

File #:

62-HQ-116395

Serial Scope:

1011-1015, 1017, 1018, 1019-18¹ NR 1028, 1030,
1032-1038, 1039-1043, 2nd NR 1043, 1045-1054x,
1056-1064

Released under the John F. Kennedy Assassination Records Collection Act of 1992 (44 USC 2107 Note). Case#:NW 55077 Date: 11-21-2017

The Attorney General

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. W. O. Gregory, 1975
1 - Mr. S. F. Phillips

Director, FBI

U. S. SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

Enclosed is the original of a memorandum, with attachment, which reports the results of an interview of former FBI Assistant Director Dwight J. Dalbey by SSC Staff Member John T. Elliff. A copy of the memorandum, with attachment, is also being furnished for forwarding to Mr. James A. Wilderotter, Associate Counsel to the President.

Enclosures (4)

62-116395

1 - The Deputy Attorney General
Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination

1 - 67- (Personnel File Former AD Dwight J. Dalbey)

SFP:1hb 1hb
(10)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-4-01 BY SP2RMP/SP

MDR-16

EX-115

REC-45

62-116395-1064

5-WOC/8

15 NOV 21 1975

GPO : 1975 O - 569-920

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Telephone Rm. _____

MAIL ROOM ☐

TELETYPE UNIT ☐

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

62-116395

October 29, 1975

U. S. SENATE SELECT COMMITTEE TO
STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FORMER FBI
ASSISTANT DIRECTOR (AD)
DWIGHT J. DALBEY BY SSC
STAFF MEMBER

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 1-4-01 BY SP2AM/MB
MDR-16

The following pertains to an interview of
Mr. Dalbey by SSC Staff Member John T. Elliff.

On August 22, 1975, Mr. Elliff requested of the
FBI's Legal Counsel Division that Mr. Dalbey be made
available for a Staff interview and that the topic of
the interview would be a general historical perspective
concerning the formation, duties and functions of
the Legal Counsel Division. The FBI waived Dalbey's
confidentiality agreement for the purpose of the interview.

Following the interview, Dalbey voluntarily
furnished the results in the form of a letter to Mr. John A.
Mintz, currently AD of the Legal Counsel Division.
Attached herewith is a copy of that letter with certain
excisions which were made for reasons of the excised data
being either personal in nature or not pertinent.

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Dep. AD Inv. _____
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Training _____
Legal Coun. _____
Telephone Rm. _____
Director Sec'y _____

Enclosure

1 - 67- (Personnel File Former AD Dwight J. Dalbey)

SFP:1hb/hb
(9)

NOTE: Elliff's contact was with Supervisor P. V. Daly
of the Legal Counsel Division.

MAIL ROOM ☐ TELETYPE UNIT ☐

ENCLOSURE

Dwight J. Dalbey
8703 Hempstead Avenue
Bethesda, Maryland 20034

October 1, 1975

Mr. John A. Mintz
Assistant Director
Federal Bureau of Investigation
Washington, D.C.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-4-01 BY SP2AUM/jp

Dear John:

MDR-16

It is two weeks today that I was interviewed by Mr. Elliff of the Senate Committee, in the Senate Office Building, pursuant to arrangements which you made at his request. Knowing that you and the Bureau might be interested in receiving a synopsis of that interview, I admit that I am delinquent in my reporting. ~~_____~~

The interview began at 10:00 a.m. and lasted for two and one-half hours. It was pleasant enough in all respects, conducted in good humor throughout. ~~_____~~
~~_____~~
~~_____~~
~~_____~~

Elliff's stated purpose in interviewing me was to learn the origins and functions of the Bureau's Office of Legal Counsel. So, during much of the interview I talked and he wrote furiously. Synopsized, of course, I went through the history as follows.

In the beginning-dating everything (as in Christianity) from the time that a certain noted figure took over-there was no in-house counsel. There seem to be two reasons. First, the vast majority of the Agents were law trained. I think the figure for 1940, when I entered, was 90 per cent. Thus the Agents were equipped by training to provide their own legal guidelines. Second, the criminal law was at that time very simple. Few of the FBI arrests, searches, and interrogations were challenged in the courts.

During this period the unofficial in-house counsel was Judge Holtzoff, then a prominent lawyer in the Department of Justice. When Hoover had a legal question of significance he consulted Holtzoff; the old files so show.

Somewhere in the middle 1940's (I guess at this from inadequate data) the FBI decided for some reason not known to me to set up the Legal Research Desk in the then Training and Inspection Division. I suppose that as the jurisdiction and the staff of the FBI grew swiftly so also did the number of legal questions raised, to the point where the informal Hoover-Holtzoff system proved inadequate. It was a one-man desk, occupied by, among others, Inspector ERIC James Carlson, Chester Pontz (now deceased), Frank Strong, Maco Scovell, and others unknown to me. I took over in 1955.

Beginning shortly after my arrival, the volume of legal questions began to

62-116395-1064
ENCLOSURE

Dwight J. Dalbey
8703 Hempstead Avenue
Bethesda, Maryland 20034

swell. This development followed on the new "activist" approach of the Supreme Court under Warren which brought the landmark decisions of Mallory, Mapp, Miranda, and so many others, all of which complicated the criminal law enormously for both FBI Agents and for the officers of other jurisdictions to whom the FBI taught criminal law in the FBI National Academy and elsewhere. More than that, these decisions came at a time when the percentage of lawyers in the Agent force had greatly declined. It thus was obvious that both the supervision of legal matters and the training given to Agents and other officers must be greatly increased. This brought you and John Hotis and others into the function, for Donelan and I could no longer carry the load.

The final step was the establishment of the Office of Legal Counsel as a separate division of the FBI. This happened without advance notice to me. It was in January or February of 1971 (memory fades) when Hoover called me to his office. He opened by naming about five Federal law enforcement agencies such as the Secret Service, the Narcotics Bureau, and others, that had their own counsel and concluded by saying that the FBI had greater need of in-house counsel than any of these. He made me Inspector in Charge, and 17 days later made me Assistant Director.

Elliff was interested in knowing why Hoover chose that moment to create the new division. I told him, and quite truthfully, that I did not know. Hoover did not say, at least not to me. Elliff pressed the matter, and I pointed out that I could only speculate. The best speculation, in my opinion, is that the move was related to the extreme embarrassment which came to Hoover because of his public statement, prior to any grand jury action, concerning the evidence against those two priests and their followers who were alleged to be planning to blow up the District sewer system. That statement, I pointed out, was never brought to my attention until after it had been made. Had I known of it in advance, I would have strongly counseled against it. Somewhere in this time area, I speculated, Hoover must have decided that he badly needed a closer legal monitoring of everything that went on in the FBI.

This brought up the anomalous position so long occupied by the Legal Research Desk which had so troubled me. I was absolutely and totally responsible for answering any legal question raised to me by anyone in the FBI, but I had no authority whatsoever to inquire into legal problems not raised to me. This unworkable situation changed completely when the new division was established. Our first orders from Hoover were to "see everything" going out of the FBI that might embody or affect a legal question. We strove manfully to do so for a while, but the volume of paper coming across the desk was simply too large. So, with Hoover's permission and over his signature, I put out a notice to all headquarters personnel which made each supervisor, division, etc., initially responsible for recognizing the actual or possible existence of a legal problem and which directed them to bring all such problems to our attention. And so it went until I retired.

Elliff was interested in knowing why I was so quickly raised from Inspector-in-Charge to Assistant Director. Again, Hoover never told me, but if one must speculate I would suggest that it was because I handled to his satisfaction two serious legal matters which came up in the first few days. One was a proposal

from the General Intelligence Division that a file be established on each Senator and U.S. Representative and that into that file be thrown all miscellaneous information concerning the person that came to our attention without investigation. The purpose was entirely innocent, and of some efficiency, viewed solely from an investigative standpoint. The FBI had lately become responsible for investigating attacks against these people, and it is sensible to believe that the more the Agent knows about the victim the better the chance he has of solving the crime. But, I countered, the fact that the FBI kept such files would filter out to public knowledge and immediately be misinterpreted to mean that the FBI was actively surveilling and monitoring the activities of the legislators. This would not do. Hoover agreed. About the same time there came from the Domestic Intelligence Division a proposal that an informant be sent to Canada to gather information there on certain U.S. citizens in whom the FBI had a legitimate interest. Canada was not to be informed. I countered that this was unwise; something of the same kind had happened a few years earlier, had been discovered, and had resulted in quite a stink being raised in the Canadian Parliament. I suggested that the FBI work ~~xx~~ this informant through the RCMP, Hoover agreed, and it was so done to the benefit of both this country and Canada and without an unfortunate incident.

Both these matters, it might be pointed out, were not strictly legal. But the effective lawyer remembers that just as no man is an island neither is a legal question. The question exists always in some political, economic, sociological, or philosophical context, and these may alter or even change what would otherwise be the narrow legal answer to a problem.

We next discussed, at Elliff's request, the functions of the Office of Legal Counsel. More pointedly, why could not these functions be performed by the U.S. Attorney and the Department of Justice? For many reasons, I said. First, and in general, it defies all common sense and the laws of human nature to believe that the Director of the FBI and his people can get adequate counsel from any lawyer over whom they have no control whatsoever, whom they do not pay, promote or demote. The FBI must necessarily be in a position to demand a quick answer from counsel. The SAC in Butte, for example, may call at 10:00 a.m., or 10:00 p.m., as the situation requires. He has located a fugitive, and sees a potential search problem. We might get a good answer from the Department if we write them a memo and wait three weeks (and again we might not, depending on who answers the question over there). But the SAC cannot freeze the situation for three weeks. Second, the SAC needs a positive answer—a "do this" and "don't do that" answer, specific, to the point, and susceptible of being translated into immediate action. None of this "on the one hand but however on the other" type of answer that bureaucrats so often give. The FBI can command such an answer of its own counsel, and of no other. Nor can the U.S. Attorney be relied upon for such answers, for several reasons. Many of the assistants are recently graduated schoolboys whose knowledge of the criminal law is "hornbook" variety. Some U.S. Attorneys are overly cautious, reluctant to take a stand, with the result that the FBI would underuse its authority, to the public detriment. Some are aggressive prosecutors out to make a name for themselves and not a bit reluctant to authorize an arrest or search on dubious grounds, secure in the knowledge that if the action fails the newspaper headlines will trumpet the fact that it was the "FBI search" or arrest that was illegal, making no mention of the "authority" on which the action was

taken. Thus it is that the FBI desire to keep its legal actions clean as a round's tooth may conflict with the ambition of the prosecutor. I still remember an Assistant U.S. Attorney who spent half an hour on the telephone trying to harangue, badger and bluff me into sending Agents out to arrest a Secret Service fugitive when both he and I knew that we had no jurisdiction to make such an arrest. And then some U.S. Attorneys simply went haywire in their interpretation of the law. If I remember correctly, it was the U.S. Attorneys in the Eastern District of Illinois and one the the districts of Mississippi who once took the position that a person arrested by the FBI must be brought before the then Commissioner by the arresting Agent and by no other. I had to fight them both down on that one and it took a bit of doing. So, here again the FBI needed its own counsel.

Functions of FBI in-house counsel break down into a few obvious categories, I told Elliff. Counsel must to some reasonable extent rove through current FBI work looking for problems, present and potential. Some can be solved on the spot, so to speak. Others must be taken to the Department, such as those which necessarily involve Department or Administration policy, or which are of such potential for damage that the FBI wants before acting to exhaust all expert advice available to it. It is a matter of considerable discretion to decide which questions can and should be answered in-house, in order to not be badgering the Department every other minute, and which must be raised to the Department. This can be done by an experienced FBI Agent-Lawyer, and by no other. And then there is the constant need for FBI legal instruction, which I described byt on which I did not dwell, believing the need to be obvious and, in general, for the same reasons as those discussed above.

In response to Elliff's questions I admitted that the great bulk of the work of the Office of Legal Counsel came from the criminal side of FBI jurisdiction. And quite naturally so. It was (I speak of my time only) in the criminal area that most of the Agents were employed. And it was with some historical justification that those doing intelligence work thought themselves not responsible to the criminal law, although we did all possible to knock that error out of their heads. They thought themselves only intelligence gatherers, and so they were until the case suddenly turned into the offense of espionage or some other. It was then that we got such fiascoes as that "high Sierras" case, which Hoover angrily labeled the worst search he had ever seen. The Agents took everything-everything-in the cabin, carted it hundreds of miles to San Francisco for further examination, and we lost the search in the Supreme Court. They never asked for advice of counsel. Without the effective presence of in-house counsel how great the danger today of another such fiasco when so few of the Agents are law-trained.

This discussion led to talk of the slender legal jurisdiction for the work of the Domestic Intelligence Division. I told Elliff that some in the FBI had long been dissatisfied with the matter, that I was among them, and that when Ed Miller became Assistant Director he had labored mightily for a change. Here I warned Elliff that it would be easy to so circumscribe FBI jurisdiction in this

Dwight J. Dalbey
8703 Hempstead Avenue
Bethesda, Maryland 20034

area as to make the FBI no threat to the liberties of anyone, and totally without power-totally emasculated-to perform the functions which the public interest demands and which the great majority of our citizens expect the FBI to perform, and well. The law must always leave, as Justice Holmes once said, "some play in the joints," some room for judgment and decision of those who are responsible for the work.

In answer to Elliff's questions, I disclaimed all responsibility of the Office of Legal Counsel and the Legal Research Desk for all "dirty tricks," burglaries, and so on. The great bulk of these occurred during my "anomalous situation" described earlier; I was never consulted or advised in advance. Nor was the legality of any such pending action raised to me after establishment of the Office of Legal Counsel. I said that I had early made it clear that I stood for legality in all matters, being of the opinion that legality, like honesty, is the best policy in the long run no matter how onerous it may seem in some individual case. My lodestar was found very early in a note that Hoover had penned to a memo from the General Investigative decision complaining of the difficulties thrown in our path by the Mallory decision. Hoover wrote, "It is the law and we will obey it." That became the philosophy of the Legal Research Desk and of the Office of Legal Counsel.

A few-very few-names came up. Elliff seemed to think that Hoover might have counseled with me on the "lockout" of W.C. Sullivan. He did not, and I made that clear. I refused to enter into any discussion of the Hoover-Sullivan relations, pointing out that I had hearsay only, except to confirm that it appeared to be the foreign liaison matter which generated the fracas.

Felt's name came up but it was inconsequential-I now forget how. I did point out that owing to directions in which Hoover gave to me, and in his usually certain terms, once I became head of the Office of Legal Counsel the responsibility for legal matter ran from me directly to him and that I had no other bosses on such matters. I didn't say so to Elliff but I think that some of the "power" in the Bureau had some difficulty, for a while, in grasping that fact. But so Hoover told me and since I was eligible to retire anyway I acted accordingly.

Director Kelley was not mentioned at all, nor was Pat Gray so far as I can remember. Elliff mentioned you and Horis in some way conveying the idea that you both are quite decent chaps, with which I readily agreed.

~~_____~~
~~_____~~
~~_____~~
~~_____~~

Regards, as always

Dwight

TO: Intelligence Community Staff
ATTN: Central Index

FROM:

FBI

SUBJECT: Abstract of Information Provided to Select Committees

1. HOW PROVIDED (check appropriate term. If a document was made available for review but not transmitted, so note.)

2. DATE PROVIDED

DOCUMENT

BRIEFING

☒

INTERVIEW

TESTIMONY

OTHER

10/29/75

3. TO WHOM PROVIDED (check appropriate term; add specific names if appropriate)

SSC

The Attorney General with a copy for forwarding to
the White House

HSC

4. IDENTIFICATION (provide descriptive data for documents; give name or identification number of briefer, interviewee, testifier and subject)

Memorandum reporting results of an interview by SSC Staff
Member of Assistant Director Dwight J. Dalbey
former

5. IN RESPONSE TO (list date and item number if in response to formal request, otherwise state verbal request of (name), initiative, subpoena, etc.)

NA

6. CLASSIFICATION OF
INFORMATION (enter
U, C, S, TS or
Codeword)

U

7. KEY WORDS (enter the appropriate key words from the list provided separately; if key words not listed are used underline for emphasis)

Operating procedures
Organization and staffing

8. SUMMARY (see reverse side before completing this item)

Interviewed regarding the formation, duties and functions
of the Legal Counsel Division.

62-116395

FMK: fmk
(4)

ORIGINAL VIA LIAISON TO CENTRAL COMMUNITY INDEX
IN CONNECTION WITH SENSTUDY 75

ALL INFORMATION CONTAINED
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DATE 1-14-01 BY SP8AM/fag

MDR-46

TREAT AS YELLOW

INSTRUCTIONS

- Type or print clearly in ink.
- Indicate classification of the abstract top and bottom.
- Date the abstract and put on any internal control numbers required.
- "FROM" entry should clearly identify the organization providing the information.
- If additions (as when a copy of document sent to SSC is later sent to HSC) or changes to a previously submitted form are necessary, submit a copy of the original abstract, with the change indicated.

SPECIFIC ITEM NO. 8. SUMMARY - enter brief narrative statement describing substance of information and showing relationship to Intelligence Community matters if appropriate. Any feedback or evidence of investigatory interests should be noted. Commitments made to supply additional information should be noted. Additionally, certain administrative information may be entered here, e.g., restrictions on review of a document, if document was paraphrased, whether interviewee is current or former employee, etc. If actual document or transcript is provided, that fact should be noted and no summary is required. Additional pages may be attached if necessary.

TO: Intelligence Community Staff ATTN: Central Index				FROM: FBI			
SUBJECT: Abstract of Information Provided to Select Committees							
1. HOW PROVIDED (check appropriate term. If a document was made available for review but not transmitted, so note.)						2. DATE PROVIDED	
DOCUMENT	BRIEFING	<input checked="" type="checkbox"/> X	INTERVIEW	TESTIMONY	OTHER	10/28/75	
3. TO WHOM PROVIDED (check appropriate term; add specific names if appropriate)							
SSC	The Attorney General with a copy for forwarding to the White House						
HSC							
4. IDENTIFICATION (provide descriptive data for documents; give name or identification number of briefer, interviewee, testifier and subject)							
Memorandum reporting results of an interview by SSC Staff Member of Special Agents William A. Branigan and James P. Lee							
5. IN RESPONSE TO (list date and item number if in response to formal request, otherwise state verbal request of (name), initiative, subpoena, etc.)						6. CLASSIFICATION OF INFORMATION (enter U, C, S, TS or Codeword)	
NA						S	
7. KEY WORDS (enter the appropriate key words from the list provided separately; if key words not listed are used underline for emphasis)							
Intelligence collection Information handling				ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 11-16-2000 BY SP4M/bjg <i>mdl-16</i>			
8. SUMMARY (see reverse side before completing this item)							
<p>Interviewed regarding mail openings, mail intercept programs and the Hunter Project.</p> <p>62-116395</p> <p>FMK: fnk</p> <p>(4) ORIGINAL VIA LIAISON TO CENTRAL COMMUNITY INDEX IN CONNECTION WITH SENSTUDY 75</p> <p style="text-align: center; font-size: 1.5em; font-weight: bold;">TREAT AS YELLOW</p> <div style="text-align: right; font-size: 1.5em; font-family: cursive;">G-woc/B</div>							

INSTRUCTIONS

- Type or print clearly in ink.
- Indicate classification of the abstract top and bottom.
- Date the abstract and put on any internal control numbers required.
- "FROM" entry should clearly identify the organization providing the information.
- If additions (as when a copy of document sent to SSC is later sent to HSC) or changes to a previously submitted form are necessary, submit a copy of the original abstract, with the change indicated.

SPECIFIC ITEM NO. 8. SUMMARY - enter brief narrative statement describing substance of information and showing relationship to Intelligence Community matters if appropriate. Any feedback or evidence of investigatory interests should be noted. Commitments made to supply additional information should be noted. Additionally, certain administrative information may be entered here, e.g., restrictions on review of a document, if document was paraphrased, whether interviewee is current or former employee, etc. If actual document or transcript is provided, that fact should be noted and no summary is required. Additional pages may be attached if necessary.

Airtel

To: SAC, New York (105-146601)

10/23/75

From: Director, FBI (62-116395) — 1063

SENSTUDY 1975
IS - R

1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Hotis
Attn: Mr. Daly
1 - Mr. Mintz

Re Bmairtel 9/24/75.

SA James P. Kehoe should be advised that by memorandum dated October 20, 1975, the Deputy Attorney General advised:

"With reference to your memorandum of September 10, 1975, I have decided that Special Agent Kehoe will be reimbursed, from Department funds, for the \$750.00 legal fee in question."

SA Kehoe's attorney will be contacted in the near future by a representative of the Civil Division of the Department to discuss this matter.

1 - Personnel file SA James P. Kehoe

NOTE: Based on incoming memorandum from Deputy Attorney General Tyler dated 10/20/75.

JAM:mfd
(8)

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DATE 1-4-01 BY SP11M/PP
MOR-16

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Spec. Inv. _____
Training _____
Legal Coun. _____
Telephone Rm. _____
Director Sec'y _____

MAILED 9
OCT 24 1975
FBI

TELETYPE UNIT

GPO 554-346

UNITED STATES GOVERNMENT

Memorandum

TO : Clarence M. Kelley
Director
Federal Bureau of Investigation

FROM : Harold R. Tyler, Jr.
Deputy Attorney General

SUBJECT: Reimbursement of Legal Fees to Special Agent
James P. Kehoe

DATE: October 20

Assoc. Dir. _____
Dep.-A.D. _____
Dep.-C.D. _____
Asst. Dir. _____
Adm. _____
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Training _____
Legal Coun. _____
Telephone Rm. _____
Director Sec'y _____

Senstudy-75

With reference to your memorandum of September 10, 1975, I have decided that Special Agent Kehoe will be reimbursed, from Department funds, for the \$750.00 legal fee in question.

