975, p. 421; staff summary of Mexico City trip, Aug. 7, 1978, House Select Committee on Assassinations, pp. 3, 7, 8, 10 (JFK Document 012210).

(178) The details of the committee's investigation of Oswald's trip to Mexico City are contained in a 300-page classified staff report, "Lee Harvey Oswald * * * and Mexico City," prepared by HSCA staff Dan Hardway and Ed Lopez (JFK Documents 014974 and 014975).

(179) JFK exhibit F-414, III HSCA-JFK hearings, 399.

(180) JFK exhibit F-419, III HSCA-JFK hearings, 361; memoranda, FBI Miami field office, CD 770.

(181) Testimony of Secret Service Inspector Thomas J. Kelley, Sept. 19, 1978, III HSCA-JFK hearings, 343.

(182) JFK exhibits F-415, 416, 417 and 418, III HSCA-JFK hearings, 401, 425, 433 and 436 respectively.

(183) Narration of Chief Counsel G. Robert Blakey, III HSCA-JFK hearings, 319.

(184) Azcue testimony, pp. 126-178.

(185) JFK exhibit F-429C, III HSCA-JFK hearings, 212-213.

(186) Id. at 214-215.

(187) Id. at 216-217.

(188) Id. at 221ff.

(189) Id. at 222.

(190) See JFK exhibit F-685, III HSCA-JFK hearings, 179, and "United States-Cuban Relations, 1959-1964," p. 72.

(191) JFK exhibit F-429C, supra, pp. 223-224.

(192) Id. at 224-225.

(193) See sec. D 5 of this report.

(194) See sec. D 3 of this report.

(195) "Anti-Castro Organizations and Activists and Lee Harvey Oswald in New Orleans," staff report, X appendix to the HSCA-JFK hearings, para. 109 (hereinafter anti-Castro organizations).

(196) Id. at 110.

(197) Tape of interview with the defector, Dec. 13, 1978, House Select Committee on Assassinations (JFK Document 015049).

(198) T.F.R., Tab B, p. 9.

(199) See executive session testimony of Richard M. Helms, Aug. 9, 1978, House Select Committee on Assassinations, and public session testimony of Richard M. Helms, September 22, 1978, IV HSCA-JFK hearings, for further accounts of Helms' relationship with the Warren Commission. See generally CIA performance, par. 47-68; as explained in sec. D, while Richard Helms and other CIA officials may not have overtly diverted the investigation, this does not mean they fully acknowledged all details to the Warren Commission that might have been pertinent to the investigation.

(200) See generally ref. 191 in sec. C 3 anti-Castro organizations, pars. 205-388.

REFERENCES: SECTION C 3

- (1) "Anti-Castro Activists and Organizations and Lee Harvey Oswald in New Orleans," staff report, appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Cong., 2d Sess. (Washington, D.C.: U.S. Government Printing Office, 1979), vol. X, par. 23 (hereinafter Anti-Castro Cuban report, — appendix to the hearings, —).
- (2) *Id.* at 64–65, 460–463.
- (3) *Id.* at 12.
- (4) *Id.* at 13.
- (5) *Id.* at 15.
- (6) *Id.* at 17ff.
- (7) *Ibid.*
- (8) *Id.* at 18ff.
- (9) *Id.* at 21.
- (10) *Id.* at 23.
- (11) See generally Congressional Research Service, Library of Congress, "United States-Cuban Relations, 1959–64: Analysis," May 1978, pp. 17ff. (JFK Document 010426) (hereinafter United States-Cuban Relations).
- (12) *Id.* at 20.
- (13) Anti-Castro Cuban report, pars. 25–26.
- (14) *Id.* at 27.
- (15) *Ibid.*
- (16) *Id.* at 28.
- (17) *Id.* at 29.
- (18) *Id.* at 28.
- (19) *Ibid.*
- (20) *Ibid.*
- (21) *Id.* at 30.
- (22) E. Howard Hunt, "Give Us This Day" (New York: Popular Library), pp. 220–221 (hereinafter Hunt, "Give Us This Day"; see generally Haynes Johnson, "The Bay of Pigs," (New York: W. W. Norton, 1964); and Miami Herald, Dec. 30, 1962.
- (23) *Ibid.*
- (24) *Ibid.*
- (25) Hunt, "Give Us This Day," p. 221.
- (26) Anti-Castro Cuban report, par. 31.
- (27) *Id.* at 33–42.
- (28) *Ibid.*
- (29) *Ibid.*
- (30) *Ibid.*
- (31) *Id.* at 43.
- (32) *Id.* at 44–45.
- (33) "United States-Cuban Relations," pp. 54–55.
- (34) *Id.* at 46–47.
- (35) *Ibid.*
- (36) *Id.* at 48.
- (37) Tape recording of a meeting of anti-Castro Cubans in Dallas, Tex., Oct. 1, 1963 (JFK Document 010210).
- (38) *Ibid.*
- (39) *Ibid.*; upon listening to the tape, it is apparent that the statements by Castellanos—"we're waiting for Kennedy" and "we're going to see him * * * to give him the works"—which comes just after Castellanos relates an unsuccessful effort to have a parade or march in downtown Dallas to promote the cause of the anti-Castro Cubans, is only a proposal to demonstrate against President Kennedy during his trip to Dallas. After reviewing the entire tape, the staff concluded that Castellanos' statements were not meant as a threat of physical violence against the President.
- (40) Anti-Castro Cuban report, pars. 59ff.
- (41) *Ibid.*
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- (43) U.S. Secret Service, blank letterhead memorandum, Nov. 27, 1963, Secret Service 2-1-611.0, p. 1 (JFK Document 007601).
- (44) *Id.* at 3.
- (45) *Ibid.*
- (46) *Ibid.*

(47) U.S. Secret Service report, Dec. 3, 1963, file CO-2-34,000, Chicago field office, p. 1; U.S. Secret Service report, Dec. 19, 1963, file No. CO-2-34,104, pp. 1-6; U.S. Secret Service report, Dec. 13, 1963, file No. CO-2-34,030, pp. 1-3.

(48) U.S. Secret Service report, Nov. 27, 1963, file 2-1-611.0, Chicago field office, p. 2 (JFK Document 007601).

(49) U.S. Secret Service report, Dec. 3, 1963, Chicago field office, file CO-2-34,030, p. 4.

(50) The Secret Service continued the investigation despite the FBI's opinion that the group was not involved in illegal activity. U.S. Secret Service report, Dec. 3, 1963, Chicago field office, file CO-2-34,030.

(51) Report of the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), p. ix (hereinafter Warren report).

(52) Deposition of James J. Rowley, Aug. 18, 1978, House Select Committee on Assassinations, pp. 23, 38, 39 (JFK Document 014240).

(53) Id. at 26-29, 38, 39.

(54) U.S. Secret Service report, Dec. 19, 1963, file CO-2-34,104, p. 7.

(55) Letter to James B. Rhoads, Archivist of the United States, from J. Edgar Hoover, FBI, Dec. 28, 1970, Bureau 62-109060-6979. This letter states: "A review of this material indicates it pertained to a matter investigated by the U.S. Secret Service. No investigation was conducted by the FBI with respect to the allegations concerning Echevarria."

(56) Anti-Castro Cuban report, pars. 347-348.

(57) See generally material on the Junta del Gobierno de Cuba en el Exilio in the anti-Castro Cuban report, pars. 342-388.

(58) Ibid.

(59) Id. at 351, 365.

(60) See generally Warren report, pp. 321-325.

(61) Anti-Castro Cuban report, pars. 129ff.

(62) Id. at 114.

(63) Id. at 131.

(64) Id. at 181, 131.

(65) Id. at 114.

(66) Id. at 115.

(67) Id. at 142.

(68) Ibid.

(69) Ibid.

(70) Id. at 146.

(71) Id. at 152.

(72) Id. at 129.

(73) Id. at 194, 202, 203.

(74) Id. at 171ff.

(75) Id. at 172-173.

(76) Ibid.

(77) Id. at 181-183.

(78) Id. at 184.

(79) Anti-Castro Cuban report, pars. 173-192.

(80) Id. at 177, 186-192.

(81) Id. at 197.

(82) Ibid.

(83) Ibid.

(84) Id. at 186-190.

(85) Id. at 195.

(86) Id. at 196.

(87) Id. at 198.

(88) Id. at 200-201.

(89) Ibid.

(90) Ibid.

(91) Id. at 64.

(92) Id. at 94ff.

(93) Id. at 95-96.

(94) Id. at 64-65.

(95) Ibid.

(96) Ibid.

(97) Ibid.

- (98) *Id.* at 64.
- (99) *Ibid.*
- (100) *Ibid.*
- (101) *Id.* at 65.
- (102) *Id.* at 93.
- (103) *Id.* at 65.
- (104) *Ibid.*
- (105) *Id.* at 66.
- (106) *Id.* at 67-68.
- (107) Letter from J. Lee Rankin to J. Edgar Hoover, July 24, 1964 (JFK Document 002442). Rankin asked Hoover to have the Bureau interview Silvia Odio's sister, Annie Laurie Odio, to investigate this matter further.
- (108) *Id.* at 2.
- (109) Memorandum from J. Wesley Liebeler to Howard P. Willens, Warren Commission, Sept. 14, 1964, pp. 4-6 (JFK Document 002539) (hereinafter Liebeler-Willens memorandum).
- (110) Warren report, p. 323.
- (111) Liebeler-Willens memorandum, p. 5.
- (112) *Ibid.*
- (113) Liebeler-Willens memorandum, pp. 4-6.
- (114) *Id.* at 6.
- (115) Hearings before the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), volume 26, p. 595 (hereinafter Warren hearings).
- (116) *Ibid.*
- (117) *Ibid.*
- (118) Letter from J. Edgar Hoover to J. Lee Rankin, Nov. 9, 1964, Warren Commission exhibit (CE) 1553 (JFK Document 002448).
- (119) The report was completed and sent to President Johnson on Sept. 24, 1964 (Warren report, p. v).
- (120) Anti-Castro Cuban report, par. 68.
- (121) *Id.* at 71c.
- (122) *Ibid.*
- (123) *Ibid.*
- (124) *Ibid.*
- (125) *Id.* at 68.
- (126) *Id.* at 85ff.
- (127) *Id.* at 85aff.
- (128) *Id.* at 103.
- (129) Memorandum to W. David Slawson from Burt W. Griffin, Apr. 16, 1964 (JFK Document 002969). Dr. Einspruch stated that "she is given to exaggeration but that all the basic facts which she provides are true" and that "he had great faith in Miss Odio's story of having met Lee Harvey Oswald."
- (130) Memorandum to file from Gaeton Fonzi, June 17, 1978, House Select Committee on Assassinations (JFK Document 009368).
- (131) *Id.* at 1-2.
- (132) Anti-Castro Cuban report, pars. 74, 75.
- (133) Summary of the testimony of Leon Brown, May 15, 1978, House Select Committee on Assassinations (JFK Document 008343). Leon Brown appeared before the committee on Nov. 16, 1977.
- (134) Anti-Castro Cuban report, para. 107-109.
- (135) *Id.* at 109.
- (136) *Id.* at 110.
- (137) *Ibid.*
- (138) *Ibid.*
- (139) Warren Report, p. 730.
- (140) This evidence consists of statements to the committee and the Warren Commission by Silvia Odio regarding when Oswald allegedly visited her and other statements and evidence establishing Oswald's location at certain times (see Warren Report, pp. 323-24, for more details). While the committee agreed that Oswald would have had to have traveled by private transportation if he had visited Odio on the 25th, 26th or 27th, the committee did not agree with the Warren Commission conclusion that the evidence was "persuasive" that Oswald did not visit Odio at the time she said he did.
- (141) Warren Report, p. 377.

- (142) *Id.* at 402-404, 713-725.
 (143) *Id.* at 725.
 (144) *Id.* at 726.
 (145) *Id.* at 728-729.
 (146) *Id.* at 406-412, 728, 729.
 (147) *Id.* at 407.
 (148) *Ibid.*
 (149) Anti-Castro Cuban report, para. 220.
 (150) *Id.* at 218.
 (151) *Ibid.*
 (152) Warren Report, p. 408.
 (153) *Id.* at 726.
 (154) *Id.* at 727.
 (155) *Id.* at 728.
 (156) X Warren hearings, 34-35.
 (157) *Id.* at 37.
 (158) Warren Report, p. 728.
 (159) Testimony of Carlos Bringuier, April 7, 1964, X Warren hearings, 34-36; deposition of Carlos Bringuier, May 12, 1978, House Select Committee on Assassinations, p. 61 (JFK Document 009084) (hereinafter Bringuier deposition).
 (160) *Ibid.*
 (161) Warren Report, p. 729; Bringuier deposition, pp. 61-62.
 (162) X Warren hearings, 37.
 (163) *Ibid.*
 (164) Warren Report, pp. 728-729.
 (165) *Ibid.*
 (166) *Id.* at 729.
 (167) *Ibid.*
 (168) Anti-Castro Cuban report, para. 226-230.
 (169) *Ibid.*
 (170) *Ibid.*
 (171) *Ibid.*
 (172) Warren Report, p. 729.
 (173) *Id.* at 39-42.
 (174) *Ibid.*
 (175) *Ibid.*
 (176) *Id.* at 729.
 (177) *Ibid.*
 (178) X Warren hearings, 44.
 (179) Warren Report, p. 730.
 (180) CIA chronology on Lee Harvey Oswald, p. 126 A. & B.
 (181) *Id.* at 120, 126a.
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 (183) *Id.* at 10-12.
 (184) Outside contact report with Frances Fruge, Dec. 19, 1978 (JFK Document 015044).
 (185) Bernard Fensterwald. "Coincidence or Conspiracy," 1st ed. (New York: Kensington Publishing Corp., 1977), pp. 297-298, 451-457.
 (186) Memorandum from Patricia Orr re Clinton, Feb. 3, 1978, House Select Committee on Assassinations (JFK Document 005003).
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 (188) Deposition of Bobbie Dedon, May 19, 1978, House Select Committee on Assassinations, pp. 4-5 (JFK Document 008498).
 (189) Palmer deposition, pp. 10-13.
 (190) *Id.* at 11; affidavit of Corrie Collins, Nov. 7, 1978, House Select Committee on Assassinations, pp. 2-3 (JFK Document 013007).
 (191) *Ibid.*; testimony of John Manchester, Mar. 14, 1978, House Select Committee on Assassinations, p. 12 (JFK Document 008503); deposition of William Dunn, Apr. 18, 1978, House Select Committee on Assassinations, p. 12 (JFK Document 008497).
 (192) Anti-Castro Cuban report, para. 448.
 (193) *Id.* at 432.
 (194) *Id.* at 448.

- (195) FBI interview of Jack Martin, No. 89-69, Nov. 25, 1963.
 (196) Ibid.
 (197) Ibid.
 (198) Anti-Castro Cuban report, para. 428-438.
 (199) Id. at 429ff.
 (200) Ibid.
 (201) Id. at 439-447.
 (202) Anti-Castro Cuban report, para. 441; immunized testimony of Carlos Marcello, Jan. 11, 1978, pp. 58-63.
 (203) Id. at 430.
 (204) Id. at 431.
 (205) Ibid.
 (206) Testimony of Guy Banister, Aug. 5, 1963, FAA grievance hearing, p. 840 (JFK Document 014904).
 (207) Id. at 218.
 (208) Id. at 218ff.
 (209) Ibid.
 (210) Id. at 224.
 (211) Id. at 225.
 (212) Id. at 226ff.
 (213) Id. at 431.
 (214) Ibid.
 (215) Id. at 418ff.
 (216) Id. at 451; FBI document, interview of G. Wray Gill, Nov. 27, 1963, New Orleans field office, No. 89-69, p. 2.
 (217) FBI interview of G. Wray Gill, Nov. 27, 1963, New Orleans field office, file No. 89-69.
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 (227) Ibid.
 (228) Ibid.
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 (236) Anti-Castro Cuban report, para. 491.
 (237) Outside contact report with Delphine Roberts, Sept. 1, 1978 (JFK Document 011196).
 (238) Anti-Castro Cuban report, para. 503ff.
 (239) Id. at 504ff.
 (240) Id. at 505.
 (241) Ibid.
 (242) Ibid.
 (243) Deposition of Adrian T. Alba, May 5, 1978, House Select Committee on Assassinations, p. 19 (JFK Document 009964) (hereinafter Alba deposition); see also interview of Jack Mancuso, Jan. 26, 1978, House Select Committee on Assassinations, p. 2 (hereinafter Mancuso interview). Mancuso recognized a photograph of Oswald as someone who frequented his premises, Mancuso's Restaurant.

(244) Alba deposition, p. 52; he remembered that Banister frequented Mancuso's. Mancuso interview; he recognized Banister and Ferrie as persons that frequented his restaurant.

(245) Anti-Castro Cuban report, para. 488.

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(48) Testimony of Jack Ruby, June 7, 1964, V Warren hearings, 202 (hereinafter Ruby testimony).

- (49) See HSCA report on organized crime, para. 741.
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- (53) Id. at 665-676.
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(67) CIA FOIA Document No. 614-261, p. 1; classified staff summary re Minsk photograph, Nov. 18, 1978, House Select Committee on Assassinations, p. 3 (JFK Classified Document 014840).

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- (103) CE931, XVIII Warren hearings,
 (104) CE932, XVIII Warren hearings, 134.
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 (122) *Ibid.*
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 (124) See R. Anson, *supra* ref. 90, pp. 135-137; Bernard H. Fensterwald, "Assassination of JFK—By Coincidence or Conspiracy?" (New York: Kensington Publishing Corp., 1977), pp. 566-567; P. D. Scott, P. L. Hoch, R. Stetler, eds., "The Assassinations: Dallas and Beyond" (New York: Vintage Books, 1976) (hereinafter "The Assassination").
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 (127) Executive session testimony of Priscilla Johnson McMillan, Apr. 20, 1978, House Select Committee on Assassinations, pp. 10-17 (JFK Classified Document 014676).
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 (143) Outside contact report with William Vance, Jan. 9, 1979, House Select Committee on Assassinations (JFK Document 014140).
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- (163) De Mohrenschildt testimony, *supra* ref. 143, p. 212.
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- (168) *Ibid.*; deposition of William G. Gaudet, June 15, 1978, House Select Committee on Assassinations, pp. 13, 20 (JFK Document 010347) (hereinafter Gaudet deposition).
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- (180) Folsom Exhibit 1, XIX Warren hearings, 665; see also CE 1961, XXIII Warren hearings, 795-796.
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- (182) Outside contact report, file review of Department of Defense files of Robert Royce Augg, Richard Call, Nelson Delgado, John E. Donovan and Zack Stout, Dec. 1, 1978, House Select Committee on Assassinations (JFK Document 013677).
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- (207) Outside contact report with Lt. Col. B. J. Kozak, Aug. 2, 1978, House Select Committee on Assassinations (JFK Document 013594).
- (208) Executive session testimony of Col. Robert E. Jones, Apr. 20, 1978, House Select Committee on Assassinations, pp. 18-19, 42 (JFK classified document 014677).
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- (25) See ref. 22, *supra*.
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(41) Secret Service supplemental survey report, Mar. 29, 1963, pp. 1, 2 (JFK Document 014457).

(42) Secret Service supplemental survey report, Nov. 5, 1963, p. 1 (JFK Document 004867).

(43) JFK Exhibit F-450, II HSCA-JFK hearings, 447; Secret Service supplemental report, Dec. 30, 1963, pp. 1-6 (JFK Document 006183); see also Secret Service memoranda of Nov. 12, 1963 and Nov. 14, 1963, Miami field office (JFK Document 008814).

(44) For the article written by the Miami journalist, see Christensen, Dan, "JFK, King: The Dade County Links," in Miami magazine, September 1976, p. 25 (JFK Document 003360). Christensen could not document his assertion therein that a planned motorcade was canceled, other than to say that "many people" believed that a cancellation had taken place; see outside contact report with Dan Christensen, Feb. 2, 1978, House Select Committee on Assassinations (JFK Document 004434). Persons cited by Christensen as sources for corroboration of his version of the cancellation did not recall that his version was correct; see outside contact report with the Honorable Seymour Gelber, Feb. 2, 1978, House Select Committee on Assassinations (JFK Document 005533); outside contact report with Attorney Richard Gerstein, Feb. 2, 1978, House Select Committee on Assassinations (JFK Document 013458); interview of Miami field office Special Agent Talmadge Bailey, Mar. 1, 1978, House Select Committee on Assassinations, pp. 5-7 (JFK Document 009385); and interview of Miami field office Special Agent Robert J. Jamison, Feb. 28, 1978, House Select Committee on Assassinations, p. 2 (JFK Document 007063).

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(50) Interview of 1963 Secret Service Special Agent Edward Tucker, Jan. 19, 1978, House Select Committee on Assassinations, pp. 1-2 (JFK Document 004828).

(51) Interview of Chicago Police Officer Lawrence Coffey, Jan. 28, 1978, House Select Committee on Assassinations, p. 2 (JFK Document 004831).

(52) See attachment to interview of Chicago Police Department, executive assistant to superintendent of police, Richard Brzcek, 18, 1978, House Select Committee on Assassinations, entitled "Arrest Report, Chicago Police Department" (JFK Document 004824).

(53) Secret Service master file on Thomas Arthur Vallee, memorandum of Nov. 6, 1963 by Special Agent Thomas D. Strong, House Select Committee on Assassinations, p. 2 (JFK Document 008581).

(54) *Id.* at 1.

(55) *Id.* at 1; see also interview of former Chicago Police Officer Lawrence Coffey, Jan. 17, 1978, House Select Committee on Assassinations, p. 1 (JFK Document 004831).

(56) Interview of former Chicago Police Officer Lawrence Coffey, Jan. 25, 1978, House Select Committee on Assassinations, p. 2 (JFK Document 004831).

(57) See ref. 42, *supra*.

(58) For indication of receipt by PRS, see deposition of Secret Service Chief James Rowley, Aug. 24, 1978, House Select Committee on Assassinations, Book II, pp. 8, 64 (JFK Document 014026); a report from a field office addressed to the Office of the Chief would be delivered either to PRS or to the Office of the Head of Protective Operations, Ed Wiley. For a copy of the Nov. 6, 1963 memorandum of Chicago field office Special Agent Strong, see ref. 55, *supra*; it concerned the Service's final preassassination contact with Vallee and was addressed to the Office of the Chief. For indication of nonreceipt by the agents coordinating preparations in Dallas, see testimony of Forrest Sorrels, VII Warren hearings,

338-339; see also interview of SAIC, Dallas Field Office, Forrest V. Sorrels, Mar. 15, 1978, House Select Committee on Assassinations, p. 3 (JFK Document 007062); and interview of Secret Service Special Agent Winston G. Lawson, Jan. 31, 1978, House Select Committee on Assassinations, p. 4 (JFK Document 007066).

(59) Letter of Nov. 27, 1963 from ASAIC Maurice G. Martineau, Chicago, to Chief, Secret Service, in Secret Service master file on Thomas Arthur Vallee (JFK Document 008581).

(60) Secret Service report, Columbus, Ohio field office, Dec. 2, 1968 p. 2, in Secret Service master file on Thomas Arthur Vallee (JFK Document 008581).

(61) Interview of former Chicago Field Office Special Agent Abraham W. Bolden, Jan. 19, 1978, House Select Committee on Assassinations, pp. 2-6 (JFK Document 004825).

(62) *Id.* at 3-4.

(63) *Id.* at 4.

(64) *Id.* at 3.

(65) Interviews of Chicago field office ASAIC Maurice G. Martineau, Feb. 1, 1978, House Select Committee on Assassinations (JFK Document 008483); and Chicago Special Agent Conrad Cross, Apr. 14, 1978 (JFK Document 009370); James S. Griffiths, Feb. 1, 1978 (JFK Document 005892); Gary McLeod, May 4, 1978 (JFK Document 007995); Robert Motto, Dec. 30, 1977 (JFK Document 008482); Joseph Noonan, Apr. 13, 1978 (JFK Document 009377); J. Lloyd Stocks, Apr. 12, 1978 (JFK Document 009372); and Edward Tucker, Jan. 19, 1978 (JFK Document 004828). House Select Committee on Assassinations staff also interviewed White House Detail Advance Agent David Grant (see ref. 46, *supra*), who coordinated security preparations in advance of the President's scheduled Nov. 2, 1963 trip to Chicago. None of these agents provided any corroboration of Bolden's version of the Secret Service investigation of an alleged assassination team.

(66) Interview of Special Agent Robert Motto, Dec. 30, 1977, p. 2 (JFK Document 008482).

(67) Interview of former Special Agent Abraham W. Bolden, Jan. 19, 1978, House Select Committee on Assassinations, pp. 1-7 (JFK Document 004825).

(68) *Id.* at 5.

(69) The Honorable Seymour Gelber, "Diary of a Southern Prosecutor" (unpublished manuscript), pp. 414-415, 427-428 (hereinafter Gelber, *Diary*); see also the preface of this document, entitled "Summary" (JFK Document 002826).

(70) Interview of former Miami Police Officer Charles H. Sapp, February 25, 1978, House Select Committee on Assassinations, p. 2 (JFK Document 009419); see also interview of former Miami field office SAIC John Marshall, February 2, 1978, House Select Committee on Assassinations, p. 1 (JFK Document 007063); and Secret Service report, Miami field office, November 12, 1963, p. 1 (JFK Document 008814).

(71) *Id.*, Gelber, "Diary," at 426-427.

(72) Interview of former Miami SAIC John Marshall, February 2, 1978, House Select Committee on Assassinations, p. 3 (JFK Document 007063).

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(75) *Ibid.*

(76) *Ibid.*

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(79) Interview of Special Agent Winston G. Lawson, January 31, 1978, House Select Committee on Assassinations, pp. 4, 9 (JFK Document 007066); see also testimony of Winston G. Lawson, April 23, 1964, IV Warren hearings, 321 (hereinafter Lawson testimony); see also interview of former SAIC, Dallas, Forrest V. Sorrels, March 15, 1978, House Select Committee on Assassinations, p. 3 (JFK Document 007062); and testimony of Forrest V. Sorrels, VII Warren hearings, 338-339.

(80) Gelber, "Diary," p. 433.

(81) See ref. 79, *supra*, to Winston G. Lawson.

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(83) Testimony of Forrest V. Sorrels, Apr. 7, 1964, VII Warren hearings, 338.

(84) Manchester, "The Death . . ." p. 121; see also testimony of Kenneth O'Donnell, May 18, 1964, VII Warren hearings, 456.

