

**File #:**

62-CV-2375

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**Serial Scope:**

1 thru 8

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DO NOT  
DISSEMINATE  
IN MA

NR074 WA CODE

8:42PM NITEL 5-2-75 MSE

TO ALL SACS

FROM DIRECTOR (62-116395)

PERSONAL ATTENTION

SENSTUDY 75

CAPTIONED MATTER PERTAINS TO BUREAU'S HANDLING OF REQUESTS FROM SENATE AND HOUSE SELECT COMMITTEES TO STUDY GOVERNMENTAL OPERATIONS WITH RESPECT TO INTELLIGENCE ACTIVITIES. IN CONNECTION WITH WORK OF THESE COMMITTEES, STAFF MEMBERS MAY SEEK TO INTERVIEW CURRENT AND FORMER FBI EMPLOYEES.

RECENTLY, THE SENATE SELECT COMMITTEE (SSC) STAFF HAS INTERVIEWED SEVERAL FORMER EMPLOYEES AND IT IS ANTICIPATED THAT MANY MORE SUCH PERSONNEL WILL BE CONTACTED.

THE FBI HAS PLEDGED FULL COOPERATION WITH THE COMMITTEE AND WE WISH TO ASSIST AND FACILITATE ANY INVESTIGATIONS UNDERTAKEN BY THE COMMITTEE WITH RESPECT TO THE FBI. HOWEVER, WE DO HAVE AN OBLIGATION TO INSURE THAT SENSITIVE SOURCES AND METHODS AND ONGOING SENSITIVE INVESTIGATIONS ARE FULLY

*Handwritten initials/signature*

*Handwritten notes: DEAD &*

62-116395-10

SEARCHED <u>SIO</u>	INDEXED
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MAY 2 1975	
FBI-CLEVELAND	

*Handwritten: BAKER*

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PAGE TWO

PROTECTED. SHOULD ANY FORMER EMPLOYEE CONTACT YOUR OFFICE AND HAVE ANY QUESTION REGARDING HIS OBLIGATION NOT TO DIVULGE INFORMATION OBTAINED BY VIRTUE OF HIS PAST FBI EMPLOYMENT, HE SHOULD BE INSTRUCTED TO CONTACT LEGAL COUNSEL, FBIHQ, BY COLLECT CALL. YOUR CONVERSATIONS WITH FORMER EMPLOYEES MUST BE IN KEEPING WITH OUR PLEDGE. IT IS BELIEVED SUCH A PROCEDURE WOULD INSURE PROPER PROTECTION AND ALSO FACILITATE THE WORK OF THE SSC.

THE ABOVE PROCEDURE ALSO APPLIES TO CURRENT EMPLOYEES OF YOUR OFFICE. HOWEVER, CONTACT WITH THE LEGAL COUNSEL SHOULD BE HANDLED THROUGH THE SAC.

END

HOLD

UNITED STATES GOVERNMENT

# Memorandum

TO : ALL SUPERVISORS AND SRAs

DATE: 5/5/75

FROM : SAC FREDERICK C. FEHL

SUBJECT: SENSTUDY 75

Captioned matter pertains to our office's handling of requests from Senate and House Select Committees to study governmental operations with respect to intelligence activities. In connection with the work of these committees, staffmembers may seek to interview current and former FBI employees.

Recently, the Senate Select Committee (SSC) staff has interviewed several former employees, and it is anticipated that many more such personnel will be contacted.

The FBI has pledged full cooperation with the Committee, and we wish to assist and facilitate any investigations undertaken by the committee with respect to the FBI. However, we do have an obligation to insure that sensitive sources and methods and ongoing sensitive investigations are fully protected. Should any former employee contact our office and have any question regarding his obligation not to divulge information obtained by virtue of his past FBI employment, he should be instructed to contact Legal Counsel, FBIHQ, by collect call. Your conversations with former employees must be in keeping with our pledge. It is believed such a procedure would insure proper protection and also facilitate the work of the SSC.

The above procedure also applies to current employees of our office. However, contact with the Legal Counsel should be handled through the SAC.

1 - 62-Dead  
1 - Each Supervisor  
1 - Each SRA  
TJB:bma  
(21)

*bma*



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62-2375-2

SEARCHED _____	INDEXED _____
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MAY 5 1975	
FBI - CLEVELAND	

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PM NITEL 5-20-75 PAW

TO ALL SACS

FROM DIRECTOR (62-116395)

PERSONAL ATTENTION

SENSTUDY - 75.