As you know, we are developing guidelines for use in this and similar situations. In the meantime, requests such as this will be considered on an individual basis.

SCOTT'S

EX 103

REC-14

62-116395-1063

~~15~~ NOV 12 1975

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DATE 1-4-01 BY SP-6 M/PR
MDR-16

LEGAL COUNSEL



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

UNITED STATES GOVERNMENT

Memorandum

Rex E. Lee

TO : Assistant Attorney General
Civil Division

DATE: October 20, 1975

FROM : Togo D. West, Jr.
Associate Deputy Attorney General

SUBJECT: Legal Expenses of FBI Agent Kehoe

Consistent with the new policy we are adopting on representation of government employees, the Deputy has decided that the Department should reimburse Special Agent Kehoe for legal expenses incurred by him in connection with his recent appearance before the Church Committee. It is our understanding that Mr. Kehoe will continue to need legal advice in connection with the Church Committee investigation. Since we would benefit from his knowledge of the case, and in the interest of continuity, the lawyer already retained by Mr. Kehoe should, if possible, now be hired by the Department.

Togo D. West, Jr.

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HEREIN IS UNCLASSIFIED
DATE 1-4-01 BY SP2ACM/af
MDR-16



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

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

DATE: 11/13/75

FROM : Legal Counsel *JMM*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-4-81 BY SP2/MPK
MDR-16

SUBJECT: SENSTUDY 75

Assoc. Dir. ☒
Dep. AD Adm. ☒
Dep. AD Inv. ☒
Asst. Dir.:
Admin. ☐
Comp. Syst. ☐
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Training ☐
Telephone Rm. ☐
Director Sec'y ☐

On 11/11/75, at 3:20 p.m., SA Richard T. Taylor, Jr., met with Mark Gitenstein and Mary De Oreo, SSC counsel, at the apartment of Miss Helen Gandy, 4801 Connecticut Avenue, N.W., apartment 915, at which time a copy of an inventory of Mr. Hoover's Official and Confidential File, prepared by Mrs. Erma Metcalf, was furnished Gitenstein and De Oreo. Also present was a male SSC stenotype reporter. Previous arrangements had been made by SSC for Miss Gandy's interview in her apartment.

Following delivery of the file material and an exchange of introductions, SA Taylor departed the apartment and returned to the building lobby, remaining there until the conclusion of the interview at 4:45 p.m., when Gitenstein and his associates appeared and returned the material. SA Taylor revisited Miss Gandy who advised the interview had been cordial and consisted chiefly in a repetition of questions previously asked by Gitenstein and De Oreo of her and former Assistant Director Mohr at SSC. Gitenstein advised Miss Gandy that a transcript of her interview would be returned to her for editing. SA Taylor departed the apartment at 4:50 p.m. *4*

RECOMMENDATION:

For information.

ST 104

REC-41

1-Mr. Wannall
1-Mr. Cregar
1-Mr. Mintz
1-Mr. Hotis
1-Mr. Daly
1-Mr. Taylor

RTT:lgp
(8)

15 NOV 20 1975

LEGAL COUNSEL

84 NOV 24 1975

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

NOV 14 1975

TELETYPE

NR 007 OC PLAIN

810 PM NITEL NOV 14, 1975 DAF

TO DIRECTOR 62-116395

FROM OKLAHOMA CITY 62-4107

ATTN: ATND, W. O. CREGAR

Assoc. Dir.	_____
Dep.-A.D.-Adm.	_____
Dep.-A.D.-Inv.	_____
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Director Sec'y	_____

SENSTUDY 75

W. O. Cregar
406 5 DEH

RE OKLA. CITY TEL TO BUREAU NOVEMBER 12, 1975.

OKLA. COUNTY JUDGE BYRON E. MC FALL, FORMER BUREAU
AGENT, CONTACTED OKLA. CITY OFFICE NOVEMBER 14, 1975. HE
WAS ADVISED POSSIBLE INTEREST BY SENATE GROUP AND HE STATED
HE WOULD TELEPHONE BUREAU'S OFFICE OF LEGAL COUNSEL.

END

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-20-01 BY SP2/MLP/ST 104

REC-41

62-116395-1061

15 NOV 20 1975

[Handwritten signature]
cc 67-

(Mc Fall)

[Handwritten signature]
5-11-75

LEGAL COUNSEL

NOV 24 1975

COPIES RETAINED IN
PERSONNEL RECORDS UNIT

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall

FROM : W. O. Cregar

SUBJECT: SENSTUDY 75

2 - Mr. J. A. Mintz
(1 - Mr. J. B. Hotis)
1 - Mr. D. W. Moore
1 - Mr. J. Cochran
DATE: 11/6/75

1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. C. G. McWright
1 - Mr. J. P. Thomas

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

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DATE 1-4-81 BY SP2AUM/JP

MDA-16

This is to inform you that on 11/7/75 Defense Department will release to the Senate Select Committee (SSC), the Senate Judiciary Subcommittee on Administrative Practices and Procedures (Senator Edward M. Kennedy's committee), and to the press, information concerning Navy projects from 1947 to 1954 involving drug experimentation; a Navy file indicates FBI was aware of programs but Laboratory has no knowledge of any active participation by Bureau personnel.

On 11/4/75, Clark McGruder, Assistant to Admiral Bobby R. Inman, Director of Naval Intelligence, informed me that on 11/7/75 the Navy was going to release to aforementioned committees and the press information on drug experimentation and that the FBI was mentioned in the pertinent files. Those files were reviewed at the Pentagon on 11/6/75 by Supervisor J. P. Thomas of INTD. They had been classified "Secret" and "Top Secret" but now have been completely declassified. FBI was mentioned in connection with three projects. There are no FBI documents in the files.

A memorandum dated 9/21/50 from Mr. Alberti to Mr. C. D. DeLoach was a receipt signed by Mr. DeLoach for one copy of "Drugs Stated To Have Been Used By Russians And Germans In Interrogation Techniques." Alberti is identified elsewhere in the file as Jack H. Alberti, Office of Naval Intelligence (ONI), who apparently coordinated the projects mentioned in the file. The purpose of one project was to develop a speech-inducing drug to obtain intelligence from interrogees and the project began in 1947.

Enclosures

62-116395

JPT/CGM:1hb/hb

(9)

ST 104

REC-41

62-116395-108

CONTINUED - OVER

15 NOV 20 1975

84 NOV 25 1975

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

A memorandum dated 8/15/⁷⁵ on letterhead of Office of Chief of Naval Operations concerned "Top Secret Naval Medical Research Institute (NMRI) Project on Speech-Inducing Drugs," reported a meeting on 8/11/50 attended by personnel of NMRI, CIA, Office of Naval Research (ONR), a drug company representative and Mr. DeLoach and Mr. D. J. Parsons of the FBI Laboratory. The purpose of the meeting was to brief the FBI on a CIA project on narco-hypnosis and on the NMRI project. Parsons reportedly said the FBI had no such project, but had information on the experiences of various police departments in the United States with speech-inducing drugs. He agreed to make the FBI information available to NMRI and CIA. ONR agreed to give FBI, NMRI and CIA a study by ONR on projected research to improve polygraph reliability. Recipients were to give their comments and recommendations on the study to ONR. At the meeting NMRI gave DeLoach an 8/11/50 NMRI progress report on its project. Parsons agreed to look into the possibility of getting volunteers from prisoners in Federal institutions and to supply NMRI with cannabis (marijuana) and heroin to the extent they might be available to the FBI. It is noted that no FBI representatives were listed in the memorandum reporting a 9/27/50 meeting of this group and there is no further record in the file of FBI participation. Neither is there any record that the FBI supplied any drugs for the project.

Material regarding project "CHATTER" included a carbon copy of a rough draft memorandum (no letterhead) bearing the penciled date "11/50?" which contained the following, "Since 1947 the Department of the Navy has carried on a project in coordination with the Departments of the Air Force and Army, CIA and FBI for the development of speech-inducing drugs.... The Directors of Intelligence of the three Services, of CIA and FBI consider this project

CONTINUED - OVER

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

of utmost important and urgency to... fulfillment of their missions for the security of the United States." The memorandum says that a project submitted to ONR by Professor Richard Wendt of the University of Rochester (NY) had been approved by all the agencies involved and recommended funding the project. The file indicates subsequently that this project did go forward and involve human experimentation.

Another file dealt with project "CALLING CARD," 1952-1953, designed "to render an individual subservient to imposed will or control." FBI was not mentioned.

*80-5-804
contains this
memo but has
no relation
to damage to
instrumental
detection of deception
R*
A memorandum dated 9/5/50 for Mr. D. J. Parsons, FBI; C. Edwards, CIA; and Captain Wilbur E. Kellum of Naval Medical Research, from W. S. Post, Jr. (not further identified), informed them that a copy of the report on the "Ellson" project (University of Indiana, 1952) was being forwarded to them for information. The project involved research in the detection of deception. The addressees were to be briefed by Professor D. G. Ellson of Indiana University on the project at a future date. The file did not show that the briefing occurred. The project was terminated in June, 1952.

The two files reviewed contained many reports of research conducted concerning various drugs in various parts of the world, constituting a collection of papers on the subject by U. S. and foreign researchers.

A review of logical Bureau files by the Laboratory Division disclosed only one reference (62-2699-75) to the above. This was a memorandum, 8/4/50, recording that Mr. Alberti, ONI, had informed Liaison that the Navy had been developing a new drug which might be used to great

CONTINUED - OVER

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

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We have received a memorandum dated 11/4/75 from Defense describing the proposed release of Navy information to the committees and to the press. Copy of that memorandum and of the press release are attached. The release says that "Liaison was maintained with... the FBI" concerning the drug ACTION: research.

None. For record purposes.

JPT
GHW
2

JAM
JCF

WRW/PL
Letter prepared
by me
to be put in
showing
jurisdiction

Lt Col Elmer Barker, Office of
Special Asst, DOD, advised 11/10/75
reference to FBI in Navy Press Release
had been deleted. R

- 2 - Mr. J. A. Mintz
(1 - Mr. J. B. Hotis)
- 1 - Mr. D. W. Moore
- 1 - Mr. J. Cochran

Mr. W. R. Wannall

11/6/75

W. O. Cregar

- 1 - Mr. W. R. Wannall
- 1 - Mr. W. O. Cregar
- 1 - Mr. C. G. McWright
- ① - Mr. J. P. Thomas

SENSTUDY 75

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Enclosures

62-116395

JPT/CGM:1hb
(9)

CONTINUED - OVER

1060

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

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CONTINUED - OVER

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

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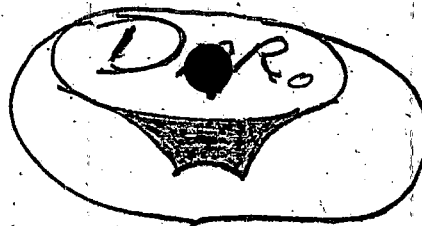
Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

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ACTION: ~~release.~~

None. For record purposes.

*Navy told Reer 11/10/75
it would probably omit
FBI from press release,
based on fact we only
attended 1 briefing in 1950.*



1.170

Clark McGowan -
Asst to Adm. Dobbey, Inc.

Set of files - /

files in drug experiment

1947-1954

Fri - 2 files SSC.

Pres. Rel -

Senat Judiciary
Sub Comm

Kennedy



on Adm. Procs.
&
Procedures

effects on drugs on human
behavior

5B664 - 04 52907 -
04 51650 -

4690

II

NO FILE

re CALLING CARD

V2-V3

to read on card in subcommittee to improve

ELSON PROJ - U. IND V2

Research Proj in the Detection
of Deception

will be in contact

Memo (J. DeLoach) 9/5/50

for D.V. Parsons, FGE
C Edwards CIA
Capt Wilbur E. Kellogg, NMRI

(cc ONR)

from W.S. POST V1.

Copy of report on only for info.
Addresses to be prepared by
Prof ^{PC} Elson, Indiana U. re proj.

Proj Terminated 6/52

I) ~~Page~~

41251

SF 64

Memo DeLoach From Mr. Alberti *

9/21/50

"Rec'd one copy of 'Drugs Stated to
Have Been Used By Russians and
Germans In Interrogation
Techniques'. TOP SECRET"

s/Cartha D. DeLoach

(Memo declassified from ident
of CDDCL)

* ident elsewhere as Jack H.
Alberti, OSI.

1/52 Army, AF & CIA co-sponsor of tests
Purpose - develop speech-
inducing drug to obtain intel
from interrogees w/o duress.

147 -

Memo 8/15/50 Ofr. Ch. Nav. Ops.
re "Top Secret Naval Medical Research
Institute Project on Speech Inducing
Drugs". S-DeLoach

On 8/11/50 metg @ NMRI, Beth
atl by NMRI per, CIA, ONR, ^{Parker-Davis}
Alberti, + C.D. DeLoach + D.J.
Parsons of FBI. * Purpose -
to brief FBI on CIA project
on narco-hypnosis + the
NMRI Project. Parsons said
FBI had no such proj, but
had info on experiences of
DOs in US w/ use of sp. inducing
drugs; agreed to make FBI
info avail to NMRI + CIA.

ONR agreed to give FBI, NMRI + CIA
a study by ONR on projected
research to improve polygraph
reliability; recipients to give
comments + recs to ONR.

NMRI gave DeLoach of

*(Dr. J.W. Magee of FBI scratched
out of attendance)

8/11/50 ~~W.M.R.I.~~ ~~project~~
~~project~~ progress report on
 its project.

Parsons agreed to investigate
 possibility of getting volunteers
 from among Fed prisoners & to
 supply W.M.R.I. w/ CANABIS (marijuana)
 + Heroin & opium avail.

^{Cap.} W. H. Sullivan, MC USA
 10/14/50 re proj-

FBI Not Liable

arep @ 9/27/50

- [Signature]

DR. LOKE

cc of R/P

(4)

Declassified to mean (11/10/?)
re "Project CHATTER": TS/Declass

"Since 1947 The Dept of the
Navy has carried on a proj in coord
w/ Depts of the A-F & Army, CIA,
and FBI for the dev of ^{speech} ~~speech~~
inducing drugs.... *

A project submitted by
Prof Richard Wendt, of U of Mich...
has been approved by all the
agencies involved. Funds re.

* The Dir's of Intel of
the 3 Services, of CIA & FBI
consider this proj of utmost
importance and urgency to
the fulfillment of their missions
for the sec of the US.



FOR OFFICIAL USE ONLY

OFFICE OF THE SECRETARY OF DEFENSE
WASHINGTON, D.C. 20301

4 NOV 1975

*Info. +
action needed*

MEMORANDUM FOR THE DEPUTY ASSISTANT SECRETARY OF DEFENSE
(SECURITY POLICY), OASD(C)

DIRECTOR, FEDERAL BUREAU OF INVESTIGATION
DIRECTOR, CENTRAL INTELLIGENCE AGENCY
ASSISTANT CHIEF OF STAFF FOR INTELLIGENCE,
DEPARTMENT OF THE ARMY
INSPECTOR GENERAL OF THE AIR FORCE
DIRECTOR, PUBLIC HEALTH SERVICE
DIRECTOR, DRUG ENFORCEMENT ADMINISTRATION,
DEPARTMENT OF JUSTICE

Subj: Department of the Navy Drug Studies

Encl: (1) Draft OSD Press Release on subject

During a recent records search, classified Navy files were discovered which indicate that from 1947 to 1952 the Department of the Navy conducted limited studies to determine the effectiveness of drugs on human behavior and performance, in the treatment of psychiatric illness, and as an interrogation aid.

As these files contain references to an interest in and/or support of the Navy studies by your office, this memorandum is to advise that the files have been declassified and are going to be provided on 6 November 1975 to the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities and to the Senate Judiciary Committee's Subcommittee on Administrative Practice and Procedure. These files are available for your review, if desired, prior to noon on 6 November 1975, in the Office of Naval Intelligence (ONI), Pentagon (OX-52907). Please advise ONI of your intentions.

For your information, enclosure (1) is a copy of the Chief of Navy Information press release to be issued by the Office of the Secretary of Defense in conjunction with the transfer of subject files to the Congress.

ST 104

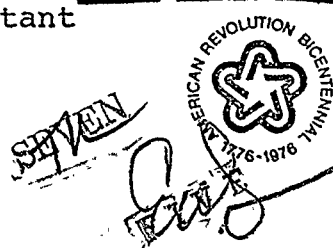
REC-41

Thomas K. Latimer
Thomas K. Latimer
The Special Assistant

15 NOV 20 1975

ENCLOSURE

ALL FBI INFORMATION CONTAINED
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DATE 1-4-01 BY SP2BEM/SP2
MOR 16



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84 NOV 24 1975

EXP. PROC.
NOV 5 1975
30

The Navy has delivered to the Senate Select Committee to Study Governmental Operations with Respect to Intelligence Activities and the Senate Judiciary Committee Subcommittee on Administrative Practice and Procedure, documents related to drug research on human subjects during the period 1947 through 1954. These documents were discovered by the Navy in the course of conducting an on-going research of old files. The documents indicate that the research was conducted to determine the effects of drugs on human behavior and performance, their usefulness during interrogations, and in the treatment of psychiatric illness. Liaison was maintained with the other Services, the CIA, and the FBI. Research was conducted at the Naval Medical Research Institute and the Naval Hospital at Bethesda, Maryland and by contract with the University of Rochester.

62-116395-1057
ENCLOSURE

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall *WRW*

FROM : Mr. W. A. Branigan *WAB*

SUBJECT: SENSTUDY *75*

1-Mr. Mintz
1-Mr. Wannall
1-Mr. Cregar
1-Mr. Branigan

DATE: 11/6/75

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

Under date of November 3, 1975, Mr. James Dick, Staff Member of the Senate Select Committee to Study Governmental Operations With Respect to Intelligence Activities, furnished Mr. Wannall copy number 5 of the Public Hearing held on October 24, 1975. During this hearing, testimony of Assistant Director John A. Mintz, Assistant Director W. Raymond Wannall, former Inspector Donald E. Moore, and Section Chief William A. Branigan was received. Mr. Dick requested that any corrections should be made on separate sheets of paper, signing and dating each sheet. If any substantial amendment was to be requested, it should be done in the form of a letter to the Chairman, Senator Frank Church. Mr. Dick requested that the copy of the Proceedings be returned to the Senate Committee by the end of the week (November 7, 1975).

Assistant Director Mintz has reviewed his testimony and has no corrections or amendments to make with respect to it.

Section Chief William A. Branigan is requesting the following corrections and/or amendments:

Page 1247, line 16 - "prepare" should be "approve"

Page 1248, line 9 - "perfect" should be "imperfect"

Page 1279, line 18 - "newspapers" should be "newspapermen"

Page 1287, line 8 - delete the word "Soviet"

Assistant Director Wannall requests the following corrections:

Page 1243, line 11 - was considered as having come from a source for which approval for

WAB:hke
(5)

CONTINUED - OVER

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DATE 1-4-81 BY SP2 RMP
ADR-66

7 NOV 14 1975



84 NOV 24 1975

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

Memorandum from Mr. W. A. Branigan to Mr. W. R. Wannall
Re: SENSTUDY

Page 1243, line 12 - its establishment had been granted
on a high level within the

Page 1278, line 4 - Mr. Wannall. No. I would say I have
been aware of the

Page 1291, line 6 - registration of propaganda agents of
foreign principals with

Page 1291, line 13 - So, I would say the interruption was
probably due to con-

Page 1293, line 10 - We have had no real difficulties in
defining our respective

There are no unanswered questions in the testimony.

ACTION:

The above is submitted for record purposes. A representative of the Office of Congressional Affairs, Legal Counsel Division, should return the copy of the Proceedings of October 24, 1975, together with the signed and dated corrections and/or amendments to the Staff of the Senate Select Committee before the close of business November 7, 1975.

Wizw/tul
11/10/75 Delivered to Jas Dick. RT7

JB1
PLM

JAM

UNITED STATES GOVERNMENT

Memorandum

W. Raymond Wannall

Assistant Director, Intelligence Division
Federal Bureau of Investigation

DATE:

October 31, 1975

Douglas R. Marvin

Counsellor to the Attorney General

SUBJECT:

The Attorney General is scheduled to testify before the Senate Select Committee on Thursday, November 6, 1975. In preliminary conversations with staff of the Senate Select Committee, some indication has been given as to what questions the Committee may ask. Attached are the questions that seem to fall within the bailiwick of the FBI. I have already spoken to John Mintz to ask for his assistance in preparing some of the information on the legal authority and the procedures with respect to investigative techniques. Since I am not aware of the person or division which would best be able to answer these questions, I am sending all of them to you with the hope that you would distribute them to the people most able to respond to the questions. Would it be possible to have answers to these questions Tuesday morning?

I would appreciate it if you would also be able to give us copies of any documents you think useful that bear on these questions and that have been forwarded to the Select Committee.