(85) Warren Report, pp. 447, 448. There is a discrepancy between Dallas Field Office SAIC Forrest V. Sorrels' 1963 protective policy toward traditionally used, publicly known parade routes and the policy of Secret Service Chief Rowley on that subject as set forth on p. 447 of the report. Sorrels testified before the Warren Commission that Main Street in Dallas was always used for parades (VII, Warren hearings, 337), yet Rowley stated to the Commission that, under such circumstances, extra caution was required in inspecting and securing buildings along the route.

(86) *Id.* at 448.

(87) Lawson testimony, pp. 327, 330.

(88) Warren Report, p. 448, note 173.

(89) Lawson testimony, p. 328; testimony of Perdue W. Lawrence, July 24, 1964, VII Warren hearings, 580; see also statement of Perdue W. Lawrence to House Select Committee on Assassinations, Nov. 4, 1977, pp. 2-3 (JFK Document 003102).

(90) Outside contact report with Mrs. Ina Davidson, Aug. 11, 1978, House Select Committee on Assassinations (JFK Document 010677); see also outside contact report re Ms. Mary Vallee, Mar. 9, 1978, House Select Committee on Assassinations, p. 1 (JFK Document 014490).

(91) Outside contact report with Leonora Reddehase, Apr. 14, 1978, House Select Committee on Assassinations (JFK Document 007494).

(92) One or more representatives from each of the committee staff specialized investigative groups was consulted. None of Milteer's associates was identified by staff members as an associate of Jack Ruby, Lee Harvey Oswald or any of their associates.

(93) Memorandum of conversation between Bernard Fensterwald and Bill Somersett, June 5, 1978, p. 1 (JFK Document 014488).

(94) JFK Exhibit F-124, I HSCA-JFK hearings, 116.

(95) Testimony of Clyde Snow, July 25, 1978, HSCA-JFK hearings, IV 379-382.

(96) Abraham Zapruder film, for example, c. frames 160-313, JFK Exhibits F-211 to F-255, I HSCA-JFK hearings, 71-92; Orville Nix film, for example, JFK Exhibit F-267, I HSCA-JFK hearings, 110, and JFK Document 011265; and James Altgens photograph, JFK Exhibit F-559, IV HSCA-JFK hearings, 372.

(97) U.S. Secret Service School, "Principles of Protection of the President and Foreign Dignitaries" (training manual in outline form) (publisher not stated, 1954), p. 48 on chauffeurs, especially (2) (a); pp. 51-53 on mounting and dismounting moving automobiles; pp. 53-57 on general requirements relating to protection in automobiles, especially p. 55, section (12) on the lead car (JFK Document 006730).

(98) Unpublished staff report on the Secret Service training facility at Beltsville, Md., Sept. 29, 1978, House Select Committee on Assassinations, pp. 1-2 (JFK Document 012888). HSCA staff observed current members of the White House and Vice Presidential details react protectively in a variety of simulated attack situations. The task difficulty, degree of physical danger to the agents during the simulations, and realism of the 1978 training contrasts sharply with the "on-the-job" training which was standard in 1963; see also interview of Winston G. Lawson, Jan. 31, 1978, House Select Committee on Assassinations, p. 2 (JFK Document 00-066); and testimony of James J. Rowley, Sept. 19, 1978, III HSCA-JFK hearings, 395.

(99) Testimony of Roy H. Kellerman, Mar. 9, 1964, II Warren Hearings, 104. For the standard applicable in 1963, see U.S. Secret Service School, "Principles of Protection of the President and Foreign Dignitaries" (training manual in outline form) (publisher not stated, 1954), p. 98 at (g). Shielding a protectee with an agent's body during gunfire attacks is described as a "last resort" measure.

(100) Testimony of Secret Service Inspector Thomas Kelley, Sept. 19, 1978, III HSCA-JFK hearings, 328; see also Lawson testimony, p. 321.

(101) Interview of William R. Greer, Feb. 28, 1978, House Select Committee on Assassinations, pp. 2, 8 (JFK Document 014059); see also testimony of Thomas Kelley, Sept. 9, 1978, III HSCA-JFK Hearings, 328.

(102) Interview of William R. Greer, Feb. 28, 1978, House Select Committee on Assassinations, p. 5 (JFK Document 014059); see also U.S. Secret Service, "Principles of Protection of the President and Other Dignitaries" (training manual in outline form) (publisher not stated, 1954), p. 50 at (2) (a): "The Driver of the President's car should be alert for dangers and be able to take instant action when instructed or otherwise made aware of an emergency." (JFK Document 006730).

(103) Report No. 3947, Analysis of Recorded Sounds Relating to the Assassination of President John F. Kennedy, Bolt Beranek and Newman Inc., Appendix to the Hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d Session (Washington, D.C.: U.S. Government Printing Office, 1979, vol. VIII (hereinafter BBN report, — appendix to the HSCA-JFK hearings, —).

(104) Testimony of Clinton J. Hill, Mar. 9, 1964, II Warren Hearings, 136-137; see also Lawson testimony, p. 338.

(105) Warren Report, p. 445. The Warren Commission emphasized the lack of adequate definition, within the Secret Service, of the functions and responsibilities of the advance agents who arrive at the Presidential destination days or weeks beforehand in order to coordinate all protective aspects of the Presidential trip. Too much discretion was left to the individual advance agent, whose superiors ordinarily gave him only general instructions and no checklist.

(106) Testimony of Clinton J. Hill, Mar. 9, 1964, II Warren Hearings, 138-140.

(107) Interview of Thomas Lem Johns, Aug. 8, 1978, House Select Committee on Assassinations, pp. 2, 3 (JFK Document 010695).

(108) JFK Exhibit F-559, IV HSCA-JFK hearings, 372; see also statement of Chief Counsel G. Robert Blakey at testimony of James J. Rowley, Sept. 19, 1978, III HSCA-JFK hearings, 397.

(109) Warren Report, p. 450.

(110) *Ibid.*

(111) *Ibid.*

(112) Testimony of Thomas J. Kelley, Sept. 1978, III HSCA-JFK hearings, 327, 328.

(113) See refs. 96 and 108, *supra*.

(114) Testimony of former Secret Service Chief James Rowley, Sept. 19, 1978, III HSCA-JFK Hearings, p. 392.

(115) Letter to ASAIC (Chicago), Maurice G. Martineau to Deputy Chief Paul Paterni, Nov. 27, 1963, p. 1 (JFK Document 007601).

(116) Secret Service memorandum, Chicago Field Office, Dec. 3, 1963, p. 1 (JFK Document 003668).

(117) *Id.* at 1, 2.

(118) *Id.* at 1, 2.

(119) *Id.* at 4.

(120) *Id.* at 4-5, 6.

(121) *Id.* at 2, 3, 4, 7.

(122) *Id.* at 2-3.

(123) *Id.* at 8 (distribution list, bottom left).

(124) *Id.* at 3.

(125) Secret Service memorandum, Miami Field Office, Dec. 13, 1963, pp. 1-3 (JFK Document 003842); see also deposition of Edward Tucker, July 18, 1978, House Select Committee on Assassinations, pp. 38-39 (JFK Document 010902).

(126) Secret Service memorandum, Chicago Field Office, Dec. 3, 1963, p. 7 (JFK Document 003668).

(127) *Id.* at 6. A later phase of the Secret Service's investigation of Paulino Sierra is recorded in Secret Service memorandum, Chicago Field Office, Dec. 19, 1963, p. 5 (JFK Document 008429).

(128) See, generally, "Anti-Castro Organizations and Activities and Lee Harvey Oswald in New Orleans," staff report, X Appendix to the HSCA-JFK hearings, para. 342-388.

(129) *Id.* at 350.

(130) *Id.* at 351, 365.

(131) *Id.* at 376.

(132) *Id.* at 379.

(133) Secret Service memorandum, Chicago Field Office, Dec. 3, 1963, p. 7 (JFK Document 003368).

(134) *Ibid.* at 4.

(135) Letter from J. Edgar Hoover, Director, FBI, to Hon. James B. Rhoads, Dec. 28, 1970, pp. 1-2 (FBI-JFK File 109060, section 1744 at 6979).

(136) *Ibid.*; see also deposition of Chicago Field Office SA Edward Tucker, Aug. 22, 1978, House Select Committee on Assassinations, pp. 42-43 (JFK Document 010902).

(137) Secret Service memorandum, Chicago Field Office, Dec. 3, 1963, p. 5 (JFK Document 003668).

(138) Secret Service memorandum, Chicago Field Office, Dec. 19, 1963, p. 6 (JFK Document 008429); see also deposition of Joseph Noonan, July 14, 1978, House Select Committee on Assassinations, pp. 21-23 (JFK Document 013260).

(139) Testimony of James Rowley, Sept. 19, 1978, III HSCA-JFK Hearings, 392.

(140) *Ibid.*

(141) *Ibid.* at 329.

(142) *Ibid.* at 353.

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(1) Staff analysis of FBI file on the investigation of the assassination of President John F. Kennedy, House Select Committee on Assassinations; "The Warren Commission," staff report, XI appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. XI, par. 4-21, 201-203 (hereinafter W. C. report).

(2) *Ibid.*

(3) Staff analysis of Warren Commission records, documents, hearings and exhibits, House Select Committee on Assassinations; WC report, para. 1-21.

(4) Testimony of Nicholas deB. Katzenbach, Sept. 21, 1978, hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, (1979), vol., pp. 644-645.

(5) *Ibid.*

REFERENCES : SECTION D 3

(1) Congressional Research Service, Library of Congress, "The History of the Federal Bureau of Investigation," prepared for the committee.

(2) *Ibid.*

(3) *Ibid.*

(4) *Ibid.*

(5) *Ibid.*

(6) *Ibid.*

(7) *Ibid.*

(8) *Ibid.*

(9) *Ibid.*

(10) Staff analysis of FBI file on the investigation of the assassination of President John F. Kennedy, House Select Committee on Assassinations (hereinafter FBI-JFK assassination file); staff analysis of Warren Commission records, documents, hearings, and exhibits, House Select Committee on Assassinations; "The Warren Commission," staff report, appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), volume XI, para. 44-70, 113-277 (hereinafter WC report, — appendix to the HSCA-JFK hearings, —).

(11) *Ibid.*

(12) *Ibid.*, FBI-JFK assassination file; staff analysis of testimony before the Senate Select Committee To Study Governmental Operations With Respect to Intelligence Activities by FBI supervisors of the investigation of the Kennedy assassination, House Select Committee on Assassinations (hereinafter FBI supervisors testimony); WC report, para. 113-277.

(13) FBI-JFK assassination file; testimony of James Malley, September 20, 1978, hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), volume III, pp. 462-512 (hereinafter Malley testimony; — HSCA-JFK hearings, —).

- (14) Ibid., FBI-JFK assassination file.
- (15) Ibid.
- (16) Ibid.
- (17) Ibid.
- (18) FBI supervisors testimony; Malley testimony, pp. 462-512.
- (19) Ibid.
- (20) Senate Select Committee on Intelligence staff interview with former Assistant FBI Director William C. Sullivan, April 21, 1976; House Government Information and Individual Rights Subcommittee staff interview with former Assistant FBI Director William C. Sullivan, May 2, 1976.
- (21) FBI-JFK assassination file; FBI supervisors testimony; Malley testimony, pp. 462-512.
- (22) Ibid.
- (23) Testimony of former Assistant FBI Director Alex Rosen before the Senate Select Committee To Study Governmental Operations With Respect to Intelligence Operations, April 30, 1976.
- (24) Ibid.
- (25) FBI-JFK assassination file; FBI supervisors testimony.
- (26) Ibid.
- (27) Interview of former Assistant FBI Director Courtney Evans, August 24, 1978, House Select Committee on Assassinations; deposition of former Assistant FBI Director Courtney Evans, September 6, 1978, House Select Committee on Assassinations.
- (28) Ibid.
- (29) FBI-JFK assassination file; FBI supervisors testimony.
- (30) Ibid.
- (31) Ibid., FBI-JFK assassination file; "The Investigation of the Assassination of President John F. Kennedy: Performance of the Intelligence Agencies," book V, Senate Select Committee To Study Governmental Operations With Respect to Intelligence Activities, 94th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1975), pp. 32-43 (hereinafter book V).
- (32) Ibid.
- (33) Id. at 6.
- (34) FBI-JFK assassination file; WC report, para. 113-227; Malley testimony, pp. 466-476.
- (35) Ibid.
- (36) Ibid.
- (37) Ibid.
- (38) Ibid.
- (39) FBI-JFK assassination file; WC report, para. 163-205.
- (40) Staff analysis of the activities of FBI Special Agent James P. Hosty in connection with the investigation of Lee Harvey Oswald, House Select Committee on Assassinations; deposition of James P. Hosty, August 25, 1978, House Select Committee on Assassinations; book V, pp. 95-97.
- (41) Ibid.
- (42) Ibid.
- (43) Ibid.
- (44) Deposition of J. Lee Rankin, Aug. 17, 1978, House Select Committee on Assassinations; for a copy of the deposition, see "The Warren Commission." staff report, XI appendix to the HSCA-JFK hearings, 54.
- (45) Testimony of former FBI Inspector James Gale, September 20, 1978, III HSCA-JFK hearings, 513-557; FBI-JFK assassination file; book V, pp. 53-56, 87-93.
- (46) Ibid.
- (47) Ibid.
- (48) Ibid.
- (49) FBI-JFK assassination file.
- (50) "The Evolution and Implications of CIA-Sponsored Assassination Conspiracies Against Fidel Castro," X appendix to the HSCA-JFK hearings, 80-86.
- (51) "B. Carlos Marcello" in "Organized Crime: Staff and Consultant Reports," IX appendix to the HSCA-JFK hearings.
- (52) Ibid.

REFERENCES : SECTION D 4

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(2) Walter Trohan, "Donovan Proposes Super Spy System for Post War New Deal," Washington Times Herald, Feb. 19, 1945.

(3) Testimony of Allen Dulles, Apr. 25, 1947, hearings before the committee on S. 758, National Defense Establishment (Unification of Armed Services), Senate Committee on Armed Services, 80th Congress, 1st session (Washington, D.C.: U.S. Government Printing Office, 1947), pp. 525-527.

(4) Report to the President by the Commission on Central Intelligence Activities within the United States (Washington, D.C.: U.S. Government Printing Office, June 1975).

(5) Letter from Acting Director Frank C. Carlucci to House Select Committee on Assassinations, Mar. 23, 1978 (JFK Document 096837).

(6) Letter from Chairman Louis Stokes to Admiral Stansfield Turner, DCI, Jan. 27, 1978 (JFK Document 004889).

(7) Classified staff study, "Lee Harvey Oswald, the CIA and Mexico City," Dec. 15, 1978, House Select Committee on Assassinations, pp. 122-150 (JFK Documents 014972-75) (hereinafter "LHO, the CIA and Mexico City"); see executive session testimony of CIA employee, Apr. 13, 1978, House Select Committee on Assassinations, pp. 103-107 (JFK Classified Document 014739A); see generally deposition of CIA employee, Apr. 28, 1978, p. 33 (JFK Classified Document 014733); deposition of CIA employee, May 16, 1978, House Select Committee on Assassinations, p. 35 (JFK Classified Document 014728); deposition of CIA employee, May 18, 1978, House Select Committee on Assassinations, p. 28 (JFK Classified Document 014730).

(8) "LHO, the CIA and Mexico City," pp. 115-122; see deposition of CIA employee, May 18, 1978, House Select Committee on Assassinations, pp. 33-34 (JFK Classified Document 014730); deposition of CIA employee, Apr. 28, 1978, House Select Committee on Assassinations, pp. 84-89 (JFK Classified Document 014732); deposition of CIA employee, Apr. 28, 1978, House Select Committee on Assassinations, p. 46 (JFK Classified Document 014733).

(9) "LHO, the CIA and Mexico City," pp. 142-143, 160-161; see deposition of CIA employee, Apr. 19, 1978, House Select Committee on Assassinations, p. 29 (JFK Classified Document 014737); deposition of a CIA employee, May 17, 1978, House Select Committee on Assassinations, pp. 78-79 (JFK Classified Document 014731); deposition of a CIA employee, Apr. 28, 1978, House Select Committee on Assassinations (JFK Classified Document 014733); deposition of a CIA employee, May 18, 1978, House Select Committee on Assassinations, p. 37 (JFK Classified Document 014730).

(10) "LHO, the CIA and Mexico City," pp. 124-177.

(11) Report of the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), p. 304 (hereinafter Warren report); see P. D. Scott, P. L. Hoch and R. Stetler, eds., "The Assassination: Dallas and Beyond" (New York: Vintage Books, 1976), p. 452.

(12) "LHO, CIA and Mexico City," p. 137.

(13) *Id.* at 137-141.

(14) Letterhead memorandum from J. Edgar Hoover, FBI, to James J. Rowley, Secret Service, Nov. 23, 1963 (JFK Classified Document 000169).

(15) FBI materials delivered to the House Select Committee on Assassinations, Nov. 30, 1978 (JFK Classified Document 000169).

(16) Interview of J. Gordon Shanklin, June 26, 1978, House Select Committee on Assassinations (JFK Document 009746).

(17) Interview of John Fain, June 25, 1978, House Select Committee on Assassinations (JFK Document 009973); outside contact report with James P. Hosty, House Select Committee on Assassinations (JFK Document 015035); interview of Arnold J. Brown, Dec. 20, 1978, House Select Committee on Assassinations (JFK Document 013922); interview of B. Tom Carter, Dec. 6, 1978, House Select Committee on Assassinations (JFK Document 013542).

- (18) "LHO, the CIA and Mexico City," pp. 180-184.
- (19) Testimony of Eusebio Azcue Lopez, Sept. 18, 1978, hearings before the House Select Committee on Assassinations, 95th Congress, 2d Session (Washington, D.C.: U.S. Government Printing Office, 1979), volume III, pp. 127-139 (hereinafter Lopez testimony, — HSCA-JFK hearings, — ; see interviews of Eusebio Azcue Lopez, April 1, 1978, Aug. 25, 1978, House Select Committee on Assassinations (JFK Document 007005)).
- (20) JFK Exhibit F-440A, III HSCA-JFK hearings, 25, 69-70, 102-105.
- (21) "LHO, the CIA and Mexico City," pp. 206-234.
- (22) *Id.* at 246-247.
- (23) *Ibid.*; see JFK Exhibit F-440A, III HSCA-JFK hearings, 49-50.
- (24) "LHO, the CIA and Mexico City," pp. 76-78, 240-247.
- (25) JFK Exhibit F-438, III HSCA-JFK Hearings, 317-319.
- (26) "LHO, the CIA and Mexico City," pp. 93-114.
- (27) *Ibid.*
- (28) III HSCA-JFK hearings, 24-25, 112.
- (29) *Id.* at 69-70.
- (30) *Id.* at 33.
- (31) Testimony of Alfredo Mirabal Diaz, Sept. 18, 1978, III HSCA-JFK hearings, 173-175.
- (32) Lopez testimony, p. 134.
- (33) Testimony of Joseph P. McNally, Sept. 25, 1978, IV HSCA-JFK hearings, 352-353.
- (34) "LHO, the CIA and Mexico City," pp. 73-79.
- (35) Executive session testimony of Richard M. Helms, Aug. 9, 1978, pp. 10, 17-18 (JFK Classified Document 014719); see generally testimony of Richard M. Helms, Sept. 22, 1978, IV HSCA-JFK hearings, 9-12 (hereinafter Helms testimony).
- (36) "The Investigation of the Assassination of President John F. Kennedy: Performance of the Intelligence Agencies," Book V, Final Report of the Senate Select Committee To Study Governmental Operations With Respect to Intelligence Activities, 94th Congress, 2d Session (Washington, D.C.: U.S. Government Printing Office, 1976), pp. 67-76 (hereinafter Book V).
- (37) "Analysis of the Support Provided to the Warren Commission by the Central Intelligence Agency," Appendix to the Hearings Before the House Select Committee on Assassinations (Washington, D.C.: U.S. Government Printing Office, 1979), volume XI, pars. 3-11 (hereinafter CIA support of Warren Commission, — Appendix to the HSCA-JFK hearings, —).
- (38) *Id.* at 24-28.
- (39) *Id.* at 28-32.
- (40) *Id.* at 40-43.
- (41) *Id.* at 60; see also para. 44-45.
- (42) *Id.* at 49, 57-59.
- (43) *Id.* at 56; Helms testimony, p. 12; see Book V, p. 70.
- (44) CIA support of Warren Commission, para. 63; but see Helms testimony, 121-177.
- (45) Book V, pp. 6-7.
- (46) *Id.* at 7.
- (47) CIA support of Warren Commission, para. 133-162.
- (48) *Id.* at 69-132.
- (49) "LHO, the CIA and Mexico City," pp. 178-183.
- (50) CIA support of Warren Commission, para. 88-109.
- (51) *Id.* at 107-108.
- (52) *Id.* at 109.
- (53) See ref. 12 and accompanying text, *supra*.
- (54) *Ibid.*
- (55) "LHO, the CIA and Mexico City," p. 179; see CIA support of Warren Commission, para. 122-123.
- (56) *Id.* CIA support of Warren Commission, at 127-132.
- (57) *Id.* at 116-117.
- (58) *Id.* at 119.
- (59) See ref. 6 and accompanying text, *supra*.
- (60) CIA support of Warren Commission, para. 112-115.

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- (2) *Id.* at x-xi.
- (3) *Ibid.*
- (4) "The Warren Commission," staff report, appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), volume XI, para. 113-276 (hereinafter WC report, — appendix to the HSCA-JFK hearings, —).
- (5) *Ibid.*
- (6) *Id.* at 113-187.
- (7) *Id.* at 113-276.
- (8) *Ibid.*
- (9) *Id.* at 113-187.
- (10) WC report, para. 113-276; staff analysis of Warren Commission records, documents, hearings and exhibits, House Select Committee on Assassinations (hereinafter analysis of Warren Commission records).
- (11) WC report, para. 1-112.
- (12) *Ibid.*
- (13) *Ibid.*
- (14) *Ibid.*
- (15) WC report, para. 265-277.
- (16) *Ibid.*
- (17) Analysis of Warren Commission records, para. 1-112.
- (18) *Ibid.*
- (19) Analysis of Warren Commission records; "The Investigation of the Assassination of President John F. Kennedy: Performance of the Intelligence Agencies," Book V, Senate Select Committee To Study Governmental Operations With Respect to Intelligence Activities (Washington, D.C.: U.S. Government Printing Office, 1976) (hereinafter Book V); WC report, para. 1-112.
- (20) *Id.*, WC report at 265-277.
- (21) *Ibid.*
- (22) *Id.* at 271.
- (23) *Id.* at 277.
- (24) Staff analysis of Warren Commission records; *id.*, WC report, at 1-277.
- (25) *Ibid.*
- (26) Testimony of Burt W. Griffin, Sept. 28, 1978, hearings before the Select Committee on Assassinations (Washington, D.C.: U.S. Government Printing Office, 1979), Volume V, p. 478 (hereinafter Griffin testimony, — HSCA-JFK hearings, —).
- (27) WC report, para. 44-70; Griffin testimony, p. 478.
- (28) *Id.*, Griffin testimony, at 478.
- (29) Staff analysis of Warren Commission records.
- (30) *Ibid.*
- (31) Warren report, p. 18.
- (32) *Id.* at 24.

II. FINDINGS IN THE ASSASSINATION OF DR. MARTIN LUTHER KING, JR.

REFERENCES: INTRODUCTION

(1) See generally Congressional Research Service, Library of Congress, "The Civil Rights Movement in the United States: 1955-1970." MLK project No. 1, April 12, 1978, prepared for the House Select Committee on Assassinations.

(2) See generally Congressional Research Service, Library of Congress, "Civil Rights Violence in the United States: 1619-1966," MLK project No. 10, July 7, 1978, prepared for the House Select Committee on Assassinations.

(3) This account of the last month and the last hours of Dr. King's life is, in large part, based on surveys of FBI files and testimony of witnesses, particularly the public testimony of Dr. King's close friend and associate, Dr. Ralph David Abernathy. See testimony of Dr. Ralph D. Abernathy, Aug. 14, 1978, hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), volume I, pp. 10-39 (hereinafter Abernathy testimony, — HSCA-MLK hearings, —). See also executive session testimony of Dr. Ralph D. Abernathy, May 23, 1978, House Select Committee on Assassinations (MLK Document 230246); executive session testimony of Rev. Samuel B. Kyles, May 11, 1978, House Select Committee on Assassinations (MLK Document 230247); staff summary of interview with James Lawson, Mar. 15, 1978, House Select Committee on Assassinations (MLK Document 200038); staff summary of interview with Marrell McCollough, Mar. 12, 1978, House Select Committee on Assassinations (MLK Document 200306); and staff summary of interview with Rev. Bernard Lee, May 7, 1977, House Select Committee on Assassinations (MLK Document 090007).

(4) See generally Congressional Research Service, Library of Congress, "Statistics on United States Participation in the Vietnam Conflict," Aug. 15, 1972.

(5) See generally David L. Lewis, *King: A Critical Biography* (Baltimore: Penguin Books, Inc., 1970), pp. 358-364.

(6) *Id.* at 358.

(7) *Id.* at 363.

(8) Carl Greenberg, "Dr. King Asks Johnson Defeat, May Back Another Democrat—Head SCLC Says Both McCarthy and Kennedy Are Competent Men With Good Civil Rights Record," *Los Angeles Times*, Mar. 17, 1968, p. A3.

(9) *Ibid.*

(10) See generally Richard N. Billings and John Greenya, *Power to the Public Worker* (Washington D.C.: Robert B. Luce, Inc., 1974), chapter 9, "A Strike for Recognition As a Man," pp. 171-204.

(11) See Thomas BeVier, "King Disappointed in March—He'll Try Again Next Week." *Memphis (Tenn.) Commercial Appeal*, Mar. 30, 1968, p. A1. According to this article, Dr. King announced at his Mar. 29, 1968, press conference in Memphis that he would return there the following week. He said, "We are going to have a massive nonviolent demonstration . . ." and promised he would not lead a violent march.

REFERENCES: SECTION A

(1) Executive session testimony of Dr. Ralph D. Abernathy, May 23, 1978, House Select Committee on Assassinations, pp. 59-62 (MLK Document 230-246).

(2) Testimony of Dr. Ralph D. Abernathy, Aug. 14, 1978, hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. I, p. 20 (hereinafter Abernathy testimony, — HSCA-MLK hearings, —).

(3) Testimony of Dr. Michael Baden, Aug. 15, 1978, I HSCA-MLK hearings, 48, 49, 54, 62 (hereinafter Baden testimony). See also "Report on the Subject of the Assassination of Dr. Martin Luther King, Jr. by the Forensic

Pathology Panel," appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), XIII, para. 13, 29 (hereinafter autopsy panel report, — appendix to the HSCA-MLK hearings, —).