REBUTEL MAY 2, 1975.

X IN CONNECTION WITH WORK OF THE SENATE AND HOUSE SELECT COMMITTEES, ITS REPRESENTATIVES MAY CONTACT YOUR OFFICE FOR INFORMATION.

IN ONE RECENT INSTANCE, A REPRESENTATIVE OF THE SENATE SELECT COMMITTEE TELEPHONICALLY INQUIRED AS TO IDENTITY OF SAC IN A PARTICULAR OFFICE DURING 1970.

IN HANDLING SUCH INQUIRIES INSURE ESTABLISHING BONA FIDES OF REPRESENTATIVE BY SHOW OF CREDENTIALS ON PERSONAL CONTACT OR, IF TELEPHONIC CONTACT, BY TELEPHONING BACK TO COMMITTEE.

UNLESS INFORMATION IS OF A PUBLIC NATURE, AS IN THE INSTANCE CITED ABOVE, OBTAIN FBIHQ CLEARANCE PRIOR TO SUPPLYING ANY INFORMATION. FBIHQ MUST BE EXPEDITIOUSLY ADVISED OF ALL

INFORMATION FURNISHED. X

END

PLS RETURN TO TALK

62-2375-3

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UNITED STATES GOVERNMENT

# Memorandum

TO : ALL SUPERVISORS AND SRAS

DATE: 5/21/75

FROM: SAC FREDERICK C. FEHL

SUBJECT: SENSTUDY - 75

In connection with the work of the Senate and House Select Committees, its representatives may contact our office for information.

In one recent instance, a representative of the Senate Select Committee telephonically inquired as to the identity of the SAC in a particular office during 1970.

In handling such inquiries, insure establishing bona fides of representative by show of credentials on personal contact or, if telephonic contact, by telephoning back to committee. Unless information is of a public nature, as in the instance cited above, obtain FBIHQ clearance prior to supplying any information. FBIHQ must be expeditiously advised of all information furnished.

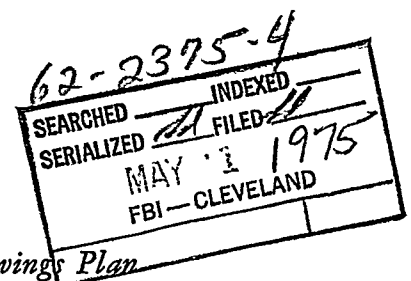
1 - 62-2375

1 - Each Supv. #1, #2, #3, #4, #5, #6  
#7, #8, #9, #10, Night

1 - Each SRA Akron, Canton, Elyria, Lima, Mansfield,  
Painesville, Sandusky, Toledo, Youngstown

TJB:bma  
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5:39PM 9/4/75 NITEL AJM

TO ALL SACS

FROM DIRECTOR (62-116395)

PERSONAL ATTENTION

SENSTUDY 75

REBUTEL MAY 2, 1975.

PURPOSES OF INSTANT TELETYPE ARE TO (1) REITERATE THAT FBI HAS PLEDGED FULL COOPERATION WITH THE SENATE SELECT COMMITTEE (SSC) AND WISHES TO ASSIST AND FACILITATE ANY INVESTIGATIONS UNDERTAKEN BY THE SSC WITH RESPECT TO THE FBI; AND (2) SET FORTH NEW PROCEDURE RELATING TO SSC STAFF INTERVIEWS OF CURRENT AND FORMER FBI EMPLOYEES.

FOR INFORMATION OF THOSE OFFICES WHICH HAVE NOT PREVIOUSLY HAD CURRENT OR FORMER EMPLOYEES IN ITS TERRITORY INTERVIEWED BY THE SSC, THE BUREAU FREQUENTLY LEARNS FROM THE SSC OR OTHERWISE THAT FORMER EMPLOYEES ARE BEING CONSIDERED FOR INTERVIEW BY THE SSC STAFF. INSTRUCTIONS ARE ISSUED FOR THE FIELD OFFICE TO CONTACT THE FORMER EMPLOYEE TO ALERT HIM AS TO POSSIBLE INTERVIEW, REMIND HIM OF HIS CONFIDENTIALITY AGREEMENT WITH THE BUREAU AND SUGGEST THAT IF HE IS CONTACTED FOR