SI 104

REC-41

62-116393-1057

15 NOV 20 1975

ENCLOSURE

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DATE 1-4-01 BY SP8MAM/AF

MM-16

LEGAL COUNSEL

79 DEC 3 1975

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

*Legal
Counsel*

MAIL OPENINGS

Q. What are the standards governing issuance of a warrant
to open mail?

ALL INFORMATION CONTAINED
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DATE 1-4-01 BY SP2ACM/JP
MDR-16

*Legal
counsel*

MAIL OPENINGS

Q. What are the procedures for seeking a warrant to
open mail?

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-4-01 BY SP2ACM/AP

MDR-16

CI-1
L...)

MAIL OPENINGS

Q. Has any mail been opened in the past by the FBI
without a warrant?

A. If so, when was the operation discontinued?

B. Under what authority was the mail opened?

What was the office of the official who
approved the mail openings?

ALL INFORMATION CONTAINED
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DATE 1-4-01 BY SP2ACM/AD
MDR-16

MAIL OPENINGS

Q. Is any mail now being opened without a warrant?

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-4-01 BY SP2KIM/AP
MDR-16

ELECTRONIC SURVEILLANCE

Q. What are the procedures within the FBI for seeking authorization to employ electronic surveillance without a warrant?

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-4-01 BY SP2ACM/ajp
MDR-16

SURREPTITIOUS ENTRIES

- Q. Has the FBI engaged in surreptitious entries for purposes other than electronic surveillance?
- A. How many entries have been accomplished per year?
- B. What were the purposes of the entries?
- C. Who approved the entries?
- D. Upon what authority were the entries conducted?
- E. When, if ever, was the practice discontinued?

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-4-01 BY SP6AUM/PAZ
MDP16

CI-3
Hampton

Q. Does the FBI disseminate information it has obtained by use of a search including electronic surveillance to other Federal agencies?

If so, what agencies and under what standards are decisions made as to what information should be disseminated?

*with warrant and without warrant
(specify each). Search means recovery
of evidence with warrant without warrant
means the procurement of intelligence*

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DATE 1-4-01 BY SP2ACM/BJ

MDR-16

13-3

FBI

Q. How many warrants have been obtained for each year since the adoption of Title III for searches, including electronic surveillance relating to espionage?

*(Spreeney)
(Gowins)*

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-20-01 BY SP2ALM/SP
MDR-16

The Attorney General

November 4, 1975

Director, FBI

2-Mr. Mintz
(1-Mr. Hotis)
1-Mr. Wannall
1-Mr. Cregar

U. S. SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

Reference is made to memorandum from Douglas R. Marvin, Counsellor to the Attorney General, to W. Raymond Wannall, Assistant Director, Intelligence Division, Federal Bureau of Investigation, dated October 31, 1975. Referenced communication advised the Attorney General is scheduled to testify before the SSC on Thursday, November 6, 1975. Eight questions were submitted with the memorandum with the request that the FBI prepare appropriate responses.

One question submitted under the caption "Mail Openings" was set forth as "Is any mail now being opened without a warrant?" The answer to this question is no.

The other seven questions have been answered individually and are included as attachments to this communication.

Enclosures (7) **ENCLOSURE**

62-116395

"ENCLOSURE ATTACHED"

ST 104

REC-41

SECRET MATERIAL ATTACHED

1 - The Deputy Attorney General
Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination

15 NOV 20 1975

EWL:jvl
(8)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-21-00 BY SP2AUM/PA

SEE NOTE PAGE TWO

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
Inspection _____
Intell. _____
Laboratory _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal Coun. _____

Telephone Rm. _____
84 NOV 24 1975
TELETYPE UNIT ☐
DocId:32989534 Page 45

GPO 954-546

The Attorney General

NOTE:

This communication responds to referenced memorandum which was received during the late afternoon of 10/31/75. It is noted that Marvin asked that these questions be responded to by Tuesday morning, if possible. Marvin also appended a handwritten notation requesting any documents "you think useful that bear on these questions and that have been forwarded to the Select Committee." A review of the questions and materials already submitted to the Committee indicates that we are unable to submit such specific documents with these responses, although in certain instances we have referred to a broad body of material which might serve as background and which have already been submitted to the SSC as well as the Department.

MAIL OPENINGS

Q. What are the standards governing issuance of a warrant to open mail?

RESPONSE: The standards governing issuance of a warrant to open mail are set forth in Rule 41 of the Rules of Criminal Procedure for the United States District Courts and cases such as Giordenello v. U.S., 357 U.S. 480 (1958), Aguilar v. Texas, 378 U.S. 108 (1964), Stanford v. Texas, 379 U.S. 477 (1965), and U.S. v. Harris, 403 U.S. 573 (1971), which interpret the warrant clause of the Fourth Amendment.

Briefly stated, a Federal law enforcement officer or an attorney for the government must submit a sworn affidavit to a neutral and detached magistrate. The affidavit must set forth sufficient facts to support a finding by the magistrate of probable cause to believe a crime has been committed and the letter, described with particularity, is or contains evidence of a crime.

In U.S. v. Van Leeuwen, 397 U.S. 249 (1970), law enforcement officers reasonably suspected a piece of mail contained evidence of a crime. They seized the package and held it overnight while the investigation continued. Additional facts were obtained and a search warrant was issued authorizing the opening of the mail. The Supreme Court held the police conduct was reasonable under the Fourth Amendment.

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MDR-16

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6573

MAIL OPENINGS

Q. What are the procedures for seeking a warrant to open mail?

RESPONSE: When a Special Agent of the FBI desires to seek a search warrant commanding him to open mail, he must discuss the case with a United States Attorney. If the United States Attorney authorizes the Agent to seek a warrant, an affidavit for a search warrant is prepared.

The affidavit is reviewed by the Special Agent, a Special Agent who has received intensive training in legal matters, the Agent's supervisor and the United States Attorney. Following these reviews the Special Agent submits the affidavit under oath to a magistrate.

As in any case, where sound judgement dictates, FBI Headquarters and/or the Department of Justice also may be contacted for their advice before the affidavit is submitted to the magistrate.

This same procedure is followed by FBI Agents in applying for all search warrants.

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MAIL OPENINGS

Question: Has any mail been opened in the past by the FBI without a warrant?

Response: Yes. The FBI, between 1940 and 1966, operated eight different programs involving selected opening of the mail for the purpose of detecting and identifying foreign agents who threatened this nation's security and to detect other persons who indicated willingness, and were in a position, to sell out this country to hostile foreign powers. In several other isolated instances, mail was opened in connection with the counterintelligence responsibilities of the FBI.

Question: If so, when was the operation discontinued?

Response: All of these operations were discontinued in July, 1966.

Question: Under what authority was the mail opened? What was the office of the official who approved the mail openings?

Response: These operations were generally approved by the late Director John Edgar Hoover although in certain instances they were approved by a high-ranking subordinate Bureau official.

DECLASSIFIED BY SP2ACM/AP
ON 12-21-00
MDR/6

(For your additional information, you are referred to our letter to the Attorney General dated September 8, 1975, captioned "U. S. Senate Select Committee on Intelligence Activities (SSC)," which contained complete details of these operations.)

JPL:emg

~~SECRET~~

Classified by 3676
Exempt from GDS, Categories 2 and 3
Date of Declassification Indefinite


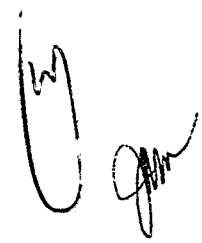
Q. What are the procedures within the FBI for seeking authorization to employ electronic surveillance without a warrant?

Response:

An investigative Agent, who feels that justification exists for use of an electronic surveillance, will address a communication to the Federal Bureau of Investigation (FBI) Headquarters setting forth the nature of the case and the necessary facts to support his belief that this technique is deemed necessary. This communication containing the Agent's recommendation is reviewed by the Agent's immediate Supervisor. Should the Supervisor agree with the Agent, he will submit the communication bearing his approval to the Special Agent in Charge of the field office who will carefully scrutinize the facts set forth and if he agrees he will indicate his approval and send the communication to FBI Headquarters. Upon receipt at FBI Headquarters, a Headquarters Supervisor drafts a memorandum to the Attorney General (AG) setting forth all pertinent facts by which the request is believed justified according to the language of 18 US Code 2511 (3).

The request is then presented for review and justification through channels, i. e., Headquarters Unit Chief, Section Chief, Branch Chief, Assistant Director of the Intelligence Division, Deputy Associate Director, Associate Director, and with the final personal approval of the Director, FBI, the request is forwarded to the Attorney General, noting that if the request is not felt to be completely justified at any level, it is disapproved or returned for further clarification or justification.

For your further edification, I have prepared a memorandum to you dated October 31, 1975, and captioned "National Security Electronic Surveillances (NSES)," wherein I furnish detailed information regarding our procedures, steps, and criteria for requesting and approving NSES.



105-9

~~SECRET~~

SURREPTITIOUS ENTRIES

Question: Has the FBI engaged in surreptitious entries for purposes other than electronic surveillance?

Answer: Yes

Question: A. How many entries have been accomplished per year?

Domestic Subversive and White Hate Groups

At least fourteen domestic subversive targets were the subject of at least 238 entries from 1942 to April, 1968. At least three domestic subversive targets were the subject of numerous entries from October, 1952, to June, 1966. One white hate group was the target of an entry in March, 1966.

Foreign Intelligence Targets

During the period 1957 to 1967, surreptitious entry was used against at least eleven foreign intelligence targets. Since 1967, entries were made into the residences of six hostile intelligence service agents, and into the residence and office of a leader of a foreign-based terrorist organization.

Foreign Establishments

From February, 1954, to January, 1967, 133 entries were made against 37 different foreign establishments.

Question: B. What were the purposes of the entries?

Domestic Subversive and White Hate Groups

To obtain secret and closely guarded organizational and financial information, and membership lists and monthly reports of target organizations.

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ON 1-28-81
MDR-16

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Director Sec'y _____

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Classified by 5736
Exempt from GDS, Category 2
Date of Declassification Indefinite

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO : 1975 O - 569-920

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Foreign Intelligence Targets

To obtain information on such espionage paraphernalia as radio and photographic equipment, secret writing materials, and fraudulent identification papers.

Foreign Establishments

To obtain cryptographic materials necessary for the National Security Agency (NSA) to fulfill its communications intelligence (COMINT) target requirements.

Question: C. Who approved the entries?

Domestic Subversive and White Hate Groups

Foreign Intelligence Targets

When a Special Agent in Charge (SAC) considered the technique justified and necessary a recommendation would be made to FBI Headquarters to the appropriate Assistant Director. A memorandum would be prepared for approval of Director Hoover or Mr. Tolson, the Associate Director.

Foreign Establishments

A request would be made of the FBI by NSA, whereupon a communication would be sent to the appropriate FBI field office wherein was located the target establishment. If the field office indicated an entry could be conducted with full security, FBIHQ would be so advised.

We have been unable to locate documentation showing the approving authority for these entries; however, the significance and sensitivity of these matters indicates approval was made on a high level at FBIHQ.

Question: D. Upon what authority were the entries conducted?

Domestic Subversive and White Hate Groups

Foreign Intelligence Targets

Surreptitious entries were conducted upon authority of FBIHQ.

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Foreign Establishments

Surreptitious entries were conducted upon authority of FBIHQ at the request of NSA and under guidance of National Security Council Intelligence Directive #9 (NSCID #9), which directive was superseded by NSCID #6.

Question E. When, if ever, was the practice discontinued?

Domestic Subversive and White Hate Groups

In July, 1966, Director Hoover ordered the technique of surreptitious entry discontinued. Mr. Hoover reaffirmed his position against the practice in January, 1967. Review of our records shows that thereafter only one entry was conducted on April 2, 1968.

Foreign Intelligence Targets

In July, 1966, Director Hoover ordered the technique of surreptitious entry discontinued. Mr. Hoover reaffirmed his position against the practice in January, 1967. Review of our records shows the last entry was conducted in August, 1974.

Foreign Establishments

In July, 1966, Director Hoover ordered the technique of surreptitious entry discontinued. In September, 1966, Mr. Hoover reconsidered the practice and approved use of the technique. In January, 1967, Mr. Hoover reaffirmed his position against surreptitious entries and discontinued the practice.

~~SECRET~~

Q. Does the FBI disseminate information it has obtained by the use of a search including electronic surveillance to other Federal agencies?
If so, what agencies and under what standards are decisions made as to what information should be disseminated?

RESPONSE. Yes. Information which has been obtained by use of a search, both those based on a warrant and those not based on warrant including electronic surveillance is disseminated to other Federal agencies.

The Manual of Rules and Regulations (MRR) and the Manual of Instructions (MOI) are the source of FBI policy instructions relative to the dissemination of information which comes into the possession of the FBI. The MRR Part II, Section 5, states that "Dissemination is ordinarily restricted to Federal agencies in the Executive Branch." In fact dissemination to such agencies comprises the vast majority of information disseminated. Dependent however on the exigencies of the situation information in certain instances may be disseminated beyond Executive Branch agencies. Thus the MRR requires that where there is a threat to life, interested law enforcement agencies with jurisdiction concerning the threat must be advised as well as the intended victim. So also the MOI Part, Section 23, contains instructions which require that the FBI immediately notify local law enforcement concerning bomb threats.

With regard to the standards employed in determining which information merits dissemination the MRR Part II, Section 5, establishes a backdrop against which and within which dissemination is made. This section notes that "the proper utilization of information received by the Bureau, whether through investigation or otherwise is foremost among our responsibilities. Such information may be of vital interest to another Government agency and/or local law enforcement. . . . In all matters relating to dissemination, good judgement and common sense should prevail. It is not the Bureau policy to withhold from dissemination vital and important information to which other agencies, including local law enforcement, are justifiably entitled; however good judgement and common sense dictates that the need to disseminate must be both vital and important and within the scope of present requirements to do so. There must be no indiscriminate or arbitrary dissemination."

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Dep. AD Inv. _____
Asst. Dir.: _____
Admin. _____
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Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
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Laboratory _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal Coun. _____
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MRR-16

MAIL ROOM ☐ TELETYPE UNIT ☐

Furthermore, by provisions of Departmental Order 3464 signed by the Attorney General January 13, 1953, all files, documents, records, and reports in the U. S. Department of Justice (including FBI) are to be regarded as confidential in nature and the contents thereof are to be disclosed only in the performance of official duties. This order clearly prohibits any arbitrary or indiscriminate dissemination and restricts dissemination to the requirements of the performance of official duties.

Q. How many warrants have been obtained for each year since the adoption of Title III for searches, including electronic surveillance relating to espionage?

Response:

Listed below are the number of Title III warrants obtained by the FBI since the adoption of Title III. No Title III warrants were utilized in espionage or counter-intelligence investigations.

1968 -	0
1969 -	24
1970 -	150
1971 -	258
1972 -	149
1973 -	112
1974 -	96
1975 -	54 (through October 30, 1975)

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MSB-16

In 1975, two judicial warrants were obtained permitting electronic surveillances for the purpose of obtaining foreign intelligence information.

No records are maintained regarding the overall number of warrants obtained by the FBI for the recovery of evidence incidental to investigations.

NOTE:

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Classified "Secret" since unauthorized disclosure could reasonably be expected to result in exceptionally serious damage to national security.

Title III data was supplied by Supervisor Mike Keown, Division 9. He advised no record is maintained as to the total number of search warrants for obtaining evidence incidental to Bureau investigations. The two judicial warrants were obtained for foreign intelligence information in the investigations of Mohammad Abdullah Alkhatib and Mohammed Rufid Wajih Malawa. Classified by 5736, RGDS 2 and 3, Indefinite.

~~SECRET~~



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

November 17, 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request seeking "immediate delivery" of certain enumerated documents. Please prepare as prompt a response as possible.

cc: Paul Daly

REC-100

62-11-395-1054X

FEB 11 1976

LEGAL COUNSEL

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DATE 12-21-00 BY SP2AM/ky
MDR-16

ENCLOSURE

5-8



November 17, 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request seeking "immediate delivery" of certain enumerated documents. Please prepare as prompt a response as possible.

cc: Paul Daly

ALL INFORMATION CONTAINED
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DATE 12-31-01 BY SP24cm/ry
MDR/b

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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

November 15, 1975

Michael E. Shaheen, Jr., Esq.
Special Counsel for Intelligence Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D. C. 20530

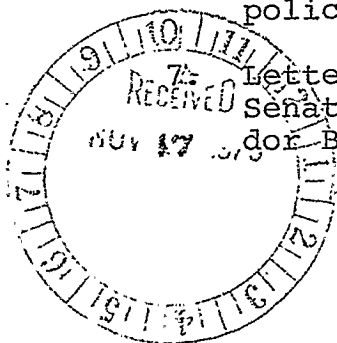
Dear Mike:

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MSP-16

The Select Committee requests immediate delivery of documents, summaries of which were made available to the Committee staff pursuant to our request of September 18, 1975. Specifically, the Committee requests documents, including relevant communications between the Bureau and the White House, relating to the following activities of the FBI (dates are approximate):

1. Name check on David Brinkley, 2/16/65.
2. Name check on David Brinkley, 5/29/65.
3. Name check on John Chancellor, 7/19/65.
4. Name check on Peter Arnett, 7/22/65.
5. Name check on Hanna Arandt and twenty other opponents of the Vietnam War who sent a telegram to the White House, 6/4/65.
6. Name checks on twenty-one individuals who sent a telegram to the President criticizing United States Vietnam policy, 7/30/65.

Letter of Director Hoover to the White House regarding Senator Everett Dirksen's contact with Vietnam Ambassador Bui Diem, 11/9/68.



ENCLOSURE

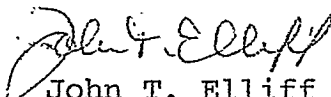
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Michael E. Shaheen, Jr., Esq.
Page Two

November 15, 1975

8. Name check on Peter Lisagor, 2/24/66.
9. Name check on Senator Stephen M. Young, 2/25/66.
10. Name check on H. Stuart Hughes, 3/24/66.
11. Name check on George Hamilton, 3/31/66.
12. Name check on Ben W. Gilbert, 4/6/66.
13. Name check on Richard B. Stolley, 4/6/66.
14. Report of criticism by Senator Wayne Morse of United States policy at a rally in New York City on 4/11/66, 4/12/66.
15. Name check on William Beecher, 1/4/67.
16. Name check on Barbara Kilstein Garson, 1/9/67.
17. Name check on Joseph Kraft, 1/27/67.
18. Report on Joachim Joesten, 1/30/67.
19. Blind memorandum from Director Hoover to Marvin Watson regarding Senators Clark, Fulbright, Gruening, Hartke, Morse, McGovern, and Pell, 2/10/67.

Sincerely,



John T. Elliff
Director
Domestic Intelligence Task Force

1 - Mr. Johnson

CODE

TELETYPE

IMMEDIATE

TO SAC, NEW YORK
BOSTON

NOVEMBER 17, 1975

FROM DIRECTOR, FBI (62-116395)

SENSTUDY 75.

IN RESPONSE TO A REQUEST OF THE SENATE SELECT COMMITTEE
(SSC) YOU ARE REQUESTED TO SEARCH YOUR FILES FOR THE FOLLOWING
INFORMATION.

1. ALL MATERIALS PERTAINING TO THE OPENING OF MAIL TO
OR FROM GILBERT STUART AND VIRGINIA R. STUART DURING THE YEARS
1960 AND 1961 BY FBI AGENTS IN OR AROUND THE CITIES OF
NEW YORK AND PROVIDENCE, RHODE ISLAND. (THIS REQUEST
ENCOMPASSES MATERIALS LOCATED IN FBI HEADQUARTERS, THE NEW YORK
FIELD OFFICE AND RESIDENT AGENCY IN PROVIDENCE, RHODE ISLAND).
SUTEL RESULTS OF YOUR REVIEW EXPEDITIOUSLY.

END

JWJ:lij
(3)

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DATE 12-21-00 BY SP2AUM/Byp

NOTE:

SSC request dated 11/7/75 requested the above
investigation be conducted and results submitted expeditiously
to the SSC.

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
Inspection _____
Intell. _____
Laboratory _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal Coun. _____
Telephone Rm. _____

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

NOV 17 1975

EMS - 3:21 PM
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15 NOV 19 1975

Director Sec'y

MAIL ROOM ☐

TELETYPE UNIT ☐

84 NOV 20 1975
NW 55077 DocId:32989534 Page 61

GPO : 1975 O - 569-920

FBI



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

NOV 14 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a November 12, 1975, letter from the Senate Select Committee requesting certain information concerning the Martin Luther King matter during the months of November and December 1964. Please prepare an appropriate response.

cc: Paul Daly

ST 109

REC-1

62-116395-1053

15 NOV 19 1975

ENCLOSURE

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MR-16

LEGAL COUNSEL

5-Ewl

62-116395

1-Ad Hoc
11-17-75



84 NOV 25 1975

NOV 14 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael H. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a November 12, 1975, letter from the Senate Select Committee requesting certain information concerning the Martin Luther King matter during the months of November and December 1964. Please prepare an appropriate response.

cc: Paul Daly

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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

November 12, 1975

Michael E. Shaheen, Jr., Esq.
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D.C. 20530

Dear Mr. Shaheen:

In connection with the King matter and our forthcoming hearings next week, we need to have a complete understanding of all actions, decisions, proposals, recommendations and operations of FBI personnel with respect to Dr. King during the months of November and December 1964. Accordingly, I would appreciate your asking the Bureau to designate a representative who can go through the FBI files for those months relating to King with Mr. Epstein of our staff sometime this week. In the event that the November-December 1964 portions of the files contain materials pertinent to our inquiry, but which we have not yet requested, I trust that it will be acceptable to you for such materials to be designated by Mr. Epstein at the time of the review for delivery to the Committee.