- (4) Id., Baden testimony, at 44, 58; id., autopsy panel report, at 30.
- (5) Id., Baden testimony, at 68.
- (6) Id. at 60.
- (7) Id. at 46, 57-59. See also autopsy panel report, at 81.
- (8) Id., Baden testimony, at 46, 57; id., autopsy panel report, at 81.
- (9) Id., Baden testimony, at 57-58; id., autopsy panel report, at 84.
- (10) Id., Baden testimony, at 48, 52, 60; id., autopsy panel report, at 81, 85, 88.
- (11) See, e.g., Baden testimony, id. at 59.
- (12) See, e.g., testimony of Marrell McCollough, Nov. 20, 1978, VI HSCA-MLK hearings (hereinafter McCollough testimony).
- (13) Baden testimony, pp. 47, 59. See also autopsy panel report, p. 128.
- (14) Id., Baden testimony, at 59; id., autopsy panel report, at 128.
- (15) See generally "Report on the Subject of a Civil Engineering Survey of the Scene of the Assassination of Dr. Martin Luther King, Jr.," XIII appendix to the HSCA-MLK hearings (hereinafter engineering panel report).
- (16) See, e.g., McCollough testimony, pp. 418-19.
- (17) Engineering panel report, para. 22.
- (18) Ibid.
- (19) Ibid.
- (20) Ibid.
- (21) Affidavit of Charles Quitman Stephens, June 13, 1968 (MLK document 080011).
- (22) FBI interview of William Anschutz, Apr. 7, 1968 (MLK document 170141).
- (23) Designated counsel statement of Charles Q. Stephens, Apr. 14, 1978, House Select Committee on Assassinations (MLK document 210178).
- (24) See generally "Charles Q. Stephens: Controversial Eyewitness to the Assassination," staff report, XIV appendix to the HSCA-MLK hearings (hereinafter Stephens staff report).
- (25) Interview of Willie Anschutz, July 22, 1977, House Select Committee on Assassinations, pp. 7-8 (MLK document 110009).
- (26) McCollough testimony, p. 420.
- (27) Interview of Rev. Jesse Jackson by ABC News, Apr. 4, 1968, pp. 4-5 (MLK document 100062). Interview of Ben Branch by the sanitation strike archival project, Aug. 15, 1968, p. 21 (MLK document 010031).
- (28) Designated counsel statement of Solomon Jones, Jr., June 23, 1978, House Select Committee on Assassinations (MLK document 270251).
- (29) Ibid.
- (30) Ibid.
- (31) "Report on the Subject of the Examination of Firearm-Related Evidence in the Investigation of Dr. Martin Luther King, Jr. by the Firearms Panel," XIII appendix to the HSCA-MLK hearings, par. 138 (hereinafter firearms panel report).
- (32) Testimony of James Earl Ray, Aug. 16, 1978, I HSCA-MLK hearings, 352 (hereinafter Ray testimony, Aug. 16, 1978).
- (33) Interview of Donald Wood, Mar. 10, 1977, House Select Committee on Assassinations (MLK document 070038).
- (34) MLK exhibit F-35, II HSCA-MLK hearings, 239. See also testimony of James Earl Ray, Aug. 17, 1978, II HSCA-MLK hearings, 40 (hereinafter Ray testimony, Aug. 18, 1978).
- (35) Ray testimony, Aug. 17, 1978, pp. 103-104.
- (36) Ray testimony, Aug. 16, 1978, p. 352; see also Ray testimony, Aug. 17, 1978, p. 40.
- (37) Ray testimony, Aug. 16, 1978, p. 101; see also Ray testimony, Aug. 17, 1978, pp. 61-64.
- (38) Ray testimony, Aug. 16, 1978, p. 102.
- (39) Interview of Bessie Brewer, Aug. 11, 1977, House Select Committee on Assassinations, pp. 3-4 (MLK Document 120012).
- (40) See ref. 23, supra, designated counsel statement of Charles Q. Stephens, pp. 55-57; interview of Bertie Reeves by the Shelby County Public Defender's Office, Feb. 11, 1969 (MLK Document 030115).

- (41) Interview of Bernell Finley, July 21, 1977, House Select Committee on Assassinations (MLK Document 110492).
- (42) FBI interview of Bernell Finley, Apr. 10, 1968 (MLK Document 170141).
- (43) Interview of Guy Warren Canipe, Jr., May 11, 1977, House Select Committee on Assassinations (MLK Document 030156).
- (44) FBI interview of Guy Warren Canipe, Jr., Apr. 10, 1968 (MLK Document 170141).
- (45) See ref. 43 supra, interview of Canipe.
- (46) Interview of Julius Leroy Graham III, Jan. 31, 1978, House Select Committee on Assassinations (MLK Document 300052).
- (47) Report of laboratory, FBI headquarters to Memphis, Apr. 17, 1968, FBI headquarters Murkin file 44-38861—unrecorded serial.
- (48) *Ibid.* See also Ray testimony, Aug. 16, 1978, p. 92 (where Ray admitted having a radio when he escaped from prison).
- (49) See generally "Report on the Subject of Questioned Handwriting Related to the Assassination of Dr. Martin Luther King, Jr.," XIII appendix to the HSCA-MLK hearings (hereinafter handwriting report).
- (50) Firearms panel report, para. 108.
- (51) *Id.* at 130.
- (52) See FBI interview with Thomas Lau, Apr. 15, 1968, Los Angeles Murkin file 44-1574; FBI interview with Richard Gonzales, Apr. 16, 1968, Los Angeles Murkin file 44-1574.
- (53) See MLK exhibit F-25 (interview of James Earl Ray by Dan Rather, Mar. 9, 1977), I HSCA-MLK hearings, 303.
- (54) Ray testimony, Aug. 16, 1978, p. 99; see also Ray testimony, Aug. 17, 1978, p. 49.
- (55) See MLK exhibit F-52 (change of address card), II HSCA-MLK hearings, pp. 50-51. See also Ray testimony, pp. 49-51.
- (56) Ray testimony, Aug. 17, 1978, p. 53.
- (57) *Id.* at 55, 61.
- (58) Ray testimony, Aug. 16, 1978, pp. 100, 352.
- (59) *Id.* at 352; see also Ray testimony, Aug. 17, 1978, p. 61.
- (60) Ray testimony, Aug. 16, 1978, p. 101. See also Ray testimony, Aug. 17, 1978, pp. 62-63.
- (61) See ref. 3, supra executive session testimony of Dr. Ralph D. Abernathy, May 23, 1978, House Select Committee on Assassinations (MLK Document 230246), pp. 51-63.
- (62) Ray testimony, Aug. 17, 1978, p. 61.
- (63) See stipulation No. 30 of MLK exhibit F-79 (proposed stipulation as to material facts in *State of Tennessee v. James Earl Ray*), III HSCA-MLK hearings, 49.
- (64) MLK exhibit F-42 (interview of James Garner, Jan. 23, 1978, House Select Committee on Assassinations), II HSCA-MLK hearings, 20. Garner could not recall the date of payment, but stated that it was on Sunday, 1 week from the day Ray registered. Ray registered at Garner's on Mar. 23, 1968.
- (65) Ray testimony, Aug. 17, 1978, pp. 64-65.
- (66) MLK exhibit F-59 (laundry receipt, Piedmont Laundry), II HSCA-MLK hearings, 65.
- (67) Testimony of Annie Estelle Peters, Aug. 18, 1978, III HSCA-MLK hearings, 302-307, 508-512. See also MLK exhibit F-106A (Piedmont Laundry ledger book), III HSCA-MLK hearings, 308ff.
- (68) MLK exhibit F-105 (Apr. 1, 1968 articles in *Atlanta Journal and Atlanta Constitution*), II HSCA-MLK hearings, 96-97.
- (69) Ray testimony, Aug. 16, 1978, p. 101.
- (70) *Id.* at 102, 354. See also Ray testimony, Aug. 17, 1978, p. 101.
- (71) Executive session testimony of Samuel B. Kyles, May 11, 1978, II HSCA-MLK hearings, 55-56.
- (72) See MLK exhibit F-61 (Commercial Appeal), II HSCA-MLK hearings, 100. See also Ray testimony, Aug. 16, 1978, p. 355.
- (73) See "Report on the Subject of the Analysis of Fingerprint Evidence Related to the Assassination of Dr. Martin Luther King, Jr.," by the fingerprint panel, XIII Appendix to the HSCA-MLK hearings, para. 14 (hereinafter fingerprint panel report).
- (74) See MLK exhibit F-15C (view of Lorraine Motel from bathroom window at rear of Bessie Brewer's roominghouse), I HSCA-MLK hearings, 81.

- (76) Ray testimony, Aug. 17, 1978, p. 101.
- (77) See ref. 39, *supra*, interview of Bessie Brewer.
- (78) Ray testimony, Aug. 16, 1978, p. 105.
- (79) Interview of Ralph Carpenter, Oct. 7, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 140131).
- (80) See MLK exhibit F-15B (photograph of inside of room 5-B), I HSCA-MLK hearings, 80.
- (81) Ray testimony, Aug. 16, 1978, pp. 106-107. The general outlines of Ray's testimony are corroborated by extrinsic evidence. First, the FBI located the Mustang in the parking lot of the Capitol Homes housing project in Atlanta. Second, records at Piedmont Laundry show Ray picked up laundry on April 5, 1968. The committee found no records to establish how Ray traveled from Atlanta to Canada; nevertheless, he did check into an apartment in Toronto on April 8, 1968—4 days after the assassination.
- (82) *Id.* at 106; see also Ray testimony, Aug. 17, 1978, pp. 106-107.
- (83) Ray testimony, Aug. 17, 1978, pp. 106-107.
- (84) Ray testimony, Aug. 16, 1978, p. 106.
- (85) Interview of James Earl Ray, March 28, 1977, IX appendix to the HSCA-MLK hearings, 79-80 (hereinafter Ray interview, March 28, 1977).
- (86) *Id.* at 60-84.
- (87) Ray testimony, Aug. 16, 1978, pp. 106-107.
- (88) Ray interview, March 28, 1977, pp. 92-93.
- (89) *Id.* at 118.
- (90) Ray testimony, Aug. 17, 1978, p. 101.
- (91) Ray interview, March 28, 1977, pp. 78, 79.
- (92) Ray testimony, Aug. 16, 1978, p. 106. See also Ray testimony, Aug. 17, 1978, pp. 106-107.
- (93) Ray testimony, Aug. 16, 1978, p. 164.
- (94) William Bradford Huie, "He Slew the Dreamer" (New York: DeLacorte Press, Inc., 1968) (hereinafter Huie, "He Slew the Dreamer").
- (95) Ray testimony, Aug. 16, 1978, p. 351.
- (96) *Id.* at 164.
- (97) Ray testimony, Aug. 17, 1978, p. 108.
- (98) Testimony of Coy Dean Cowden, Aug. 18, 1978, III HSCA-MLK hearings, 533.
- (99) *Ibid.*
- (100) Testimony of Ernestine Johnson, Aug. 18, 1978, III HSCA-MLK hearings, 547-549.
- (101) Testimony of Larce McFall, Aug. 18, 1978, III HSCA-MLK hearings, 552.
- (102) Ray testimony, Aug. 16, 1978, p. 356.
- (103) William Bradford Huie, "The Story of James Earl Ray and the Plot to Assassinate Martin Luther King," *Look*, Nov. 12, 1968, p. 104.
- (104) Huie, "He Slew the Dreamer," p. 37.
- (105) Ray testimony, Aug. 16, 1978, p. 358.
- (106) See MLK exhibit F-25, I HSCA-MLK hearings, 235 (interview of James Earl Ray by Dan Rather, Mar. 9, 1977.)
- (107) "Playboy Interview: James Earl Ray," *Playboy*, September 1977, p. 78 (MLK document 230356).
- (108) Ray testimony, Aug. 16, 1978, p. 358.
- (109) *Id.* at 94.
- (110) *Id.* at 95.
- (111) *Ibid.*
- (112) *Id.* at 96. It was not clear from Ray's testimony whether Raoul entered Cherpes' boardinghouse or merely left Ray outside.
- (113) *Id.* at 97-98.
- (114) Interview of James Earl Ray, May 3, 1977, X app. to the HSCA-MLK hearings, 117 (hereinafter Ray interview, May 3, 1977).
- (115) Ray testimony, Aug. 16, 1978, pp. 97-98.
- (116) *Id.* at 99.
- (117) See generally Ray testimony, Aug. 16, 1978, p. 100. Ray has told the committee in interviews that he met Raoul at the Starlite the day after a stop in Selma, Ala. A registration card at the Flamingo Motel in Selma establishes that Ray was there at least on the night of Mar. 22, 1968. (See MLK exhibit F-53, II HSCA-MLK hearings, 55.)

- (118) Ray testimony, Aug. 16, 1978, p. 100.
- (119) Ibid.
- (120) Ibid.
- (121) See "Compilation of the Statements of James Earl Ray," staff report in III appendix to the HSCA-MLK hearings, p. 218 (ref. 10) (hereinafter staff report on Ray statements).
- (122) Ray testimony, Aug. 17, 1978, p. 13.
- (123) Ray testimony, Aug. 16, 1978, pp. 101, 102.
- (124) Id. at 102.
- (125) Ray told the committee in interviews and testimony that he received three separate telephone numbers from Raoul. See, e.g., Ray testimony, Aug. 16, 1978, p. 98. Often, by his story, Ray did not talk directly to Raoul, but rather to a middleman. See, e.g., Ray testimony, Aug. 16, 1978, p. 99.
- (126) Staff report on Ray statements, p. 192.
- (127) Ray testimony, Aug. 17, 1978, p. 30.
- (128) "The 20,000 Words," XII app. to the HSCA-MLK hearings (hereinafter "20,000 Words").
- (129) Ibid.
- (130) Interview with James Earl Ray, Apr. 29, 1977, X appendix to the HSCA-MLK hearings, 135 (hereinafter Ray interview, Apr. 29, 1977).
- (131) Ray testimony, Aug. 16, 1978, p. 100.
- (132) Ray interview, Apr. 29, 1977, pp. 135-137.
- (133) Ray testimony, Aug. 16, 1978, p. 100.
- (134) Ray interview, Apr. 29, 1977, pp. 150-154.
- (135) Id. at 144-147.
- (136) Ray testimony, Aug. 17, 1978, p. 30.
- (137) Affidavit of U. L. Baker, Nov. 15, 1978, House Select Committee on Assassinations (MLK Document 270234) (hereinafter Baker affidavit).
- (138) Ray testimony, Aug. 17, 1978, p. 30.
- (139) Baker affidavit; interview of Donald F. Wood, Nov. 8, 1977, House Select Committee on Assassinations (MLK Document 150062).
- (140) See MLK exhibit F-35 (Aeromarine sales receipt), II HSCA-MLK hearings, 39.
- (141) Ray testimony Aug. 17, 1978, p. 40.
- (142) Ray interview, May 3, 1977, pp. 67-68.
- (143) Interview with James Earl Ray, Sept. 29, 1977, X appendix to the HSCA-MLK hearings, 145.
- (144) Ibid.
- (145) Fingerprint report, para. 21.
- (146) Ray testimony, Aug. 17, 1978, pp. 12-14.
- (147) Ibid.
- (148) Ray testimony, Aug. 16, 1978, p. 101.
- (149) Ibid.
- (150) Id. at 101-102.
- (151) Ray testimony, Aug. 17, 1978, p. 44.
- (152) Ray testimony, Aug. 16, 1978, p. 105.
- (153) Ibid.
- (154) FBI interview of Ralph Carpenter, Apr. 25, 1968 (MLK Document 040055).
- (155) Interview with Ralph Carpenter, Oct. 7, 1977, House Select Committee on Assassinations (MLK Document 140131).
- (156) See ref. 23, supra, designated counsel statement of Charles Stephens.
- (157) Interview of Willie Anschutz, July 7, 1977, House Select Committee on Assassinations (MLK Document 110009).
- (158) Testimony of Duncan Ragsdale, Nov. 14, 1978, V HSCA-MLK hearings, 250.
- (159) Interview with Wayne Chastain, Oct. 6, 1977, House Select Committee on Assassinations (MLK Document 190167).
- (160) See text, infra, at II. D for discussion of the response of the Memphis Police Department immediately following the assassination.
- (161) See MLK exhibit F-319 (affidavit of John Jacobs, Nov. 6, 1978), V HSCA-MLK hearings, 434.
- (162) See MLK exhibits F-311 (affidavit of Glynn King, Nov. 3, 1978), V HSCA-MLK hearings, 401, and F-312 (affidavit of Tommy Smith, Nov. 3, 1978), V HSCA-MLK hearings, 404.

(163) See MLK exhibit F-312 (affidavit of Tommy Smith, Nov. 3, 1978), V HSCA-MLK hearings 404; F-313 (affidavit of J. D. Music, Nov. 3, 1978), V HSCA-MLK hearings 408; F-314 (affidavit of C. F. Busch, Nov. 7, 1978), V HSCA-MLK hearings, 412; F-315 (affidavit of John Bauer, Nov. 13, 1978), V HSCA-MLK hearings, 417; and F-316 (affidavit of Stephen M. Darlington, Nov. 3, 1978), V HSCA-MLK hearings, 421.

(164) Narration of G. Robert Blakey, V HSCA-MLK hearings, 444.

(165) Interview of Grace E. Walden, July 26, 1977, House Select Committee on Assassinations (MLK Document 120134). See also MLK exhibit F-336, V HSCA-MLK hearings, 581.

(166) MLK exhibit F-340 (interview of Grace Walden by NBC for "Today" show, Aug. 15, 1978), V HSCA-MLK hearings, 622.

(167) Testimony of William L. Srygly, Nov. 14, 1978, V HSCA-MLK hearings, 56-57.

(168) Testimony of Dr. David F. Moore, Nov. 14, 1977, V HSCA-MLK hearings, 102.

(169) *Ibid.* See also MLK exhibits F-321 (affidavit of James Simpson, Nov. 3, 1978), V HSCA-MLK hearings, 454; F-322 (affidavit of Michael J. Dougherty, Nov. 3, 1978), V HSCA-MLK hearings, 457; F-323 (affidavit of George Willis, Nov. 3, 1978), V HSCA-MLK hearings, 461.

(170) See MLK exhibits F-321 (affidavit of James Simpson, Nov. 3, 1978), V HSCA-MLK hearings, 454; F-322 (affidavit of Michael J. Dougherty, Nov. 3, 1978), V HSCA-MLK hearings, 457; F-323 (affidavit of George Willis, Nov. 3, 1978), V HSCA-MLK hearings, 461.

(171) Testimony of Dr. David E. Moore, Nov. 14, 1978, V HSCA-MLK hearings, 110 (hereinafter Moore testimony).

(172) *Ibid.* See also MLK exhibit F-339 (report of Dr. Roger Peele, M.D.), V HSCA-MLK hearings, 613.

(173) Moore testimony, p. 114.

(174) See MLK exhibit F-327 (affidavit of Dr. Sidney D. Vick, Nov. 7, 1978), V HSCA-MLK hearings, 516.

(175) *Ibid.*

(176) Testimony of C. Cleveland Drennon, Jr., Nov. 14, 1978, V HSCA-MLK hearings, 138.

(177) Testimony of Dr. James H. Druff, Nov. 14, 1978, V HSCA-MLK hearings, 164-165. See also testimony of Dr. Jack C. Neale, Nov. 14, 1978, V HSCA-MLK hearings, 186-187, and testimony of Dr. Morris Cohen, Nov. 14, 1978, V HSCA-MLK hearings, 219-220.

(178) See generally testimony of Drs. Druff, Neale, and Cohen, *supra*, at ref. 177.

(179) *Ibid.*

(180) See MLK exhibit F-339 (report of Dr. Roger Peale), V HSCA-MLK hearings, 613.

(181) Transcript of guilty plea proceedings, Shelby County Criminal Court, Mar. 10, 1969 (MLK Document 010063) (hereinafter transcript of guilty plea proceedings).

(182) Testimony of Phil N. Canale, Nov. 13, 1978, V HSCA-MLK hearings, 132-134 (hereinafter Canale testimony).

(183) Testimony of Hugh Stanton, Jr., Oct. 23, 1974, *Ray v. Rose*, p. 223 (MLK Document 010005).

(184) Tennessee Code Annotated Section 39-2405.

(185) Transcript of guilty plea proceedings.

(186) *Ibid.*

(187) See MLK exhibit F-79 (proposed stipulation as to material facts), III HSCA-MLK hearings, 46. See also MLK Document 110106.

(188) Transcript of guilty plea proceedings.

(189) Letter from James Earl Ray to Judge W. Preston Battle, Mar. 13, 1969 (MLK Document 030102).

(190) Letter from James Earl Ray to Judge W. Preston Battle, Mar. 26, 1969 (MLK Document 030102).

(191) Court ruling on Ray's motion for new trial (MLK Document 030165).

(192) *Ibid.*

(193) Memorandum decision, *Ray v. Rose*, 373 F. Supp. 687 (1973).

(194) *Ray v. Rose*, 491 F. 2d 285 (1974).

(195) *Ray v. Rose*, 417 U.S. 936 (1974).

- (196) Memorandum decision, *Ray v. Rose*, 392 F. Supp. 601 (1975).
- (197) *Ray v. Rose*, 535 F. 2d 966.
- (198) *Ibid.*
- (199) *Ray v. Rose*, 429 U.S. 1026 (1976).
- (200) See generally petitioner's memorandum of points and authorities; memorandum of facts, *Ray v. Rose*, Dec. 4, 1972 (MLK Document 110309).
- (201) Deposition of James Earl Ray, Nov. 22, 1969, *Ray v. Foreman* (MLK Document 030197).
- (202) Deposition of Arthur Hanes, Sr., Nov. 7, 1969, *Ray v. Foreman*, pp. 20-24 (MLK Document 080055). See also Huie-Ray-Hanes contract, July 8, 1968 (MLK Document 110116) (hereinafter Hanes deposition).
- (203) *Id.*, Hanes deposition, at 5. See also Huie, *He Slew the Dreamer*, p. 186.
- (204) *Id.*, Hanes deposition. *Id.*, Huie, *He Slew the Dreamer*, at 193.
- (205) See, e.g., interview of Arthur Hanes, Sr., May 9, 1978, House Select Committee on Assassinations (MLK Document 210373).
- (206) Deposition of James Earl Ray, Nov. 22, 1969, *Ray v. Foreman* (MLK Document 030197).
- (207) Deposition of Percy Foreman, Nov. 11, 1969, *Ray v. Foreman*, pp. 11-12 (MLK Document 010050).
- (208) *Id.* at 12-13.
- (209) Foreman testimony, pp. 95, 96.
- (210) *Ray v. Rose*, Feb. 27, 1975, 392 F. Supp. 601 (1975).
- (211) *Ibid.*
- (212) *Ibid.*
- (213) Testimony of James Earl Ray, Oct. 29, 1974, *Ray v. Rose* (MLK Document 010042).
- (214) Foreman testimony, pp. 84-86.
- (215) Transcript of court proceedings, Shelby County Criminal Court, Nov. 12, 1968 (MLK Document 010009).
- (216) Petitioner's memorandum of points and authorities, *Ray v. Rose*, Dec. 4, 1972 (MLK Document 110309).
- (217) Interview of Percy Foreman, Apr. 13, 1977, House Select Committee on Assassinations, p. 25 (MLK Document 080006).
- (218) Foreman testimony, p. 90.
- (219) Deposition of Percy Foreman, Apr. 3, 1974, *Ray v. Rose*, pp. 72-82 (MLK Document 020031).
- (220) *Ibid.* See also Foreman testimony, pp. 89-90.
- (221) Deposition of Percy Foreman, Apr. 3, 1974, *Ray v. Rose*, pp. 44-45 (MLK Document 020031). See also deposition of Percy Foreman, Nov. 11, 1969, *Ray v. Foreman*, p. 29 (MLK Document 010050). See also interview of Arthur Hanes, Sr., May 9, 1978, House Select Committee on Assassinations, pp. 7-8 (MLK Document 210373).
- (222) Foreman testimony, pp. 89-90. See also deposition of Percy Foreman, Apr. 3, 1974, *Ray v. Rose*, pp. 76-78 (MLK Document 020031).
- (223) Testimony of Hugh Stanton, Jr., *Ray v. Rose*, Oct. 23, 1974, p. 283 (MLK Document 010005).
- (224) Outside contact report with Thomas E. Smith, Dec. 8, 1978, House Select Committee on Assassinations (MLK Document 280079).
- (225) *Ibid.*
- (226) Foreman testimony, p. 90.
- (227) Shelby County Jail logs, July 19, 1968 through Mar. 10, 1969 (MLK Documents 110160, 110161, 110296, 110325, and 110326).
- (228) Testimony of Dr. McCarthy DeMere, Nov. 13, 1978, V HSCA-MLK hearings, 166-167.
- (229) Deposition of James Earl Ray, Nov. 22, 1969, *Ray v. Foreman*, p. 54 (MLK Document 030168).
- (230) Interview of Arthur Hanes, Sr., May 9, 1978, House Select Committee on Assassinations, pp. 7-8 (MLK Document 210373).
- (231) See review of prior investigations by Judge McCrae in *Ray v. Rose*, 392 F. Supp. 601 (1975), p. 26 (MLK Document 260030); see also Foreman testimony, pp. 89-91; and testimony of Hugh Stanton, Jr., *Ray v. Rose*, Oct. 23, 1974, pp. 259-289 (MLK Document 010005); and deposition of William Bradford Huie, Sept. 20, 1974, *Ray v. Rose*, pp. 23, 70, 78 (MLK Document 170154).
- (232) Testimony of Hugh Stanton, Jr., Oct. 23, 1974, *Ray v. Rose*, pp. 259-289 (MLK Document 010005).

