

File #:

62-NY-15065

Serial Scope:

17 thru 29A, 31 thru 36

37B thru 55

UNITED STATES GOVERNMENT

Memorandum

SECRET

TO : FILE (105-146601)

DATE: 9/17/75

FROM : SAC ROBERT C. DENZ
DIVISION III

RCD

SUBJECT: SENSTUDY 1975

Mr. WILLIAM CREGAR, FBIHQ, telephoned me this date to advise that former coordinating Supervisor ARNOLD BRANDT, NYO, and former SAC JOSEPH SCHMIT, NYO, testified before staff personnel of the Senate Select Committee on 9/15/75 and 9/16/75 respectively. Both advised Mr. CREGAR that they will send down to FBIHQ, by way of the NYO, a written version of their testimony. They will probably send these in care of the NYO and we should forward intact to the Bureau.

Mr. CREGAR requested the following:

We should contact both Mr. BRANDT and Mr. SCHMIT to determine their knowledge of any briefing afforded the Attorney General, the late ROBERT KENNEDY, while visiting the NYO in approximately 1962, relating to our operations concerning mail programs. Mr. CREGAR desires that I talk to some of the older Supervisors or Agents, who might recall the visit of the Attorney General and what briefings took place. If any memoranda were written on such briefings, he would like a copy of same. Mr. CREGAR believes, although not certain, that Mr. SCHMIT indicated such a memorandum existed.

In addition, we should ask Mr. SCHMIT whether he was put under oath by Mr. JIM DICK, and if so, he should include this in his written memorandum which he is going to forward to FBIHQ. In addition, Mr. SCHMIT should be asked about a statement he made to Mr. CREGAR regarding the reading of the transcript of the staff members for accuracy. Mr. CREGAR believes Mr. SCHMIT stated that he was able to read the transcript. If this occurred, please

- 1 - SAC, Div. III
- 1 - Sup. BARRA, 34
- 1 - 105-146601

Classified by 5806
Exempt from GDS, Category 2+3
Date of Declassification Indefinite

34

~~105-146601-15~~

SEARCHED	<i>ry</i>	<i>ry</i>
SERIALIZED		

SEP 22 1975

FBI - NY

12/17/75



RCD:enc
(3) *enc*

SECRET

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

62-15065-17

SECRET

NY 105-146601

have him include details as to this transcript being requested by Mr. SCHMIT and his being able to read it.

I advised Mr. CREGAR that I will immediately converse with the appropriate older Agents in NYO and initiate action to run down answers to the above, and hope to have same before close of business today.

Above brought to attention of Supervisor CHARLES WEIS, who in turn furnished names of SAs possibly familiar with above, and we have initiated action to try to locate Mr. BRANDT and Mr. SCHMIT to get above answers. Supervisor LOU BARRA, who has SENSTUDY assigned to his squad, should assist Supervisor WEIS in running this matter down.

SECRET

9/19/75

AITEL

TO: DIRECTOR, FBI (62-116395)
(ATT: W.O. CREGAR)

~~T X P S E C R E T~~

FROM: SAC, NEW YORK (~~105-146601~~)

C2-15065

SUBJECT: SENSTUDY 1975
IS - R

*revised
62-15065-8A*

On 9/16/75, SA JAMES P. KEHOE was in telephonic contact with former Supervisor ARNOLD E. BRANDT who advised that he had testified before the Senate Select Committee (SSC) staff on 9/15/75, and that they questioned him generally about the same subjects which SA KEHOE had discussed with the Committee, namely SAM, SUN, GUS and Z. BRANDT stated that he experienced no difficulty and that his recollection about these matters had been hazier than SA KEHOE's so he, BRANDT, felt that he added nothing to what they already knew.

On 9/17/75, SA KEHOE attempted to recontact former Supervisor BRANDT to secure additional data concerning his testimony before the SSC, at which time SA KEHOE was informed that BRANDT was presently travelling and was en route to London, England. He would not return to the New York area for about 1½ weeks.

On 9/17/75, SA KEHOE was in telephonic contact with former SAC JOSEPH SCHMIT, who advised that he had testified before the Committee staff on 9/16/75. He stated that

~~T X P S E C R E T~~

2 - Bureau (RM)
1 - New York
LB:G
(6)

Classified By 5806
Exempt from GDS, Category 243
Date of Declassification Indefinite

*Downgraded to Secret per FBS
Auto Declass. Guide
4/10/2017
F67M83K217*

34

W.B.

PCD

*62-15065-17A
105-146601-18*

~~T O P S E C R E T~~

he, too, was questioned relative to the same matters, but that the questions asked were generally of a higher level with regard to authorization, etc. SCHMIT stated that he had been put under oath by a female who also operated a stenotype machine and recorded the proceedings. He had been advised that he had a right to read the transcript of the proceedings and they would notify him when the transcript was completed. SCHMIT advised he intended to exercise this privilege.