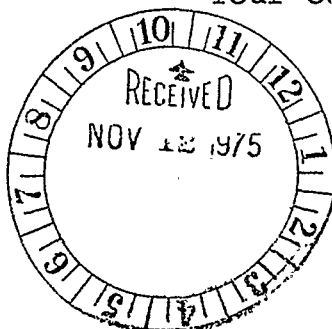
I would also appreciate your making available this week all memoranda and other materials reflecting proposals made or actions taken which pertain to the handwritten note which appears on the bottom of the 4/23/64 memorandum from Mr. Sullivan to Mr. Belmont captioned "Martin Luther King" (serial #352), to wit: "4/23 DA 6 pm I told him we are working up materials as to what action should be taken and what reply should be made. He agreed."

Your continued cooperation is appreciated.

Sincerely,

John T. Elliff
John T. Elliff

Director
Domestic Intelligence Task Force



62-116395-1053
ENCLOSURE

FBI



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

NOV 14 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

M.K. FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a letter and questionnaire from the Senate Select Committee dated November 7, 1975, requesting information from the FBI regarding the Thomas Riha matter. Please prepare an appropriate response to this request.

cc: Paul Daly

ST 109

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62-116395-1052

15 NOV 19 1975

3- ENCLOSURE

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LEGAL COUNSEL

5- Encl

62-116395



84 NOV 25 1975

NOV 14 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a letter and questionnaire from the Senate Select Committee dated November 7, 1975, requesting information from the FBI regarding the Thomas Riha matter. Please prepare an appropriate response to this request.

cc: Paul Daly

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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

November 7, 1975

RECEIVED

NOV 10 1975

Michael E. Shaheen, Jr., Esq.
Special Counsel for Intelligence Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D. C. 20530

Dear Mike:

With reference to my letter of August 22, 1975, concerning the disappearance of Mr. Thomas Riha, I am submitting the attached questions for the FBI and the Immigration and Naturalization Service. The Committee requests that answers to these questions be provided in both classified and non-classified forms.

Sincerely,

John T. Elliff
John T. Elliff
Director

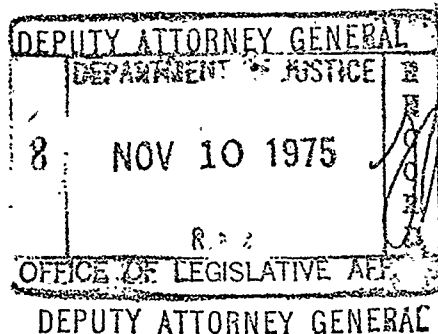
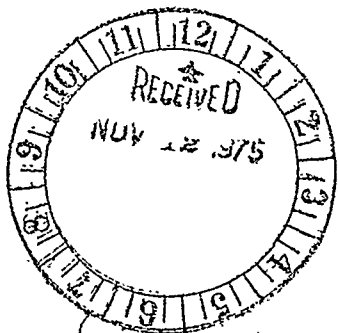
Domestic Intelligence Task Force

Enclosures ✓

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DATE 12-21-00 BY SP2AM/PP

OFFICE OF LEGISLATIVE AFFAIRS

MDR-16



ENCLOSURE

62-116395-1052

QUESTIONS RE: THOMAS RIHA

ALL INFORMATION CONTAINED
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DATE 1-16-01 BY SP2ALM/AD
MDR-16

FBI

1. Does the FBI know the whereabouts of Riha--whether he is alive or dead? Where?
2. Was Riha known to the Agency? If so, when first known and why?
3. Was Riha employed by FBI? If so, in what capacity? Dates of employment?
4. In March or April 1969 or thereafter, did Mrs. Gloria (Galya) Tannenbaum of Denver and Boulder, Colorado, contact the FBI in Colorado or Washington to assure the FBI that missing University of Colorado Professor Thomas Riha was alive and well and had left his home for personal reasons on March 15, 1969? If so, who in the FBI received this information and to whom was this information passed on in the FBI and the CIA? When was this done?
5. Was this or other information passed on by the FBI to the CIA or to other agencies and the Denver and Boulder police? What was the information conveyed? When was this done?
6. Why did FBI say in 1969 and 1970--and continues to say now--that it conducted no investigation of Riha's disappearance when it is known that FBI agents talked in 1969 and 1970 with friends of Riha about his disappearance?
7. Why, in January or February 1970, did an FBI agent at the Denver office refuse to accompany CIA Agent Michael Todorovich from Boulder to see then Denver District Attorney Mike McKeivitt?

ENCLOSURE

62-116395-1052

Was it made known by the CIA agent that the purpose of the visit was to ease the pressure on issuance of a subpoena to Dr. Joseph Smiley, former president of the University of Colorado? (Under such a subpoena, Smiley might have been required to reveal the agency that had given him the April 1969 report that Riha was alive and well at that time.)

8. In December 1969, when Riha's dying mother, Dr. Ruth Ann Cook of Taunus, West Germany, contacted the FBI in Washington about her missing son, she was very anxious to "do anything" to determine where he was and what had happened to him. Yet the FBI (J. Edgar Hoover) said in December 1969, that Mrs. Cook declined the FBI's offer to place a missing persons notice on Riha in the FBI bulletin. What information did the FBI furnish Mrs. Cook to lead her to make this unlikely decision not to pursue all possible ways to find out what happened to her son?
9. Was Dr. Cook connected with the FBI in any way at any time? In what capacity? When?
10. Was Mrs. Gloria (Galya) Tannenbaum ever employed by the FBI? For what purpose or purposes? Was she hired to check on Leonard Carlin, Chicago attorney who was active in defending antiwar activists in the 1960s?
11. Was Mrs. Tannenbaum sent by the FBI from Chicago to the Boulder-Denver, Colorado area in 1968 to check on Riha or on Boulder attorney Dennis Blewitt, who later became Riha's attorney and confidant?

12. What knowledge does the FBI have on Riha's translations of Czechoslovakian tapes for Mrs. Tannenbaum in March 1969, before he disappeared?
13. What knowledge does the FBI have on Tannenbaum's reported suicide at the Colorado State Hospital in March 1971? Is the FBI acquainted directly or indirectly with Henry Madrid, a technician at the hospital?
14. Did the FBI contact the Colorado Bureau of Investigation at any time on the Riha disappearance, Mrs. Tannenbaum's death or any other aspect of the Riha-Tannenbaum case? If so, when were these contacts and what was their extent?
15. Did the FBI have any contacts with Riha when he was working as an interpreter in the Army in the early 1950's?
16. Does the FBI have files on any of the following persons, or were any of them at any time employed by the FBI directly or indirectly or contacted by the FBI, and for what reason?

Mrs. Jan (Kenneth) Sorensen - Boulder, Colorado

Zdenek Cervený - Boulder, Colorado

Mrs. Carol Word - Littleton, Colorado

George and Francesca Stein - Lyons, Colorado

Professor Donald Fanger - Cambridge, Massachusetts

Henry Madrid - Pueblo, Colorado

Professor Stephen Fischer-Galati - Boulder, Colorado

Harvey Bevier - Denver, Colorado

Professor Oldrich Leska - Prague, Czechoslovakia

Jaroslav Riha - San Antonio, Texas

Professor Joyce Lebra - Boulder, Colorado

17. Does the FBI have knowledge about Riha's connections with the Treasure Tours International Travel Agency in Montreal, Canada, and what is the significance of this connection?
18. Does the FBI have knowledge of Riha's connections with the World University Service in Chicago and with Susan Kresge, one of the officials of this organization?
19. Were FBI agents trailing Riha early in 1969, especially in late February and early March? If so, why?

1. Was Mrs. Gloria (Galya) Tannenbaum of Denver and Boulder, Colorado, ever employed directly or indirectly by the INS? When? In what capacity?
2. Was Mrs. Tannenbaum ever hired by INS in connection with the visa status of Riha's wife, Mrs. Hana Riha, formerly Hana Hrushkova or Hrushkovnova?
3. What inquiry was made by John L. Todd, INS district director in Denver, after he received a call early on the morning of March 9, 1969, involving a disturbance at the Thomas Riha home in Boulder, Colorado? The disturbance involved Riha, Mrs. Tannenbaum and Mrs. Hana Riha and ether placed in Mrs. Riha's bedroom, apparently to overcome her.
4. What were the findings of Todd's inquiry?
5. Were these findings communicated to the CIA and the FBI?
6. Why, in the fall of 1969, did the INS in Denver decline to reply at all to an inquiry made by a friend of Riha's on whether the professor still was alive? Why was this friend of Riha's then told it would be better if he wouldn't be interested in the Riha case?
7. On what basis did the INS in Denver tell one of Riha's friends in May or June 1969 that Riha was alive? Who in the INS office in Denver made this report?
8. Were Riha or his wife, Hana, ever employed by the INS? When? For what purpose or purposes?

ENCLOSURE

62-116395-1058

9. Was the INS in contact with the FBI and the CIA on the Riha and Tannenbaum cases and the disturbance incident involving Mrs. Hana Riha at the Riha home in Boulder, Colorado, on the night of March 9, 1969?



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

JUL 14 1975

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

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: K. William O'Connor
Special Counsel for
Intelligence Coordination

Sensitive

SUBJECT: Attached Letter to Mr. Elliff, SSC

Attached herewith is my letter to Mr. Elliff confirming our conversation of July 11. I think that it is approximately identical to the telephonic information I gave you on July 11. I may have omitted something from our phone conversation; if I did, please treat this letter as being explicitly articulate of the agreement reached with Elliff.

I believe this document carries into effect the intentions of the Attorney General expressed in our conference today. I am sensitive to the issue of clearance on the Dr. King material, and it will be raised when the summary consideration is reached.

Attached also is my memo to the Deputy Attorney General indicating FBI policy interest in the letter.

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DATE 12-20-99 BY SP-1000/SP-1000

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52 P. T. 100
LEGAL COUNSEL





OFFICE OF THE DEPUTY ATTORNEY GENERAL

WASHINGTON, D.C. 20530

JUL 14 1975

TO: Harold R. Tyler, Jr.
Deputy Attorney General

B FROM: K. William O'Connor
Special Counsel for Intelligence
Coordination

SUBJECT: Letter Providing SSC Access to DOJ/FBI Materials

Attached is the original of my letter of today to Mr. Elliff which is self-explanatory, and, I think, meets the issues raised in the attachment to the July 9, letter from Senator Church and in our conference with the Attorney General. :

I believe the letter accurately states the Attorney General's position on SSC access to the information requested. The General Counsel's office of FBI has advised me that Mr. Kelley may wish to speak to the Attorney General before the letter is sent, because of the broad policy problems pertaining to FBI files. I have advised Mr. Mintz that this letter fairly and accurately reflects both my understanding of the AG's policy, and my recent conversation with the SSC staff in the implementation of that policy. Mr. Mintz has asked that the letter be delayed until Mr. Kelley has an opportunity to consider it; I have delayed sending the letter for that reason, but feel it should go out today, since it simply confirms a prior position.

I would hope that this letter and the access it authorizes would facilitate the SSC Executive Session before which I understand the Attorney General is to appear on Wednesday, July 16, at 2:30.

I am providing a copy of this memo, my memo to Mr. Mintz, and the attached letter to Doug Marvin so that he may advise the Attorney General of it. I understand from Elliff that the Committee expects to ask the Attorney General about his views on the need for subpoenas, and the "agreement" to be forthcoming which is referenced in the June 24, letter.

cc: Doug Marvin

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DATE 12-21-00 BY SP2AUM/pap

MD-16

62-116395-1051



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

Mr. John T. Elliff, Director
Domestic Intelligence Task Force
United States Senate Select Committee
on Intelligence Activities
Washington, D. C. 20510

Re: Access/Delivery of Documents Requested in Senate
Select Committee Letter of July 9, 1975

Dear Mr. Elliff:

Pursuant to our conversation of July 11, and confirming it, the following arrangements are approved for access to materials and delivery of materials to the Senate Select Committee staff, in addition to that which has already been made available.

Please refer to the attachments to the July 9, letter:

Page 3, Paragraph 2, Subsection A. All of the FBI files on the so called "Kissinger 17" surveillance will be made available to you and your appropriately cleared staff in Room 4171 of the Hoover Building. These documents may be reviewed and studied there, and you and your staff may take such notes as you deem appropriate; we have agreed that the notes are to be left in the secure room of the Hoover Building during your study. When your study is completed, you will prepare a summary of the information which you consider to be appropriate for Committee use. The summary will be checked with senior Bureau executives to ensure the protection of national security matters and observation of privacy considerations. Thereafter, the summary may be removed to the Committee's office and all the staff notes will be destroyed. You may check the summary back to the original documents as extensively as necessary, in Room 4171.

Page 3, Paragraph 2, Subsection B. Materials have already been transmitted regarding the Kraft matter and the agreement between his attorney and the Attorney General. When you have reviewed those materials, and have contacted Mr. Kraft's attorney, should you deem that appropriate, I understand you will contact me if further information is requested.

ALL FBI INFORMATION CONTAINED
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DATE 12-21-00 BY SP2ACM/KP
MDR-16

62-116395-1051

ENCLOSURE



Page 5, Paragraph 3, A & B. All of the materials related to the electronic surveillance of Dr. King, in the custody of the FBI, will be made available to you and your appropriately cleared staff under the same conditions and with the same agreements as specified above with regard to the "Kissinger 17" surveillance.

Page 6, Paragraph 4. Those materials in the custody of the FBI which reflect and relate to electronic surveillance of the Democratic National Convention in Atlantic City in August 1964, will be provided under the same conditions as articulated above with regard to the "Kissinger 17" surveillance.

Page 9, Paragraph C. A summary of procedures for mail covers has been provided by my recent letter to you. In addition to that, a statistical summary of mail covers on closed matters will be made available to you in Room 4171, together with access to the underlying documentation requesting the individual mail covers.

Documentation relating to the opening of mail will be withheld at present, due to ongoing investigations.

After your review of the mail cover summaries and any underlying documents you wish to review, we will discuss any further access which you may request to mail cover information.

Page 10, Paragraph E. I understand and accept your explanation that the word "implementation" in line 2 of paragraph E(1) does not seek access to the "raw" files of COINTELPRO programs. All of the memoranda originating the several COINTELPRO programs will be made available to you and your appropriately cleared staff for review in Room 4171.

We will furnish to you, for your study at Senate Select Committee offices, a complete set of the excised exhibits A-E to the Petersen Report; as previously agreed, your staff may have access to any unexcised pages of Exhibits A-E which you may wish to see, and which will be maintained at Room 4171. The back up materials underlying any particular summary in A-E will be extracted from the "raw" files upon your request and made available to you for your study in Room 4171. General access to the "raw" files is not required, as I understand it, for your purposes under this agreement.

Page 14, Item I. This will confirm your understanding that the Huston Plan documents prepared by the Bureau in response to your request under this heading have been delivered to the White House for "third agency clearance". This statement formally confirms my previous discussions with you of this fact when we met with Mr. Schwarz and Mr. Smothers, on July 2. Be advised that the documents which have been transmitted to the White House for clearance will be forwarded to you, or made available for access, if appropriate, upon our receipt of the White House directions.

Page 16, Paragraph J. This will confirm our understanding that on July 14, there will be available for your review in Room 4171, a 160 page summary document reflecting an analysis of the O & C files.

After you have reviewed that analysis, I will discuss with you an appropriate further step with regard to the O & C files if such is indicated; such an agreement would be generally similar in terms to the foregoing arrangements.

I trust that this letter accurately reflects our understanding as reached in our discussion on July 11. If it does not, your immediate advice to me of any particulars in which we disagree in our understanding will be appreciated. In the meantime, I have furnished a copy of this letter to the Attorney General and the Deputy Attorney General and have requested the Bureau's cooperation in promptly making available the information indicated.

I would appreciate meeting with you and Mr. Schwarz and Mr. Smothers around July 18, for the purpose of discussing any problems which you may have identified and to clarify any outstanding documentary request which you may have, and to agree upon an appropriate schedule. Since we have received six additional requests from you, since the July 9, letter was delivered, it would seem appropriate to re-analyze your requirements in light of the agreements reached on July 11.

Sincerely,



K. WILLIAM O'CONNOR

Special Counsel for Intelligence Coordination

cc: Attorney General
Deputy Attorney General

FBI

Date: 11/14/75

Transmit the following in _____

(Type in plaintext or code)

Via AIRTEL

AIRMAIL - REGISTERED MAIL

(Priority)

TO : DIRECTOR, FBI (134-24718)
(ATTN: INTD MR. W. O. CREEGER)

FROM: SAC, BUFFALO (134-1862)

SENSTUDY 75

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MDR-16

Re Bureau telcalls to Buffalo, 11/13/75.

Enclosed for the Bureau are xerox copies of the
following volumes of Buffalo file 134-1862 (Bureau file 134-24718)

Volume 1, Serials 1-83 and 1A1

Sub A - Volume 1, Serials 1-52

Volume 2, Serials 53-114

Volume 3, Serials 115-149

Volume 4, Serials 150-176

Also enclosed are copies of Buffalo file 100-21623,
Serials 1A21 and 1A24 (Bureau file 100-448092).

Referenced Bureau telephone calls from Supervisor
EDWARD P. GRIGALUS indicated that copies of documents and
materials in custody of the Buffalo Field Office relating to
MARY JO COOK, pertaining to period 7/73 - 12/74 be furnished
to the Bureau.

Review of file concerning MARY JO COOK indicates actual
period of handling was 6/1/73 - 10/22/74. Documents enclosed

4 - Bureau (Encls.) (AM-RM)
(1-Package)
- Buffalo
(1-100-21623)

ENCLOSURE

GGL:jae
(6)

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17 NOV 17 1975

Approved: _____

Special Agent in Charge

Sent _____

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Per _____

84 DEC 19 1975

NW 55077 DocId:32989534 Page 79

U.S. Government Printing Office: 1972 - 455-574

134-24718-53

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& filed with
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BU 134-1862

reflect this period in order to include copy of Statement of Cooperation signed by source and copies of initial serials in 6/73 reflecting instructions given to source.

Copies of serials 1A21 and 1A24 of Buffalo file 100-21623 captioned "VIETNAM VETERANS AGAINST THE WAR; WINTER SOLDIER ORGANIZATION; IS - VVAW; WSO" also included.

As per telephone conversation xerox copies of the entire MARY JO COOK file have been enclosed inasmuch as it appears that all serials pertaining to information furnished by source, record of contacts, or information concerning Bureau and Field Office supervision and handling of source, comprise entire file.

C VOL I

File No. 100-21623-1A21Date Received 7/17/73From BU 1433 PSI
(NAME OF CONTRIBUTOR)

(ADDRESS OF CONTRIBUTOR)

(CITY AND STATE)

By LASH
(NAME OF SPECIAL AGENT)To Be Returned ☐ Yes
☒ NoReceipt given ☐ Yes
☒ No

Description:

Minutes of State
UVAW/USO
meeting 6/9, 10/73.ALL INFORMATION CONTAINED
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DATE 1-16-01 BY SP2AM/PP
MOR-16

ENCLOSURE

100-21623-1A21

THE GAINESVILLE 8

There is a conspiracy underway in our country. It is a cynical attempt by a small group of men to advance their own interests- and the interests of their backers- by a deliberate subversion of the American political process. Bit by bit, it is becoming known. The pattern is emerging. It's core is Watergate, but it spans all of Nixon's time in office and involves people from coast to coast. Now it will focus in Gainesville, Florida.

On July 17th, the government will start the trial of the Gainesville 8 on charges of conspiring to violently disrupt the 1972 Republican National Convention. All are members of Vietnam Era Veterans Against the War/Winter Soldier Organization. Seven of them served honorably in Vietnam. They were corpsmen, door gunners, artillery FO's, tank crewmen and intelligence specialists. One was an officer. They were indicted for doing no more than seeking to tell the truth about what really went on in Vietnam- truth the government is determined to suppress. Here are the facts behind the trial of the Gainesville 8:

FACT- James McCord's recent Senate testimony reveals that the government is attempting to portray VVAW/WSO as a violence-prone group of dangerous radicals. By this, they seek to 'justify' the Watergate break-in and the rest of their political espionage. If VVAW is dangerous, it is because the truth is dangerous.



FACT- The government's case rests on the testimony of one William Lemmer, an ex-paratrooper with severe psychiatric problems. He is just as much a casualty of the war as if he had been struck by a bullet. Knowing of his problems, the FBI tracked him down, set him up to be busted and then turned him against his brothers. The FBI skillfully played on his paranoia and nightmares to turn him into both an informer and a provocateur. Most of the violence mentioned in the indictments was proposed by Lemmer and rejected by the defendants.

FACT- Pablo Manuel Fernandez, an associate of two of the Watergate criminals, approached some of the Gainesville vets and offered to sell them weapons. At the time, he was on the payroll of the Miami police and the FBI. Fernandez was told that the vets would be used for the purpose of "embarrassing the Democrats." One of the heaviest counts the Gainesville brothers face is a charge of attempting to acquire weapons based on this incident.