- (233) *Id.* at 304.
 (234) *Id.* at 242, 310-311.
 (235) *Id.* at 245.
 (236) Habeas corpus testimony of Hugh Stanton, Jr., Oct. 23, 1974, pp. 259-289 (MLK Document 010005).
 (237) According to Hugh Stanton, Jr.'s testimony at the habeas corpus proceedings, Foreman had a working knowledge of the case that "amazed" him. It was thorough enough for Foreman to have dictated a 75-page working paper from which the public defender's investigators worked. The record of the habeas corpus proceeding would indicate that although the combined investigation was by no means complete, enough had been learned that Foreman was in a position to make a powerful case for a guilty plea by the time he approached Ray about the possibility. Stanton testimony, *Ray v. Rose*, Oct. 3, 1974, p. 259 (MLK Document 010005).
 (238) Petitioner's memorandum of fact, *Ray v. Rose* (MLK Document 110309).
 (239) MLK exhibit F-262, V HSCA-MLK hearings, 91.
 (240) MLK exhibit F-78, III HSCA-MLK hearings, 17.
 (241) *Ray v. Rose*, 535 F. 2d 966 (6th Cir. 1976).
 (242) Transcript of guilty plea proceedings.
 (243) *State of Missouri v. James Earl Ray*, court of the city of St. Louis for criminal cases, circuit court cause 1427-H (MLK Document 280211).
 (244) Petitioner's memorandum of facts, *Ray v. Rose*, pp. 40-41 (MLK Document 110309).
 (245) Testimony of Billy J. Smith, Oct. 22, 1974, *Ray v. Rose*, pp. 41-92 (MLK Document 010006), and pp. 103-104 (MLK Document 010007).
 (246) Testimony of Dr. McCarthy DeMere, Oct. 23, 1974, *Ray v. Rose*, p. 205 (MLK Document 010005).
 (247) Interview of Dr. McCarthy DeMere, July 19, 1978, House Select Committee on Assassinations (MLK Document 230381).
 (248) Dr. McCarthy DeMere testimony, Nov. 13, 1978, V HSCA-MLK hearings, 161-179.
 (249) Ray interview, Sept. 29, 1977, p. 55.
 (250) *Id.* at 54.
 (251) *Ibid.*
 (252) *Id.* at 56.
 (253) Petitioner's memorandum of points and authorities, memorandum of facts, *Ray v. Rose*, Dec. 4, 1972, pp. 42-43 (MLK Document 110309).
 (254) FBI identification record of John Larry Ray, No. 368 725A (MLK Document 240087).
 (255) Ray interview, Sept. 29, 1977, pp. 56-57.
 (256) *Id.* at 68.
 (257) *Id.* at 65; see also testimony of James Earl Ray, Oct. 29, 1974, *Ray v. Rose*, p. 864 (MLK Document 010039).
 (258) Testimony of James Earl Ray, Oct. 29, 1974, *Ray v. Rose*, p. 854 (MLK Document 010039).
 (259) *Ibid.*
 (260) *Ibid.*
 (261) Missouri court records, *State v. Ray*, cause 1427-H (MLK Document 280311); see also testimony of James Earl Ray, Oct. 29, 1974, *Ray v. Rose*, pp. 916-918 (MLK Document 010042).

REFERENCES: SECTION B

- (1) FBI memorandum, Hoover to Tolson, DeLoach, Rosen, Bishop, Sullivan, June 20, 1968; FBI headquarters Murkin file, serial No. 44-38861-4660.
 (2) See, e.g., George McMillan, *The Making of an Assassin* (Boston-Toronto: Little, Brown & Co., 1976, 1st ed.).
 (3) "Report of the Department of Justice Task Force to Review the FBI Martin Luther King, Jr., Security and Assassination Investigations," Jan. 11, 1977 (Washington, D.C.: U.S. Government Printing Office, 1977), p. 97.
 (4) See volume XIII, appendix to the hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Cong., 2d sess. (Washington, D.C.: U.S. Government Printing Office, 1979) (hereinafter HSCA-MLK hearings), for the committee's science reports on the King investigation.

(5) See, e.g., ref. 2, *supra*, pp. 202-209; see also "Dr. Martin Luther King, Jr., Supplemental Studies Pertaining to the Motive of James Earl Ray," staff report, XIII appendix to the HSCA-MLK hearings (hereinafter staff report: Motive).

(6) Staff summary of interview of Leslie Allen Aehter, June 9, 1977, House Select Committee on Assassinations (MLK Document 180031); staff summary of interview of Bercia Lee Barbarick, July 12, 1978, House Select Committee on Assassinations (MLK Document 230308); staff summary of interview of Gene Raymond Barnes, November 2, 1977, House Select Committee on Assassinations (MLK Document 150060); staff summary of interview of Julius Maurice Block, August 20, 1978, House Select Committee on Assassinations (MLK Document 260299); staff summary of interview of Frank Boedeker, June 8, 1977, House Select Committee on Assassinations (MLK Document 180036); staff summary of interview of James Thomas Bond, Aug. 1, 1978, House Select Committee on Assassinations (MLK Document 240151); staff summary of interview of James Wilson Brown, July 27, 1978, House Select Committee on Assassinations (MLK Document 240282); staff summary of interview of Floyd Edward Cain, July 13, 1978, House Select Committee on Assassinations (MLK Document 240153); staff summary of interview of Donald Garfield Cox, July 13, 1978, House Select Committee on Assassinations (MLK Document 230309); staff summary of interview of Thomas B. Crews, July 13, 1978, House Select Committee on Assassinations (MLK Document 230307); staff summary of interview of Raymond Louis Curtis, November 30, 1977, House Select Committee on Assassinations (MLK Document 220133); staff summary of interview of Louis Raymond Dowda, August 22, 1978, House Select Committee on Assassinations (MLK Document 240374); staff summary of interview of George Ben Edmondson, October 31, 1978, House Select Committee on Assassinations (MLK Document 260219); staff summary of interview of Larry Foster, June 9, 1977, House Select Committee on Assassinations (MLK Document 180029).

Staff summary of interview of Ernest "Cadillac" Franklin, June 8, 1977, House Select Committee on Assassinations (MLK Document 100097); staff summary of interview of Benjamin Goodin, former prison civilian chef, June 10, 1977, House Select Committee on Assassinations (MLK Document 100008); staff summary of interview of Joe Hegwood, June 10, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 180032); staff summary of interview of John Kenneth Hurtt, November 10, 1977, House Select Committee on Assassinations (MLK Document 180082); staff summary of interview of Paul Alvin Gail, Jr., Sept. 24, 1978, House Select Committee on Assassinations (MLK Document 300149); staff summary of interview of Eric Lafe Larson, July 14, 1978, House Select Committee on Assassinations (MLK Document 240156); staff summary of interview of Cecil Clayton Lillibridge, November 22, 1977, House Select Committee on Assassinations (MLK Document 170320); staff summary of interview of Joseph J. Maloney, November 10, 1977, House Select Committee on Assassinations (MLK Document 180184); staff summary of interview of Raymond Louis Menard, July 18, 1978, House Select Committee on Assassinations (MLK Document 240157); staff summary of interview of Michael Moore, June 9, 1977, House Select Committee on Assassinations (MLK Document 180033); staff summary of interview of Raymond Patrick, June 9, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 180038); staff summary of interview of Robert L. Powell, November 21, 1977, House Select Committee on Assassinations (MLK Document 170321); staff summary of interview of Jack Romprey, June 9, 1977, House Select Committee on Assassinations (MLK Document 180035); MLK Exhibit F-640 (staff summary of interview of Walter Terry Rife, May 2, 1978, VIII HSCA-MLK Hearings, 64); staff summary of interview of James Stidham, June 10, 1977, House Select Committee on Assassinations (MLK Document 100094); staff summary of interview of Ronald Terry, June 9, 1977, House Select Committee on Assassinations (MLK Document 180037); staff summary of interview of Kenneth Lee Wade, September 4, 1978, House Select Committee on Assassinations (MLK Document 250123).

(7) William Bradford Huie, *He Slew the Dreamer* (New York: Delacorte Press, 1970, 3d ed.), p. 45.

(8) FBI Document, Mexico City Legat, Non-Prosecutive Summary, p. 14, received from Shelby County, Tenn., Attorney General's office by House Select Committee on Assassinations (MLK Document 040063).

(9) See, e.g., ref. 2, *supra*, pp. 269-270; Gerold Frank, *An American Death* (Garden City, New York: Doubleday and Co., Inc., 1972, 1st ed.), pp. 304-305.

(10) See MLK Exhibit F-173 (staff interview of Manuela Aquirre-Medrano—aka Irma Morales—June 5, 1978, House Select Committee on Assassinations), IV HSCA-MLK Hearings, 161.

(11) Compare pp. 269-270, ref. 2 supra and pp. 304-305, ref. 9 supra.

(12) Testimony of Alexander Eist, November 9, 1978, IV HSCA-MLK hearings, 21-22 (hereinafter Eist testimony).

(13) See "Dr. Martin Luther King, Jr. Supplemental Studies Pertaining to the Motive of James Earl Ray," staff report, XIII appendix to the HSCA-MLK hearings for a more detailed study of Ray's interest in African countries.

(14) Staff memorandum on phone contact with Dr. David Abrahamson, House Select Committee on Assassinations (MLK Document 300148); staff memorandum on phone contact with Dr. Park Dietz, House Select Committee on Assassinations (MLK Document 300147); staff memorandum on phone contact with Dr. Lawrence Freedman, House Select Committee on Assassinations (MLK Document 300146); staff memorandum on phone contact with Dr. Seymour Halleck, House Select Committee on Assassinations (MLK Document 300144); staff memorandum on phone contact with Dr. Irving Harris, House Select Committee on Assassinations (MLK Document 300145); staff memorandum on Jan. 19, 1978 contact with Dr. Zigmund Lebensohn, House Select Committee on Assassinations (MLK Document 300143); staff memorandum on phone contact with Dr. Irwin Perr, House Select Committee on Assassinations (MLK Document 300142); staff memorandum on phone contact with Dr. Jonas Rappeport, House Select Committee on Assassinations (MLK Document 300141); staff memorandum on phone contact with Dr. David Rothstein, House Select Committee on Assassinations (MLK Document 300140); staff memorandum on phone contact with Dr. Robert Sadoff, House Select Committee on Assassinations (MLK Document 300139); staff memorandum on phone contact with Dr. Andy Watson, House Select Committee on Assassinations (MLK Document 300128).

(15) See pp. 83-84, 91, ref. 7 supra; see also ref. 3, p. 97 (recognizing the possibility that Ray killed Dr. King, in part, out of a "yearning for recognition").

(16) See p. 83, ref. 7 supra.

(17) Id. at 84.

(18) Id. at 91.

(19) Eist testimony, pp. 21-22.

(20) Staff summary of interview of George Ben Edmundson, October 31, 1978, House Select Committee on Assassinations (MLK Document 260219).

(21) Immunized executive session testimony of Marie Martin Levy, April 5, 1978, House Select Committee on Assassinations, pp. 29-34.

(22) See section II D for a detailed examination of the postassassination activities of the Memphis Police Department.

(23) FBI identification record of James Earl Ray, No. 306 443A.

(24) MLK Exhibit F-642 (St. Louis Post-Dispatch interview), VIII HSCA-MLK hearings, 589.

(25) Testimony of John Ray, December 1, 1978 VIII HSCA-MLK hearings, 119 (hereinafter John Ray testimony).

(26) MLK exhibit F-606 (FBI airtel, June 11, 1968), VII HSCA-MLK hearings, 457.

(27) Ibid.

(28) Testimony of Jerry Ray, November 30, 1978, VII HSCA-MLK hearings, 98-99 (hereinafter Jerry Ray testimony).

(29) Id. at 101.

(30) But see James Earl Ray testimony, August 17, 1978, II HSCA-MLK hearings, 489ff (Ray's denial of involvement).

(31) See MLK exhibit F-173 (staff interview of Irma Morales, June 5, 1978, IV HSCA-MLK hearings, 161); see also staff summary of interview of Luis Alberto Garcia, June 2, 1978, House Select Committee on Assassinations (MLK Document 260118); staff summary of interview of Oscar Mendiola, June 3, 1978, House Select Committee on Assassinations (MLK Document 260123); staff summary of interview of Rodimiro Vizcarra de Jesus, June 4, 1978, House Select Committee on Assassinations (MLK Document 260149); staff summary of interview of Manuela Aguirer, June 5, 1978, House Select Committee on Assassinations (MLK Document 250135).

(32) See pp. 109-111, ref. 21 supra; see also immunized executive session testimony of Marie Martin Levy, ref. 21, supra, p. 167.

(33) FBI interview of Sharon Rhoads, Apr. 16, 1978, pp. 117-120 (MLK Document 040062); FBI interview of Tomas Lau, Apr. 15, 1968, Los Angeles Murkin Report, pp. 131-133 (MLK Document 040053); staff summary of interview of Sharon Rhoads, Nov. 17, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 160107); staff summary of interview of Tomas Lau, Nov. 14, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 160152).

(34) See immunized executive session testimony of Marie Martin Levy, ref. 21, supra, pp. 143-158; immunized executive session testimony of Charles J. Stein, Apr. 4, 1978, House Select Committee on Assassinations, pp. 81-95; executive session testimony of Rita Stein, Apr. 6, 1978, House Select Committee on Assassinations, pp. 9-15; see also affidavits for registration for Mimi De Grasse (Marie Martin Levy), Rita Rosas (Rita Stein), Charles J. Stein, Dec. 15, 1967. (MLK Document 160266).

(35) Staff summary of interview with Charles Stein, Jan. 23, 1978-Jan. 26, 1978, House Select Committee on Assassinations (MLK Document 190402).

(36) See, e.g., staff summary of interview of Mickey Medina, Feb. 17, 1978, House Select Committee on Assassinations (MLK Document 190288); staff summary of interview of Felix Valdez, Feb. 14, 1978, House Select Committee on Assassinations (MLK Document 180389); staff summary of interview of Clara Stann, Feb. 15, 1978, House Select Committee on Assassinations (MLK Document 180387); staff summary of interview of Theresa Stone, Feb. 13, 1978, House Select Committee on Assassinations (MLK Document 180386); staff summary of interview of Charles De Carvalho, June 17, 1977, House Select Committee on Assassinations (MLK Document 130079); deposition of Charles De Carvalho, House Select Committee on Assassinations (MLK Document 100261).

REFERENCES: SECTION C

(1) Report of the Federal Bureau of Investigations, Special Agent William Booth, Feb. 15, 1968; FBI headquarters Vincent DePalma file.

(2) *Ibid.*

(3) *Ibid.*

(4) FBI airtel from Director to Denver, Feb. 6, 1968, FBI headquarters Vincent DePalma file.

(5) FBI airtel from Springfield to Chicago, Apr. 6, 1968, FBI headquarters Murkin file 44-38841-562.

(6) See, e.g., airtel from SAC, Kansas City, to Director, Apr. 7, 1968, FBI headquarters MURKIN file, 44-38861-171.

(7) See, e.g., FBI airtel from Little Rock to Director, et al., Apr. 10, 1968, FBI headquarters MURKIN file 44-38861-361.

(8) Outside contact report with Dan Senf, May 16, 1978, House Select Committee on Assassinations (MLK Document 210341).

(9) Staff summary of interview with Jerry Milton Brooks, June 26, 1978, House Select Committee on Assassinations (MLK Document 220467).

(10) Interview of Mary Tollerton, May 25, 1978, House Select Committee on Assassinations, p. 4 (MLK Document 220444).

(11) Executive session testimony of Walter Peyson, June 8, 1978, House Select Committee on Assassinations, pp. 81, 89, 108 (hereinafter Peyson testimony).

(12) Executive session testimony of Robert DePugh, June 8, 1978, House Select Committee on Assassinations, pp. 55-56 (hereinafter DePugh testimony).

(13) Peyson testimony, pp. 95-96; *id.*, DePugh testimony, at 52, 67.

(14) *Id.*, Peyson testimony, at 80; *id.*, DePugh testimony, at 54.

(15) FBI airtel from Birmingham to Director, Apr. 15, 1968, FBI headquarters MURKIN file 44-38861-1203.

(16) *Ibid.*

(17) *Ibid.*

(18) FBI airtel from Mobile to Director, Aug. 7, 1968, FBI headquarters file 157-9586-616.

(19) Barnes not only refused to comment at that interview but further stated that if he were subpoenaed to testify in regard to this matter, he would still decline to give the committee any information; staff summary of interview with Sidney Barnes, May 9, 1978, House Select Committee on Assassinations, pp. 1-2 (MLK Document 210292).

(20) Staff summary of interview of confidential source, Apr. 27, 1978, House Select Committee on Assassinations (MLK Document 210104); staff summary of

interview of confidential source, May 18, 1978, House Select Committee on Assassinations, p. 2 (MLK) Document 230010).

(21) See, e.g., staff summary of interview of Admiral John Crommelin, Oct. 26, 1978, House Select Committee on Assassinations (MLK Document 260315).

(22) FBI teletype from Dallas to Director, Memphis, Jackson, Apr. 23, 1968, FBI headquarters MURKIN file 44-38861-1835.

(23) See, generally, FBI headquarters files 157-165—serials 13, 23; FBI headquarters file 157-164—serial 13; Jackson, Miss., Field Office file 157-9586—serial 502.

(24) Staff summary of interview of Myrtis Ruth Hendricks, June 24, 1978, House Select Committee on Assassinations (MLK Document 230041).

(25) Letter from House Select Committee on Assassinations to Attorney General Griffin Bell, July 17, 1978 (MLK Document 310123).

(26) Letter from FBI to House Select Committee on Assassinations, Aug. 14, 1978 (MLK Document 240280).

(27) Telegrams from House Select Committee on Assassinations to Nix, Bowers and McGee, July 7, 1978 (MLK Document 230105).

(28) FBI headquarters MURKIN file 44-38861-497. The Bureau identified the subscribers of the three phone numbers to which the calls from Wisconsin were made: 704-758-2908—Earl Hall Used Cars, Earl Hall, owner, Lenoir, N.C., 101 Molehill Drive; 704-758-4930—Paul Ellison Sanders, Radcliff Rd., Lenoir, N.C., vice president, Sanders Management Co., 704-758-2100—Samuel J. Sanders, Cotrell Hill Road, Lenoir, N.C.

(29) Ibid. The caller allegedly identified himself as "Robert" during the call to 704-754-4930.

(30) Ibid. The caller allegedly had this conversation when speaking to unknown male at 704-758-2100.

(31) See ref. 28, supra.

(32) FBI airtel from Charlotte to Director, June 17, 1968, FBI headquarters MURKIN file 44-38861-4669.

(33) FBI airtel from Milwaukee to Director, June 27, 1968, FBI headquarters MURKIN file 44-38861-4949.

(34) The name George Wilson was used as an alias by this individual in his initial contact with the House Select Committee on Assassinations in January 1977. Although the committee subsequently learned his true identity, the name Wilson will be used throughout to preserve the confidentiality of the source.

(35) Staff memorandum from James Chenoweth to file, January 10, 1977, House Select Committee on Assassinations re: telephone call from George Wilson (MLK document 290050).

(36) FBI letterhead memorandum, July 27, 1969, FBI headquarters file 157-370-66-482.

(37) FBI headquarters file, serial 157-370-4-575.

(38) See FBI airtel from SAC Birmingham to Director, Aug. 20, 1968, FBI headquarters file 157-370-4-640; FBI airtel from SAC Birmingham to Director, Sept. 4, 1968, FBI headquarters file 157-370-4-699; FBI airtel from Birmingham to Director, FBI headquarters MURKIN file 44-38861-4936.

(39) The committee's interest in Ray's choice of Arthur Hanes as his first attorney was based on Hanes' previous defense of the individuals charged with the murder of Viola Liuzzo. These individuals were members of the UKA. It seemed reasonable to assume that Ray's choice of Hanes was influenced by the attorney's reputation resulting from the Liuzzo case; Ray claimed, however, that his only knowledge of Hanes was that he had been mayor of Birmingham. See interview of James Earl Ray, Sept. 29, 1977, XI appendix to the HSCA-MLK hearings, pp. 416-417, 421.

(40) Staff summary of interview with George Wilson, Apr. 27, 1978, House Select Committee on Assassinations (MLK Document 290051).

(41) Executive session testimony of Robert H. Shelton, June 7, 1978, House Select Committee on Assassinations.

(42) Executive session testimony of Melvin A. Sexton, June 6, 1978, House Select Committee on Assassinations.

(43) Executive session testimony of Arthur Hanes, Sr., June 7, 1978, House Select Committee on Assassinations.

(44) Executive session testimony of Furman Dean Williams, June 6, 1978, House Select Committee on Assassinations.

(45) Executive session testimony of James Roberson Jones, June 6, 1978, House Select Committee on Assassinations.

(46) *Id.* at 20-21; executive session testimony of Furman Dean Williams, June 6, 1978, House Select Committee on Assassinations, pp. 16-17.

(47) Executive session testimony of Arthur Hanes, Sr., June 7, 1978, House Select Committee on Assassinations, pp. 54-56; executive session testimony of Robert H. Shelton, May 26, 1978, House Select Committee on Assassinations, pp. 33-38; executive session testimony of Melvin Sexton, June 6, 1978, House Select Committee on Assassinations, pp. 23-24.

(48) Executive session testimony of Arthur Hanes, Sr., June 7, 1978, House Select Committee on Assassinations, p. 35; executive session testimony of Melvin A. Sexton, June 6, 1978, House Select Committee on Assassinations, pp. 14-29.

(49) Bill Montgomery, "The Mystery of J.B.," *Atlanta Journal*, Oct. 12, 1977, p. 16-A.; "Atlanta Lawyer to Defend Plot Suspect," *Atlanta Journal*, May 18, 1961.

(50) FBI report, February 15, 1967, FBI headquarters National States Rights file 105-66233-1867, p. 5; immunized executive session testimony of J. B. Stoner, March 8, 1978, House Select Committee on Assassinations, pp. 6-9 (hereinafter Stoner testimony, March 8, 1978); immunized executive session testimony of Edward R. Fields, March 19, 1978, House Select Committee on Assassinations, p. 200 (hereinafter Fields testimony, March 19, 1978).

NOTE.—While FBI reports, such as the one cited above, and many newspaper reports credit Stoner with being one of the founders of the NSRP, Stoner himself claims he was not involved in the United White Party, the predecessor of the NSRP, nor was he one of the founders of NSRP.

(51) FBI report, July 26, 1964, FBI headquarters J. B. Stoner file 157-97-97.

(52) FBI report, April 8, 1968, FBI headquarters NSRP file 105-66233-2082.

(53) *Ibid.*

(54) Interview with James Earl Ray, Sept. 29, 1977, XI appendix to the HSCA-MLK hearings, 46-47, 53-54.

(55) "Stoner Is Lawyer for Ray's Brother," *Atlanta Constitution*, November 3, 1970, p. 15A; news file on John Ray, October 21, 1977 (MLK document 140039); "Ray's Brother Sentenced," *New York Times*, April 24, 1971 (MLK document 140039).

(56) Immunized executive session testimony of J. B. Stoner, April 19, 1978, House Select Committee on Assassinations, p. 114 (hereinafter Stoner testimony, April 19, 1978); see also "Ray Is Arraigned in Private Session," *Atlanta Constitution*, July 28, 1970.

(57) FBI report, FBI headquarters J. B. Stoner file, 174-425-1; FBI report, FBI headquarters, Christian Anti-Jewish Party file 65-15743, serials 104-195.

(58) David Morrison and Steven Holmes, "Stoner Indicted in Bombing," *Atlanta Constitution*, Sept. 27, 1977, pp. 1A, 12A.

(59) Interview with Thomas Cook, January 18, 1978, House Select Committee on Assassinations, p. 3 (MLK document 170278).

(60) Immunized executive session testimony of Edward R. Fields, April 19, 1978, House Select Committee on Assassinations, pp. 184-186 (hereinafter Fields testimony, April 19, 1978).

(61) Indictment in the District Court of the United States for the Northern District of Alabama. Docket No. CR 63-316 (MLK document 290002).

(62) FBI report, prosecutive summary report, March 26, 1964, FBI headquarters J. B. Stoner file 157-1604.

(63) "Rights Party Nominates Atlantan," *Atlanta Constitution*, Mar. 2, 1964: "States Rights Slate Lists Kasper, Atlantan," *Atlanta Journal*, Mar. 2, 1964.

(64) Phil Gailey, "J. B. Stoner Studies Foreign Policy," *Atlanta Constitution*, Nov. 9, 1971.

(65) Bill Montgomery, "Mystery of J. B.," *Atlanta Journal*, Oct. 12, 1977, p. A1; Ron Casey, "Stoner Says FBI, Jews Are Enemies," *Birmingham News*, Nov. 28, 1977, pp. 1-6; Ken Willis, "Stoner Funds Under Probe," *Atlanta Constitution*, Aug. 24, 1973; "Stoner Announces Senate Candidacy," *Atlanta Journal*, July 6, 1971.

(66) Stoner ran for Governor of Georgia and lost in the primary on Aug. 8, 1978 with only 5.47 percent of the vote, *Washington Star*, Aug. 9, 1978, pp. A1, A10.

(67) FBI report, June 27, 1968, FBI headquarters NSRP file, 105-66233-2127; see also, Stoner testimony, Apr. 19, 1978, p. 117; interview of James Earl Ray, Sept. 29, 1977, XI appendix to the HSCA-MLK hearings, 46-47, 41-55 (hereinafter Ray interview, Sept. 29, 1977).

(68) Jeff Cohen and Dave Lifton, "A Man He Calls Raoul," *New Times*, Apr. 1, 1977, p. 32.

NOTE.—Harry Avery, Commissioner of Corrections for the State of Tennessee in March 1969, claimed that in his official position he got to know James Earl Ray and Jerry Ray. Avery claims that while driving Jerry Ray to a meeting, Jerry told him that he (Jerry) was to meet with Stoner and that Stoner had been "our" (implying Jerry's and James' at least) attorney for 2 years before the assassination. The committee was not able to substantiate this claim.

(69) See interview of Harry Avery, Dec. 3, 1976, House Select Committee on Assassinations, p. 12 (MLK document 040007); interview of Harry Avery, June 14, 1977, House Select Committee on Assassinations, p. 29 (MLK document 100051); memorandum to Governor Ellington from W. E. Hopton re: interview of Avery by Hopton, May 20, 1969, pp. 1, 4 (MLK document 200472).

(70) Staff comparison of Stoner and James Earl Ray activities from Apr. 23, 1967 to June 8, 1968, taken from FBI files (MLK document 280212); see also Stoner testimony, Apr. 19, 1978, p. 117; Fields testimony, Apr. 19, 1978, pp. 187-188; also Ray interview, Sept. 29, 1977, pp. 46-47, 51-55.

(71) Letter "To Whom It May Concern From Edward R. Fields, re: James Earl Ray Case, June 14, 1968" (MLK document 270062).

(72) Ray interview, Sept. 29, 1977, pp. 51-53.

(73) Ray interview, Sept. 29, 1977, pp. 51-53; letter from James Earl Ray to J. B. Stoner, Aug. 9, 1968, re: representation in libel matter (MLK document 110108); "Commotion Vowed in Ray Civil Suits," *Atlanta Journal*, Mar. 26, 1969.

(74) Ray interview, Sept. 29, 1977, pp. 70-71; "A Retrial for Ray Asked in Memphis by New Lawyers," *New York Times*, Apr. 8, 1969, p. 14.