With regard to this interview, SCHMIT advised he was interviewed in the Everette Dirksen Senate Building from 10:05 AM until 12:15 PM on 9/16/75. At the time he was put under oath by the female who operated the stenotype machine. He did not know the name of this woman, but did notice that she was unknown to the two attorneys who were conducting the interview as they had to introduce themselves to her. The attorneys' names were JIM DICK and TOM DAWSON.

Regarding his conference with former Attorney General ROBERT F. KENNEDY, SCHMIT stated that at the time of this conference there was a general criminal intelligence conference being held in the NYO and that at one point in this conference he was asked to brief the Attorney General on the espionage situation. SCHMIT advised that at this time he arrived at the conference with three members of his staff, former Supervisors ARNOLD BRANDT, JOHN DANAHY and JOHN MABEY. SCHMIT stated that in addition to these people the individuals who were already present at the conference were all the SACs and JOHN F. MALONE, the ADIC. In addition to the Attorney General, there was a public relations man who accompanied him whose name was not recalled by SCHMIT, and former Assistant Director COURTNEY EVANS. SCHMIT did not recall ever reducing this conference to writing, but stated that if it was, and it may well have been, it would have been done somewhere in the criminal intelligence files that were reporting the general criminal intelligence conference.

With regard to who might recall specifics of this file, SCHMIT suggested contacting former NYO Supervisors JOHN DANAHY or JOHN JOYCE, or former SAC WILLIAM ALEXANDER, whom he thinks might have been the SAC of the Criminal Division at the time.

~~T O P S E C R E T~~

~~TOP SECRET~~

Regarding what he discussed with the Attorney General, SCHMIT stated that he could not really recall the specifics, but probably discussed the programs we were conducting such as SAM, SUN, GUS and Z, because in effect we were telling the Attorney General what accomplishments we were making, so SCHMIT felt that these would have been mentioned. However, he could not specifically recall the details. In addition, SCHMIT felt that he probably discussed contemporary espionage cases at the time.

In addition to this conference, SCHMIT advised that KENNEDY received a second briefing which he, SCHMIT, did not recall. However, when he was discussing his testimony with former NYO Supervisor FRANCIS GALLANT, GALLANT told SCHMIT that KENNEDY came back a second time at a later date and that he, GALLANT, brought KENNEDY up to date in what was being done in the espionage field. SCHMIT stated, however, he did not even recall this happening after GALLANT had told him on a previous occasion.

SCHMIT stated that all of this information, including the fact that he had a right to review the transcript, would be placed in his memo and he would furnish this memo to the NYO, to be forwarded to the Bureau.

Review of the pertinent files in Division III failed to reflect any record of former SAC JOSEPH SCHMIT's discussion with the then Attorney General ROBERT F. KENNEDY.

Supervisors and Agents with extensive experience in the field of espionage were contacted and did recall that former Attorney General KENNEDY visited the NYO during early 1960s, but these individuals were not aware of the details of the discussions which took place in the NYO between the then Attorney General KENNEDY and the executives of the NYO.

It is brought to the attention of the Bureau that the NYO did not attempt to review the criminal intelligence files and will take no action in this area unless advised by the Bureau.

~~TOP SECRET~~

UNITED STATES GOVERNMENT

Memorandum

TO : SAC (105-146601)

FROM : SUPVR. LOUIS BARRA #34

SUBJECT: SENSTUDY

DATE: 9/17/75

The following information should be brought to the attention of Agents who may be testifying before the Senate Select Committee (SSC) pertaining to Bureau matters.

After an Agent has testified, he should carefully prepare an LHM captioned "SENSTUDY". The abbreviations ADIC, Division III, Division IV, Division V, etc. should not be used in the LHM as the LHM is forwarded to the White House and the Department and these recipients are not knowledgeable as to some Bureau terminology. Therefore, these terms should be completely identified.

In addition, the LHM should reflect who the interviewers were, it being noted that Committee members are Senators whereas Staff members are attorneys or other individuals acting for the Committee Senators. The time and place of the interviews should also be reflected in the LHM. Moreover, any question asked an Agent by a member of the SSC should be set out in the LHM and the Agent's answer should follow.

The cover letter is not usually classified; however, the LHM should be classified with the appropriate classification of "Confidential", "Secret" or "Top Secret", according to the information contained in the LHM. The LHM should bear the caption "SENSTUDY", with no character.

SENSTUDY is assigned to Section 34 and all communications must be processed through the Supervisor of Section 34 so their contents can be properly coordinated.

