

DATE: 11-14-2017

JFK Assassination System
Identification Form

Date: 5/29/201

Agency Information

AGENCY : FBI
RECORD NUMBER : 124-10212-10178

RECORD SERIES : HQ

AGENCY FILE NUMBER : 89-1333-34

Document Information

ORIGINATOR : FBI
FROM : SAC, NO
TO : DIRECTOR, FBI

TITLE :

DATE : 11/20/1967
PAGES : 1

SUBJECTS :

[Restricted]

DOCUMENT TYPE : PAPER, TEXTUAL DOCUMENT
CLASSIFICATION : Unclassified
RESTRICTIONS : 2; 4
CURRENT STATUS : Redact
DATE OF LAST REVIEW : 06/17/1998

OPENING CRITERIA : APPROVAL OF EOUSA

COMMENTS :

DATE: 11-14-2017

FD-36 (Rev. 5-22-64)

F B I

Date: 11/20/67

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Via AIRTEL AIR MAIL
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TO: DIRECTOR, FBI (89-1333)
FROM: SAC, NEW ORLEANS (89-79)
SUBJECT: CARLOS MARCELLO, aka;
SA PATRICK J. COLLINS, JR. - VICTIM
AFO

USA LOUIS C. LACOUR, Eastern District of Louisiana, New Orleans, confidentially advised 11/20/67 that he had a private discussion with Federal District Judge FREDERICK J. R. HEEBE, EDLA.

Judge HEEBE advised that he is transferring captioned case to Laredo, Texas, for trial. Judge HEEBE is refraining from making his decision public until such time as he has determined the best method of conducting the transfer without raising the question of "reversible error" on his part. Judge HEEBE pointed out to USA LACOUR that MARCELLO had raised an issue hitherto unraised in law when he filed a motion for change of venue and then attempted to rescind the motion.

Judge HEEBE feels that MARCELLO, no matter what happens, will appeal on the grounds that he has a right to be tried in the jurisdiction where the offense occurred, as per the 6th Amendment to the Constitution. Judge HEEBE stated that under the 6th Amendment, MARCELLO also has the right to a fair and impartial trial and MARCELLO claimed, at the hearing, that he could not get a fair and impartial trial due to Life magazine articles relative to him and subsequent statements by the Louisiana Governor.

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6 - Bureau (3 - 89-1333) (3 - 92-2713)
3 - New Orleans
PJC:sam
(9)

89-1333-34 *[Handwritten signature]*

EX-108
REC-21
14 NOV 22 1967
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Approved: _____
Special Agent in Charge

Sent _____
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