(75) Bynum Shaw, "Are You Sure Who Killed Martin Luther King," *Esquire* magazine, March 1972, p. 116; Robert Johnson, "James Earl Ray's Chief Defense Lawyer Claims U.S. Government Agents Killed Martin Luther King," *National Enquirer*, vol. 44, No. 7, Oct. 19, 1969.

(76) Stoner testimony, Mar. 8, 1978, p. 76; immunized executive session testimony of J. B. Stoner, Mar. 9, 1978, House Select Committee on Assassinations, pp. 24-31; Stoner testimony, Apr. 19, 1978, pp. 98-104.

(77) Stoner testimony, Mar. 8, 1978, pp. 137-170.

(78) Ray executed a waiver for Arthur Hanes, Jr., but later tried to withdraw it. See also the following waivers of attorney-client privilege executed by James Earl Ray: Mar. 7, 1977 (MLK document 029005); Nov. 14, 1977 (MLK document 190100); Mar. 27, 1977 (MLK document 070074); May 3, 1977 (MLK document 090004); May 23, 1977 (MLK document 110328); June 22, 1977 (MLK document 130045).

(79) Waiver of attorney-client privilege executed by James Earl Ray, May 23, 1977 (MLK document 110328).

(80) Immunized executive session testimony of J. B. Stoner, Mar. 8, 1978, House Select Committee on Assassinations, pp. 45-49.

(81) *Id.* at 45.

(82) *Id.* at 48.

(83) *Id.* at 46.

(84) *Id.* at 47-48.

(85) Immunized executive session testimony of J. B. Stoner, Mar. 9, 1978, House Select Committee on Assassinations, pp. 41-42.

(86) *Id.* at 46, 77; Stoner testimony, Mar. 8, 1978, p. 48.

(87) Interview of Asa Carter, Apr. 6, 1978, House Select Committee on Assassinations, p. 2 (MLK document 200136).

(88) *Ibid.*

(89) Executive session testimony of William H. Morris, Mar. 10, 1978, House Select Committee on Assassinations, pp. 6-9.

(90) *Id.* at 33-55.

(91) *Id.* at 11, 12.

(92) Report on the Federated Ku Klux Klan, Inc., Feb. 20, 1962, FBI headquarters file 157-166-39.

(93) *Ibid.*

(94) Executive session testimony of William H. Morris, Mar. 10, 1978, House Select Committee on Assassinations, pp. 40-42.

(95) *Id.* at 12.

(96) *Id.* at 12-13.

(97) *Id.* at 12-13.

- (98) Id. at 23.
 (99) Id. at 27.
 (100) Id. at 27, 45.
 (101) Memphis Police Department homicide report, supplement No. 85, Apr. 13, 1968 (MLK document 030203).
 (102) Id. at 1754-44.
 (103) Ibid.
 (104) Ibid.
 (105) Ibid.
 (106) Ibid.
 (107) Id. at 1760.
 (108) Ibid.
 (109) Ibid.; see also staff summary of interview of B. J. Smith, July 26, 1977, House Select Committee on Assassinations (MLK document 120097); staff summary of interview of W. C. Hughes, Nov. 17, 1977 (MLK document 160044); staff summary of interview of J. H. Jones, Nov. 16, 1977, House Select Committee on Assassinations (MLK document 160045).
 (110) Memphis Police Department homicide report, supplement 85, Apr. 13, 1968 (MLK document 030203).
 (111) Ibid.
 (112) Ibid.
 (113) FBI airtel, July 29, 1968, to Director, from SAC Memphis re: CB transmission on Apr. 4, 1968, FBI headquarters MURKIN file 44-38861-5094.
 (114) Ibid.
 (115) Staff summary of interview of B. J. Smith, July 26, 1977, House Select Committee on Assassinations (MLK document 120097); staff summary of interview of W. C. Hughes, Nov. 17, 1977, House Select Committee on Assassinations (MLK document 160044); and staff summary of interview of J. H. Jones, Nov. 16, 1977, House Select Committee on Assassinations (MLK document 160045).
 (116) See road map of Memphis, Tenn. (MLK document 290024).
 (117) See Memphis Police Department homicide report, supplement 85, Apr. 13, 1968 (MLK document 030203); FBI airtel, July 29, 1968, to Director from SAC Memphis re: CB transmission on Apr. 4, 1968, FBI headquarters MURKIN file 44-38861-4095.
 (118) See, e.g., staff summary of interviews of Lt. J. D. Hamby, Dec. 6, 1977 (MLK document 140256); Dec. 7, 1977 (MLK document 160260); and Dec. 8, 1977 (MLK document 160261).
 (119) Interview of James Raines, Aug. 29, 1977, House Select Committee on Assassinations (MLK document 120095).
 (120) Staff summaries of interviews of Carroll S. Carroll on July 27, 1977, House Select Committee on Assassinations (MLK document 120094); Dec. 6, 1977 (MLK document 160253); Dec. 7, 1977 (MLK document 160259); and Dec. 8, 1977 (MLK document 160265). See also working paper, re: Citizen's Band radio broadcast—review of ledgers received from Carroll S. Carroll, May 15, 1978, House Select Committee on Assassinations (MLK document 290028); staff summary of interviews of Capt. J. P. Marby, Dec. 7, 1977 (MLK document 160250); and interview of J. D. Hamby, Dec. 8, 1977, House Select Committee on Assassinations (MLK document 160261).
 (121) Staff summary of interview of Neal Talley, Jr., Dec. 1, 1977, House Select Committee on Assassinations (MLK document 160143); staff summary of interview of Jon C. Hellen, Dec. 1, 1977, House Select Committee on Assassinations (MLK document 170046); staff summary of interview of James A. Wallace, Jr., Dec. 7, 1977, House Select Committee on Assassinations (MLK document 160249); staff summary of interview of Michael J. Cimbalò, Dec. 5, 1977, House Select Committee on Assassinations (MLK document 160201); staff summary of interview of Timothy R. Higgins, Dec. 5, 1977, House Select Committee on Assassinations (MLK document 290030); staff summary of interview of Brother Adrian Powers and Brother Stephen O. Malley, Nov. 11, 1977, House Select Committee on Assassinations (MLK document 160142).
 (122) Affidavit of Douglas P. Cross, July 8, 1976 (MLK document 290025); affidavit of James Stanton, July 9, 1976 (MLK document 290026); staff summary of interview of Douglas P. Cross, Dec. 4, 1977, House Select Committee on Assassinations (MLK document 160316); staff summary of interview of James Stanton, Nov. 29, 1977, House Select Committee on Assassinations (MLK document 170044).

(123) FCC report, May 17, 1978 (MLK document 210454); see also outside contact report of Frank Rose, Apr. 12, 1978, House Select Committee on Assassinations (MLK document 210285).

(124) Designated counsel statement of Edward L. Montedonico, Jr., p. 33 (MLK document 290023).

(125) Staff summary of interviews of Robert E. Ferguson, Nov. 16, 1977, House Select Committee on Assassinations (MLK document 160140) and Jan. 10, 1978, House Select Committee on Assassinations (MLK document 290029); see also staff summary of interview of Michael Welting, House Select Committee on Assassinations (MLK document 170336).

(126) Staff summary of interview of Carroll S. Carroll, July 27, 1977, House Select Committee on Assassinations (MLK document 120095); Dec. 6, 1977 (MLK document 160253); Dec. 7, 1977 (MLK document 160259); and Dec. 8, 1977 (MLK document 160265); staff summary of interview of James E. Bethune, Dec. 2, 1977, House Select Committee on Assassinations (MLK document 160167); staff summary of interviews of William H. Austin, Nov. 15, 1977, House Select Committee on Assassinations (MLK document 160046) and (MLK document 170313); staff summary of interviews of Robert H. McCarty, Nov. 15, 1977, House Select Committee on Assassinations (MLK document 160209), and Jan. 19, 1978 (MLK document 170243); interview of Lt. Rufus Wesley Bradshaw, Nov. 8, 1977, House Select Committee on Assassinations (MLK document 170012); interview of Capt. James W. Strauser, Nov. 16, 1977, House Select Committee on Assassinations (MLK document 160041); interview of James Roberts, Dec. 1, 1977, House Select Committee on Assassinations (MLK document 160125); interview of Rhea W. Ferguson, Nov. 29, 1977, House Select Committee on Assassinations (MLK document 160120); staff summary of interview of Cranmer Boyce, Nov. 29, 1977 (MLK document 160123); staff summary of interview of Elmer L. Browning, Nov. 30, 1977, House Select Committee on Assassinations (MLK document 160121); staff summary of interview of L. H. Daniel, Nov. 29, 1977, House Select Committee on Assassinations (MLK document 160122); staff summary of interview of Vaugan Dow, Nov. 30, 1977, House Select Committee on Assassinations (MLK document 160124). See also analytical chart (MLK document 290031).

(127) Outside contact report with Angelo Ditty, May 2, 1978, House Select Committee on Assassinations (MLK document 210038).

(128) FCC report, May 17, 1978 (MLK document 210454).

(129) FBI memorandum, Apr. 20, 1968, FBI headquarters MURKIN file 44-38861-1816.

(130) Ibid.

(131) Ibid.

(132) Ibid.

(133) Notes of author William Sartor (MLK document 010072).

(134) See generally FBI letterhead memorandum, Nov. 21, 1968 (MLK document 040082) with attachments: FBI Memphis office interview of Frank Liberto, Apr. 19, 1968; FBI New Orleans office interview of Anthony Liberto, Apr. 22, 1968; FBI New Orleans office interview of Mrs. Emma Liberto, Apr. 22, 1968; FBI New Orleans office interview of Vincent Liberto, Apr. 22, 1968; FBI New Orleans office interview of Salvatore Liberto, Apr. 23, 1968; and FBI Memphis office interview of James William Latch, Apr. 19, 1968.

(135) Affidavit of Frank Liberto, June 28, 1978 (MLK document 280063).

(136) See, e.g., staff summary of interview of Vincent Liberto, June 7, 1977, House Select Committee on Assassinations (MLK document 130081); staff summary of interview of Salvatore Liberto, June 7, 1977, House Select Committee on Assassinations (MLK document 130088); staff summary of interview of Ida Mae Verbeek, June 7, 1977, House Select Committee on Assassinations (MLK document 130080).

(137) Staff summary of interview of Ernest Tyler, Apr. 10, 1978, House Select Committee on Assassinations (MLK document 200404); staff summary of interview of Linda Cooper, Apr. 6, 1978, House Select Committee on Assassinations (MLK document 260145); staff summary of interview of Dorothy Conaley, Apr. 5, 1978, House Select Committee on Assassinations (MLK document 260143); staff summary of interview of Mrs. John Walker, Apr. 5, 1978, House Select Committee on Assassinations (MLK document 260142).

(138) Staff summary of interview of James William Latch, Feb. 10, 1978, House Select Committee on Assassinations (MLK document 180396); staff summary of interview of Amelia Louis Guasco, Apr. 5, 1978, House Select Committee

on Assassinations (MLK document 200426); staff summary of interview of Buddy Mims, May 22, 1978, House Select Committee on Assassinations (MLK document 210545); staff summary of interview of Mary Frances Stampley, Apr. 8, 1978, House Select Committee on Assassinations (MLK document 260144).

(139) Affidavit of Frank Liberto, June 28, 1978 (MLK document 280063).

(140) Staff memorandum to Lehner from Akers and Johnson, Sept. 13, 1977, re: contacts with New Orleans Police Department, House Select Committee on Assassinations, pp. 6-7 (MLK document 290039).

(141) Staff summary of interview of Inspector N. E. Zachary (retired), June 1, 1977, House Select Committee on Assassinations (MLK document 130086).

(142) FBI Memphis Office interviews of John McFerren, Apr. 8, 1968 and Apr. 18, 1968 (MLK document 040082).

(143) Staff summaries of interviews of John McFerren, Mar. 12, 1977, House Select Committee on Assassinations (MLK document 260200); May 10, 1977 (MLK document 090150); and Feb. 9, 1978 (MLK document 190043); see also affidavit of John McFerren, June 22, 1978, House Select Committee on Assassinations (MLK document 220549).

(144) FBI memorandum, Apr. 20, 1968, Director to Attorney General, FBI headquarters MURKIN file, serial 44-38861-1816; see also staff summary of interview of John McFerren, Mar. 12, 1977, House Select Committee on Assassinations (MLK document 260200).

(145) Interview of John McFerren, Mar. 12, 1977, House Select Committee on Assassinations (MLK document 260200).

(146) Ibid.

(147) FBI Memphis Office interview of John McFerren, Apr. 18, 1968 (MLK document 040082).

(148) Notes of author William Sartor (MLK document 110334).

(149) Ibid.

(150) Report of autopsy performed on William Sartor by Hillcrest Baptist Hospital, Waco, Tex. (MLK document 110001).

(151) Manuscript of William Sartor (MLK document 110334).

(152) Ibid.

(153) Ibid.

(154) Ibid.

(155) Staff summary of interview of Sam DiPiazza, May 11, 1978, House Select Committee on Assassinations (MLK document 210503).

(156) Interview of Dr. Lucas DiLeo, Feb. 22, 1978, House Select Committee on Assassinations (MLK document 260205).

(157) Outside contact report with Mr. Acosta, Oct. 23, 1978, House Select Committee on Assassinations (MLK document 260261).

(158) Interview of Charles Stein, Jan. 23, 1968, House Select Committee on Assassinations, p. 17 (MLK document 190402).

(159) Immunized executive session testimony of Carlos Marcello, Jan. 11, 1978, House Select Committee on Assassinations, pp. 27-28.

(160) Deposition of Carlton Pecot, Feb. 15, 1978, House Select Committee on Assassinations (MLK document 190263).

(161) Id. at 16.

(162) FBI memorandum, Nov. 21, 1968, FBI Memphis MURKIN file 44-1987.

(163) FBI teletype, Los Angeles field office to Memphis and New Orleans field offices, Feb. 5, 1969, FBI headquarters Murkin file serial 44-38861-5540.

(164) FBI teletype, New Orleans field office to Director, FBI, Memphis and Los Angeles field offices, Feb. 6, 1969, FBI headquarters MURKIN file, serial 44-38861-5539.

(165) FBI teletype, Los Angeles field office to Memphis and New Orleans field offices, Feb. 5, 1969, FBI headquarters MURKIN file, serial 44-38861-5540.

(166) FBI teletype, New Orleans field office to Director, FBI, Memphis and Los Angeles field offices, Feb. 6, 1969, FBI headquarters MURKIN file, serial 44-38861-5539.

(167) Ibid.

(168) FBI LHM, Los Angeles field office to Director, FBI, Memphis and New Orleans field offices, Feb. 13, 1969, FBI headquarters Murkin file, serial 44-38861-5558.

(169) Civil rights violation—Raoul V. Esquivel, Oct. 8, 1969, FBI file 44-2401.

(170) Louisiana Department of Public Safety, division of State police, attendance and leave records (MLK document 160029); see also deposition of Raoul Esquivel, Jan. 26, 1978, House Select Committee on Assassinations, pp. 7-8 (MLK document 190265).

(171) Interview of James Earl Ray, Nov. 14, 1977, XI appendix to HSCA-JFK Hearings, 159; see also William Bradford Huie, "He Slew the Dreamer" (New York: Delacorte Press, 1970, 1st ed.), p. 37; supplemental deposition of James Earl Ray, *Ray v. Foreman*, Nov. 22, 1969, pp. 13-14 (MLK document 030316); interview of James Earl Ray, Apr. 14, 1977, IX appendix to the HSCA-MLK hearings, pp. 68, 69, 143.

(172) Notes of George M. Millan, May 30, 1972, interview with Jerry Ray, pp. 3-4 (MLK document 070096).

(173) *Id.*, June 27, 1972 interview with Jerry Ray, at 10.

(174) *Ibid.*

(175) *Id.*, July 12, 1975 interview with Jerry Ray, at 2.

(176) *Id.* at 3.

(177) *Ibid.*

(178) *Ibid.*

(179) Outside contact report with George McMillan, Dec. 8, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 160168).

(180) *Ibid.*; see also interview of George McMillan, Mar. 5, 1978, House Select Committee on Assassinations, p. 4 (MLK Document 190554).

(181) Kent Courtney advised that on or about Mar. 20, 1969, he met with Jerry Ray in New Orleans' Lafayette Park. Interview of Kent Courtney, Dec. 12, 1977, House Select Committee on Assassinations, p. 3 (MLK Document 170282). Staff investigators also uncovered a registration card for Jerry Ryan at the Tamanaca Motel in New Orleans for Jan. 20, 1975. Jerry Ray has admittedly used the alias "Jerry Ryan" on numerous occasions. The signature on the registration card is strikingly similar to that of Jerry Ray. See also interview of Lillie Kalon, Dec. 12, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 190111).

(182) Outside contact report with Dave Millesink, Jan. 23, 1978, House Select Committee on Assassinations (MLK Document 170221).

(183) Letter from the FBI to the House Select Committee on Assassinations, Feb. 2, 1978 (MLK Document 180262).

(184) Deposition of Reynard Rochon, Jan. 26, 1978, House Select Committee on Assassinations, p. 17 (MLK Document 190264).

(185) *Id.* at 6.

(186) *Id.* at 16.

(187) It was not until Ray's interview with CBS reporter Dan Rather that he first claimed that when he departed from Birmingham he was unaware that this next meeting place with Raoul was to be in Nuevo Laredo, Mexico. Dan Rather interview of James Earl Ray for the CBS program, "Who's Who," Mar. 3, 1977, p. 16 (MLK Document 070077).

(188) *Ibid.*

(189) *Ibid.*

(190) Interview of James Earl Ray, Apr. 14, 1977, IX appendix to the HSCA-MLK hearings, pp. 135-138.

(191) *Ibid.*

(192) *Ibid.*, p. 157; see also interview of James Earl Ray, Sept. 29, 1977, XI appendix to the HSCA-MLK hearings, p. 193.

(193) Interview with James Earl Ray, Apr. 14, 1977, IX appendix to the HSCA-MLK hearings, p. 136; also interview of James Earl Ray, Sept. 29, 1977, XI appendix to the HSCA-MLK hearings, pp. 194-196.

(194) *Ibid.*

(195) *Ibid.*

(196) Interview of James Earl Ray, Sept. 29, 1977, XI appendix to the HSCA-MLK hearings, pp. 196-198; also Ray interview, Apr. 14, 1977, IX appendix to the HSCA-MLK hearings, p. 137.

(197) Deposition of Herman A. Thompson, Dec. 9, 1977, House Select Committee on Assassinations, pp. 6, 12 (MLK Document 170001).

(198) *Id.* at 8.

(199) *Id.* at 5, 7, 8.

(200) *Id.* at 16.

- (201) *Id.* at 8, 9.
- (202) *Id.* at 19.
- (203) FBI airtel from Buffalo to Director, June 14, 1968, FBI headquarters MURKIN file 44-38861-4541.
- (204) *Ibid.*; FBI memorandum from Rosen to DeLoach, June 14, 1968, FBI headquarters MURKIN file 44-38861-4544.
- (205) FBI airtel from New Orleans to Director, no date, FBI headquarters MURKIN file 44-38861-4542.
- (206) *Ibid.*
- (207) See staff summaries of interviews of André Salwyn, Feb. 6, 1978 (MLK Document 180162), Mar. 14, 1978 (MLK Document 190482), Mar. 15, 1978 (MLK Document 190481) and Mar. 30, 1978 (MLK Document 200027), House Select Committee on Assassinations.
- (208) See staff summaries of interviews of Earl MacRae, Mar. 14, 1978 (MLK Document 190435) and Mar. 16, 1978 (MLK Document 190436), House Select Committee on Assassinations.
- (209) RCMP reports supplied by Shelby County district attorney's office, Aug. 31, 1978, pp. 2305-2310 (MLK Document 310108).
- (210) Staff memorandum from Wendy S. Collins to Michael C. Eberhardt, Mar. 22, 1978, House Select Committee on Assassinations (MLK Document 310115).
- (211) Staff summary of interview of Earl MacRae, Mar. 14, 1978, House Select Committee on Assassinations, p. 3 (MLK Document 190435).
- (212) RCMP reports supplied by Shelby County district attorney's office, pp. 2305-2310 (MLK Document 310108).
- (213) Outside contact report with André Salwyn, Feb. 6, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 310116).
- (214) RCMP reports supplied by Shelby County district attorney's office, pp. 2305-2310 (MLK Document 310108).
- (215) Both Joseph Oster and Angelina Lorio, Kimble's former wife, told committee staff that Kimble used counterfeit medical degrees and other fake documents in order to work at a hospital, avoid the draft and secure controlled drugs. Staff summary of interview of Joseph Oster, Apr. 26, 1978, House Select Committee on Assassinations (MLK Document 250282); staff summary of interview of Angelina Lorio, Apr. 30, 1978, House Select Committee on Assassinations, pp. 1-2 (MLK Document 210158). Kimble was arrested on July 26, 1967 for false impersonation of a State policeman, aggravated assault and illegal possession of weapons (see files for Joseph Oster, MLK Document 210233). See also New Orleans FBI field office report, Jan. 12, 1968, Document 157-4403-L; statement of Jules Rico Kimble to New Orleans district attorney, Oct. 10, 1967 (MLK Document 250260).
- (216) Staff summary of interview of Joseph Oster, Apr. 26, 1978, House Select Committee on Assassinations (MLK Document 250282); see also files of Joseph Oster (MLK Document 210233).
- (217) Staff summary of interview of Angelina Lorio, Apr. 30, 1978, House Select Committee on Assassinations (MLK Document 210158).
- (218) Staff summary of interview of Jules Rico Kimble, May 3, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 210393).
- (219) *Ibid.*
- (220) Interview with James Earl Ray by the CBC, 1977, pp. 47-49 (MLK Document 130001).
- (221) Rosenson was prosecuted in Federal court for violation of 18 U.S.C. 1407—traveling outside the United States without registering as a convicted felon, *U.S. v. Randolph Erwin Rosenson*, Crim. Doc. 38256, filed Jan. 14, 1966, division 6, U.S. District Court, E.D. of Louisiana (MLK Document 140057).
- (222) Executive session testimony of Randy Rosenson, Nov. 29, 1977, House Select Committee on Assassinations, p. 26.
- (223) *Id.* at 18-20, 113-115.
- (224) *Id.* at 71, 155-159.
- (225) Bank records, Birmingham Trust National Bank (MLK Document 150147).
- (226) Executive session testimony of Randy Rosenson, Nov. 29, 1977, House Select Committee on Assassinations, pp. 79-80.
- (227) Charles Stein FBI identification sheet (MLK Document 170236); Rosenson FBI identification sheet (MLK Executive Session Exhibit 14).

(228) Outside contact report with George Pittman, Jan. 25, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 170315); see also staff interview of Charles Stein, Mar. 22, 1978, House Select Committee on Assassinations, pp. 1-3 (MLK Document 190402).

(229) Executive session testimony of Randy Rosenson, Apr. 29, 1977, House Select Committee on Assassinations, pp. 29, 31, 42-43, 106, 112, 116, 117, 120, 125, 126.

(230) Staff summary of interview of David Rosen, Oct. 22, 1977, House Select Committee on Assassinations (MLK Document 140270); staff summary of interview of Peggy Rosenson, Oct. 13, 1977, House Select Committee on Assassinations (MLK Document 140266); staff summary of interview of Bill Warner, Oct. 18, 1977, House Select Committee on Assassinations (MLK Document 140280); outside contact report with George Pittman, Jan. 25, 1978, House Select Committee on Assassinations (MLK Document 170315); and outside contact report with John Phillips, Feb. 2, 1978, House Select Committee on Assassinations (MLK Document 180049).

(231) Staff summary of interview of Edna Mathews Lancaster, Sept. 27, 1977, House Select Committee on Assassinations (MLK Document 210560) (hereinafter Lancaster interview, Sept. 27, 1977).

(232) Staff memorandum from Chief Investigator Edward M. Evans to file, Aug. 12, 1977, re Edna Lancaster, pp. 1, 3 (MLK Document 290022).

(233) Id. at 3.

(234) FBI memorandum, May 16, 1968, to SAC Atlanta from SA Joseph G. Shea, FBI headquarters MURKIN file 44-38861-2386.

(235) Ibid.

(236) Staff summary of interview of Charlie Harrison Lancaster, Sept. 28, 1977, House Select Committee on Assassinations (MLK Document 190164).

(237) Summary of staff interview of Malcom Pittman, Sept. 20, 1977, House Select Committee on Assassinations (MLK Document 190165); staff summary of interview of J. W. McCrickard, Sept. 20, 1977, House Select Committee on Assassinations (MLK Document 190165).

(238) Staff memorandum from Chief Investigator to file, Aug. 12, 1977, House Select Committee on Assassinations (MLK Document 290022).

(239) Interview of Victor Lancaster, Sept. 29, 1977, House Select Committee on Assassinations (MLK Document 190163).

(240) Executive session testimony of Leon Powell, Feb. 9, 1978, House Select Committee on Assassinations.

(241) Id. at 11, 12.

(242) Id. at 14.

(243) Id. at 14, 15.

(244) Id. at 15.

(245) Id. at 6.

(246) Id. at 17.

(247) FBI report, MURKIN file, sec. 86, Serial 44-38861-6069.

(248) Ibid.

(249) Ibid.

(250) FBI memorandum to Gallagher from Peelman, Apr. 2, 1976, FBI headquarters MURKIN file, 44-38861-6115.

(251) Interview, FBI Agent Thomas J. Wilson, Feb. 24, 1978, House Select Committee on Assassinations (MLK Document 190012).

(252) Staff summary of interview of Libby Smith, Apr. 17, 1978, House Select Committee on Assassinations (MLK Document 200346); staff summary of interview of Woodie P. Mobley, Mar. 31, 1978, House Select Committee on Assassinations (MLK Document 200336); staff summary of interview, Diane Brand, Apr. 14, 1978, House Select Committee on Assassinations (MLK Document 200425); staff summary of interview of Clarence Wesley Pitts, Apr. 12, 1978, House Select Committee on Assassinations (MLK Document 200425); staff summary of interview, William L. Smith, Apr. 17, 1978, House Select Committee on Assassinations (MLK Document 200332).

(253) FBI identification sheet, Leon Powell (MLK Document 210494); FBI identification sheet, Claude Powell (MLK Document 210495); obtained from Atlanta Police Department, Jan. 26, 1978.

(254) Executive session testimony of Annie Lois Campos, Feb. 6, 1978, House Select Committee on Assassinations, pp. 6-9; see also staff summary of interview, Annie Lois Campos, Jan. 20, 1978, House Select Committee on Assassinations (MLK Document 180008).