*Prepare memo to each supervisor & SRA setting out above.*

62-2375-5

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PAGE TWO

INTERVIEW, HE MAY CONTACT THE LEGAL COUNSEL DIVISION BY COLLECT CALL FOR FURTHER INFORMATION. IN THE USUAL CASE, AS CIRCUMSTANCES UNFOLD, THE FORMER EMPLOYEE IS TOLD (1) THAT HE HAS A RIGHT TO LEGAL COUNSEL, BUT THAT THE BUREAU CANNOT PROVIDE SAME; (2) THAT THE BUREAU HAS WAIVED THE CONFIDENTIALITY AGREEMENT FOR THE INTERVIEW WITHIN SPECIFIED PARAMETERS; AND (3) THAT THERE ARE FOUR PRIVILEGED AREAS IN WHICH HE IS NOT REQUIRED TO ANSWER QUESTION. THESE AREAS ARE RELATING TO INFORMATION WHICH MAY (A) IDENTIFY BUREAU SOURCES; (B) REVEAL SENSITIVE METHODS/TECHNIQUES; (C) REVEAL IDENTITIES OF THIRD AGENCIES, INCLUDING FOREIGN INTELLIGENCE AGENCIES, OR INFORMATION FROM SUCH AGENCIES; AND (D) ADVERSELY AFFECT ONGOING BUREAU INVESTIGATIONS.

HERETOFORE, BUREAU HAS OFFERED INTERVIEWEES CONSULTATION PRIVILEGES WHEREBY A BUREAU SUPERVISOR WOULD BE AVAILABLE NEARBY, ALTHOUGH NOT ACTUALLY AT INTERVIEW, SO INTERVIEWEE MIGHT CONSULT WITH HIM SHOULD QUESTIONS ARISE AS TO PARAMETERS OF INTERVIEW OR PRIVILEGED AREAS. THE CONSULTANT DID NOT ACT AS A LEGAL ADVISOR.

EFFECTIVE IMMEDIATELY, BUREAU WILL NO LONGER PROVIDE



PAGE THREE

ON-THE-SCENE PERSONNEL FOR CONSULTATION PURPOSES TO ASSIST  
EITHER CURRENT OR FORMER EMPLOYEES. PROSPECTIVE INTERVIEWEES  
SHOULD BE TOLD THAT, IF THEY DESIRE ASSISTANCE OF THIS NATURE  
DURING AN INTERVIEW, THEY MAY CONTACT EITHER PERSONALLY (IF  
INTERVIEW IS IN WASHINGTON, D. C.) OR BY COLLECT CALL, THE  
ASSISTANT DIRECTOR OF THE INTELLIGENCE DIVISION, MR. W. R.

WANNALL, OR, IN HIS ABSENCE, SECTION CHIEF W. O. CREGAR.

THIS CHANGE IN PROCEDURE SHOULD NOT BE CONSTRUED AS

LESSENING THE ASSISTANCE WE ARE FURNISHING TO CURRENT AND  
FORMER EMPLOYEES.

FOR YOUR ADDITIONAL INFORMATION, I AM WORKING WITH THE  
DEPARTMENT IN EXPLORING AVENUES TO ARRANGE LEGAL REPRESENTATION,  
WHEN NECESSARY, FOR CURRENT AND FORMER EMPLOYEES WITHOUT  
EXPENSE TO THEM. YOU WILL BE KEPT ADVISED OF DEVELOPMENTS  
IN THIS REGARD.

END

RJB FBI CV CLR

PLS RETURN TO TALK

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UNITED STATES GOVERNMENT

# Memorandum

TO : ALL SUPERVISORS AND SENIOR RESIDENT AGENTS (62-2375) DATE: 9/12/75

FROM : *m* SAC CHARLES R. MC KINNON

SUBJECT: SENSTUDY 75

By nitel dated September 4, 1975, the Bureau set forth new procedures relating to interviews of current and former Bureau employees by the Senate Select Committee (SSC). In the above reference, the Bureau advised that the FBI has pledged full cooperation with this committee and also desired to set forth a new procedure relating to committee staff interviews of current and former FBI employees.