ENCLOSURE

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FACT- The federal prosecution team in the trial is led by Guy Goodwin. He personally handled the Chicago and Harrisburg conspiracy cases. He works in the Justice Department's Internal Security Division- the heart of Nixon's dirty tricks activity. When the indictments were prepared, his boss was Asst. Attorney General Robert Mardian, a right-wing fanatic who even J. Edgar Hoover distrusted. Shortly after that, Mardian took a position on the Committee to Re-elect the President under his friend John Mitchell.

FACT- The government deliberately tried to push VVAW/Winter Soldier into violence during the conventions. Yet, our demonstrations there- as all of our activities- were marked by a spirit of discipline and unity. We stand on our record as a non-violent anti-war group.

FACT- Perhaps the most outrageous aspect of the government's Gainesville case is the attempt to make the public believe that a small group of anti-war veterans would attack the Miami police, the Florida State Highway Patrol, the National Guard, the 82nd Airborne Division and the Marines with slingshots, crossbows and fried marbles. Rarely has the government's contempt for the intelligence of the American people been so clearly shown.

In order for the government to effectively disrupt the anti-war movement, it was not essential for them to win in court. The conspiracy laws make it possible for them to charge people when no crimes have actually been committed. The government has cynically used these laws to discredit their political opposition, to tie them up in lengthy and complex court proceedings, and to create an atmosphere of paranoia in the country. Even when acquitted, defendants are kept from doing more important work and their supporters are tied up in fund-raising and defense work. Whatever the verdict, the government has already accomplished this with the Gainesville 8. This case is different, however. Since the Watergate disclosures, Nixon's cronies will fight like cornered rats to get a conviction in order to vindicate themselves and to justify their subversion and distortion of justice. They cannot be allowed to continue their lies and deceptions.

What can be done? A local defense effort is underway. In addition, there will be a week of nationally-aimed demonstrations in Gainesville the week the trial starts. Funds and assistance are needed. If you can help, contact the VVAW/Winter Soldier storefront at 363 Connecticut St., or send donations to P.O. Box 902 Ellicott Station, Buffalo 14205. Now is not the time for cynicism or apathy. Gainesville may well be the most important conspiracy case yet to be tried. Join the people's conspiracy for the Gainesville 8 and commit the crime of spreading the truth

100-71673-1A21
VIETNAM ERA VETERANS AGAINST THE WAR/WINTER SOLDIER ORGANIZATION

NEW YORK-NORTHERN NEW JERSEY REGIONAL OFFICE
c/o Ray Winters P.O.Box 902 Ellicott Station
Buffalo, NY 14205

Minutes of the Regional meeting - Albany, NY June 9 & 10, 1973

Chapters in attendance: New York City, Buffalo, Oneonta, Sydney,
Delhi, Albany.

Agenda:

1. Chapter reports
2. Regional report
3. Gainesville Conspiracy Trial
4. Watergate
5. PCPJ Demonstration, Wash. DC, June 16th
6. NYS Junior ROTC Bill
7. Amnesty
8. Continuation of war in SE Asia
9. Winter Soldier implementation
10. New Business
11. Next Regional meeting
12. Criticism

1. CHAPTER REPORTS:

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DATE 1-16-01 BY SP2AK m/lsp
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New York City - The chapter held a series of workshops on the weekend of June 2 & 3 to discuss VVAW/WSO and the local chapter. Saturday's sessions dealt with future and direction and Sunday's with structure. The following active committees participated: SE Asia, Political Education, Veterans Affairs, Defense and Amnesty, Third World Caucus, and Rap Groups. It was decided to concentrate efforts in the following three areas for the immediate future: Gainesville defense, Amnesty, and preparation for a possible postal strike in July.

Buffalo - The chapter is in the process of restructuring and changing its meeting schedule to give committees more autonomy in both work and recruitment. This will hopefully aid in the implementation of WSO. The rap group program successfully started the last week of May. Both women's and men's groups meet once a week in the storefront. A Community Action Committee was recently formed and was leafletting a street art festival in Buffalo with 'Winter Soldier'; Gainesville fact sheets and street sheets the weekend of the Regional meeting. The Vets Affairs Committee, with the UB Vets Club, organized a picnic for Vietnam-era vets at the Buffalo VA Hospital. Unfortunately it rained heavily, and attendance was nil. The chapter protested a Marine Corps Reserve display and recruitment effort on May 19 (Armed Forces Week). The protest received good community support and kept the Marines from glorifying their role in American Imperialism.

Oneonta - The chapter has been relatively inactive due to the transient nature of the student/veteran make-up and a media blackout concerning their participation in local activities. There are no formal programs underway as of this meeting, but it is expected that there will be more interest as WSO is implemented.

Delhi - There have been some amnesty actions in this chapter. Its most active member will be moving to Oneonta shortly and will

nished to chapter when the RO gets it.

Sydney - No activities or programs to report at this meeting.

Albany - The chapter coordinator is Bob Oeser, recently moved from the Suffolk County chapter. At this point he is trying to rebuild an otherwise inactive chapter. His address will be furnished shortly.

Rochester - The chapter remains active, but at the last minute was unable to send a representative.

2. REGIONAL REPORT:

The RO has been suffering from a lack of communication, funds, and active assistance. At this point, its main efforts involve these areas. Feedback is needed from local chapters - especially those unable to attend the regional meetings - in order to accomplish a greater sense of unity and direction.

3. GAINESVILLE CONSPIRACY TRIAL:

on last page

The National Steering Committee and the Gainesville Defense Committee have called for a week of demonstrations and activities in Gainesville starting on ~~July 17~~, the first day of the trial. Fund raising and movement to Gainesville were discussed.

****Proposed -** The RO 1) initiate plans within the region for a move to Gainesville caravan style, 2) contact the National office about tying into national plans, if any, and 3) contact regions enroute to Florida about plans and logistics. passed unanimously

Tentatively, the movement will start from both NYC and Western NY on the morning of Sat ~~July 14~~, and will meet somewhere between Wash DC and the Virginia/NC border for a one-night break.

****Proposed -** Each chapter start a fund raising effort for the caravan and defense costs. Buffalo chapter will supply each chapter with a copy of its Gainesville fact sheet (enc#1) as a possible basis of a fund raising letter. Each chapter will contact its own mailing list; RO will contact the state fund raising list and those chapters not at the meeting. Funds should be sent directly to the RO via the address on the letterhead. After caravan expenses, funds raised will be split 50/50 between the RO and the Gainesville DC.

passed unanimously

****Proposed -** Groups contacting VVAW/WSO about participation in the demo within this region be told that this is essentially a single-issue demo and that NSC and Gainesville DC will have final say about the display of banners and signs. passed unanimously

4. WATERGATE:

The issues surrounding Watergate and government espionage were discussed. NYC chapter recommended an article on the economic background of Watergate called 'The World Behind Watergate' by Kirkpatrick Sale in "New York Review of Books" May 3, 1973. It was suggested that Watergate and Gainesville always be discussed in the context of one another. Efforts by some groups to launch

an impeach Nixon campaign were discussed.

****Proposed -** We don't support impeachment but support class action suits initiated in each community declaring the manipulation and subversion of the presidential election of 1972 illegal and treasonous and therefore that the election be nullified. passed unanimously

NYC Chapter will check on the details of such a suit and also on the possibility of getting 'De-elect the President' bumper stickers.

5. PCPJ DEMONSTRATION WASH D.C. JUNE 16:

PCPJ will march to Congress via the Watergate complex, the Bureau of Indian Affairs, the IRS, the White House and the Depts. of Labor and Justice. The demonstration has been endorsed by the NYC chapter. Interested members should contact them for information.

Discussion centered around the contradictions between large multi-issue demonstrations and local organizing efforts. A consensus was that PCPJ was not cognizant of actual political needs in its policies.

6. NYS JR. ROTC BILL:

It was decided that no proposals could be passed concerning the bill because of a lack of concrete knowledge as to its specifics. However, it was recognized as a major issue confronting us and every chapter is urged to take steps against it. On a regional and chapter level, VVAW/WSO should contact Teacher's Unions, PTA's, try for speaking gigs in schools, media exposure, leafletting aimed at students, etc. Alliances with concerned community groups could be formed around this issue. The bill is #1399 in the Senate and #1839 in the Assembly. It has been passed, but apparently not signed yet. Further info will be coming from the RO.

7. AMNESTY:

See National VVAW/WSO newsletter #7 (June 5) for latest details on participation in amnesty efforts in this country and with exile groups.

****Proposed -** We adopt National position paper on amnesty with changes as listed on last page of National newsletter #7. passed unanimously

If any chapter needs a copy of this paper, contact the RO.

****Proposed** each chapter and RO send letter of support to each of the eight enlisted ex-POW's charged by a POW commander with misconduct. Also a letter of support for them to local papers. (address enc#2) passed unanimously

8. CONTINUATION OF WAR IN SE ASIA:

It is suggested that each chapter continue its educational work with in their areas as best they can on this subject. It should be tied into such subjects as Watergate and the misuse of Presidential power, inflation and energy 'crisis', Gainesville, Thieu's political prisoners, etc. for maximum effect. Because people don't see it in the headlines, doesn't mean it's ceased to exist.

page 4

9. WINTER SOLDIER IMPLEMENTATION:

The discussion centered on local implementation of VVAW/WSO, the relationship of vet's rights issues to larger VVAW/WSO structure, possible meanings of identifying with revolutionary war symbols, and relationship of individuals attracted to single VVAW/WSO activities or areas with the 10 national objectives.

****Proposed** - Design from Buffalo chapter for new VVAW/WSO button showing rifle w/ helmet as in current button superimposed on pine tree be endorsed by region and sent to National office and all regions for approval, feedback and/or competition, and that, in addition, 'Winter Soldier' publish it in an upcoming issue. passed unanimously

Chapters in this region will also receive copies when the mailing is made. In addition, the quote from which the phrase Winter Soldier comes follows. This may help in recruitment efforts by chapters.

These are the times that try men's souls. The summer soldier and the sunshine patriot will in this crisis shrink from the service of his country; but he that stands it now, deserves the love and thanks of man and woman.

Tom Paine, 'The American Crisis'

10. NEW BUSINESS:

The Fellowship of Reconciliation/Catholic Peace Fellowship is possibly planning state and national speaking tours on the subjects of amnesty and counter-military work.

****Proposed** - 1) They be urged to contact local VVAW/WSO wherever they speak to include a veteran as speaker, 2) a list of NY/NNJ local chapters and National regional Coordinators be furnished them to facilitate contact, and 3) information be sent to National Office for possible assistance there. passed unanimously

The continuation of the military draft was discussed. All chapters and members should be advised that the Selective Service System is still functioning as always, even if it is not drafting at this time. The contradictions between opposing the draft and the inherent dangers of an all volunteer military were discussed. This might be a useful PE topic for chapters to deal with. Feedback appreciated.

The effect of hosting a Regional meeting on the local chapter was discussed. Ways to help out chapters with the additional people there were considered.

****Proposed** - At each Regional meeting, amount of business and weather permitting, delegates will sell 'Winter Soldier' for 1 to 2 hours on Saturday afternoon. Local chapters will preselect likely areas to sell papers in and RO will supply papers. Money collected will, after postage costs to RO, be split 50/50 between RO and host chapter. passed unanimously

11. NEXT REGIONAL MEETING:

Next meeting will be August 3 and 4. It may be in Gainesville if the demos last that long, but will probably be in the central part of the state. Chapters will be notified.

12. CRITICISM:

A productive discussion was held concerning all delegates' lack of responsibility towards meeting schedules, host institutions, and portions of the 10 objectives of VVAW/WSO.

Mike Mazetti and Bob Oeser were complimented for providing us with Sat's supper and it was suggested that more collective efforts along these lines be urged at upcoming meetings.

Although the meeting was not heavily attended, sessions went smoothly and much information was passed. Also, there was a cohesiveness not always seen in the past.

PLUG:

Chapters or individuals might want to pick up on a book that just came out called "Home From the War: Vietnam Veterans Neither Victims nor Executioners." It's by Robert Jay Lifton and much of it is based on his association with the NYC chapter rap groups. Cost is \$8.95 on Simon and Schuster.

ENC#2:

There's enough space left on this stencil, so here are addresses of eight ex-POW's.

SSC John A. Young
302 E. Belvedere
Grayslake, Ill 60030

Sgt Abel L. Kavanaugh
7340 N. Dakin St. #B-308
Westminster, Colo 80030

Sp4 Michael Branch
2302 Wilson Road.
Highland Heights, KY 41076

SSG King David Rayford Jr.
c/o Lovie May Radford
3547 S. Federal
Chicago, Ill 60609

SSG Robert P. Chenoweth
c/o Crown
7227 SE Flavel St.
Portland, Oregon 97206

SSG Alphonso Ray Riate
6075 Priory St.
Bell Gardens, Cal 90201

SSG James A. Daly Jr.
532 Madison St.
Brooklyn, NY 11224

Pvt. Frederick L. Elbert Jr.
471 Mayflower
Brentwood, NY 11717

SAILOR ACQUITTED IN SABOTAGE OF CARRIER:

San Francisco, June 12 - Pat Chenoweth, accused by the Navy of committing \$980,000 of damage to the Ranger and delaying its departure to Vietnam by three and a half months, was acquitted after a six day court martial. The evidence against Pat was hearsay and the Navy had tried to hold the court martial in the Philippines to insure a conviction. Besides the incident Pat was charged with, the proceedings revealed that two dozen other acts of sabotage took place on the Ranger in a five month period of 1972. He was refused bail from the beginning and spent ten and a half months in the brig.

ADDITIONS TO GAINESVILLE FACT SHEET:

Fact - John Mitchell, when called upon to testify in pre-trial hearings by the Gainesville defense, claimed he had no "recollection" of ever ordering wiretaps on the 8 defendants and other VVAW/WSO members. The judge would not allow the defense to question him on any other topic. Mitchell's supporters now state that he's suffered two minor strokes recently and is having a little trouble with his memory. John's the one who told reporters, after Nixon first took office, to "watch what we do, not what we say." We're watching.

Fact - The office of a Gainesville defense attorney was broken into last year, as were the offices of lawyers for the Harrisburg defendants, the Chicago Weatherman, the Black Panthers, the Seattle 7, and others, apparently by members of the White House's 'plumbers'. In another incident, a Gainesville defense lawyer, flying to Florida, had his briefcase 'misplaced' after airline officials refused to allow him to take it aboard the plane as carry-on baggage. A few days later, it was returned with its contents in a different order. Sounds like a conspiracy.

100-21623-1A21

Trial has been moved to July 31st.

Demos will be 7/31 - 8/4

Plan accordingly

File No. 100-21623-1A24Date Received 8/28/73From BU 1433 PSI
(NAME OF CONTRIBUTOR)

(ADDRESS OF CONTRIBUTOR)

(CITY AND STATE)

By LASH
(NAME OF SPECIAL AGENT)To Be Returned ☐ Yes
☒ NoReceipt given ☐ Yes
☒ No

Description:

1 UVAW Newsletter
and meeting
notice - 8/73

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-16-01 BY SP1000/KP
MDR-6

ENCLOSURE

K 2 - 116 375 - - , 1050 X

100-21623 1A24

VVAW/WSO Newsletter & Meeting Notification
363 Connecticut St. P.O. Box 902
Buffalo 14213 Ellicott Station
886-8645 Buffalo, N.Y. 14205

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 1-10-01 BY SP-10/10

Dear Brothers & Sisters-

The next general meeting of VVAW/WSO is Saturday, August 25th at 12 noon. The place is the Storefront on 363 Connecticut Street. If you haven't seen the Storefront yet, this could be a good time. It's where the big black on white sign says "Veteran's Self-Help Center."

We need any feedback we can get as to whether or not you've been getting these mailings on time for meetings and events. We had the picnic last month, and a general meeting right after that, and we found that 9 out of 10 members we talked to didn't get their mailing until after at least the picnic. We got the mailing out on Tuesday A.M. prior to the picnic on Sunday. This has been happening more and more. Either the post office is totally breaking down or our mail is being singled out and delayed. Let us know how often you get mailings, when and whether you think yours might have been tampered with.

A lot of members have stated that they want to become more active but can't always make the general meetings. Under the more or less autonomous committee structure we have now, you can work on a committee that most closely reflects your interests. Committees in need of people are Fund Raising; Veterans' Affairs; Community Action, Political Education; and Amnesty/Anti-militarism. We also need people willing to sell "Winter Soldier" downtown in the mornings. And we also need people to pitch in with some of the shitwork like mailings and correcting addresses, etc. If you can work in any of these areas, contact us and we'll put the right people in touch.

"Winter Soldier", the national VVAW/WSO paper is a monthly that's in it's fifth issue now. We haven't had the bread to send every local member a copy, but we hope to soon. Meanwhile, we have back copies of every issue at the storefront.

The Attica Defense Committee will be leading the community in a series of events to commemorate the 2nd anniversary of the Attica uprising and massacre. The degree to which we will participate will be discussed at the meeting. Tentative schedule:

Sept. 9th, Sun.- parties to celebrate takeover

Sept. 10, 11, 12- workshops in community. Possibly one to be held in the Storefront.

Sept. 13, Thurs.- mass demo and rally downtown.

Everyone is urged to participate as an individual and in whatever organizational activity is decided upon. Also, a VVAW/WSO national coordinator may be in town then, so it will be a good chance to get a sense of the national strength and depth of the organization.

62-116395-1050X

ENCLOSURE

Film and Speaker: In conjunction with the activities planned for the second anniversary of the Attica uprising, we will have a film about Attica and one of the Attica Brothers will speak on what happened at Attica as well as defense efforts being made on their behalf. This will be at the Storefront on Tuesday, Sept. 11 at 7:30.

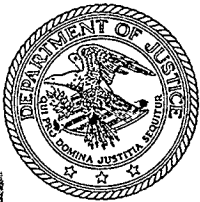
Gainesville

About the biggest thing VVAW/WSO faced since the signing of the peace accords last January has been the Gainesville 8 conspiracy trial. Almost every mailing this year has said something about it. To many of us, though, they may still seem kind of remote. Nine members from this chapter were in Gainesville from July 30 to August 5 for the national VVAW/WSO demonstrations and three of us got to spend a day in court and hear the opening statements.

The demos were a little smaller than we'd hoped for, but we were all impressed by the high degree of solidarity showed there and the unity of purpose. VVAW/WSO, as recently as a year ago, wasn't much more than a name a lot of vets adhered to. It described a condition. Now it's really an organization. Sometimes we feel a little isolated and wonder what's coming down in this country and it would be good to remember this. We mentioned "Winter Soldier" earlier in this newsletter. That's new this year. Another project is Operation County Fair. VVAW/WSO members are helping to build a community medical clinic and to train people to staff it- in an extreme poverty area of Alabama. The idea came out of some contacts made last year at the demos around the Republican convention. In fact, food and medical supplies left over from the Gainesville demo went to County Fair. Another project is the NOSCAMP project out of the Ohio region. It's directed at active duty GI's and publishes "Camp News." Another is the PVS Clearing House in Milwaukee for the dissemination of PVS info to chapters. Also the VA Clearing House in Chicago. VVAW/WSO is also in the forefront of the amnesty movement.

We could go on, but the point is we're no longer a loose handful of people - we're an organization that's growing and that's starting to get into some serious activity. Too often brothers and sisters aren't aware of what's going on in the rest of the country. In future newsletters, we'll try to include information about some of these projects.

UNITY - STRUGGLE - VICTORY



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

FBI

November 14, 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request dated November 14, 1975 seeking "immediate delivery of pertinent material" pertaining to certain handwritten notes on two Bureau documents taken by Charles Colson's attorney. The letter also indicates that my good friend Mr. William Cregar of the Bureau was simultaneously served with a copy of this request which will doubtless add to his day's list of pleasures.

cc: Paul Daly

ST 109

REC-1

62-116375-1050

15 NOV 19 1975

ENCLOSURE

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-22-00 BY SP2MMP/SP

MDR-16

LEGAL COUNSEL



NOV 25 1975

DocId:32989534 Page 93

62-116375

5-8

November 14, 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request dated November 14, 1975 seeking "immediate delivery of pertinent material" pertaining to certain handwritten notes on two Bureau documents taken by Charles Colson's attorney. The letter also indicates that my good friend Mr. William Cregar of the Bureau was simultaneously served with a copy of this request which will doubtless add to his day's list of pleasures.

cc: Paul Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-24-00 BY SP2ACM/BJP
MDR-16

FRANK CHURCH, IDAHO, CHAIRMAN
JOHN G. TOWER, TEXAS, VICE CHAIRMAN

PHILIP A. HART, MICH.
WALTER F. MONDALE, MINN.
WALTER D. HUDDLESTON, KY.
ROBERT MORGAN, N.C.
GARY HART, COLO.

HOWARD H. BAKER, JR., TENN.
BARRY GOLDWATER, ARIZ.
CHARLES MCC. MATHIAS, JR., MD.
RICHARD S. SCHWEIKER, PA.