(255) Executive session testimony of Arnold Ray Godfrey, Feb. 6, 1978, House Select Committee on Assassinations, pp. 27-28.

(256) Contempt citation resolution for Claude Powell, Jr. (MLK Document 200480). On Oct. 11, 1978, Claude Powell, Jr., was arraigned and pled guilty to charges of contempt of Congress. On Nov. 21, 1978, Claude Powell, Jr., appeared in Atlanta for sentencing, at which time his case was continued until an undetermined date in December 1978; no final disposition had been made as of that date.

(257) Written statement of Robert Byron Watson, received May 5, 1977 from Atlanta Police Department, p. 2 (MLK Document 090005).

(258) Ibid.

(259) Ibid.

(260) Ibid.

(261) Ibid.

(262) Id. at 3.

(263) Ibid.

(264) Report, Atlanta Police Department, re: Robert Byron Watson, received May 5, 1977, p. 4 of introduction (MLK Document 090006).

(265) Id. at 19.

(266) Id. at 20.

(267) See FBI memorandum, Memphis Field Office, MURKIN file No. 44-1987-777.

(268) Ibid.

(269) See, e.g., taped session of interview and polygraph examination of Robert Byron Watson on July 21, 1971 (MLK Document 150190).

(270) Interview of Robert Byron Watson, Nov. 21, 1977, House Select Committee on Assassinations (MLK Document 150189).

(271) Thomas Bevier, "King Disappointed in March—He'll Try Again Next Week," Memphis Commercial Appeal, Mar. 30, 1968, p. A-1.

(272) Interview of Morris Davis, April 1977, House Select Committee on Assassinations, pp. 2-3 (MLK Document 290052) (hereinafter Davis interview, April 1977); see also interview of David Lifton re: information on Morris Davis provided to Lifton by William Bradford Huie, Mar. 9, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 070035).

(273) Davis interview, April 1977, p. 1.

(274) Newspaper articles received from the Birmingham Police Department, Mar. 17, 1977 (MLK Document 070043).

(275) Davis interview, April 1977, p. 6.

(276) Id. at 2.

(277) Id. at 6.

(278) Id. at 1-2.

(279) Id. at 2.

(280) Ibid.

(281) Id. at 3-4.

(282) Id. at 4.

(283) Id. at 5.

(284) Id. at 6.

(285) Id. at 10.

(286) Executive session testimony of Rev. Ralph D. Abernathy, May 23, 1978, House Select Committee on Assassinations, pp. 118-120.

(287) Staff summary of interview of Fred Shuttlesworth, Mar. 11, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 200026).

(288) Affidavit of Frank Liberto, June 28, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 280063).

(289) Interview of Donald Wood, Mar. 10, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 070038).

(290) Staff memorandum to Robert Lehner from Evans and Gannon re: Gus Prosch/Donald Wood, Mar. 15, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 070159).

(291) Firearms transactions, records and office invoices from Aeromarine Supply Co., A-1, for Dr. Gus Prosch from Jan. 20, 1968 through June 9, 1970 (MLK Document 260141).

(292) Staff notes of interview with Gus Joseph Prosch, Aug. 31, 1978, House Select Committee on Assassinations (MLK Document 290049).

(293) Staff notes of interview with Morris Davis, July 27, 1978, House Select Committee on Assassinations (MLK Document 290048); staff memorandum to

Robert Lehner and Edward Evans from Hack and Walker, re: Trip to Birmingham concerning Morris Davis, Oct. 18, 1977, House Select Committee on Assassinations, pp. 2-3 (MLK Document 140121).

(294) Staff notes of interview with Morris Davis, July 27, 1978, House Select Committee on Assassinations, pp. 40-41 (MLK Document 290048).

(295) Staff summary of interview of Walter Maddox, Dec. 6, 1977, House Select Committee on Assassinations (MLK Document 160206).

(296) Ibid.

(297) Ibid.

(298) Outside contact reports with executive offices of Travelodge, Inc., Dec. 5, 1977, Dec. 6, 1977, House Select Committee on Assassinations (MLK Documents 160092, 160094); correspondence from Travelodge to Congressman Stokes, re: report on hotel charges, Dec. 22, 1977 (MLK Document 170009).

(299) Staff summary of interview of Billy Fisher, Jan. 23, 1978, House Select Committee on Assassinations, p. 1 (MLK Document 180334).

(300) Ibid.

(301) Outside contact report with Leroy Roell, Feb. 23, 1978, House Select Committee on Assassinations, p. 1 (MLK Document 220377).

(302) Ibid.

(303) Staff summary of interview of Billy E. Fisher, Jan. 23, 1978, House Select Committee on Assassinations, p. 1 (MLK Document 180334); outside contact report with Leroy Roell, Feb. 23, 1978, House Select Committee on Assassinations, p. 1, (MLK Document 220377).

(304) Executive session testimony of Clifton Baird, Nov. 30, 1977, House Select Committee on Assassinations, pp. 41-42.

(305) Id. at 42-43.

(306) Id. at 42.

(307) Id. at 23-30.

(308) Id. at 46-49; Baird explained to the staff that he had begun taping conversations between himself and other members of the police department as he believed some officers suspected him of the attempted bombing of Officer Brent Hardin's automobile in December 1964. He stated that he recorded Blair's initial offer on Sept. 18, 1965, but later lost the recording.

(309) Executive session testimony of Arlie Blair, Dec. 1, 1977, House Select Committee on Assassinations, pp. 15, 16, 39.

(310) Id. at 5, 20, 28, 29, 30.

(311) Executive session testimony of Clifton Baird, Nov. 30, 1977, House Select Committee on Assassinations, pp. 24-25.

(312) Executive session testimony of James Bibb, Dec. 1, 1977, House Select Committee on Assassinations, pp. 160, 164-165; executive session testimony of Priest Fry, Dec. 1, 1977, House Select Committee on Assassinations, pp. 182-184; executive session testimony of Robert Gregory, Dec. 1, 1977, House Select Committee on Assassinations, p. 197; executive session testimony of Brent Hardin, Dec. 1, 1977, House Select Committee on Assassinations, pp. 106-112, 125, 126; designated counsel statement of Herman Mitchell, Dec. 22, 1977, House Select Committee on Assassinations, pp. 8-10 (MLK Document 190259).

(313) Executive session testimony of William Duncan, Nov. 30, 1977, House Select Committee on Assassinations, pp. 91-108.

(314) Id. at 94.

(315) Id. at 94-108.

(316) Id. at 97, 98, 100-104.

(317) Id. at 111-112.

(318) Id. at 112.

(319) Id. at 109, 110, 111.

(320) Id. at 105-108.

(321) Id. at 94-108.

(322) Interview of William Duncan, Nov. 21, 1977, House Select Committee on Assassinations, pp. 1-4 (MLK Document 160081).

(323) Executive session testimony of William Duncan, Nov. 30, 1977, House Select Committee on Assassinations, p. 104.

(324) Interview of William Duncan, Nov. 27, 1977, House Select Committee on Assassinations, p. 3 (MLK Document 160081).

(325) Executive session testimony of Robert Peters, Dec. 1, 1977, House Select Committee on Assassinations, pp. 149-154; designated counsel statement of War-

ren L. Walsh, Dec. 22, 1977, House Select Committee on Assassinations, pp. 31-32 (MLK Document 190257); interview of SCA Bernard C. Brown, Nov. 22, 1977, House Select Committee on Assassinations, pp. 1, 2 (MLK Document 160089).

(326) Executive session testimony of Robert Peters, Dec. 1, 1977, House Select Committee on Assassinations, p. 137.

(327) Designated counsel statement of Vernon Austin, Dec. 22, 1977, House Select Committee on Assassinations, pp. 8-9, 14-19 (MLK Document 190258).

(328) Medical records of Clifton Baird, Apr. 25, 1977, six pages (MLK Document 240342); police and medical records of Clifton Baird, Apr. 17, 1977 (MLK Document 240351).

(329) FBI memorandum from W. D. Campbell to Mr. Cochran, June 7, 1977, FBI headquarters MURKIN file 44-38861-6235.

(330) Louisville, Ky., Police Department duty records, Sept. 18, 19, and 20, 1965, for police officers Austin, Baird, Bibb, Blair, Fry, Gregory and Hardin, 33 pages (MLK Document 210239, exhibits C-J).

(331) Executive session testimony of Priest Fry, Dec. 1, 1977, House Select Committee on Assassinations, pp. 187-188; executive session testimony of Robert Gregory, Dec. 1, 1977, House Select Committee on Assassinations, pp. 190-200.

(332) Staff summary of interview of Charles Lee Bell, Oct. 11, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 140082) (hereinafter Bell interview); interview of Charles Lee Bell, Oct. 17, 1977, House Select Committee on Assassinations (MLK Document 140140) (hereinafter Bell taped interview); statement of Charles Lee Bell to House Select Committee on Assassinations, received Oct. 11, 1977, pp. 19-20 (MLK Document 210221) (hereinafter Bell statement).

(333) Bell taped interview.

(334) Bell statement, pp. 2, 9, 18-20.

(335) Bell taped interview.

(336) Ibid; see also Bell interview, p. 2.

(337) Bell interview, p. 3; Bell statement, pp. 4-23.

(338) Bell interview, p. 3.

(339) Id. at 1-2.

(340) Bell statement, pp. 1-2.

(341) Bell interview; Bell taped interview.

(342) Bell statement.

(343) Interview of A. Wilson Edwards, Dec. 29, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 170077).

(344) Id. at 1-2.

(345) Outside contact report (with Thomas Kitchens), Oct. 30, 1978, House Select Committee on Assassinations (MLK Document 270020).

(346) Ibid.

(347) Outside contact report (with Ella Greathouse, Glen Greathouse and Leroy Greathouse), Oct. 4, 1978, House Select Committee on Assassinations (MLK Document 260032).

(348) Staff summary of interview of Delano E. Walker, Nov. 11, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 170335).

(349) Ibid.

(350) Ibid.

(351) Id. at 3.

(352) Ibid.

(353) Ibid.

(354) Letter from Dr. C. W. Chastain to Warren Hinckle, Ramparts magazine, San Francisco, Calif., June 12, 1968 (MLK Document 290016).

(355) Outside contact report with Dr. C. W. Chastain, Oct. 26, 1977, House Select Committee on Assassinations (MLK Document 290015).

(356) Ibid.

(357) Ibid.

(358) Interview of Delano E. Walker, Nov. 11, 1977, House Select Committee on Assassinations, pp. 1-4 (MLK Document 170335).

(359) Interview of Ruth Ann Walker, Nov. 11, 1977, House Select Committee on Assassinations, pp. 1-3 (MLK Document 180188).

(360) Interview of Delano E. Walker, Nov. 11, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 170335).

(361) Interview of Ruth Ann Walker, Nov. 11, 1977, House Select Committee on Assassinations, p. 3 (MLK Document 180188).

(362) Id. at 1-2.

(363) *Id.* at 2; see also interview of Delano E. Walker, Nov. 11, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 170335).

(364) Interview of Ruth Ann Walker, Nov. 11, 1977, House Select Committee on Assassinations, p. 3 (MLK Document 180188).

(365) Somersett died of a heart attack on May 7, 1970. Certificate of death, North Carolina Board of Health, Office of Vital Statistics (MLK Document 110292).

(366) FBI headquarters, Somersett file, vol. 3, FBI memorandum, Miami SAC to Director, Jan. 5, 1962; vol. 3, FBI memorandum, Director to Miami SAC, May 14, 1963; vol. 3, FBI memorandum, Director to Field, Jan. 23, 1964; vol. 1, FBI memorandum, Oct. 22, 1969; vol. 3, FBI airtel, Miami SAC to Director, Oct. 29, 1969; vol. 1, FBI memorandum, SAC Miami to Director, Jan. 8, 1964; see also interview of Judge Seymour Gelber, Mar. 22, 1978, House Select Committee on Assassinations (MLK Document 200085).

(367) Dan Christensen, "King Assassination: FBI Ignored Its Miami Informer," Miami magazine, October 1976, p. 31 (MLK Document 030179).

(368) *Id.* at 31.

(369) *Ibid.*; see also FBI documents, *supra*, ref. 2.

(370) FBI headquarters, Somersett file, vol. 3, FBI memorandum, Rosen to Belmont, Nov. 13, 1961 (recommending discontinuation of Somersett as a racial informant); vol. 3, FBI airtel, SAC Miami to Director, Jan. 5, 1962 (noting that Somersett was no longer a paid informant).

(371) Memorandum report, U.S. Secret Service, Treasury Department, Dec. 5, 1969, file No. CO-2-43,860; memorandum report, U.S. Secret Service, Treasury Department, Mar. 9, 1968, file No. CO-2-43,860.

(372) Memorandum report, U.S. Secret Service, Treasury Department, Dec. 5, 1969, file No. CO-2-43,860.

(373) Deposition of Charles Sapp, Apr. 25, 1978, House Select Committee on Assassinations, pp. 46-47 (MLK Document 210230).

(374) Intra-office memorandum, Miami Police Department, from Lt. Charles H. Sapp to Col. Walter E. Headley, Apr. 25, 1968 (MLK Document 030180).

(375) Deposition of Charles Sapp, Apr. 25, 1978, House Select Committee on Assassinations, pp. 53-55 (MLK Document 210230); see also Dan Christensen, "King Assassination: FBI Ignored Its Miami Informer," Miami magazine, October 1976, p. 31 (MLK Document 030179).

(376) Intra-office memorandum, Miami Police Department, from Lt. Charles H. Sapp to Col. Walter E. Headley, Apr. 7, 1968 (MLK Document 290006).

(377) *Ibid.*

(378) *Ibid.*

(379) Interview of Charles Sapp, July 27, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 240021).

(380) Deposition of Everett Kay, Apr. 26, 1978, House Select Committee on Assassinations, pp. 54-60 (MLK Document 210227); deposition of Haywood Swilley, Apr. 26, 1978, House Select Committee on Assassinations, pp. 33-38 (MLK Document 210228); interview of Lockheart Gracey, Mar. 24, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 200084).

(381) See statements of Kay, Swilley, Gracey, *supra*, ref. 380.

(382) Outside contact report with Paul Long, Feb. 17, 1977, House Select Committee on Assassinations, (MLK Document 110490); outside contact report with Stan Weinbrecht, Mar. 8, 1978, House Select Committee on Assassinations (MLK Document 190206); letter from Stan Weinbrecht to House Select Committee on Assassinations, Apr. 5, 1978 (MLK Document 200063); outside contact report with James E. Smith, May 5, 1978, House Select Committee on Assassinations (MLK Document 210135); outside contact report (with the Library of Congress), Mar. 9, 1978, House Select Committee on Assassinations (MLK Document 190204).

(383) Interview of Otis Humphrey Moore, Mar. 7, 1977, House Select Committee on Assassinations, pp. 7-8 (MLK Document 070031) (hereinafter Moore interview).

(384) *Id.* at 10.

(385) *Id.* at 8-9.

(386) *Id.* at 11, 14.

(387) *Id.* at 11.

(388) *Id.* at 11.

(389) *Ibid.*

(390) Letter from Otis Moore to House Select Committee on Assassinations, with attachments, Feb. 3, 1977 (MLK Document 060004).

(391) Moore interview, pp. 2, 4, 12, 17.

(392) Letters from Wilson F. Colberg and Senator Edward F. Kennedy, dated Mar. 3, 1978 and Nov. 30, 1977, respectively, to House Select Committee on Assassinations (MLK Document 190106).

(393) *Ibid.*; see also letter from Otis Moore to the House Select Committee on Assassinations, Feb. 3, 1977 (MLK Document 060004).

(394) Letter from Otis Moore to the House Select Committee on Assassinations, Feb. 3, 1977 (MLK Document 060004).

(395) FBI report, Jan. 28, 1977, MURKIN file, Bureau No. 44-38861-6178. It should be noted also that this report refers to a statement by Moore's wife that he was and had been under medical care for a nervous disorder.

(396) Summary of interview of Myron Billett, Dec. 21, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 180065).

(397) *Id.* at 2.

(398) *Ibid.*

(399) *Ibid.*

(400) *Id.* at 3. See also letter from Myron Billett to House Select Committee on Assassinations, Apr. 9, 1978 (MLK Document 210254).

(401) *Ibid.*, Myron Billett letter.

(402) Interview of Myron Billett, Dec. 2, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 180065). See also request of the House Select Committee on Assassinations to the FBI, dated Jan. 24, 1978 (MLK Document 170274); request of the House Select Committee on Assassinations to CIA and CIA compliance, May 19, 1978 (MLK Document 210423); FBI response to House Select Committee on Assassinations request, Oct. 20, 1978 (MLK Document 260347); outside contact report with J. Aldhizer, Sept. 29, 1978, House Select Committee on Assassinations (MLK Document 260048).

(403) Staff summary of interview of Myron Billett, Dec. 21, 1977, House Select Committee on Assassinations, p. 3 (MLK Document 180065).

(404) Billett's credibility was also undermined by an extensive criminal record, which included convictions for armed robbery, manslaughter, grand larceny, and forgery.

REFERENCES: SECTION D

(1) Report of the Department of Justice Task Force to Review the FBI Martin Luther King, Jr. Security and Assassination Investigations, Jan. 11, 1977, p. 141.

(2) MLK Exhibit F-438A (FBI memorandum from William C. Sullivan to A. H. Belmont, Dec. 24, 1963), hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Cong., 2d sess. (Washington, D.C.: U.S. Government Printing Office, 1979), vol. VI, p. 156 (hereinafter — HSCA-MLK hearings, —).

(3) MLK Exhibit F-451A (FBI memorandum from Detroit to SAC, Albany, Aug. 25, 1967), VI HSCA-MLK Hearings, 298.

(4) *Ibid.*

(5) MLK Exhibit F-451B (FBI airtel from Detroit to SAC, Albany, Mar. 4, 1968), VI HSCA-MLK Hearings, 301.

(6) *Ibid.*

(7) *Ibid.*

(8) MLK Exhibit F-459 (FBI memorandum from SAC, Memphis to Director, Mar. 14, 1968), VI HSCA-MLK hearings, 522.

(9) Interview of FBI informant, Apr. 4, 1978, House Select Committee on Assassinations (MLK Document 200035).

(10) Testimony of Dr. Ralph Abernathy, Aug. 14, 1978, I HSCA-MLK hearings, 18 (hereinafter Abernathy testimony); see also "King Disappointed in March—He'll Try Again Next Week" Memphis, (Tenn.) Commercial Appeal, Mar. 30, 1968, p. A1.

(11) MLK Exhibit F-451C (FBI memorandum from G. C. Moore, Chief, Racial Intelligence Section, to William C. Sullivan, Assistant Director, Domestic Intelligence Division, Mar. 29, 1968), VI HSCA-MLK hearings, 307.

(12) Abernathy testimony, p. 32.

(13) Chief Counsel's notes, May 17, 1978, Re: FBI's Black organizing project/invaders informant files (MLK Document 300003).

(14) Interview of FBI informant, Nov. 15, 1978, House Select Committee on Assassinations (MLK Document 290041). It should be noted that at the informant's request, the committee has agreed not to disclose his identity in this report.

(15) *Ibid.*

(16) Testimony of Marrell McCollough, Nov. 20, 1978, VI HSCA-MLK hearings, 417 (hereinafter McCollough testimony).

(17) Testimony of William Lawrence, Nov. 21, 1978, VI HSCA-MLK hearings, 547 (hereinafter Lawrence testimony).

(18) MLK Exhibit F-455 (FBI interview of Marrell McCollough, Apr. 11, 1968), VI HSCA-MLK hearings, 422.

(19) McCollough testimony, p. 433.

(20) See Lawrence testimony, pp. 541, 546-548.

(21) FBI teletype to Director from Memphis, Tenn., Mar. 28, 1968.

(22) Lawrence testimony, p. 547.

(23) MLK Exhibit F-456 (FBI memorandum to Director from SAC, Memphis, Tenn., Mar. 29, 1968), p. 4, VI HSCA-MLK hearings, 470.

(24) Lawrence testimony, p. 549.

(25) Executive session testimony of Howell Lowe, May 24, 1978, House Select Committee on Assassinations, pp. 11-13.

(26) FBI memorandum from William C. Sullivan to Cartha DeLoach, Mar. 20, 1968, re: MLK's march on Washington, Bureau file No. 157-106670-415.

(27) Executive session testimony of Howell Lowe, ref. 25, supra, pp. 115-118.

(28) See, e.g., Lawrence testimony, Nov. 21, 1978, p. 546.

(29) FBI airtel to Director from SAC Mobile, Mar. 25, 1968, re: racial intelligence, Bureau No. 100-448006-63.

(30) FBI airtel from Director to SAC, Mobile, Ala., Apr. 2, 1968, re: counter-intelligence program—Washington spring project, Bureau No. 100-448006-63.

(31) Letter from G. Robert Blakey to Griffin B. Bell, June 20, 1978, re: Ray associates list (MLK Document 220442).

(32) Letter from Director, FBI, to House Select Committee on Assassinations, Aug. 10, 1978 (MLK Document 240222).

(33) Interview of [name deleted], Oct. 13, 1978, House Select Committee on Assassinations (MLK Document 260219).

(34) *Id.* at 5.

(35) *Id.* at 2.

(36) *Id.* at 3-4.

(37) The seven agents and their 1968 FBI office assignments, as identified from FBI reports, were: Thomas Weaver, Jefferson City, Mo.; Arthur Woods, Springfield, Ill.; Robert Haines, Alton, Ill.; Cletis Bidewell, St. Louis, Mo.; Robert Pevahouse, Des Plaines, Ill.; Mac Oliver, Quincy, Ill.; and Joseph Kissiah, who served as case agent and of the office of origin, Kansas City, Mo. An eighth agent, Rowan Ayers from the Jefferson City, Mo., office of the FBI, was similarly identified but is now deceased. The following MLK documents reflect the interviews of the seven agents listed above: staff summary of interview of Thomas Weaver, July 28, 1978, House Select Committee on Assassinations (MLK Document 250083); staff summary of interview of Arthur Woods, Sept. 1, 1978, House Select Committee on Assassinations (MLK Document 250084); staff summary of interview of Robert Haines, Aug. 29, 1978, House Select Committee on Assassinations (MLK Document 250085); staff summary of interview of Cletis Bidewell, Aug. 31, 1978, House Select Committee on Assassinations (MLK Document 250086); staff summary of interview of Robert Pevahouse, Aug. 28, 1978, House Select Committee on Assassinations (MLK Document 250087); staff summary of interview of Joe Kissiah, July 28, 1978, House Select Committee on Assassinations (MLK Document 250088); and staff summary of interview of Mac Oliver, Sept. 1, 1978, House Select Committee on Assassinations (MLK Document 250082).

(38) Bernard S. Lee, *SCLC v. Clarence M. Kelley et al.*, civil action No. 76-1185, U.S. District Court for District of Columbia, memorandum opinion and order, Jan. 31, 1977, pp. 3-4 (MLK Document 270135).

(39) *Lee v. Kelley*, motion for the United States to intervene as party defendant, Nov. 10, 1978 (MLK Document 270135).

(40) *Lee v. Kelley*, order, Nov. 14, 1978 (MLK Document 270135).

(41) MLK Exhibit F-442A (FBI memorandum from C. D. Brennan to W. C. Sullivan, Assistant Director, Domestic Intelligence Division, Apr. 18, 1968), VI HSCA-MLK Hearings, 181.

- (42) Ibid.
- (43) FBI memorandum from SAC, Atlanta to file, June 23, 1966, Bureau No. 100-6670E-106.
- (44) Letter from the FBI to the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities, July 21, 1975.
- (45) Testimony of Ramsey Clark, Nov. 28, 1978, VII HSCA-MLK Hearings, 128 (hereinafter Clark testimony).
- (46) Id. at 130.
- (47) Mark Lane and Dick Gregory, Code Name "Zorro" (New York: Pocket Books, 1978), pp. 151-157 (hereinafter Zorro).
- (48) Executive session testimony of Donald H. Smith, Mar. 21, 1978, House Select Committee on Assassinations, pp. 13, 20 (hereinafter Smith executive session testimony).
- (49) Testimony of Frank C. Holloman, Nov. 10, 1978, IV HSCA-MLK Hearings, 253 (hereinafter Holloman testimony); interview of James MacDonald, Feb. 23, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 200333).
- (50) Compare statement of former Chief of Police Henry Lux that the normal practice was to give Dr. King security (staff interview of Henry Lux, June 22, 1978, House Select Committee on Assassinations, MLK Document 290045) (hereinafter Lux interview), with testimony of Inspector Smith that he did not ever recall providing security for Dr. King previously (Smith executive session testimony, Mar. 21, 1978, p. 12) and statement of Lieutenant Arkin that no previous security was ever provided Dr. King because he always said he did not want it (interview of Lieutenant Arkin, Dec. 15, 1976, House Select Committee on Assassinations, p. 11 (MLK Document 040017)).
- (51) Smith executive session testimony, Mar. 21, 1978, pp. 15-16.
- (52) Id. at 19; See also "Civil Disorders; Memphis, Tenn. Feb. 12-Apr. 16, 1968," a report prepared for Frank Holloman, director of fire and police, by Lieutenant Arkin (MLK Document 030198). Portions of this report appear as MLK exhibit F-186, IV HSCA-MLK hearings, 246.
- (53) MLK Exhibit F-187 (Apr. 5, 1968, memorandum from Smith to Huston), IV HSCA-MLK hearings, 257.
- (54) Ibid.
- (55) Ibid.
- (56) Smith executive session testimony, Mar. 21, 1978, p. 26.
- (57) Id. at 20-27.
- (58) Id. at 26-27.
- (59) Id. at 27.
- (60) Lux interview, p. 3.
- (61) Ibid.
- (62) Interview of James MacDonald, Feb. 23, 1978, House Select Committee on Assassinations, pp. 2-3, (MLK Document 200333).
- (63) Smith executive session testimony, Mar. 21, 1978, p. 28.
- (64) Holloman testimony, pp. 263, 264. Holloman stated he was unaware of the withdrawal of the detail until informed of it by the committee in 1978 (Holloman testimony, p. 263). The committee noted that retired Chief of Police Henry Lux said Holloman was not consulted when the decision to withdraw the detail was transmitted by Huston to Smith (Lux interview).
- (65) Interview of W. B. Richmond, Mar. 7, 1978, House Select Committee on Assassinations, p. 7 (MLK Document 190430) (hereinafter Richmond interview); testimony of Edward Redditt, Nov. 10, 1978, IV HSCA-MLK hearings, 202 (hereinafter Redditt testimony).
- (66) Executive session testimony of Graydon P. Tines, Mar. 21, 1978, House Select Committee on Assassinations, p. 100 (hereinafter Tines executive session testimony).
- (67) Executive session testimony of Edward Redditt, Mar. 22, 1978, House Select Committee on Assassinations, p. 24 (hereinafter Redditt executive session testimony).
- (68) Id. at 33; Redditt testimony, p. 204; see also MLK exhibit F-229 (MPD internal memorandum, Apr. 4, 1968, from Redditt to Tines), IV HSCA-MLK hearings, 207.
- (69) Redditt executive session testimony, p. 34.
- (70) Id. at 40.
- (71) Id. at 41.
- (72) Ibid.