- 1 - SAC III, R.C. DENZ
- 1 - SAC IV, J.O. INGRAM
- 1 - Each Supervisor Division III
- 1 - Each Supervisor Division IV
- 1 - New York



5010-110

LB:GL
(25)

34

62-15065-16
~~105-146601-16~~

SEARCHED
SERIAL
34
Murphy

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

NR 040 WA PLAIN

4:39PM URGENT 9-19-75 SMD

TO NEW YORK

FROM DIRECTOR

SENSITIVE 75

PCW
III

THE SENATE SELECT COMMITTEE HAS REQUESTED THAT SAC ROBERT CHARLES DENZ AND SA JOHN C. SULLIVAN BE MADE AVAILABLE IN WASHINGTON, D.C., FOR INTERVIEW BY THAT COMMITTEE ON SEPTEMBER 24, 1975. THE INTERVIEW WILL INVOLVE THEIR KNOWLEDGE OF THE BUREAU'S INVESTIGATION OF MARTIN LUTHER KING, JR., THE SOUTHERN CHRISTIAN LEADERSHIP CONFERENCE, STANLEY DAVID LEVISON, AND COMMUNIST INFLUENCE IN THE RACIAL MOVEMENT. SAC DENZ AND SA SULLIVAN SHOULD ARRANGE TO ARRIVE IN WASHINGTON IN TIME TO BE BRIEFED BY A REPRESENTATIVE OF THE LEGAL COUNSEL DIVISION AND INTELLIGENCE DIVISION AT 9 AM., SEPTEMBER 24, 1975, IN ROOM 4509 OF THE JUSTICE BUILDING.

END

PLEASE ACK FOR THREE

KOS FBINY ACK FOR THREE AND PLS HOLD

SAC Dony notified
Supv's Sullivan notified
9/19/75 wjs

62-15065-18

SEARCHED <i>KOS</i>	INDEXED <i>AK</i>
SERIALIZED <i>AK</i>	FILED <i>AK</i>
<i>UP</i> SEP 19 1975	
FBI-NEW YORK	

UNITED STATES GOVERNMENT

Memorandum

TO : FILE (105-146601)

DATE: 9/24/75

FROM: SAC ROBERT C. DENZ
DIVISION III

SUBJECT: SENSTUDY

BuNitel dated 9/19/75 advised that Supervisor SULLIVAN and SAC DENZ have been requested to be available in Washington for Senate Select Committee interview. On 9/22/75 I telephoned Legal Counsel and spoke to SA PAUL DALY to firm up my receipt of this request. I asked SA DALY status of the Department's review of items of interest to the Senate Select Committee and the status of the Bureau's request to hold up any further testimony by Agents until the Department comes out with a judgment. SA DALY advised that no response in writing has been received but that the Department indicated we should continue to honor requests from the Committee. I asked SA DALY status of the Department's program relating to making available legal counsel for those Agents appearing before the Committee or Committee staff. SA DALY advised that they have met on this matter but no decision has been made, and in the meantime we are continuing to honor requests for appearances.

I advised SA DALY that it is my opinion that appearances should be held up until the above two items have been adjudicated. He advised that this was the Bureau's stand, but in the meantime we have been advised orally by the Attorney General's office to continue to honor requests.

34 RB

105-146601

RCD:enc
(1)



5010-110

62-15065-19A
~~105-146601-25~~
SEARCHED INDEXED
SERIALIZED FILED
SEP 25 1975
FBI - NEW YORK
Murphy

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

FRANK CHURCH, IDAHO, CHAIRMAN
JOHN G. TOWER, TEXAS, VICE CHAIRMAN
PHILIP A. HART, MICH. HOWARD H. BAKER, JR., TENN.
WALTER F. MONDALE, MINN. BARRY GOLDWATER, ARIZ.
WALTER D. HUDDLESTON, KY. CHARLES MCC. MATHIAS, JR., MD.
ROBERT MORGAN, N.C. RICHARD S. SCHWEIKER, PA.
GARY HART, COLO.

WILLIAM G. MILLER, STAFF DIRECTOR
FREDERICK A. O. SCHWARZ, JR., CHIEF COUNSEL
CURTIS R. SMOTHERS, MINORITY COUNSEL

United States Senate

SELECT COMMITTEE TO
STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES

(PURSUANT TO S. RES. 21, 94TH CONGRESS)

WASHINGTON, D.C. 20510

ADVICE OF RIGHTS

Before you answer any questions, we would like to advise you of your rights.

This interview is completely voluntary and you have a right to leave without being interviewed, or to terminate the interview at any time.

You have the right to remain silent.

Although the Senate Select Committee is not a prosecutive body, it is possible that anything you say might become available to a prosecutive body and could be used against you in court.

You have the right to consult with an attorney before any questions are asked, and you may have an attorney here with you during questioning.

If you cannot afford an attorney, the Committee shall then endeavor to obtain counsel for you.