In the past, the Bureau has frequently learned from the committee or otherwise that former employees are being considered for interview by the committee staff. Upon learning of these proposed interviews, the field office is instructed to contact the former employee to alert him of the possible interview, remind him of his confidentiality agreement with the Bureau and suggest that if he is contacted for interview he may contact the Legal Counsel Division by collect call for further information. The prospective interviewees should further be told that if they desire assistance in the form of consultation with the Bureau during interview, they may contact personally (if interview is in Washington, D.C.) or by collect call to Assistant Director of the Intelligence Division, Mr. W.R. WANNALL, or in his absence, Section Chief W.O. CREGAR.

The above consultation procedure replaces the previous consultation procedure whereby a Bureau supervisor would be available nearby during the interview, although not actually at the interview.

By referenced nitel, the Bureau further advised that in the usual interview, the former employee is told (1) that he has a right to legal counsel, but that the Bureau cannot provide same; (2) that the Bureau has waived the confidentiality agreement for the interview within specified

- 1 - SAC
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  - 1 - Each Supervisor
  - 1 - Each Senior Resident Agent
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CV 62-2375

perimeters; and (3) that there are four privileged areas in which he is not required to answer questions. These areas are (a) information as to the identity of Bureau sources; (b) information which may reveal sensitive methods/techniques; (c) reveal identities of third agencies, including foreign intelligence agencies or information from such agencies; and (d) information which may adversely affect ongoing Bureau investigations.

Additional information regarding this may be found in Bureau teletype, dated May 2, 1975, contained in instant file.

UNITED STATES GOVERNMENT

# Memorandum

TO : SAC, CLEVELAND (<sup>62-</sup>~~68~~-2375)

DATE: Nov. 11, 1975

FROM : Supervisor LEROY C. DAVIS

SUBJECT: SENSTUDY 75

On November 11, 1975, Bureau Supervisor SEYMOUR PHILLIPS telephonically advised that they have learned from the Church Committee that former Bureau employee BARRETT G. KEMP's name had been furnished to the Church Committee for possible testimony before the committee.

Mr. PHILLIPS stated that the last address the Bureau had for KEMP was: Attorney at Law, Home Bank Building, St. Marys, Ohio. He added that KEMP had previously been an Agent in the Birmingham Office and that his testimony would probably deal with his handling of a former Bureau informant by the name of GARY ROWE, JR.

Mr. PHILLIPS requested that Mr. KEMP be contacted and advised of his possible testimony before the Church Committee. He added that KEMP should also be advised as to the Bureau's counselling in these matters, as set forth in SAC Memorandum To All Employees, dated Sept. 12, 1975.

He stated that if KEMP desires guidance, he should contact the Bureau Legal Counsel by collect telephone call. If KEMP is no longer residing in St. Marys his whereabouts should be ascertained and furnished by telephone to the nearest field office covering his present address, advising that office to contact KEMP in regard to this matter.

Mr. PHILLIPS requested that a nitel be directed to the Bureau advising of the contact with KEMP and whether or not KEMP desires Bureau assistance or would be contacting the Bureau Legal Counsel.

SA JOSEPH T. MANN of the Lima RA, which covers St. Marys, Ohio, was advised of the above and instructed to carry out the Bureau's request with regard to attempting to contact Mr. KEMP.

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Date: 11-12-75

PLAINTEXT

Transmit the following in \_\_\_\_\_  
(Type in plaintext or code)

Via TELETYPE NITEL  
(Priority)

002

TO DIRECTOR, FBI (62-116395) *PMJ*  
FROM CLEVELAND (62-2375) (C)  
SENSTUDY 75

REBUTELCALL TO CLEVELAND, 11-11-75.

BARRETT G. KEMP (FORMER SPECIAL AGENT WITH THE FBI) WAS CONTACTED AT HIS PLACE OF EMPLOYMENT, ST. MARY'S OF OHIO, AND ADVISED POSSIBILITY HE MAY BE SUBPOENAED BEFORE SENATE COMMITTEE CHAIRED BY FRANK CHURCH. KEMP STATED HE WOULD SEEK LEGAL COUNSEL FROM FBI LEGAL COUNSEL DIVISION IN NEAR FUTURE.

END

JTM:dms  
(1) *dms*

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**DESTROY**  
**FILE** 11/85

*Close*

*Mann* 11/85

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62-2375-8

Approved: *CRM*  
Special Agent in Charge

Sent 6:00 P M Per *SJO*