- (73) Tines executive session testimony, p. 100.
- (74) Memphis Police Department supplementary homicide report, July 22, 1968, p. 1525 (MLK Document 030203).
- (75) Richmond interview, pp. 7-9.
- (76) Smith executive session testimony, p. 29.
- (77) Redditt executive session testimony, p. 25.
- (78) MLK exhibit F-229 (MPD internal memorandum, Apr. 4, 1968, from Redditt to Tines), IV HSCA-MLK hearings, 207.
- (79) Memphis Police Department memorandum from Tines to Routt, July 17, 1968, re security and surveillance of Dr. Martin Luther King from time he arrived in Memphis on Apr. 3, 1968, until he was assassinated on the evening of Apr. 4, 1968 (MLK executive session exhibit No. 56).
- (80) Redditt executive session testimony, p. 26.
- (81) *Id.* at 27-29.
- (82) *Id.* at 24.
- (83) *Id.* at 42.
- (84) Tines executive session testimony, p. 102.
- (85) Richmond interview, p. 9.
- (86) Redditt testimony, pp. 224-225.
- (87) *Id.* at 205, 225.
- (88) *Id.* at 205.
- (89) Statement of Edward Redditt given at central police headquarters on Apr. 10, 1968 (MLK executive session exhibit No. 70).
- (90) Redditt executive session testimony, pp. 179-180. Portions of this testimony appear at MLK exhibit F-183, IV HSCA-MLK hearings, 211.
- (91) Redditt testimony, p. 218.
- (92) *Id.* at 217-218.
- (93) *Ibid.*
- (94) Zorro, p. 157.
- (95) Redditt executive session testimony, p. 148.
- (96) *Id.* at 150-151.
- (97) Richmond interview, p. 20.
- (98) Tines executive session testimony, pp. 116-117.
- (99) Redditt executive session testimony, p. 152.
- (100) *Id.* at 181, 182.
- (101) Redditt testimony, p. 232.
- (102) *Ibid.*
- (103) *Id.* at 233.
- (104) Memphis Police Department memorandum from Redditt to Tines, Mar. 8, 1968, re "Threats from Rosetta Miller FC, administrative assistant, U.S. Civil Rights Commission" (MLK executive session exhibit No. 67).
- (105) See e.g., MLK exhibit F-229 (memorandum from Redditt to Tines, Apr. 4, 1968 re "Surveillance of Martin Luther King, Jr., and Related Activities"), IV HSCA-MLK hearings, 207.
- (106) Tines executive session testimony, p. 108.
- (107) Interview of Lieutenant Arkin, Dec. 15, 1976, House Select Committee on Assassinations, p. 23 (MLK Document 040017) (hereinafter Arkin interview).
- (108) Tines executive session testimony, p. 108.
- (109) Holloman testimony, p. 266.
- (110) Arkin interview, p. 23.
- (111) Interview of James MacDonald, Feb. 23, 1978, House Select Committee on Assassinations, p. 3 (MLK Document 200333).
- (112) Tines executive session testimony, pp. 112-113.
- (113) Holloman testimony, p. 267.
- (114) Redditt executive session testimony, p. 80.
- (115) Redditt testimony, p. 209.
- (116) Holloman testimony, p. 267.
- (117) *Id.* at 266.
- (118) Outside contact report with Robert Goff Feb. 4, 1978, House Select Committee on Assassinations (MLK Document 180379).
- (119) Holloman testimony, p. 270: MLK exhibit F-189 (MPD memorandum from Tines to MacDonald, Apr. 4, 1968). IV HSCA-MLK hearings, 268.
- (120) Holloman testimony, p. 270.
- (121) Tines executive session testimony, pp. 110-112.
- (122) Arkin interview, p. 21.

(123) Interviews of Phil Manuel, Nov. 23, 1976 and Mar. 18, 1977, House Select Committee on Assassinations (MLK Documents 290044 and 070147).

(124) Deposition of confidential source, Apr. 3, 1978, House Select Committee on Assassinations, pp. 32-38 (MLK Document 280104).

(125) MLK exhibit F-189, IV HSCA-MLK hearings, 268. Although the memorandum discussing Manuel was addressed to MacDonald, MacDonald had no memory of Manuel or any threat Manuel transmitted. MacDonald recalls Redditt's transfer as being the cumulative result of prior threats directed against Redditt and his family. Interview of MacDonald, Feb. 23, 1978, House Select Committee on Assassinations, p. 4 (MLK Document 200333).

(126) MLK exhibit F-190 (Memphis Police Department memorandum from Arkin to Tines, Apr. 4, 1968), IV HSCA-MLK hearings, 269.

(127) Tines executive session testimony, p. 115.

(128) Holloman testimony, Nov. 10, 1978, pp. 270-271.

(129) Statement of Edward Redditt given at central police headquarters on Apr. 10, 1968 (MLK executive session exhibit No. 70), p. 1.

(130) Zorro, pp. 144-150.

(131) Interview of Floyd Newsum, Dec. 13, 1976, House Select Committee on Assassinations, pp. 2-3 (MLK Document 040012) (hereinafter Newsum interview).

(132) *Id.* at 8.

(133) See Memphis Fire Department strength reports (MLK Document 290040).

(134) Newsum interview, pp. 5-6.

(135) Memphis Fire Department strength reports (MLK Document 290040).

(136) Interview of Norvell E. Wallace, Dec. 17, 1976, House Select Committee on Assassinations, p. 6 (MLK Document 040020).

(137) Memphis Fire Department strength reports (MLK Document 290040).

(138) Tines executive session testimony, p. 118.

(139) *Ibid.*

(140) Memphis Police Department memorandum, Redditt to Tines, Apr. 4, 1968 (MLK executive session exhibit No. 68), p. 2.

(141) Redditt testimony, pp. 230-231.

(142) Newsum interview, pp. 9, 11.

(143) *Id.* at 9.

(144) Interview of James O. Barnett, Feb. 23, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 200427).

(145) The estimate, taken from MPD files, includes a MPD undercover officer, Marrell McCollough, who was present at the Lorraine at the time of the assassination, and TACT unit 11, composed of 12 to 16 officers, which was actually located a few yards beyond a mile's radius. It excludes routine ward cars which may have been in the area but for which no records remain in the MPD. The estimate actually reflects the location of most officers at 6:03 p.m., when the news of the shooting was broadcast, rather than their locations at 6:01, when Dr. King was shot. See also MLK exhibit F-186 (MPD report from Arkin to Holloman), IV HSCA-MLK hearings, 246.

(146) Holloman testimony, p. 278.

(147) MLK exhibit F-194 (affidavit of Judson Ghormley), IV HSCA-MLK hearings, 285.

(148) Testimony of Marrell McCollough, Nov. 20, 1978, VI HSCA-MLK hearings, 418-419 (hereinafter McCollough testimony).

(149) See e.g., staff interview of P. M. Jowers, July 28, 1977, House Select Committee on Assassinations, p. 4 (MLK Document 120104) and staff interview of Stephen B. Scott, July 29, 1977, House Select Committee on Assassinations, p. 5 (MLK Document 110486).

(150) McCollough testimony, p. 419.

(151) Richmond interview, p. 16.

(152) MLK exhibit F-194 (affidavit of Judson Ghormley), IV HSCA-MLK hearings, 285.

(153) Memphis Police Department supplementary homicide report, supplement No. 27, p. 1 (MLK Document 030203). The substance of the report, which dealt with the activities of all members of TACT 10, was corroborated in interviews with the staff. See also staff interview of Emmett Douglas, Aug. 24, 1977, House Select Committee on Assassinations (MLK Document 120112).

(154) Memphis Police Department supplementary homicide report, supplement No. 27, p. 1 (MLK Document 030203). See also MLK Exhibit F-194 (affidavit of Judson Ghormley), IV HSCA-MLK hearings, 285; interview of Barney G. Wright, Aug. 14, 1977, House Select Committee on Assassinations, p. 4 (MLK Document 120018).

(155) Interview of Vernon Dollahite, Aug. 15, 1977, House Select Committee on Assassinations, p. 3 (MLK Document 120101).

(156) MLK exhibit F-194 (affidavit of Judson Ghormley), IV HSCA-MLK hearings, 285.

(157) Interview of Barney G. Wright, Aug. 14, 1977, House Select Committee on Assassinations, p. 4 (MLK Document 120118).

(158) Memphis Police Department supplementary homicide report, supplement No. 27, p. 2 (MLK Document 030203).

(159) *Ibid.*; interview of Barney G. Wright, Aug. 14, 1977, House Select Committee on Assassinations, pp. 5-8 (MLK Document 120018).

(160) MLK exhibit F-194 (affidavit of Judson Ghormley), IV HSCA-MLK hearings, 285; interview of Vernon Dollahite, Aug. 15, 1977, House Select Committee on Assassinations, pp. 2-3 (MLK Document 120101).

(161) MLK exhibit F-195 (affidavit of Frank Kallaher, with attached transcripts of April 4, 1968, Memphis police radio broadcasts). IV HSCA-MLK hearings, 287.

(162) *Ibid.*

(163) *Ibid.*

(164) *Ibid.*

(165) *Ibid.*

(166) *Ibid.*; see also affidavit of E. Winslow Chapman, June 7, 1978 (MLK Document 220476).

(167) See, e.g., MLK exhibit F-193 (affidavit of W. O. Crumby), IV HSCA-MLK hearings, 279; see also interview of Clyde S. Bounds, July 29, 1977, House Select Committee on Assassinations (MLK Document 120102) (hereinafter Bounds interview); interview of Stephen B. Scott, July 29, 1977, p. 1, House Select Committee on Assassinations (MLK Document 110486); interview of Henry Lux, June 22, 1978, House Select Committee on Assassinations (MLK Document 290045) (hereinafter Lux interview).

(168) Frank Holloman, former director of fire and safety, stated that after the rioting started, the assassination of Dr. King and the riot situation were "equal priorities." Holloman testimony, p. 322.

(169) See, e.g., Bounds interview; interview of Stephen B. Scott, July 29, 1977, House Select Committee on Assassinations (MLK Document 110486).

(170) MLK exhibit F-195 (affidavit of Frank Kallaher), IV HSCA-MLK hearings, 287.

(171) Testimony of James Earl Ray, August 16, 1978, I HSCA-MLK hearings, 106.

(172) MLK exhibit F-195 (affidavit of Frank Kallaher), IV HSCA-MLK hearings, 287.

(173) *Ibid.*

(174) Lux interview, p. 4.

(175) During James Earl Ray's incarceration at Missouri State Penitentiary, Jefferson City, Mo., he made two unsuccessful escapes, one in 1961 and the other in 1966. (See James Earl Ray's Missouri State Penitentiary records: Nov. 19, 1961, interoffice communication on attempted escape of Ray; March 13, 1966, interoffice communication on attempted escape of inmate Ray (MLK Document 060018).

(176) Missouri State Penitentiary visitation records (MLK Document 240176).

(177) James Earl Ray's Missouri State Penitentiary records: bank account records from March 22, 1960 to July 14, 1967 (MLK Document 060018).

(178) James Earl Ray's Missouri State Penitentiary records: reports on escape investigations (MLK Document 060018).

(179) See, generally, FBI and House Select Committee on Assassinations interviews with former inmate associates of Ray and Missouri State prison officials, 2 vols., approximately 130 interviews as summarized in MLK Document 280061.

(180) Staff report on contents of Ray's Missouri State Penitentiary records, June 11, 1977, House Select Committee on Assassinations, pp. 8-9 (MLK Document 100038).

(181) Letter from Harry F. Lauf to House Select Committee on Assassinations, June 17, 1977 (MLK Document 100071).

(182) Ibid.

(183) Ibid.

(184) Letter from Harry F. Lauf to House Select Committee on Assassinations, January 26, 1978 (MLK Document 170324).

(185) Interview of James Earl Ray, Dec. 2, 1977, House Select Committee on Assassinations, XI Appendix to the HSCA-MLK Hearings, pp. 8-10.

(186) Ibid.

(187) James Earl Ray's Missouri State Penitentiary records: reports on escape investigation (MLK Document 060018); interview of Major Bernard J. Poiry, June 12, 1977, House Select Committee on Assassinations (MLK Document 180034); interview of Danton Steele, June 12, 1977, House Select Committee on Assassinations (MLK Document 100095); interview of former Warden Harold Rudolfo Swenson, June 7, 1977, House Select Committee on Assassinations (MLK Document 230037).

(188) Staff summary of interview of Raymond Patrick, June 9, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 180038); staff summary of interview of Robert L. Powell, Nov. 21, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 180032); staff summary of interview of Jack Romprey, June 9, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 180035); staff summary of interview of Michael Moore, June 9, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 180033); staff summary of interview of James Stidham, June 10, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 100094); interview of Ernest Franklin, June 8, 1977, House Select Committee on Assassinations, pp. 1-3 (MLK Document 100097); staff summary of Joseph J. Maloney, Nov. 10, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 180184); staff summary of interview of John Kenneth Hurtt, Nov. 10, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 180082); staff summary of interview of Robert L. Powell, Nov. 21, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 170321).

(189) James Earl Ray's Missouri State Penitentiary records: interoffice communication from Capt. Donald Wyrick, June 19, 1968 (MLK Document 060018); FBI Kansas City 302 S.A. report, June 14, 1968, interview of Danton Steele on May 27, 1968, p. 29 (MLK Document 040058); staff summary of interview of Capt. Danton Steele, June 12, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 100095); staff summary of interview of Maj. Bernard J. Poiry, June 12, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 180034).

(190) Staff summary of interview of James Stidham, June 10, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 100094).

(191) Staff memorandum from Lee and Chenoweth to Lehner re "probable method used to escape from Missouri State Penitentiary," June 24, 1977, House Select Committee on Assassinations, p. 5 (MLK Document 190393).

(192) Staff summary of interview of Frank Guinan, July 13, 1978, House Select Committee on Assassinations, p. 1 (MLK Document 300001).

(193) Interview of James Earl Ray, Dec. 2, 1977, House Select Committee on Assassinations, XII Appendix to the HSCA-MLK hearings, p. 27.

(194) Staff summary of interview of James Stidham, June 10, 1977, House Select Committee on Assassinations, pp. 1-2 (MLK Document 100094).

(195) FBI interview of Donald Garfield Cox, June 5, 1968; reported by S.A. Harold Dobson in St. Louis MURKIN report, June 25, 1968; see also staff summary of interview of Joseph J. Maloney, House Select Committee on Assassinations, p. 3 (MLK Document 180184).

(196) Staff summary of interview of Capt. Danton Steele, June 12, 1977, House Select Committee on Assassinations, p. 1 (MLK Document 100095); staff summary of interview of former Warden Harold Rudolfo Swenson, June 7, 1977, House Select Committee on Assassinations, p. 2 (MLK Document 230037).

(197) James Earl Ray's Missouri State Penitentiary records: interoffice communication, Apr. 23, 1967 re inmate Ray missing at 5 p.m. count; memorandum, Aug. 16, 1967, re escape of Ray (MLK Document 060018).

(198) Outside contact report with Lt. William R. Turner, Oct. 16, 1978, House Select Committee on Assassinations, p. 1 (MLK Document 280090).

(199) James Earl Ray's Missouri State Penitentiary records: interoffice communication, May 4, 1967, re supplement to escape investigation report of May 3, 1967 (MLK Document 160018).

The failure of various prison employees to perform their duties properly resulted in administrative action against them, although none were terminated. Top officials at the prison further concluded it would not be justifiable to take action against any inmates who had helped Ray.

Staff memorandum from Lee and Chenoweth to Lehner re "probable method used to escape from Missouri State Penitentiary," June 24, 1977, House Select Committee on Assassinations, p. 8 (MLK Document 190393).

REFERENCES: SECTION E

(1) See final report of Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities, 94th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1976), book III, p. 4 (hereinafter book III, Senate Intelligence Committee).

(2) *Id.* at 13.

(3) Testimony of Dr. Ralph Abernathy, Aug. 14, 1978, hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. I, p. 12 (hereinafter Abernathy testimony — HSCA-MLK hearings —).

(4) FBI memorandum from Director to Atlanta, Sept. 20, 1947, re: Southern Christian Leadership Conference, Bureau No. 100-438794-X1.

(5) Department of Justice memorandum from Assistant Attorney General Robert Murphy to Assistant Attorney General J. S. Pottinger, Mar. 31, 1976, p. 8 (MLK Document 120023).

(6) *Id.* at 11.

(7) Testimony of Charles Brennan, Nov. 17, 1978, VI HSCA-MLK hearings, 129 (hereinafter Brennan testimony).

(8) MLK exhibit F-435 (FBI investigative branch organizational chart—circa 1968), VI HSCA-MLK hearings, 83.

(9) Testimony of George C. Moore, Nov. 17, 1978, VI HSCA-MLK hearings, 363 (hereinafter Moore testimony).

(10) Executive session testimony of Charles D. Brennan, June 21, 1978, House Select Committee on Assassinations, p. 7.

(11) MLK exhibit F-451-A (FBI memorandum to SAC, Albany, from Director, Aug. 25, 1967), VI HSCA-MLK hearings, 298.

(12) MLK exhibit F-451-B (FBI airtel to SAC, Albany, from Director, Mar. 4, 1968), VI HSCA-MLK hearings, 301.

(13) Executive session testimony of Thomas E. Bishop, June 21, 1978, House Select Committee on Assassinations, pp. 6-7.

(14) Executive session testimony of Alan G. Sentinella, May 25, 1978, House Select Committee on Assassinations, p. 26.

(15) MLK exhibit F-451-A (FBI memorandum to SAC, Albany, from Director, Aug. 25, 1967), VI HSCA-MLK hearings, 298.

(16) Moore testimony, pp. 366-367.

(17) See refs. 47, 48 and 49, and text, *infra*, for discussion of Department of Justice authorization procedures for various forms of electronic surveillance.

(18) FBI memorandum from M. A. Jones to Cartha DeLoach, Feb. 7, 1961, re: article in *The Nation* for Feb. 4, 1961, by Martin Luther King, Jr., unrecorded headquarter serials.

(19) FBI memorandum from Bland to Sullivan, Feb. 3, 1962, FBI headquarters file 100-372450-135.

(20) Washington Capital News Service teletype, Dec. 29, 1963, FBI headquarters file 94-3-4-11-752.

(21) See, for example, executive session testimony of Cartha DeLoach, July 18, 1978, House Select Committee on Assassinations, pp. 12-18, 41-45, and testimony of Arthur Murtagh, Nov. 17, 1978, VI HSCA-MLK hearings, 94-96 (hereinafter Murtagh testimony).

(22) "J. Edgar Hoover and the FBI," *Newsweek*, Dec. 7, 1964, p. 22.

(23) Testimony of Ramsey Clark, Nov. 28, 1978, VII HSCA-MLK hearings, 74 (hereinafter Clark testimony).

(24) *Ibid.*

(25) *Ibid.*

(26) FBI memorandum from F. J. Baumgardner to W. C. Sullivan, Aug. 23, 1963, re: Communist Party, USA Negro question, FBI headquarters file 100-3-116-253X.

(27) See, e.g., FBI memorandum from M. A. Jones to Bishop, Mar. 18, 1969, re: Martin Luther King's birthday, FBI headquarters file 100-06670-3586.

(28) Executive session testimony of Alan G. Sentinella, May 25, 1978, House Select Committee on Assassinations, pp. 26-27.

(29) FBI memorandum from Atlanta to Director, Apr. 25, 1962, FBI headquarters file 100-5586, 1-5-16670.

(30) FBI memorandum from Director to Atlanta, May 11, 1962, MLK security file 100-6670-(obliterated).

(31) Book III, Senate Intelligence Committee, p. 87.

(32) FBI memorandum from Director to SAC, Atlanta, Oct. 23, 1962, FBI headquarters file 100-438794-(illegible serial).

(33) Executive session testimony of Alan G. Sentinella, May 25, 1978, House Select Committee on Assassinations, pp. 47-50.

(34) FBI memorandum from Baumgardner to Sullivan, Aug. 23, 1963, re: CPUSA-Negro question, FBI headquarters file 100-3-116-253X.

(35) *Ibid.*

(36) See, e.g., Brennan testimony, p. 154. See also staff summary of interview with David Ryan, July 13, 1978, House Select Committee on Assassinations, p. 2 (MLK document 230316).

(37) FBI memorandum from Baumgardner to Sullivan, Aug. 23, 1963, re: CPUSA-Negro question, FBI headquarters file 100-3-116-253X.

(38) FBI memorandum from Sullivan to Belmont, Aug. 30, 1963, re: CPUSA-Negro question, FBI headquarters file 100-3-116-253X.

(39) FBI memorandum from Sullivan to Belmont, Dec. 24, 1963, re: CPUSA-Negro question, CIRM (illegible serial).

(40) *Ibid.*

(41) FBI memorandum from Sullivan to Belmont, Jan. 8, 1964, FBI headquarters file 77-56944-19.

(42) *Id.* at 3.

(43) See MLK Exhibit F-442A (FBI memorandum to Sullivan from Bureau, Apr. 18, 1968, indicating electronic surveillance on Dr. King and SCLC until November 1965), VI HSCA-MLK hearings, 181. See also section II D of this report, refs. 38-44, and text, *supra*, for discussion of committee review of FBI electronic surveillance materials at National Archives.

(44) Brennan testimony, p. 225.

(45) See FBI memorandum, Mar. 4, 1964, from F. J. Baumgardner to W. C. Sullivan, CPUSA-Negro question (serial illegible).

(46) FBI memorandum from C. A. Evans to Alan Belmont, July 16, 1963, Communist influence in racial matters, FBI headquarters file 166-3-116 (illegible); see also FBI memorandum from C. A. Evans to Alan Belmont, Oct. 10, 1963, security matter, unrecorded serial.

(47) Memorandum from U.S. Attorney General Brownell to the Director, FBI, re: microphone surveillance, May 20, 1954.

(48) Book III, Senate Intelligence Committee, p. 123.

(49) See MLK Exhibit F-442A (FBI memorandum to Sullivan from Brennan, Apr. 18, 1968), VI HSCA-MLK hearings, 181.

(50) Testimony of Cartha D. DeLoach, Nov. 27, 1978, VII HSCA-MLK Hearings, 24 (hereinafter DeLoach testimony).

(51) Book III, Senate Intelligence Committee, pp. 158-161.

(52) *Id.* at 180.

(53) *Id.* at 159.

(54) *Id.* at 158-161.

(55) See generally Book III, Senate Intelligence Committee, pp. 158-161. See also deposition of Seymour F. Phillips, Sept. 26, 1978, House Select Committee on Assassinations, p. 43.

(56) See, e.g., MLK exhibit F-446A (FBI memorandum from F. J. Baumgardner to William C. Sullivan, Feb. 1, 1965), VI HSCA-MLK hearings, 254; MLK Exhibit F-446E (FBI memorandum from William C. Sullivan to Alan Belmont, Dec. 12, 1964), VI HSCA-MLK hearings, 261; MLK exhibit F-447A (FBI memorandum from F. J. Baumgardner to William C. Sullivan, Mar. 4, 1964), VI HSCA-MLK hearings, 268; MLK exhibit F-447 (FBI memorandum from F. J. Baumgardner to William C. Sullivan, Dec. 29, 1964).

(57) See, e.g., MLK exhibit F-444A (FBI memorandum from F. J. Baumgardner to William C. Sullivan, Oct. 27, 1966), VI HSCA-MLK hearings, 239; MLK exhibit F-444C (FBI memorandum from F. J. Baumgardner to William C. Sullivan, Nov. 3, 1966), VI HSCA-MLK hearings, 249.

(58) MLK exhibit F-451A (FBI memorandum to SAC, Albany from Director, Aug. 25, 1967), VI HSCA-MLK hearings, 298; MLK exhibit F-451B (FBI airtel to SAC Albany from Director, Mar. 4, 1968), VI HSCA-MLK hearings, 301.

(59) FBI memorandum from William C. Sullivan to A. H. Belmont, Nov. 22, 1964, re: Communism and the Negro movement—a current analysis, FBI headquarters file 100-442569-504.

(60) FBI memorandum from C. D. Brennan to William C. Sullivan, Apr. 10, 1967, re: Communist influence in racial matters (illegible serial).

(61) FBI memorandum, Mar. 11, 1968, from G. C. Moore to William C. Sullivan, Martin Luther King, Jr., security matter, FBI headquarters file 100-106670-3526.

(62) See MLK exhibit F-446 A through G (dissemination to religious leaders, VI HSCA-MLK hearings, 254, 256, 257, 259, 263, 265 respectively; F-447 A through D (interference with awards), VI HSCA-MLK hearings, 268, 270, 272, 275 respectively; F-449 A through E (interference with funding), VI HSCA-MLK hearings, 277, 279, 281, 283, 285 respectively.

(63) See MLK exhibits F-444A through F-444D (dissemination to friendly media sources), VI HSCA-MLK hearings, 239, 247, 249, 251 respectively.

(64) Executive session testimony of Thomas E. Bishop, June 21, 1978, House Select Committee on Assassinations, pp. 25-29.

(65) "FBI Tried to Hide Ties with Globe-Democrat," St. Louis Post-Dispatch, Dec. 1, 1977, p. 1-A.

(66) Ibid.

(67) FBI memorandum from SAC St. Louis to Director, FBI, May 28, 1968, re: COINTELPRO-New Left, FBI headquarters file 100-448698-42.

(68) FBI letter from Director to SAC, St. Louis, Oct. 18, 1968; re: COINTEL PRO-New Left, FBI headquarters file 100-449698-42-7.

(69) Staff summary of interview with Denny Walsh, Mar. 5, 1978, House Select Committee on Assassinations (MLK Document 310096).

(70) See MLK Exhibit F-521, from Moore to Sullivan (FBI memorandum, Mar. 28, 1968), VII HSCA-MLK hearings, 108.

(71) Ibid. See also staff summary of interview with Patrick Buchanan, Mar. 5, 1979, House Select Committee on Assassinations (MLK Document 310095); staff summary of interview with G. Duncan Bauman, Feb. 28, 1979, House Select Committee on Assassinations (MLK Document 300223).

(72) Ibid.

(73) Ibid.