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

November 14, 1975

HAND DELIVERED

Michael Shaheen, Esq.
Special Counsel for Intelligence Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D. C. 20530

Dear Mike:

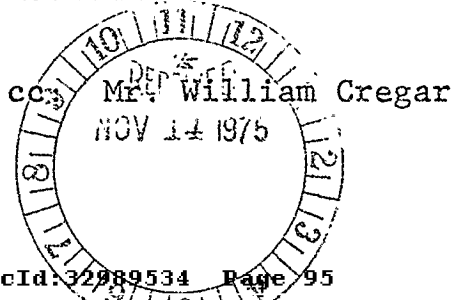
The Select Committee requests immediate delivery of pertinent material pertaining to the attached. You will note that Mr. Colson's attorney took handwritten notes on two FBI documents dated July 6, 1971 and February 26, 1968. The Committee requests this material for use at its public hearing on Tuesday. A copy of this letter is being sent to Mr. Cregar at the FBI.

Sincerely,

John F. Elliff

John Elliff
Director, Domestic Intelligence
Task Force

Attachment



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-20-00 BY SP2Acm/raj
MDR-16

62-116395-1050
ENCLOSURE

DICKSTEIN, SHAPIRO & MORIN

THE OCTAGON BUILDING
1735 NEW YORK AVENUE, N. W.
WASHINGTON, D. C. 20006

202 785-9700

NEW YORK OFFICE
745 FIFTH AVENUE
NEW YORK, N. Y. 10022
212 632 1500

BOSTON OFFICE
ONE BOSTON PLACE
BOSTON, MASS. 02109
617 723-8100

CHARLES H. MORIN
DAVID I. SHAPIRO
SIDNEY DICKSTEIN
WILLIAM J. O'HARA*
ARTHUR J. GALLIGAN
JUDAH BEST
HENRY C. CASHEN II
JAMES W. SPRINGER
RICHARD LITTELL
THOMAS W. MACK
GORDON P. RAMSEY
ARTHUR D. MASON
FREDERICK M. LOWTHER
ROBERT J. HIGGINS
SEYMOUR GLANTZER
M. J. MINTZ
IRA H. POLON
KENNETH L. ADAMS
ALAN B. PICK
IRA R. MITZNER
WILLIAM SILVERMAN
RICHARD P. PERRIN
GEORGE T. BOGGS
JOEL B. KLEINMAN
* (NOT ADM. IN D. C.)

May 9, 1975

Mr. William Schwartz
Commission on CIA Activities
Within the United States
Washington, D.C. 20500

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-16-01 BY SP2AC/mjg

MDR-16

Dear Bill:

Enclosed are several documents referred to by Mr. Colson and myself in the course of his recent sworn deposition at your office. In each case, what is provided is a typed version of my rough handwritten notes. Those notes were prepared by me approximately a year ago, when I was given access to the underlying documents by the Watergate Special Prosecution Force in the course of pretrial discovery in United States v. Ehrlichman, et. al.

The documents are as follows:

1. Several FBI memos and reports concerning Leonard Boudin. The text of the first report (dated July 6, 1971) indicates that derogatory information about Mr. Boudin had been furnished by the FBI to Ray McHugh of the Copley News Service. Although I do not have a copy, there exists in Mr. Colson's White House files a memorandum from John Dean to Charles Colson, dated July 20, 1971, transmitting to Colson a copy of McHugh's article. As you know, Mr. Colson served seven months in prison for furnishing to Jerry terHorst a report on Mr. Boudin prepared by Howard Hunt from these FBI materials.

Mr. William Schwartz
May 9, 1975
Page 2

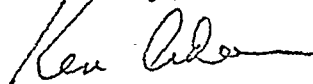
2. A memorandum listing projects of the Room 16 Unit in progress as of August 10, 1971, and the person or persons in charge of each project.

3. A portion of the CIA's July 8, 1971 assessment of the damage resulting from publication of the Pentagon Papers.

742
4. Summary of a transcript of a telephone conversation between John Ehrlichman and Richard Helms on July 24, 1971, in which Helms advises Ehrlichman that certain sensitive CIA files will be made available to the White House, but only to the President, Henry Kissinger and Ehrlichman, and specifically not to Howard Hunt.

I hope you will find these documents of interest. If Mr. Colson or I can provide the Commission with any further assistance, please let me know.

Sincerely,



Kenneth L. Adams

Attachments

KLA/tcc

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-16-01 BY SP2A/m/af
MDR-16

(Typed from handwritten notes.)

(Apparently an FBI report on Boudin - dated 7/6/71.)

Mr. Mohr:

Re: Leonard B. Boudin
Attorney for Daniel Ellsberg

By memorandum to R. D. Cotter to C. D. B. Brennan dated June 28, 1971, it was recommended and approved that pertinent information concerning Boudin's sympathy for communist causes be used in connection with the Mass Media Program.

Information concerning Boudin's sympathy for communist causes was called to the attention of Ray. McHugh, Chief of the Washington Bureau, Copley News Services, by Crime Records Division. Attached is a copy of a release prepared by McHugh dated 7/1/71 concerning Boudin. It puts Boudin in the proper light as a communist and Soviet apologist.

Enc.

1 Mr. Mohr
1 Mr. Sullivan
1 Mr. Bishop
1 C. D. Brennan
1 R. D. Cotter
1 M. A. Jones

(handwritten notes at bottom of report indicated that copies were sent to H. R. Haldeman, the Attorney General and the Deputy Attorney General)

[Attached to the above report are the following documents:

1. A three-page report by "JMS", dated June 28, 1971, concerning Messrs. Boudin and Nesson. At the conclusion of the memo the following words appear: "Action: For the Director's Information."
2. An undated report by "JMS" concerning Leonard Boudin.
3. A form indicating that the above reports are secret, and that Mr. Boudin's name is in "the Security

(Typed from handwritten notes.)

(Memorandum from Mr. Bishop to M. A. Jones, dated February 26, 1968 and typed on United States Government Memorandum stationery.)

The memo is entitled "Re Leonard Boudin, Attorney for Benjamin Spock. Information concerning." The author states that the subject (Boudin) is "well known to the Bureau", and that he has been identified as a member of the Communist Party in the past. The memo sets forth certain information about Boudin's alleged past activities; and states that the White House and the Attorney General have been advised of this. The memo concludes with the following:

"Recommendation: that approval be given to furnishing the attached information to one of our friendly newspaper contacts."

The memo indicates that copies were sent to Messrs. DeLoach, Bishop, Gale and Sullivan. Attached to the memo is a February 28, 1968 report titled "Dr. Benjamin Spock"; the portions of that report concerning Leonard Boudin are highlighted.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

NR 002 CV PLAIN.

NOV 12 1975

6:00 PM NITEL 11/12/75 SLO

TELETYPE

TO DIRECTOR, FBI (62-116395)

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
CHAIRRED BY FRANK CHURCH. KEMP STATED HE WOULD SEEK LEGAL COUNSEL
FROM FBI LEGAL COUNSEL DIVISION IN NEAR FUTURE,

HOLD

ST 109

REC-1

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-20-00 BY SP2ACM/Pay
MDR-16

15 NOV 19 1975

LEGAL COUNSEL

84 NOV 26 1975

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

ch/oc/s

U

62-116395-1049

cc 67- (Kemp)

5. Phillips (let)

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

NOV 12 1975

TELETYPE

NR 013 OC PLAIN

742 PM WITEL NOV 12, 1975 DAF

TO DIRECTOR 62-110000

FROM OKLAHOMA CITY 02-4107

ATTENTION: ITND, W. U. CREGAR

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

Mr. Woolf
4063

STUDY 75

PERSONNEL RECORDS UNIT

RE BUREAU TELEPHONE CALL NOVEMBER 11, 1975.

OKLA. COUNTY JUDGE BYRON E. MC FALL, FORMER BUREAU AGENT,
ON A MOTOR TRIP TO TEXAS. CONTACT WITH HIS DAUGHTER
AT OKLA. CITY INDICATES JUDGE EXPECTED TO RETURN TO THE
CITY NOVEMBER 14, 1975. STOPS HAVE BEEN PLACED TO HAVE
JUDGE CONTACT OKLA. CITY OFFICE. BUREAU WILL BE ADVISED.

END

Records
cc 67-

(Byron E. McFall)
ST 109
REC-1 62-116395-5
1048

15 NOV 19 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-20-00 BY SP2AEM/afj
MDR-16

LEGAL COUNSEL

84 NOV 26 1975

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

NR004 AT CODED

5:20 PM NITEL NOVEMBER 12, 1975 LMM

NOV 12 1975

TO DIRECTOR (62-116395)

TELETYPE

FROM ATLANTA (62-2854)

ATTN: INTD, W. O. CREGAR

SENSTUDY 75

Asst. Dir.	_____
Dep.-A.D.-Adm.	_____
Dep.-A.D.-Inv.	_____
Asst. Dir.:	_____
Admin.	_____
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Laboratory	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Legal Coun.	_____
Telephone Rm.	_____
Director Sec'y	_____

REBUTELCALL TO SAC, ATLANTA, FROM SUPV. SEYMOR PHILLIPS

NOVEMBER 11, 1975.

FORMER SA, J. BROOKE BLAKE, DIRECTOR OF BANK SECURITY,
TRUST COMPANY BANK, ATLANTA, TELEPHONICALLY CONTACTED BY
SAC NOVEMBER 11, 1975, AND WAS ADVISED OF CONTEMPLATED CONTACT
OF HIM BY SENATE SELECT COMMITTEE (SSC).

MR. BLAKE ADVISED THAT IF CONTACTED BY REPRESENTATIVE SSC
HE WOULD CONTACT BUREAU'S LEGAL COUNSEL DIVISION BY COLLECT
CALL PRIOR TO INTERVIEW.

END

HOLD

ST 109

REC-1

(J. Brooke Blake)

15 NOV 19 1975

Records
cc *67-*

5.7 Phillips (last)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-20-00 BY SPRAUN/ky
MDR-16

LEGAL COUNSEL

84 NOV 26 1975

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz

November 6, 1975

The Attorney General

Director, FBI

1 - Mr. W. R. Wannall
1 - Mr. W. A. Branigan
1 - Mr. W. O. Cregar

U. S. SENATE SELECT COMMITTEE TO STUDY
GOVERNMENTAL OPERATIONS WITH RESPECT
TO INTELLIGENCE ACTIVITIES (SSC)

There is attached an original of a self-explanatory letter addressed to Senator Frank Church of the Senate Select Committee and signed by Assistant Director W. Raymond Wannall of this Bureau for the purpose of correcting the record with respect to testimony of Mr. Wannall before the Senate Select Committee on October 24, 1975.

With your approval, the letter will be delivered to Senator Church's Office by a representative of the Federal Bureau of Investigation.

Enclosed for your records is a copy of this letter.

Enclosures (2)

1 - Mr. Michael E. Shaheen, Jr. - Enclosure
Special Counsel for
Intelligence Coordination

WRW/AJD:dsh/mjg
(9)

REC-112

62-114392-1046

FEB 17 1976

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-20-00 BY SP2AC/mjg

ENCLOSURE

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
Inspection _____
Intell. _____
Laboratory _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal Coun. _____
Telephone Rm. _____

MAIL ROOM ☐

TELETYPE UNIT ☐

84 FEB 27 1976
DocId:32989534 Page 103

GPO : 1975 O - 569-920

not delivered to SSC as of 2/16/76

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall

November 6, 1975

BY LIAISON

1 - Mr. W. A. Branigan
1 - Mr. W. O. Cregar

Honorable Frank Church
Chairman, Select Committee to
Study Governmental Operations With
Respect to Intelligence Activities
United States Senate
Washington, D. C. 20510

Dear Mr. Chairman:

Mr. James Dick of your Staff has made available for review testimony which was taken by the Select Committee to Study Governmental Operations With Respect to Intelligence Activities on Friday, October 24, 1975. Together with two other officials and one former official of the FBI, I testified at that Session.

In reviewing the transcript of the testimony, I have noted that on page 1251, lines 24 and 25, in response to a question by Senator Richard S. Schweiker, I responded, "Well, of the eight FBI projects, I don't recall any where we had a list of names, as such." Thereafter, I addressed myself to questions propounded by Senator Schweiker with respect to certain of these projects in San Francisco and explained how they were operated.

ENCLOSURE

In order that the record may be entirely correct, I would like to advise you that among the eight FBI projects to which I referred, there were at least two not operated in San Francisco where lists of names were utilized. These lists were made up of individuals abroad at addresses used as mail drops by hostile foreign intelligence services. In some cases the names of individuals were real and in other cases they were fictitious.

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

WRW:dsh/mjg
(9)

EX-116 REC-5 62-116393-1046X
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-16-01 BY SP2AUM/JP
MDR-16

FEB 17 1976

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO : 1975 O - 569-920

Honorable Frank Church

I would appreciate you making this letter a matter of record in connection with the testimony referred to hereinbefore.

Sincerely yours,

W. Raymond Wannall
Assistant Director
Intelligence Division

- 1 - The Attorney General
- 1 - Mr. Michael E. Shaheen, Jr.
Special Counsel for Intelligence Coordination
U. S. Department of Justice

ST 109 November 12, 1975

REC-1

Mr. Fred J. Baumgardner
Coronary Care Unit
Methodist Evangelical Hospital
315 East Broadway
Louisville, Kentucky 40202

Dear Fred:

I was very sorry to learn that it was necessary for you to be hospitalized and hope this finds you feeling much better. Your continued strong support and loyalty mean a great deal to all of us in the Bureau, and we send you warmest best wishes for a complete and speedy recovery.

Sincerely,

Clarence

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-21-00 BY SP2AM/2P
NDR-16

1 - Louisville
ReBucal 11/10/75

NOTE: Salutation per Bureau mailing list. Mr. Baumgardner is a former SA who EOD 12/4/39 and CAD 12/2/66. As of 11/10/75 Mr. Baumgardner was listed in guarded condition and was not receiving phone calls or visitors. Letter recommended by Cregar to W. R. Wannall memo, dated 11/6/75, captioned "Senstudy 75."

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

MAIL ROOM ☐

TELETYPE UNIT ☐

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall *Wannall*

FROM : W. O. Cregar *WOC*

SUBJECT: SENSTUDY 75

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. E. W. Walsh

DATE: 11/6/75

1 - Mr. D. W. Moore
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

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Dep. AD Inv. _____
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Former Section Chief Fred J. Baumgardner, retired and residing Louisville, Kentucky, was interviewed by the Staff of the Senate Select Committee on Intelligence Activities (SSC) a few weeks ago and was scheduled for another interview in their offices 10:00 a.m., 11/6/75. At 9:45 a.m. today, 11/6/75, Supervisor S. F. Phillips of the Senstudy 75 Project was telephonically advised by Robert Pence, ASAC, Louisville Office, that Baumgardner is now hospitalized for observation, no visitors, at the Methodist Hospital in Louisville. Baumgardner visited his physician yesterday morning and apparently his condition was such necessitating immediate hospitalization at which time it was discovered that Baumgardner had had a heart attack the previous evening, 11/4/75. Pence called so that the Bureau would know of the foregoing and the Bureau could advise the SSC that Baumgardner would not be present for the scheduled interview.

Phillips immediately telephonically contacted SSC Staff Member Barbara Banoff to advise her of the foregoing. She indicated she had already been advised by Baumgardner's secretary yesterday.

RECOMMENDATION:

The External Affairs Division, after first checking through the Louisville Office for an update on Baumgardner's condition, prepare an appropriate letter over the Director's signature to be sent to Baumgardner wishing him a speedy recovery.

62-116395

1 - 67-

SFP:mjgn
(9)

(Personnel file former SA Fred J. Baumgardner)

ASAC Pence advised on 11/10/75 that Baumgardner currently located in Methodist Hospital, Louisville.

15 NOV 19 1975

LEGAL COUNSEL

CORRESPONDENCE

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

1 - Mr. Mintz
1 - Mr. Wannall
1 - Mr. Cregar

DATE: 11/11/75

1 - Mr. Hotis
1 - Mr. Daly

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Director Sec'y _____

On 11/7/75, David Bushong of the Senate Select Committee requested that former Assistant to the Director John P. Mohr and former Assistant to the Director Cartha DeLoach be made available for Staff interview concerning their briefings of various Attorneys General concerning Bureau operations.

SAC James O. Ingram of the New York Office was instructed to inform DeLoach of the Senate Select Committee's request and the fact that that Committee would contact him in the near future for purposes of arranging an interview with him. Unsuccessful attempts were made on 11/7/75 to contact Mr. Mohr by the Legal Counsel Division to apprise him of the Senate Select Committee's request. Mr. Mohr subsequently contacted Assistant Director John A. Mintz of this Division concerning this matter.

Mr. DeLoach telephonically contacted SA Paul V. Daly of this Division on 11/10/75 and advised him he had been notified of the Senate Select Committee's request that he be interviewed and informed SA Daly that he had retained Attorney Edward P. Morgan of the firm Welch and Morgan to represent him. Mr. DeLoach stated that Morgan would contact the Committee to arrange for interview of Mr. DeLoach.

Mr. Mohr and Mr. DeLoach were previously released from their employment agreement for purposes of this interview. (See Legal Counsel to Mr. Adams memo dated 11/10/75 captioned "Senate Select Committee.")

ST 109

RECOMMENDATION:

For information.

- 1 - Personnel File - Cartha DeLoach
1 - Personnel File - John P. Mohr

PVD:lad
(9)

84 NOV 24 1975

15 NOV 19 1975

LEGAL COUNSEL

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel

SUBJECT: HOUSTUDY

SENSTUDY 75

1 - Mr. Mintz
1 - Mr. Adams
1 - Mr. Wannall
DATE: 11/11/75
1 - Mr. Cregar
1 - Mr. Hotis
1 - Mr. Daly

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Director Sec'y _____

By way of background the House Select Committee had scheduled the Bureau for testimony on 11/18/75 and we were tentatively scheduled for an appearance before the Senate Select Committee on the same date. Assistant Director Wannall of the Intelligence Division requested that the possible schedule conflict with the captioned Committees be resolved, inasmuch as it appeared the same Bureau personnel might be necessary to appear before both Committees.

On 11/10/75, John T. Elliff, Task Force Director of the Domestic Task Force was contacted by SA Paul V. Daly of this Division and informed SA Daly that the Bureau's scheduled testimony for 11/18/75 which was to have been on COINTELPRO was being re-scheduled. He stated the whole format concerning Bureau testimony was being revamped and that it would not be necessary for a Bureau witness to appear on 11/18/75. Elliff stated that the Bureau would be advised of the new schedule as soon as it was finalized.

On 11/10/75, A. Searle Field, Staff Director of the House Select Committee, was telephonically contacted concerning the proposed Bureau testimony on 11/18/75 before that Committee. It was pointed out to Field that there was a difference of opinion between him and his Staff Members as to what would be the topic of the testimony. Field had indicated that the Bureau testimony would be of a very general nature and that specific investigations would not be addressed. It was also pointed out to him that ADEX would not be a topic at the hearing. Yet, Staff Members of his Committee have stated that there will be testimony concerning particular

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INITIALS ON ORIGINAL

PVD:lad
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84 NOV 24 1975

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

LEGAL COUNCIL

Legal Counsel to Mr. Adams
RE: HOUSTUDY

SENSTUDY 75

Bureau investigations. It was suggested to Field that he should prepare a letter to the Department outlining the areas of expected testimony on 11/18/75 so that the Department and the Bureau would be on notice and could insure the Bureau's representative was knowledgeable in the areas to be covered. Field stated he would do so.

RECOMMENDATION:

For information.

NPC

JBA
PLM

IBH/PUD
PUD

X

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel

SUBJECT: SENSTUDY 75

1 - Mr. Mintz
1 - Mr. Wannall
1 - Mr. Cregar
DATE: 11/11/75
1 - Mr. Hotis
1 - Mr. Daly

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Director Sec'y _____

On 11/10/75, James Dick, Staff Member of the Senate Select Committee, requested that former Assistant Director of the Crime Records Division Thomas Bishop and former Deputy Associate Director of the Files and Communications Division Paul O'Connell be made available for Staff interview concerning their knowledge on mail openings. Mr. Dick stated that he had the current addresses of both Bishop and O'Connell.

O'Connell subsequently telephonically contacted SA Paul V. Daly of this Division and informed him that he had been contacted by James Dick of the Senate Select Committee and requested to make himself available for interview. Arrangements have been made for O'Connell to be briefed by the Intelligence and Legal Counsel Divisions prior to his interview by the Senate Select Committee.

RECOMMENDATION:

That Thomas Bishop and Paul O'Connell be released from any existing employment agreement for purposes of interview by the Senate Select Committee concerning mail openings.

- 1 - Personnel File - Thomas Bishop
- 1 - Personnel File - Paul O'Connell

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HEREIN IS UNCLASSIFIED
DATE 12-14-00 BY SP2ACM/BJP
MDR-4

15 NOV 19 1975

LEGAL COUNSEL

84 NOV 10 1975

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

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

DATE: 11/10/75

FROM : Legal Counsel *JAM*

SUBJECT: SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

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Director Sec'y _____

On November 10, 1975, John P. Mohr telephonically advised that he had been contacted by David Boshong of captioned committee and requested to appear for a deposition on November 18 or 19, 1975, concerning briefings of the Attorney General (regarding aspects of the Cointelpro) which were conducted by Mr. Mohr and Mr. DeLoach. Mr. Mohr asked whether the Bureau would approve his responding to this request and I told him that I would waive the secrecy agreement in regard to the limited subject of the deposition. Mr. Mohr said that he was to await a further call from Mr. Boshong making final arrangements.

RECOMMENDATION:

For information.