If you decide to answer questions without an attorney present, you still have the right to stop answering questions any time; or you may defer your answer until you consult with an attorney.

WAIVER OF RIGHTS

I have read this statement of rights and I understand what my rights are. I am willing to be interviewed and to answer questions without a lawyer at this time. No promises or threats have been made to me and no pressure or coercion of any kind has been used against me.

Signed: E. C. Dwyer

Date: 9/24/75

Witness: Maury McCree

Witness: [Signature]

SEARCHED

SERIALIZED

INDEXED

62-15065-198

~~SECRET~~

New York, New York

October 10, 1975

UNITED STATES SENATE
SELECT COMMITTEE ON INTELLIGENCE

INTERVIEW OF
SPECIAL AGENT IN CHARGE ROBERT C. DENZ
NEW YORK OFFICE, SEPTEMBER 24, 1975,
BY MICHAEL EPSTEIN AND MARY DE OREO

The interview took place in Room G-308, Everette M. Dirksen Senate Office Building, Washington, D. C., from approximately 11:10 a.m. to 11:45 a.m. on September 24, 1975. Mr. Epstein presented a one-page typewritten form, pertaining to "Advice of Rights" and "Waiver of Rights", stating that he hoped Mr. Denz would sign it. It was read, signed and dated. A copy was obtained by SAC Denz.

In response to career-type questions, SAC Denz advised the interviewers of his current position in the New York Office, which he assumed February, 1975, his position as Assistant Special Agent in Charge, Portland, Oregon, Office from April, 1974, to January, 1975, and his position of Assistant Special Agent in Charge in the New York Office from March, 1973 to April, 1974. Mr. Denz noted that prior to this he was assigned to Headquarters. It was mentioned by Mr. Denz that the New York Office has five Special Agents in Charge and one Assistant Director in Charge. Mr. Epstein stated that he is primarily interested in that point of Mr. Denz's career which took place at Headquarters. Mr. Denz advised that he was transferred from the Detroit Office to Headquarters in approximately March of 1963 and was assigned to a unit which had some of the supervisory responsibilities pertaining to the Communist Party, USA. After serving several months, possibly six to eight, Mr. Denz was assigned to a unit handling extremist matters, such as the Ku Klux Klan. As to the first unit mentioned, it was explained that there were various

- 8 - Bureau (62-116395)
- ① - New York (105-146601)
- 1 - SAC 3

PCO

SEARCHED _____
 SERIALIZED *mf*
 INDEXED _____
 FILED _____

Classified by 5806
 Exempt from GDS, Category 243
 Date of Declassification Indefinite

R. C. DENZ:enc
(10)

enc

~~SECRET~~

62-15065-79C
105-146601-29

~~SECRET~~

Re: INTERVIEW OF SPECIAL AGENT IN CHARGE ROBERT C. DENZ,
NEW YORK OFFICE, SEPTEMBER 24, 1975

investigations and various subfiles concerning the Communist Party, such as Communist Party membership, and Communist Party youth. Mr. Epstein asked the identities of the other individuals serving in that specific unit. Mr. Denz replied that he recalls Special Agents Larry Gurley, Seymour Phillips, and William Shaw.

In response to Mr. Epstein's question, Mr. Denz advised that, in view of the lapse of time and the fact that his service in that particular unit was only a matter of months, all of his assignments could not be recalled. To the best of memory, Mr. Denz advised that he coordinated Communist Party membership figures as furnished by certain field offices and believed that at one time he had assigned the subfile on negro matters. Mr. Epstein inquired whether this meant "Cominfil", or Communist Party infiltration of negro groups. Mr. Denz advised that he could not recall specifically the lineup in Division 5, Headquarters, of Communist infiltration cases, but the Communist Party, USA, negro matters would probably touch on Communist infiltration as well as negro members in the Communist Party itself. Mr. Epstein inquired as to the "March on Washington" of 1963 and specifically, the identity of the Special Agent handling same, and who would an official of the Division, as example, an Assistant Director, refer to if he had a question regarding the March. Mr. Denz advised that the official would, no doubt, go down the line of command to the Section Chief, and then to the Unit Chief, and then to the Special Agent handling subject matter. Mr. Epstein was aware that a Mr. Baumgartner was the Section Chief at that time. As to whether the Assistant Director would go directly to the Special Agent handling the matter, Mr. Denz advised that he doubted such would be the normal procedure, but indicated that an official could well have done so on occasion.

Mr. Epstein furnished for review Xerox copies of a July and an August, 1963, memorandum, which indicated originated with Special Agent in Charge Denz, along with communications directed to the Attorney General, pertaining to Communist influence in racial matters and the March on Washington. A review of same indicated to Mr. Denz that such memoranda went up the chain of command to Mr. Hoover. Mr. Denz advised

~~SECRET~~