(74) See MLK exhibit F-520 ("The Real Martin Luther King," St. Louis Globe-Democrat, Mar. 30-31, 1968, p. C-2), VII HSCA-MLK hearings, 106.

(75) Executive session testimony of Thomas E. Bishop, June 21, 1978, House Select Committee on Assassinations, pp. 43-44.

(76) See, e.g., testimony of James Earl Ray, Aug. 17, 1978, III HSCA-MLK hearings, 98.

(77) Letter from John L. Ray to George McMillan, May 28, 1972 (MLK Document 290033).

(78) Book III, Senate Intelligence Committee, p. 9.

(79) Id. at 48.

(80) Ibid.

(81) The divisions, in numerical order, were: (1) identification; (2) training; (3) administrative; (4) files and communications; (5) domestic intelligence; (6) general investigative; (7) laboratory; (8) crime records; (9) special investigative; (10) inspection.

(82) The text of 18 U.S.C. section 241 is as follows:

Conspiracy against rights of citizens: If two or more persons conspire to injure, oppress, threaten, or intimidate any citizen in the free exercise or enjoyment of any right or privilege secured to him by the Constitution or laws of the United States, or because of his having so exercised the same; or

If two or more persons go in disguise on the highway, or on the premises of another, with intent to prevent or hinder his free exercise or enjoyment of any right or privilege so secured * * * *

(83) See staff summary of interview with Stephen J. Pollak, June 29, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 250279).

(84) Testimony of Stephen J. Pollak, Nov. 28, 1978, VII HSCA-MLK hearings, 142.

(85) FBI memorandum, Rosen to DeLoach, May 2, 1968, FBI headquarters MURKIN file No. 44-38861-2946.

(86) Executive session testimony of Robert Jensen, July 12, 1978, House Select Committee on Assassinations, p. 14.

(87) Staff summary of interview with Cartha DeLoach, June 26, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 230174).

(88) Clark testimony, p. 11.

(89) *Id.* at 12. See also memorandum, Stephen J. Pollak to Director, FBI, Apr. 14, 1968, FBI headquarters MURKIN file No. 44-38861-109. Pollak's memorandum read, in its entirety, as follows:

"I have been advised by telephone that Dr. Martin Luther King was this date shot and wounded by an unidentified person or persons in Memphis, Tennessee, where he travelled to lead a demonstration march scheduled for April 8, 1968.

"Please conduct a full investigation into a possible violation of 18 U.S.C. 241 and keep me currently advised of all developments."

(90) See, e.g., staff summary of interview with Robert Jensen, June 20, 1978, House Select Committee on Assassinations, p. 3 (MLK Document 190108).

(91) Staff summary of interview with Richard E. Long, June 2, 1978, House Select Committee on Assassinations, p. 2 (MLK Document 260327).

(92) FBI memorandum, McGowan to Rosen, Apr. 4, 1968; FBI headquarters MURKIN file No. 44-38861-327.

(93) Staff summary of interview with Clem McGowan, June 13, 1978, House Select Committee on Assassinations, pp. 3-4 (MLK Document 220469).

(94) FBI memorandum, Rosen to DeLoach, Apr. 6, 1968, FBI headquarters MURKIN file No. 44-38861-329.

(95) FBI memorandum, Rosen to DeLoach, Apr. 5, 1968, FBI headquarters MURKIN file No. 44-38861-177.

(96) FBI memorandum, Rosen to DeLoach, Apr. 6, 1968, FBI headquarters MURKIN file No. 44-38861-329.

(97) FBI teletype, Director to all continental offices, Apr. 8, 1968, FBI headquarters MURKIN file No. 44-38861-158.

(98) FBI memorandum, Rosen to DeLoach, Apr. 12, 1968, FBI headquarters MURKIN file No. 44-38861-1113.

(99) FBI memorandum, Rosen to DeLoach, Apr. 18, 1968, FBI headquarters MURKIN file No. 44-38861-1367.

(100) FBI teletype, Director to all SAC's, Apr. 18, 1969, FBI headquarters MURKIN file No. 44-38861-1271.

(101) FBI memorandum, C. L. Trotter to Mohr, Sept. 2, 1969, FBI headquarters MURKIN file No. 44-38861-5818.

(102) *Ibid.*

(103) *Ibid.*

(104) Much of the public concern is based on the erroneous impression that fingerprint identification is an entirely computerized process. In fact, while computers are of great assistance in many aspects of the comparison process (for example in searching a large number of records for prints of a specific type or characteristic), the actual comparison of a latent print with known set of prints is still done manually.

(105) FBI memorandum, Rosen to DeLoach, Apr. 19, 1968, FBI headquarters MURKIN file No. 44-38861-4046 (insert attached).

(106) FBI memorandum, Rosen to DeLoach, Apr. 19, 1968, FBI headquarters MURKIN file No. 44-38861-1727.

(107) FBI teletype, Director to all SAC's, Apr. 19, 1968, FBI headquarters MURKIN file No. 44-38861-1396.

(108) FBI memorandum, Jones to Bishop, Apr. 19, 1968, FBI headquarters MURKIN file No. 44-38861-1938.

(109) FBI memorandum, Jones to Bishop, Apr. 25, 1968, FBI headquarters MURKIN file No. 44-38861-2584.

(110) See, e.g., FBI teletype, Director to all SAC's, Apr. 27, 1968, FBI Miami Field Office MURKIN file No. 44-1854-614.

(111) See, e.g., FBI headquarters MURKIN file No. 44-38861-2324 (summarizing 1 month's investigation in the Atlanta Field Office).

(112) FBI teletype, Director to SAC's Chicago, Kansas City, St. Louis, Springfield, May 1, 1968, FBI headquarters MURKIN file No. 44-38861-2622.

(113) See, e.g., staff summary of interview with Ramsey Clark, June 21, 1978, House Select Committee on Assassinations, p. 4 (MLK Document 220473).

(114) FBI memorandum, Director to Attorney General, May 13, 1968, FBI headquarters MURKIN file No. 44-38861-3509.

(115) *Ibid.*

(116) FBI memorandum, J. J. Casper to Mohr, May 10, 1968, FBI headquarters MURKIN file No. 44-38841-3763.

(117) *Ibid.*

(118) Staff summary of interview with Harold Dobson, June 28, 1978, pp. 2-3 (MLK Document 230396).

(119) FBI memorandum, Director to Attorney General, June 11, 1968, captioned "Electronic Surveillance", FBI headquarters MURKIN file No. 44-38861-(nonrecorded serial).

(120) DeLoach testimony, p. 78.

(121) *Ibid.*

(122) *Id.* at 79.

(123) *Id.* at 81.

(124) FBI interview with John Larry Ray, May 9, 1968, St. Louis Field Office MURKIN file No. 44-775.

(125) See, e.g., memorandum, Rosen to DeLoach, May 10, 1968, FBI headquarters MURKIN file No. 44-38861-3510.

(126) FBI memorandum, Rosen to DeLoach, May 10, 1968, FBI headquarters MURKIN file No. 44-38861-3510.

(127) Correspondence, Director to Ottawa Legat, May 11, 1968, FBI Memphis Field Office MURKIN file No. 44-1987, Sub. L-75.

(128) FBI teletype, Director to SAC's Memphis, Buffalo, and Legat Ottawa, June 5, 1968, FBI headquarters MURKIN file No. 44-38861-4725.

(129) FBI memorandum, Hoover to Tolson, DeLoach, Rosen, Bishop, Sullivan, June 20, 1968, FBI headquarters MURKIN file No. 44-38861-4660, p. 5.

(130) Staff summary of interview with Ramsey Clark, June 21, 1978, p. 3 (MLK Document 220473). See also Clark testimony, pp. 16-19, Ray's statement to the Aeromarine clerk and his purpose in discussing filing the Birmingham complaint charging Ray with conspiracy to interfere with Dr. King's civil rights.

(131) *Id.* at 18.

(132) FBI teletype, Director to all SAC's, Apr. 26, 1968, FBI headquarters MURKIN file No. 44-38861-2288.

(133) FBI memorandum, McGowan to Rosen, June 18, 1968, FBI headquarters MURKIN file No. 44-38861-4578.

(134) See, e.g., FBI airtel, SAC, Memphis to SAC, New Orleans, Mar. 5, 1969, FBI Memphis Field Office MURKIN file No. 44-1987-Sub. M-423.

(135) See, e.g., FBI teletype, Charlotte to Director, Apr. 29, 1968, FBI headquarters MURKIN file No. 44-38861-2747.

(136) FBI memorandum, Rosen to DeLoach, Aug. 26, 1968, FBI headquarters MURKIN file No. 44-38861-5120.

(137) FBI memorandum, Branigan to Sullivan, June 14, 1968, FBI headquarters MURKIN file No. 44-38861-4682.

(138) The FBI did, on one occasion, request that the Department consider issuing a grand jury subpoena as one possible means of securing the notes of the author William Bradford Huie. For a discussion of the Department's response to this proposal, see "An Analysis of the Assassination Investigation of the Department of Justice and the Federal Bureau of Investigation." staff report, XIII Appendix to the HSCA-MLK hearings.

(139) DeLoach testimony, p. 51.

(140) *Id.* at 50-51.

(141) *Id.* at 51.

(142) *Id.* at 52.

(143) Clark testimony, p. 53.

(144) Article, New York Times, June 20, 1968, p. 23 (incorporating text of President's statement in signing title III into law).

(145) See, e.g., 114 Cong. Record 1629-98 (June 6, 1968, remarks of Pollak).

(146) Clark testimony, Nov. 28, 1978, VII HSCA-MLK hearings, p. 43.

(147) FBI airtel, Director to SAC, Memphis, Aug. 14, 1968, FBI headquarters MURKIN file No. 44-38861-5073.

(148) FBI interview with Mrs. Marguerita Welch, Apr. 24, 1968, FBI Chicago MURKIN file No. 44-1114.

(149) FBI airtel, SAC, New Orleans to Director, Mar. 18, 1969, FBI headquarters MURKIN file No. 44-38861-5661.

(150) *Ibid.*

(151) FBI airtel, Director to SAC's, New Orleans and Memphis, Mar. 26, 1969, FBI headquarters MURKIN file No. 44-38861-5661.

(151a) Executive session testimony of witness A, Dec. 13, 1978, House Select Committee on Assassinations, pp. 6-8.

(152) Testimony of Capt. Billie J. Smith, evidentiary hearing on defense motion to modify conditions of confinement, Sept. 30, 1978 (MLK Document 110337).

(153) FBI teletype, Memphis to Director, Sept. 30, 1968, FBI headquarters MURKIN file No. 44-38861-5209.

(154) See, e.g., memorandum, SAC, Memphis, to Director, Oct. 11, 1968, and attached communications, FBI headquarters MURKIN file No. 44-38861-5235; memorandum, SAC, Memphis, to Director, Oct. 14, 1968, and attached communications, FBI headquarters MURKIN file No. 44-38861-5242; FBI airtel, SAC, Memphis, to Director, Oct. 24, 1968, and attached communications, FBI headquarters MURKIN file No. 44-38861-5327.

(155) FBI airtel, SAC, Memphis, to Director, Oct. 24, 1968, FBI headquarters MURKIN file No. 44-38861-5327.

(156) See staff summary of interview with Robert Jensen, June 20, 1978 (MLK Document 190108); see also executive session testimony of Robert Jensen, July 12, 1978, House Select Committee on Assassinations, pp. 47-49.

(157) Executive session testimony of Robert Jensen, July 12, 1978, House Select Committee on Assassinations, pp. 50-51.

(158) Staff summary of interview with William Morris, Nov. 21, 1978 (MLK Document 270327).

(159) Executive session testimony of Robert Jensen, July 12, 1978, House Select Committee on Assassinations, p. 51.

(160) *Id.* at 55.

(161) *Ibid.*

(162) *Id.* at 54.

(163) *Ibid.* at p. 54; Cartha DeLoach had no recollection of any activity in Memphis which might have intruded upon Ray's attorney/client privilege. (Staff interview with C. DeLoach, June 26, 1978 (MLK Document 230174). Alex Rosen, Assistant Director of the General Investigative Division, did not recall seeing either the Sept. 30, 1968, Memphis airtel detailing Battle's order, or the three letters which followed in apparent contravention of the order. He recognized his initials on the Oct. 31, 1968 headquarters directive to Memphis, but had no independent recollection of the situation that had triggered the directive. Staff interview with Aex Rosen, June 28, 1978 (MLK Document 210237).

Finally, neither Attorney General Clark (executive session testimony of Ramsey Clark, July 19, 1978, at pp. 89-92) nor Shelby County District Attorney Canale knew of any activity constituting an infringement on Ray's attorney/client privilege.

(164) *Ibid.*

(165) FBI airtel, Director to SAC, Memphis, Oct. 31, 1968, FBI headquarters MURKIN file No. 44-38861-5310.

(166) FBI memorandum, Rosen to DeLoach, Mar. 11, 1969, p. 1, FBI headquarters MURKIN file No. 44-38861-5612.

(167) Memorandum, Rosen to DeLoach, Mar. 11, 1969, FBI headquarters MURKIN file, serial 44-38861-5612.

(168) FBI airtel, SAC, Houston, to SAC, Memphis, Mar. 12, 1969, FBI Memphis MURKIN file No. 44-1987-Sub. M-447.

(169) FBI memorandum, Rosen to DeLoach, Mar. 12, 1969, FBI headquarters MURKIN file No. 44-38861-5639.

(170) FBI memorandum, Rosen to DeLoach, Mar. 13, 1969, FBI headquarters MURKIN file No. 44-38861-5615.

(171) FBI teletype, Memphis to Director, Mar. 13, 1969, FBI headquarters MURKIN file No. 44-38861-5622.

(172) Staff summary of interview with Robert Jensen, Oct. 8, 1978 (MLK Document 260328).

(173) See, generally, DeLoach testimony, pp. 29-31.

(174) Executive session testimony of Ramsey Clark, July 19, 1978, House Select Committee on Assassinations, p. 63.

(175) See, e.g., staff summary of interview with Wilbur Martindale (former Chief of the Civil Rights Act of 1964 Unit), June 15, 1978 (MLK Document 220471); staff summary of interview with Fred Vinson, Jr. (former Assistant Attorney General of the Criminal Division, Department of Justice), June 30, 1978 (MLK Document 230183); staff summary of interview with Stephen J. Pollak (former Assistant Attorney General of Civil Rights Division, Department of Justice), June 30, 1978 (MLK Document 250279).

III. RECOMMENDATIONS OF THE COMMITTEE

(1) "Assassination and Political Violence," a report to the National Commission on the Causes and Prevention of Violence (Washington, D.C.: U.S. Government Printing Office, 1969), vol. 8, p. 45 (hereinafter Assassination Report).

(2) *Id.* at 124.

(3) "To Establish Justice, To Insure Domestic Tranquility," final report of the National Commission on the Causes and Prevention of Violence (Washington, D.C.: U.S. Government Printing Office, 1969), p. xxiii (hereinafter Violence Commission Report).

(4) Assassination Report, p. 10.

(5) *Id.* at 1.

(6) *Id.* at 2-5.

(7) Violence Commission Report, p. 125.

(8) Assassination Report, p. 11.

(9) See generally Charles H. Whittier, Congressional Research Service, Library of Congress, "Assassination in Theory and Practice: A Historical Survey of the Religious and Philosophical Background of the Doctrine of Tyrannicide," Apr. 12, 1978 (JFK Document 007559).

(10) Violence Commission Report, pp. 2-16.

(11) *Id.* at 127-28.

(12) See generally R. Rothman, Congressional Research Service, Library of Congress, "The Social and Political Implications of the Assassinations of John F. Kennedy and Martin Luther King, Jr." (MLK Document 260029).

(13) Violence Commission Report, p. xix.

(14) See testimony of Richard M. Helms, Sept. 22, 1978, hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. IV, pp. 118-161 (hereinafter Helms testimony. —HSCA-JFK hearings, —); testimony of Santos Trafficante, Jr., Sept 27, 1978, V HSCA-JFK hearings, 357-364.

(15) *Id.*, Helms testimony at 180-81.

(16) Executive Order 12036, sec. 2.305 (Jan. 24, 1978).

(17) As enacted by Public Law 92-539 in 1972, 18 U.S.C. § 1116 extended the protection of Federal law to foreign officials or guests in the United States. Public Law 94-467, enacted in 1976, broadens that protection to include an "internationally protected person," defined to include a Chief of State whenever he was "in a country other than his own." Even though the offender might be subject to Federal criminal jurisdiction, if the assassination occurred in the Chief of State's own country, it would not fall within the scope of the statute.

(18) S. 1437, 15th Congress, 1st session § 1202 (1977).

(19) Testimony of Benjamin R. Civiletti, "Legislative and Administrative Reform," hearings before the Select Committee on Assassinations, U.S. House of Representatives, 95th Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1979), vol. I, pp. 112-136 (hereinafter Reform).

(20) See generally Murl Larkin, Congressional Research Service, Library of Congress, "Federal Homicide: Public Figures," May 15, 1978 (JFK Document 008417) (hereinafter Larkin).

(21) If the President had been killed as a result of a conspiracy, it would have violated 18 U.S.C. § 372; if the murder had occurred within the special maritime or territorial jurisdiction of the United States, it would have violated 18 U.S.C. §§ 1111(b), 1112(b). Other statutes that might have been involved include 18 U.S.C. §§ 241, 242.

(22) Report of the President's Commission on the Assassination of President Kennedy (Washington, D.C.: U.S. Government Printing Office, 1964), p. 455 (hereinafter Warren Report).

(23) 18 U.S.C. § 1114.

(24) Warren Report, pp. 455-56.

- (25) Larkin, pp. 10-11.
- (26) See, e.g., 18 U.S.C. § 1114.
- (27) S. 1437, 95th Congress, 1st session § 1601 (e) (2) (A) (1977).
- (28) Testimony of William Webster, Reform, p. 4.
- (29) *Id.* at 31.
- (30) Testimony of Benjamin Civiletti, Reform, pp. 134-35.
- (31) Testimony of William Webster, Reform, p. 31.
- (32) See Larkin, pp. 15-19.
- (33) Testimony of Stuart Knight, Reform, p. 108; testimony of William Webster, Reform, p. 32.
- (34) Testimony of Benjamin Civiletti, Reform, p. 128.
- (35) *Id.* at 112, 122, 129-30.
- (36) Warren Report, pp. 455-56.
- (37) Testimony of Benjamin Civiletti, Reform, p. 126; testimony of William Webster, Reform, p. 25.
- (38) Testimony of Stuart Knight, Reform, p. 97.
- (39) See also testimony of Stuart Knight, Reform, p. 97; testimony of William Webster, Reform, p. 25.
- (40) Testimony of Stuart Knight, Reform, p. 97 (should be presumption of exercise); testimony of Benjamin Civiletti, Reform, p. 132 (should be automatic); testimony of William Webster, Reform, p. 25 (automatic).
- (41) Testimony of William Webster, Reform, p. 22; see Kent M. Ronhoude, Congressional Research Service, Library of Congress, "Disposition of the Remains of Victims of Federally Cognizable Homicides," Dec. 18, 1978 (JFK Document 015785).
- (42) Testimony of Benjamin Civiletti, Reform, p. 133; testimony of William Webster, Reform, p. 7.
- (43) Testimony of William Webster, Reform, p. 28 (concern expressed over possible extension of language).
- (44) Testimony of Stuart Knight, Reform, p. 105 (Director of FBI); testimony of William Webster, Reform, p. 25 (Attorney General).
- (45) Testimony of Stuart Knight, Reform, p. 106.
- (46) 18 U.S.C. § 2509.
- (47) See generally Kent M. Ronhoude, Congressional Research Service, Library of Congress, "Government Acquisition of Evidence Pertaining to the Assassination of President Kennedy and Related Matters," Dec. 11, 1978.
- (48) *United States v. One 6.5 mm Mannlicher-Carcano Military Rifle*, 250 F. Supp. 410 (N.D. Tex. 1966). *rev'd*, *King v. United States*, 364 F. 2d 235 (5th Cir. 1966). See *King v. United States*, 292 F. Supp. 767 (D. Colo. 1968).
- (49) See 15 U.S.C. 905(b) for the relevant statute then in effect. The relevant statute today is 18 U.S.C. § 924(d).
- (50) See *Porter v. United States*, 335 F. Supp. 498 (N.D. Tex. 1971) *rev'd*, *Porter v. United States*, 473 F. 2d 1329 (5th 1973) (entitled to realized value related to assassination).
- (51) *Nichols v. United States*, 325 F. Supp. 130 (D. Kans. 1971). *aff'd* 460 F. 2d 671 (10th Cir. 1972). See testimony of Benjamin Civiletti, Reform, pp. 145-146 (need for general legislation).
- (52) Testimony of Percy Foreman, Nov. 13, 1978, V HSCA-MLK hearings, 297-298.
- (53) See generally Nancy Lee Jones, Congressional Research Service, Library of Congress, "Constitutional Analysis of a New York Statute Requiring Funds Received by Alleged Criminals for Certain Purposes to be Given to Their Victims," Sept. 8, 1977.
- (54) 18 U.S.C. § 871.
- (55) 18 U.S.C. § 1752.
- (56) Testimony of Stuart Knight, Reform, pp. 96-97.
- (57) Testimony of William Webster, Reform, p. 12. On the other hand, testimony before the committee raised questions that these guidelines might be too restrictive. Testimony of Stuart Knight, Reform, pp. 93-94 (too restrictive); testimony of William Webster, Reform, p. 11 (tight, but "one of the assumed risks that we take in a free society"); testimony of Benjamin Civiletti, Reform, pp. 119-120 (quality if not quantity is sufficient).
- (58) 50 U.S.C. § 403(d) (3). See *Heine v. Raus*, 399 F. 2d 785 (4th ed. 1968).
- (59) See VIII J. Wigmore evidence § 237Y (3d ed. 1940).
- (60) See, e.g., Right to Financial Privacy Act of 1978.

- (61) 18 U.S.C. § 3146.
 (62) 18 U.S.C. § 3161.
 (63) Testimony of William Webster, Reform, p. 7.
 (64) *Ibid.*
 (65) *Ibid.*
 (66) *Id.* at 18.
 (67) Testimony of Stuart Knight, Reform, pp 109–110.
 (68) Testimony of William Webster, Reform, p. 37.
 (69) *Ibid.*
 (70) *Ibid.*
 (71) Testimony of William Webster, Reform, p. 19.
 (72) *Id.* at 22.
 (73) *Id.* at 28.
 (74) 28 U.S.C. 591–98.
 (75) See, e.g., the questioning of Chairman Louis Stokes, Reform, pp. 42–43.
 (76) Testimony of Stuart Knight, Reform, p. 109; testimony of Benjamin Civiletti, Reform, pp. 131–132; testimony of William Webster, Reform, p. 43; testimony of Frank Carlucci, Reform, p. 87.
 (77) Testimony of William Webster, Reform, p. 41.
 (78) *Id.*, at 42.
 (79) Testimony of Frank Carlucci, Reform, p. 52.
 (80) See, e.g., questioning of Chairman Louis Stokes, Reform, p. 23.
 (81) Testimony of William Webster, Reform, p. 6.
 (82) Testimony of William Webster, Reform, p. 23.
 (83) Testimony of Benjamin Civiletti, Reform, p. 131.
 (84) Warren report, pp. 231–240.
 (85) Testimony of William Webster, Reform, p. 34.
 (86) Testimony of Benjamin Civiletti, Reform, p. 139.
 (87) Testimony of Stuart Knight, Reform, pp. 106–108.
 (88) See e.g., questioning of Congressman Richardson Preyer, Reform, p. 106.
 (89) Testimony of William Webster, Reform, p. 35; testimony of Benjamin Civiletti, Reform, p. 142.
 (90) Testimony of William Webster, Reform, p. 35.
 (91) *Ibid.*
 (92) Testimony of Benjamin Civiletti, Reform, p. 142.
 (93) See generally “The Constitution of the United States of America: Analysis and Interpretation,” Doc. No. 92–82, 92d Congress, 2d session (Washington, D.C.: U.S. Government Printing Office, 1973), p. 79 (hereinafter Analysis); Arthur S. Schlesinger and Roger Bruns, eds., “Congress Investigates: A Documented History 1792–1974” (New York: Chelsea House Publishers, 1975), vol. I, pp. xvii–xviii (hereinafter Investigations).
 (94) John Mill, “Considerations on Representative Government,” (South Bend, Ind.: Gateway edition, 1962), p. 11.
 (95) Woodrow Wilson, “Congressional Government” (Magnolia, Mass.: Peter Smith Publishers, Inc., 1958), p. 303.
 (96) *Ibid.*
 (97) Quoted in Investigations, p. xix.
 (98) See generally Investigations, pp. 3–101.
 (99) Analysis, p. 83.
 (100) See 123 Congressional Record H 10256 (daily ed., Aug. 28, 1977) for an extended discussion of the implications of that statute for congressional investigations.
 (101) 18 U.S.C. 6001–05.
 (102) House rule XI, cl. 2, K (3).
 (103) Committee rule 3.7.
 (104) House rule XI, cl 2(K) (4).
 (105) Code of Professional Responsibility ABA, Canon 5, DR5–105.
 (106) See, e.g., *United States v. Dolan*, 22 Crim. L. Reprt. (3d Cir. Jan. 23, 1978).
 (107) “Watergate Special Prosecution Force Report” 140–41 (1975) (Washington, D.C.: U.S. Government Printing Office, 1975), pp. 140–141.
 (108) 28 U.S.C. 2241 (c) (5).
 (109) Legal Documents Relating to the Select Committee Hearings, Appendix to the Hearings of the Senate Select Committee on Presidential Campaign

Activities, 93d Congress, 1st and 2d sessions (Washington, D.C.: U.S. Government Printing Office, 1974), pp. 2156-2157.

(110) See *Carbo v. United States*, 314 U.S. 611 (1961).

(111) *Eastland v. United States Serviceman's Fund*, 421 U.S. 491 (1975).

(112) The Comprehensive Alcohol Abuse and Alcoholism Preventive Treatment and Rehabilitation Act, 42 U.S.C. 4582.

(113) See 112 Congressional Record H 10255 (daily ed., Sept. 28, 1977).

(114) See S. Rept. No. 95-127, 95th Congress, 2d session 80 (1978).

(115) Constitution, Jefferson's Manual and Rules of the House of Representatives, H. Doc. 94-663, 94th Congress, 2d session 427-28 (Washington, D.C.: U.S. Government Printing Office, 1977).

(116) Rule 13.11, Select Committee on Assassinations.

(117) Letter of C. J. Leontes to Michael Goldsmith, Sept. 11, 1978, House Select Committee on Assassinations (JFK Document 014205).

(118) *Ibid.*