- 1 - Personnel file John P. Mohr
- 1 - Mr. Moore
- 1 - Mr. Wannall
- 1 - Mr. Cregar
- 1 - Mr. Hotis (Attn: Mr. Daly)
- 1 - Mr. Mintz

JAM:mfd
(7) *mfd*

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DATE 12-14-00 BY SP2ACM/AP

MDR-16

15 NOV 19 1975

LEGAL COUNSEL *JAM*



84 NOV 24 1975

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

DATE: 11/10/75

FROM : Legal Counsel *JAM*

SUBJECT: SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

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Director Sec'y _____

At 3:42 p.m. on November 10, 1975, Miss Helen W. Gandy formerly the Secretary to the Director, telephonically advised me that she had been called by Mary DeOreo who requested an interview at 3:00 p.m. on Tuesday, November 11, 1975, at Miss Gandy's apartment. Miss DeOreo said that she would be accompanied by Mark Gitenstein and a court reporter. She said that Miss DeOreo indicated that representatives of the FBI would not be permitted to be present during the interview, however, she was not concerned about that because she felt that she did not feel the need to have anyone present and she did not desire to have counsel.

I advised Miss Gandy that she could consider the employment agreement requiring secrecy to be waived for the limited purpose of the interview which Miss DeOreo described as concerning only Director Hoover's correspondence files.

Miss Gandy volunteered that she would take notes during the interview and at the conclusion she would forward a summary to the Bureau.

RECOMMENDATION:

For information.

- 1 - Personnel file Miss Helen W. Gandy
- 1 - Mr. Moore
- 1 - Mr. Wannall
- 1 - Mr. Cregar (
- 1 - Mr. Hotis (Attn: Mr. Daly)
- 1 - Mr. Mintz

JAM:mfd
(7)

ST 109

REC-1

15 NOV 19 1975

LEGAL COUNSEL



84 NOV 26 1975

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

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel *[Signature]*

SUBJECT: SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES

DATE: 11/5/75

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Director Sec'y _____

Mr. Robert Wick, Vice President, Audits and Security, Pan American World Airways, telephone number 212-973-6139, whose office is located at Room 4512 in the Pan Am Building in New York City, called at 3:19 p.m. on November 5, 1975. Mr. Wick said that he had been called at 11:35 a.m. on October 31, 1975, by an individual identifying himself as Mike Epstein representing the Senate Select Committee. Epstein requested him to come to Washington for a two to three hour interview concerning a matter relating to his "employment." Epstein did not further describe the subject matter of the interview. An appointment was arranged for 10:00 a.m. on November 7, 1975.

Mr. Wick said that he was uncertain as to the probable subject matter of the interview because other matters coming within his responsibilities at Pan Am which were unrelated to the FBI have been of recent interest to the Committee. He asked that he be furnished with advice concerning this matter.

At my request, SA Daly telephonically contacted Epstein and determined that the subject matter of the interview of Mr. Wick would be "Martin Luther King, Jr."

I called Mr. Wick at 5:00 p.m. on November 5, 1975, and advised him that we learned that the subject matter of the requested interview would be "Martin Luther King, Jr." I told Mr. Wick that under the arrangements existing with the Senate Select Committee, it would be appropriate for me to release him from his secrecy agreement with the FBI for the interview requested by Epstein. I further advised him of the need to avoid discussion of matters that may pertain to pending investigations, information derived

- 1 - Personnel file Robert Wick (Out of Service)
- 1 - Mr. Wannall
- 1 - Mr. Cregar
- 1 - Mr. Hotis (Attn: Mr. Daly)
- 1 - Mr. Mintz

JAM:mfd

REC-30

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84 DEC 19 1975

Memorandum to Mr. Adams
Re: Senate Select Committee

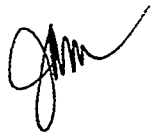
from agencies other than the FBI, sensitive investigative techniques, and informants. I also told Mr. Wick that should it appear to him that he would desire to have counsel available concerning matters that might raise Fifth Amendment questions, he should call me and I would handle such a request from him. Mr. Wick agreed to advise me should such a need arise. He said that he would appear at the appointment as requested by Mr. Epstein.

RECOMMENDATION:

For information.

A handwritten signature in dark ink, appearing to be "Wick", written diagonally across the page.

PLM

A handwritten signature in dark ink, appearing to be "Epstein", written in a cursive style.A handwritten signature in dark ink, appearing to be "Adams", written in a cursive style.

UNITED STATES GOVERNMENT

Memorandum

~~TOP SECRET~~

1 - Mr. J. B. Adams
1 - Mr. W. R. Wannall
1 - Mr. W. A. Branigan

DATE: 11/5/75

1 - Mr. J. A. Mintz
1 - Mr. W. O. Cregar

TO : Mr. J. B. Adams

FROM : W. R. Wannall

SUBJECT: SENSTUDY 75

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This is to advise of the results of our meeting on this date with Senator Frank Church, Chairman of the Senate Select Committee (SSC), members of the Committee's staff, and Department representatives, wherein these individuals were afforded a complete briefing on our sensitive Solo intelligence operation and specifically as it relates to our investigation of the late Martin Luther King, Jr.

Present at the meeting, in addition to Senator Church, were William G. Miller, Staff Director of the SSC, and SSC staff members John Elliff, Michael Epstein, and Mark Gitenstein. Senator John Tower, Vice-chairman of the SSC, was unable to attend and John Bayly of his staff was designated by him as his representative at the briefing. Michael E. Shaheen, Jr., Special Counsel for Intelligence Coordination at the Department, and his deputy, Steven Blackhurst, attended. In addition to myself, Inspector-Deputy Assistant Director T. W. Leavitt and Supervisors Seymour F. Phillips, Michael J. Steinbeck, and David Ryan of the Intelligence Division attended. The meeting was held in Room S201 of the Capitol which had previously been swept to counter possible elsur coverage. The briefing commenced at 9:45 a. m. and although Senator Church departed at 11:30 a. m. informal discussion continued for another half-hour.

I commenced the briefing by furnishing the Senator and SSC representatives a general overview of our Solo intelligence operation. I emphasized the extreme sensitivity and pointed out the continuing value of these sources to our intelligence responsibilities

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~~TOP SECRET~~

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84 NOV 20 1975

~~TOP SECRET~~

Memorandum to Mr. J. B. Adams
Re: Senstudy 75
62-116395

and the national security interests. I summarized the highly-valuable positive counterintelligence obtained through the operation relating to the Soviet Union and other hostile communist countries indicating the importance attached by the State Department and the intelligence community to the information obtained through this operation. A photograph depicting one of these sources in conference with Soviet Communist Party Chairman Brezhnev was exhibited only to the Senator. Although the names of the sources were not mentioned, I clearly pointed out that the information being disclosed through this briefing could pinpoint the identity of the informants and, if compromised, could be disastrous to our intelligence interests and possibly result in personal jeopardy to the sources.

Inspector Leavitt briefly mentioned his recent meeting with the sources and their concern for the security of their operations. Supervisor Ryan furnished a general overview of the financial apparatus of the Communist Party, USA, including its secret character, cover company operations, and control by the Soviets, tying this information into the relationship of the sensitive sources with Stanley David Levison, the advisor to the late Martin Luther King, Jr. Supervisor Phillips set forth in detail the relationship of Levison and King, emphasizing our first-hand information received either directly by the sources or through Lem Harris indicating King was under the influence if not the control of secret Communist Party member Levison. Supervisor Steinbeck advised of the continuing liaison function of these sources between the Soviets and the Communist Party, USA, Soviet funding of the Party through the informants and also highlighted the sensitive nature of the operation. Many questions of the SSC staff members were candidly answered.

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~~TOP SECRET~~

Memorandum to Mr. J. B. Adams
Re: Senstudy 75
62-116395

Senator Church expressed appreciation for the thorough briefing and stated he believed there was adequate basis for the FBI to reasonably conclude certain advisors and close associates of King were affiliated with the Communist Party and undoubtedly influencing King. He expressed his belief it was the responsibility of the FBI to determine the extent of communist or Soviet control or influence of King, but that he was disturbed that in the course of this coverage an attempt was made to publicly discredit King. He said he questioned whether the FBI as a law enforcement agency was acting within its proper scope in publicly discrediting King. He said it was his view and concern that such activities placed the Bureau directly involved in the political process where it does not belong.

Senator Church stated he had viewed one FBI document which indicated an effort within the FBI to cultivate a new responsible leader of the black movement and he characterized this as political involvement which he considered highly improper.

Senator Church stated he wished it was possible for the American people to be aware of the extent to which the Soviets were funding the Communist Party, USA. He said this is something the people should know and he regretted this could not be done under circumstances which would not undermine the Bureau's work and responsibilities. He promised his Committee would be as protective as possible regarding the sensitive information provided and that he would insure that there would be no public hearings which would betray the identities of the sources.

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~~TOP SECRET~~

Memorandum to Mr. J. B. Adams
Re: Senstudy 75
62-116395

I reiterated the Director's concern regarding the security of the sources and the operation and pointed out the extreme need-to-know basis which this information is held within FBI. I advised Senator Church that we had requested the meeting with him since the Committee had raised questions as to the basis for an FBI investigation of King and from his comments it was felt we had accomplished the purpose of the meeting--to show there were firm grounds for opening the case. It was acknowledged that the Committee was concerned with other issues relating to what was done during the investigation and I was not prepared to address such issues at this time. However, he could be assured of FBI cooperation in responding to any questions to the best of our ability.

ACTION:

None. For information.

WPC/TL

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~~TOP SECRET~~

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W.R. Wannall

FROM : J.G. Deegan

SUBJECT: SENSTUDY '75

1 - Mr. Adams
1 - Mr. Mintz
1 - Mr. Bassett
DATE: 11/3/75
1 - Mr. Wannall
1 - Mr. Helgeson
1 - Mr. Cregar
1 - Mr. Phillips
1 - Mr. Deegan

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The purpose of this memorandum is to summarize results of a meeting on 10/31/75 between Mr. Mike T. Epstein, Staff Member, Senate Select Committee on Intelligence Activities, Section Chief Joseph G. Deegan and Supervisor Homer A. Newman, Jr., relative to documents removed from the office occupied by Mr. W.C. Sullivan at the time of the termination of his duties with the FBI.

This meeting was held pursuant to a request previously received from the Committee to interview someone knowledgeable concerning the material and/or documents which were retrieved from Mr. Sullivan's office at the time of his termination of service.

Mr. Epstein's inquiries were directed principally toward obtaining information regarding the chain of custody of this material from the time it was removed from Mr. Sullivan's office to date. He was advised that although Mr. Deegan has custody of this material he would not be in a position to furnish information relative to the chain of custody without further research. In this connection it was suggested to Mr. Epstein that he make his request in writing, which he agreed to do.

He also inquired as to whether or not this was the material in which the original of a letter was located that had allegedly, from its face, been prepared to be utilized in transmitting information and/or tapes regarding Rev. King to Mrs. King. He was informed that this is the group of documents in which this material had been located.

HAN:tdp (9)

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15 NOV 19 1975

84 NOV 24 1975

LEGAL COUNSEL

Memorandum to Mr. W.R. Wannall
RE: SENSTUDY '75

At his request, Mr. Epstein was permitted to review briefly the inventory of the documents removed from Mr. Sullivan's office. He indicated that it would appear that a great number of these documents have already been made available to the Committee through other requests. He did note, however, that he observed a description of some documents that he had not previously seen and that he may make a request for delivery of all documents (properly excised) contained in this material that had not been previously made available through other requests.

ACTION:

For information.

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UNITED STATES

ENT

Memorandum

TO : Director, FBI

FROM : Harold R. Tyler, Jr.
Deputy Attorney General

SUBJECT: Testimony of Nicholas deB. Katzenbach
before the Church Committee

DATE: October 6

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Telephone Rm.	<input checked="" type="checkbox"/>
Director Sec'y	<input checked="" type="checkbox"/>

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MDR-16

I refer to a conference held in my office between me,
JFK Act 6 (4), and Paul Daly on Friday, October 3, 1975. As
I am sure you have learned from Messrs. Adams and Daly, former
Attorney General Katzenbach testified before the Church Committee
recently and was shown copies of FBI memos, three in number,
dated in the months of May, October and December, 1965, regarding
surveillances of the late Dr. Martin Luther King. In addition,
it should be noted that Mr. Katzenbach was shown a xerox copy of
a hand-written note by him to former Director Hoover bearing
date of December 10, 1965.

Although Mr. Katzenbach does not question the validity of
his hand-written note dated December 10, 1965, he has informed
the Attorney General and me that he questions his initials on
the three Bureau memoranda described above. Moreover, he asserts
that his recollection of his activities on the dates in question
indicate to him that he never saw these memoranda nor did he
initial them.

It is respectfully requested that representatives of the
Bureau talk to Mr. Katzenbach about this matter. When he is
interviewed, I would particularly suggest that Mr. Katzenbach
be shown a copy of a memorandum apparently signed by Mr.
Katzenbach and addressed to Mr. Hoover in March, 1965. The
latter memorandum cannot be described by me in any greater detail
because I do not have a copy. Nonetheless, I can describe it
further by indicating that Mr. Adams showed me a copy at our
meeting on October 3, 1975.

Should you have any questions about this matter, please
do not hesitate to telephone me.

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

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DATE 12-11-86 BY SP2 ACM/BJP 10/10/75

MDR-16

TO MR. CALLAHAN:

1975 "Who's Who" lists Katzenbach as residing in Riverdale, New York. He reportedly is employed by IBM as counsel. As far as who should talk to him, it would appear SAC or ADIC, New York, would be logical; however, it is felt he should be accompanied by someone thoroughly familiar and knowledgeable concerning procedures in securing Attorney General authority for electronic surveillance. In this regard, SA Dalseg would be the most knowledgeable. It also appears that we will have to exhibit to Katzenbach the original communications containing his initials and/or signature and, therefore, it is recommended Dalseg accompany SAC or ADIC, New York.

See memorandum to the
AG captioned "TESTIMONY OF
NICHOLAS deB KATZENBACH BEFORE
CHURCH COMMITTEE" dated 11-3-75
JWD:JMN
12-9-75

P. L. MACK

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI

DATE: October 6, 1975

FROM : Harold R. Tyler, Jr.
Deputy Attorney General

SUBJECT: Testimony of Nicholas deB. Katzenbach
before the Church Committee

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

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-11-80 BY SP2ALM/bp
MDR-16

I refer to a conference held in my office between me, JFK Act 6 (4), and Paul Daly on Friday, October 3, 1975. As I am sure you have learned from Messrs. Adams and Daly, former Attorney General Katzenbach testified before the Church Committee recently and was shown copies of FBI memos, three in number, dated in the months of May, October and December, 1965, regarding surveillances of the late Dr. Martin Luther King. In addition, it should be noted that Mr. Katzenbach was shown a xerox copy of a hand-written note by him to former Director Hoover bearing date of December 10, 1965.

Although Mr. Katzenbach does not question the validity of his hand-written note dated December 10, 1965, he has informed the Attorney General and me that he questions his initials on the three Bureau memoranda described above. Moreover, he asserts that his recollection of his activities on the dates in question indicate to him that he never saw these memoranda nor did he initial them.

It is respectfully requested that representatives of the Bureau talk to Mr. Katzenbach about this matter. When he is interviewed, I would particularly suggest that Mr. Katzenbach be shown a copy of a memorandum apparently signed by Mr. Katzenbach and addressed to Mr. Hoover in March, 1965. The latter memorandum cannot be described by me in any greater detail because I do not have a copy. Nonetheless, I can describe it further by indicating that Mr. Adams showed me a copy at our meeting on October 3, 1975.

Should you have any questions about this matter, please do not hesitate to telephone me.

Copy

62-116395-1038

Original sent on out to Messrs. Callahan, Adams, Warrall + Mintz

10-8-75

ENCLOSURE

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

62-116395-1038

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

FROM : Legal Counsel *[Signature]*

SUBJECT: SENSTUDY 75

1 - Mr. Mintz
1 - Mr. Adams
1 - Mr. Wannall
DATE: 10/6/75
1 - Mr. Cregar
1 - Mr. Hotis
1 - Mr. Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-11-80 BY SPR/CM/Bry
MDR-16

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

At his request Deputy Associate Director James B. Adams and SA Paul V. Daly of this Division met with Deputy Attorney General Harold R. Tyler, Jr., on October 3, 1975. Mr. Tyler advised that he had shown former Attorney General Nicholas deB. Katzenbach the original Bureau memoranda captioned "Martin Luther King" dated 5/17/65, 10/19/65 and 12/12/65 pertaining to authorization for microphone surveillance on Martin Luther King. He was also shown a note dated 12/10/65 directed from him to Mr. Hoover with his initials affixed at the bottom thereof. Mr. Tyler related that Katzenbach, after reviewing the aforementioned documents, stated that it was doubtful that he had approved the microphone surveillances contained in the memoranda, although he admitted the initials looked like his own. Katzenbach advanced two arguments as to why he did not believe he had approved the electronic surveillance requests.

(1) He stated the Martin Luther King investigation was a very controversial topic and he was very concerned about it. According to Mr. Tyler, Katzenbach stated he was so concerned about this matter that he had discussed it with the President. In view of his concern, Katzenbach stated that if he had approved such requests for electronic surveillance he would have certainly have recalled doing so and he had no such recollection.

(2) Katzenbach stated it was not his policy to give after-the-fact approval to electronic surveillance requests. (The aforementioned memoranda were all requests for electronic surveillance dated after the surveillance was utilized.) Katzenbach informed Mr. Tyler that he had reviewed his diary and on at least one of the occasions when electronic surveillance was used, he was available to approve prior to the use of the device and, therefore, there would have been no need for after-the-fact ratification of the electronic surveillance.

CONTINUED - OVER

PVD:lad
(9)



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

Legal Counsel to Mr. Adams
RE: SENSTUDY 75

Katzenbach, according to Mr. Tyler, was shown the Xeroxes of the aforementioned documents by the Senate Select Committee during interview by that Committee apparently pertaining to his authorization of electronic surveillance on Martin Luther King.

It was pointed out by Mr. Adams that former Attorney General Katzenbach in a memorandum dated 9/27/65 captioned "Special Investigative Techniques" ~~that he~~ stated, in part, concerning wiretaps and microphones "It is my understanding that such devices will not be used without my authorization, although in emergency circumstances they may be used subject to my later ratification."

Mr. Tyler stated that Katzenbach had not mentioned this particular communication and that he, Tyler, did not know that such a communication existed. Mr. Tyler stated that he and the Attorney General had indicated to Katzenbach that in order to clear up this question it would probably be necessary that he submit to interview and that certain investigations be conducted. Mr. Tyler mentioned particularly that handwriting examinations might be necessary to verify the authenticity of the initials affixed to the documents in question. Mr. Tyler stated he would send the Bureau a memorandum requesting a certain investigation to clarify this question.

RECOMMENDATION:

For information.

[Handwritten signatures and initials follow]

Date of Mail 11/3/75

Has been removed and placed in the Special File Room of Records Section.

See File 66-2554-7530 for authority.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-11-2000 BY SP2ALM/gy

MDR-16

Subject JUNE MAIL SENSTUDY

Removed By 79 NOV 21 1975

File Number 62-116395-1037

Permanent Serial Charge Out

NR 012 SF CODE

9:05PM NITEL 10/23/75 CJC

TO: DIRECTOR (100-3-104-47)

FROM : SAN FRANCISCO (100-43299) (P)

C O N F I D E N T I A L

Sens study

CPUSA COUNTERINTELLIGENCE PROGRAM. IS - CPUSA.

RE SAN FRANCISCO LETTER TO DIRECTOR, JULY 5, 1966, AND
TEL CALL OF BUREAU SUPERVISOR DAVID RYAN THIS DATE.

THIS IS TO CONFIRM INFORMATION FURNISHED TO SUPERVISOR RYAN.

ON AUGUST 5, 1975, KEVIN CROWLEY, CHIEF INVESTIGATOR, SANTA CLARA COUNTY WELFARE DEPARTMENT, CONTACTED THE SAN JOSE RESIDENT AGENCY AND ADVISED THAT HE HAD RECEIVED A TELEPHONE CALL THAT MORNING FROM BARBARA BANOFF, WHO IDENTIFIED HERSELF AS AN INVESTIGATOR FOR THE SENATE SELECT COMMITTEE, WASHINGTON, D.C.

BAROFF REQUESTED AN APPOINTMENT TO INTERVIEW CROWLEY IN SAN JOSE ON THURSDAY, AUGUST 7, OR FRIDAY, AUGUST 8, 1975, REGARDING "HIS ASSOCIATIONS WITH THE FBI". CROWLEY ADVISED BAROFF HE WAS TAKING HIS FAMILY TO A REMOTE AREA OF CALIFORNIA IN A TRAVEL TRAILER ON AUGUST 6, 1975, AND WOULD RETURN TO SAN JOSE SUNDAY AFTERNOON, AUGUST 10, 1975. BAROFF SAID SHE HAD TO BE IN A

DECLASSIFIED BY
12-11-00
MDL

MDL-16

DECLASSIFIED
ON 12-11-00
MDR-16
Reviewed: But enjoy w/it
62-116395 (Sanatinsky)

62-116395-

NOT RECORDED

NOV 6 1975

59 NOV 25 1975

62-116009

Original Filed In

PAGE TWO

SF 100-43299

~~C O N F I D E N T I A L~~

MIDWESTERN CITY (POSSIBLY MINNEAPOLIS) ON MONDAY, AUGUST 11, 1975, BUT WOULD LIKE TO MEET WITH CROWLEY AT 7:00 P.M. AUGUST 10, 1975, AT SAN JOSE.

CROWLEY ADVISED HIS SUPERIOR AT THE WELFARE DEPARTMENT ABOUT THE IMPENDING APPOINTMENT AND HIS SUPERIOR INSISTED HE CALL BANOFF AND OBTAIN ADDITIONAL DETAILS RELATIVE TO THE COMMITTEE'S INQUIRY. CROWLEY CALLED BANOFF IN WASHINGTON AND TOLD HER ABOUT HIS SUPERIOR'S CONCERN. BANOFF REPLIED "THIS HAS NOTHING TO DO WITH YOUR PRESENT JOB. IT CONCERNS YOUR ABC EMPLOYMENT". AT THIS TIME, BANOFF SAID IN THE EVENT SHE WAS UNABLE TO MEET CROWLEY IN SAN JOSE, HER ASSOCIATE, LES SIDELL, WOULD INTERVIEW HIM.

CROWLEY CALLED THE SAN JOSE RESIDENT AGENCY AND ADVISED OF THE SECOND TELEPHONE CALL AND SAID THE ONLY INCIDENT HE COULD RECALL WAS THE ABC ARREST OF FRED HIRSCH AND PAUL LATZ AT A SOCIAL AFFAIR IN SAN JOSE IN 1966 BASED ON INFORMATION RECEIVED BY CROWLEY IN AN ANONYMOUS TELEPHONE CALL.

CROWLEY SAID HE RECALLED HAVING RECEIVED AN ANONYMOUS CALL ABOUT THE POSSIBILITY OF LIQUOR BEING SOLD AT A FUND-RAISING AFFAIR FOR THE SAN JOSE PEACE CENTER AND HE HAD SET UP THE RAID. CROWLEY SAID THE BUREAU WAS NOT INVOLVED IN ANY WAY AND ABC FILES WOULD SO REFLECT. CROWLEY WAS ADVISED TO BE TRUTHFUL IN

PAGE THREE

SF 100-43299

~~C O N F I D E N T I A L~~

HIS INTERVIEW WITH COMMITTEE REPRESENTATIVES. HE WAS ASSURED THAT HIS CONFIDENTIAL RELATIONSHIP WITH THE BUREAU IN 1966 UP TO AND INCLUDING THE PRESENT TIME WOULD BE PROTECTED.

CONTACT HAS BEEN MAINTAINED WITH CROWLEY AND HE ADVISED THAT THE APPOINTMENT ON AUGUST 10, 1975, WAS NOT KEPT AND HE HAS HAD NO FURTHER CONTACT BY COMMITTEE REPRESENTATIVES.

CROWLEY IS A PERSONAL FRIEND OF SEVERAL SPECIAL AGENTS AND OVER THE PAST 20 YEARS HAS COOPERATED WITH THE BUREAU IN HIS CAPACITY AS AN ABC AGENT AND AS A SANTA CLARA COUNTY WELFARE INVESTIGATOR. HE CURRENTLY MAKES INFORMATION AVAILABLE TO THE BUREAU ON A CONFIDENTIAL BASIS.

THE BUREAU WILL BE KEPT ADVISED.

CLASSIFIED ~~C O N F I D E N T I A L~~ BY 7287, XGDS 2, INDEFINITE.

END

HOLD PLS

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. J. B. Adams

DATE: 10/24/75

FROM : Legal Counsel

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-11-2006 BY SP2AUM/APJ
MDR-16

SUBJECT: GOVERNMENT INFORMATION AND INDIVIDUAL
RIGHTS SUBCOMMITTEE OF THE COMMITTEE
ON GOVERNMENT OPERATIONS, REQUEST FOR
TESTIMONY OF JOE R. CRAIG

Sensitively-75

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
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Spec. Inv. _____
Training _____
Telephone Rm. _____
Director Sec'y _____

Hotis

During the course of a contact on another matter with Congressman Jack Brooks, Chairman of the Government Operations Committee, he advised that he had seen Mr. Kelley's letter to Chairwoman Abzug regarding the proposed testimony of Joe R. Craig in which the Director indicated he could not grant the request for testimony. Congressman Brooks described this as nonsense and said that the Director is treading on dangerous grounds because he in effect is defying a Committee of Congress. He said it would be different if the FBI was investigating Craig on a criminal matter because in that case the Congress would back off. He said that if he had received such a letter, he would likely call the Director to testify.

When I learned of this contact, I made arrangements to speak with Congressman Brooks and he returned my call at 5:00 p. m. on October 23, 1975. I told Congressman Brooks that I wanted to be sure he understood the true circumstances and I explained to him that the Criminal Division of the Department of Justice was conducting an inquiry concerning the matters about which Mr. Craig was called to testify and that the FBI was not conducting the inquiry. I further explained that because of the Criminal Division inquiry, the Bureau had been advised by the Department that the Attorney General's policy was that where the subject matter of the testimony pertains to a matter under active investigation by the Criminal Division of the Department, requests for testimony should be declined.

- 1 - Mr. McDermott
- 1 - Mr. Wannall
- 1 - Mr. Hotis
- 1 - Mr. Moore
- 1 - Mr. Mintz

JAM:mfd
(7)

62-116 395

NOT RECORDED

JAN 8 1976

1-8-76
NOV 25 1975

LEGAL COUNSEL

INITIALS ON ORIGINAL

CONTINUED - OVER

INITIALS ON ORIGINAL

84 JAN 13 1976

Memorandum to Mr. Adams

Re: Government Information and Individual Rights

Mr. J. Subcommittee, etc.

Congressman Brooks said that he misunderstood the circumstances when he saw the letter addressed to Mrs. Abzug. He said he did not have a copy of the letter, but had only read it. He said that the Department should assume the responsibility for declining to provide witnesses called by Committees of Congress if the declination is based on Department policy. He said that the Committee would then deal directly with the Attorney General.

Congressman Brooks said that even should the Attorney General instruct witnesses specifically not to appear, the Committee would still insist on their appearance unless the individual was under indictment or unless a criminal case was actually pending.

Congressman Brooks asked me if we had explained to Mrs. Abzug the circumstances of the Criminal Division inquiry and the consequent restrictions on the FBI due to Department policy. I told him that we had called Mrs. Abzug last evening, October 22, 1975, and explained the circumstances to her. Congressman Brooks said that he would discuss this matter with Mrs. Abzug but he felt that the subpoenas requested by her subcommittee would be approved and issued for the appearance of Mr. Craig.

RECOMMENDATION:

For information.

[Handwritten signatures: "K" and "JBA"]

SECRET

- 1 - Mr. Wannall
- 1 - Mr. Mintz
- 1 - Mr. Hotis
- 1 - Mr. Daly
- 1 - Mr. Cregar
- 1 - Mr. Farrington

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

1-501
CLASSIFIED BY SP2M/pf
DECLASSIFY ON: 25X 1

To: Director
Bureau of Intelligence Research
Department of State
Washington, D. C. 20520

Attention: Ray D. Haddox, Office of Intelligence
Liaison, Room 8732

From: Clarence M. Kelley, Director

Subject: REQUEST FOR INFORMATION IN FBI FILES BY
SENATOR WALTER F. MONDALE, MEMBER OF THE
UNITED STATES SENATE SELECT COMMITTEE ON
INTELLIGENCE ACTIVITIES

Pursuant to your telephone conversation with
Special Agent D. R. Williams of this Bureau on July 1, 1975,
there is attached a copy of a letter to the Attorney General
dated May 28, 1975, signed by Senator Frank Church and
Senator John G. Tower, Chairman and Vice Chairman,
respectively, of captioned Committee, in which they
requested any files or documents in the Department of
Justice or FBI concerning five members of this
Committee. Senator Walter F. Mondale is identified
as a member of this Committee.

Our review disclosed a document which
originated with your agency. A copy of this
document is being referred to your office for such
action as may be necessary. Senator Mondale will be
notified of this referral, and it is requested that
you correspond directly with the Senator in
connection with the enclosed document.

Enclosures (2)

- 1 - The Deputy Attorney General
Attention: K. William O'Connor
Special Counsel for Intelligence Coordination

- 1 - Bufile 62-116395 (SSC)

lam:smg (12)

SECRET

SEE NOTE ON PAGE 2

"SECRET MATERIAL ATTACHED" on original

SECRET

NOTE: See Legal Counsel to Mr. J. B. Adams memorandum of 6-11-75 captioned "Senstudy 75," in which it was recommended and approved that the FOIA Section review Bufiles for any documents or records concerning five members of the Committee. Document referred to Department of State for review dated 4-10-69 in Bufile 105-188989-8 captioned "Alexandru Ivasiuc IS-RO." (S)

SECRET

1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. J. C. Deegan
1 - Mr. R. L. Shackelford

Mr. W. R. Wannall

10/22/75

F. J. Cassidy

1 - Mr. F. J. Cassidy
1 - Mr. D. Ryan

COINTELPROS

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-1-2000 BY SP24CM/SPJ

MDL-6

This is to identify five copies of serials which were delivered on 10/16/75 to Miss Barbara Banoff of the staff of the Senate Select Committee (SSC) for retention in the Committee's offices.

Banoff, on 10/10/75, requested two serials relating to the White Hate Cointelpro and on 10/14/75 requested three serials relating to the CPUSA Cointelpro. Also on 10/10/75 she requested a copy of a memorandum dated 7/30/64 from Mr. Gale to Mr. Tolson entitled "Investigation of Ku Klux Klan and Other Hate Groups." Excepting the latter document, these serials were appropriately excised and reviewed by personnel of the respective Sections involved and delivered on 10/16/75. The latter document, dated 7/30/64, was not delivered as it was determined it had previously been referred to the SSC on 6/5/75.

Copies of the above documents which were delivered to Banoff on 10/16/75 are attached together with a cover page indicating their receipt. A copy of the 7/30/64 document is also attached for information purposes.

ACTION:

None. For information.

Enclosures
62-116039

1 - 62-116395 (Senstudy)
1 - 100-3-104 (CPUSA)
1 - 157-9 (White Hate)

DR:ffj
(10)

62-116395 -
NO RECORD
141 NOV 20 1975

57 NOV 20 1975

1 - Mr. Mintz
1 - Mr. Jenkins
1 - Mr. Ash
1 - Mr. Wannall
1 - Mr. Cregar
1 - Mr. Hotis
1 - Mr. Daly

October 23, 1975

BY LIAISON

Honorable Frank Church
Chairman
Select Committee on
Intelligence Activities
United States Senate
Washington, D. C.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-11-2000 BY SP2M/fpp
MDR-46

Dear Mr. Chairman:

This is to confirm the conversation between Special Agent Paul V. Daly of this Bureau and John T. Elliff of your Committee on October 17, 1975, at which time Mr. Elliff was advised that the FBI had discontinued its destruction of fingerprint files in the possession of our Identification Division. The records that were being destroyed were those pertaining to civil fingerprint cards of individuals 75 years of age and older and criminal fingerprint cards of persons 80 years of age and older. This destruction program was initiated in 1973 with the approval of the Attorney General and the Archivist of the United States. Our discontinuance of this destruction program was prompted by a letter to the Director dated January 27, 1975, signed by Senate Majority Leader Mike Mansfield and Minority Leader Hugh Scott which announced the formation of your Committee and requested the Bureau not destroy certain files.

EX-115 REC-5062 116375-1036

The discontinuance of this destruction program has created problems with regard to storage space and it would not appear that these records would be of interest to your Committee. Mr. Elliff advised that this Bureau could again begin to destroy these records.

NOV 7 1975

Sincerely yours,

Clarence M. Kelley
Director

1 - The Deputy Attorney General
(Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination)

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

PVD:lad (11)
MAIL ROOM ☒ TELETYPE UNIT ☐

- SEE NOTE NEXT PAGE -

GPO : 1975 O - 569-920

Honorable Frank Church

NOTE: By memorandum dated 9/30/75 from Mr. Ash to Mr. Jenkins captioned "Fingerprint Purge Programs, Identification Division," the Legal Counsel Division was requested to contact the Committee to determine if our fingerprint destruction program could be re-instituted. This destruction program has been done with the approval of the Attorney General and the Archivist of the United States in accordance with Public Law 91-287.

1 - Mr. D. W. Moore
1 - Mr. W. R. Wannall

November 3, 1975

The Deputy Attorney General

Director, FBI

1 - Mr. W. O. Cregar
1 - Mr. W. A. Branigan

**UNITED STATES SENATE SELECT
COMMITTEE TO STUDY GOVERNMENTAL
OPERATIONS WITH RESPECT TO
INTELLIGENCE ACTIVITIES**

On October 29, 1975, an individual who represented himself as being John Lofton, a syndicated writer, telephonically contacted two separate representatives of this Bureau. In both of these contacts Mr. John Lofton stated that he had access to a memorandum which had been prepared for Senator Frank Church, Chairman of the Select Committee, by members of the Committee staff concerning a briefing which had been provided to two members of the staff by representatives of the Federal Bureau of Investigation (FBI). The briefing in question which included classified information dealt with Soviet and other communist bloc countries' activities with respect to the Congress of the United States.

It is not known whether the memorandum referred to by Mr. Lofton contained any of the classified information which was included in the briefing.

The above is being furnished to you for your information and we contemplate no further inquiries in the absence of your specific request.

WAB:emg

(7)

NOTE:

MAILED 7

NOV 4 1975

FBI

Assoc. Dir. ☒
Dep. AD Adm. ☒
Dep. AD Inv. ☒
Asst. Dir. ☒
Admin. ☒
Comp. Syst. ☒
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Plan. & Eval. ☒
Spec. Inv. ☒
Training ☒
Legal Coun. ☒
Telephone Rm. ☒

See memorandum of W. A. Branigan to Mr. W. R. Wannall dated 10/29/75, WAB:emg, captioned "Senstudy."

MAIL ROOM ☐

TELETYPE UNIT ☐

NOV 11 1975

Page 138

GPO : 1975 O - 569-920

Assoc. Dir. ☒
 Dep. AD Adm. ☒
 Dep. AD Inv. ☒
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 Legal Coun. ☒
 Plan. & Eval. ☒
 Spec. Inv. ☒
 Training ☒
 Telephone Rm. ☒
 Director Sec'y ☒

The Administrative Division advises former Special Agent
 W. Donald Stewart EOD 7/2/51 and resigned 8/12/65.

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 12-11-2004 BY SP8ALM/BJP
 MDR-16

W. Donald Stewart
 1900 South Eads Street, Apt. 202
 Crystal House I
 Arlington, Virginia 22202

September 18, 1975

Mr. Clarence M. Kelley
 Director, FBI
 10th & Pennsylvania Avenue, N.W.
 Washington, D.C. 20535

Dear Mr. Kelley:

I have been contacted by the Senate Select Intelligence Committee and instructed by Mr. Paul Wallach to report for an interview on September 23, 1975 at 2:00 P.M.

I have learned that the "Hunter" matter, on which I'm to be interviewed, is presently under review for possible criminal prosecution by the Department of Justice. Accordingly, since, while being associated with "Hunter", I was under Bureau direction, I am requesting that an attorney be appointed for me by the Department of Justice or arrangements be effected that I can be reimbursed if I secure my own attorney.

REC 4 62-116395-1034
 Sincerely yours, NOV 12 1975

W. Donald Stewart

W. Donald Stewart

PER. REC. UNIT

P.S. Mr. Paul Wallach telephonically advised of above by me at 12:10 PM.
 9/18/75. WDS

P.S. Mr. Paul Wallach telephonically advised of above by me at 12:10 pm 9/18/75
 5 5 NOV 21 1975
 Mr. Paul Wallach for Director, 9-19-75.
 MW 55077 DocId:32989534 Page 139

EXP. PROC.
 SEP 19 1975

FRANK CHURCH, IDAHO, ID.
JOHN G. TOWER, TEXAS, VICE CHAIRMAN
PHILIP A. HART, MICH.
WALTER F. MONDALL, MINN.
WALTER D. HUDDLESTON, KY.
ROBERT M. GIAN, N.C.
CARY HAYES, N.C.
HOWARD H. BAKER, JR., TENN.
BARRY GOLDWATER, ARIZ.
CHARLES MCC. MATHIAS, MD.
RICHARD S. SCHWEIKER, N.J.
WILLIAM G. MILLER, STAFF DIRECTOR

United States Senate

SELECT COMMITTEE TO
STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES
(PURSUANT TO S. RES. 21, 91ST CONGRESS)
WASHINGTON, D.C. 20510

November 13, 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-11-2000 BY SP2/AM/BJP

Michael E. Shaheen, Jr., Esq.
Special Counsel for Intelligence Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D. C. 20530

Dear Mike:

This is a follow-up to my letter to you of November 7, 1975, concerning our proposed format and witnesses for public hearings on the FBI's use of informants and sources in the intelligence area.

The date for that hearing is now scheduled for Tuesday, December 2, 1975, rather than December 4 and 5, as indicated earlier.

Also, with regard to the hearing format, in addition to the appearance that we have discussed with Bureau representatives of three former FBI informants (Rowe, Hardy, and Cook) and Bureau representatives (who would discuss the overall Bureau use of informants), we are planning to hear testimony from the handling agents and other FBI field personnel involved with the three former informants indicated above. My letter of November 7 requested these field personnel be made available for interviews and possible depositions, and I understand the necessary clearances and procedures are nearing completion for this.

Also enclosed is a supplementary request for documents pertaining to one of the former FBI informants scheduled to testify.

Sincerely,

John T. Elliff
Director
Domestic Intelligence Task Force

15 NOV 17 1975

84 NOV 18 1975

The following documents and materials relating to Mary Jo Cook, whether in the custody of the Buffalo, New York, field office or elsewhere:

- a. all documents and materials reflecting contacts and reports of contacts (and the substance thereof) between Mary Jo Cook and FBI special agents from July 1973 to December 1974.
- b. all documents and materials reflecting information supplied by Mary Jo Cook to FBI special agents (and Bureau field or headquarters summaries thereof), including all written reports prepared by Mary Jo Cook, from July 1973 to December 1974.
- c. all documents and materials relating to any guidance, directions, instructions, or suggestions given to Mary Jo Cook by FBI special agents from July 1973 to December 1974.
- d. all documents and materials relating to Bureau and field office supervision of the handling of Mary Jo Cook by FBI special agents from July 1973 to December 1974.



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

JBG

NOV 13 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

MK FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request Dated
November 11, 1975

Attached is a letter from Senator Church requesting delivery of the DeLoach memoranda of August 24-27, 1964, (concerning the 1964 Democratic National Convention daily summaries from DeLoach to Walter Jenkins). Please prepare the requested response.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-11-2000 BY SP2ACM/pag

MDR-16

cc: Paul Daly

1- ENCLOSURE

REC 22

62-116395-1032

157-111

15 NOV 17 1975

LEGAL *5-6*

*Rec'd 8:50 am
11/14/75*



84 NOV 25 1975

NOV 13 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request Dated
November 11, 1975

Attached is a letter from Senator Church requesting delivery of the DeLoach memoranda of August 24-27, 1964, (concerning the 1964 Democratic National Convention daily summaries from DeLoach to Walter Jenkins). Please prepare the requested response.

cc: Paul Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 12-15-2000 BY SP2ACM/af

MDR-16

FRANK CHURCH, IDAHO, CHAIRMAN
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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

November 11, 1975

Attorney General Edward H. Levi
Room 5111
Department of Justice
Washington, D.C. 20530

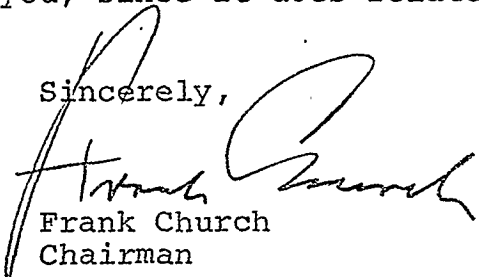
ALL INFORMATION CONTAINED
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DATE 12-11-2000 BY SP2 BLM/BJG
MDP-16

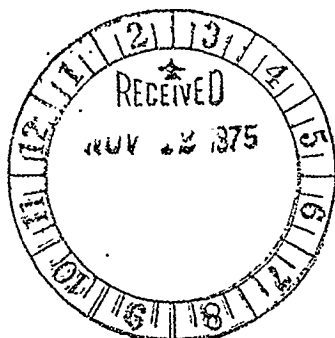
Dear Mr. Attorney General:

In my letter to you of August 28, 1975, concerning Committee document requests, I said that we did not want the DeLoach memoranda of August 24-27, 1964 (concerning the 1964 Democratic National Convention daily summaries from DeLoach to Walter Jenkins) at that time.

Because of the present posture of our investigation, I am now requesting delivery of legible, unexcised copies of these memoranda by Friday, November 14, 1975. I understand that the FBI has compiled and readied these documents for delivery and that the only delay in delivery concerns my sending this request to you, since it does relate to the August 28 request.

Sincerely,


Frank Church
Chairman



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OFFICE OF THE
ATTORNEY GENERAL
NOV 12 1975

12-114395-1030
ENCLOSURE

FRANK CHURCH, IDAHO, CHAIRMAN
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United States Senate

SELECT COMMITTEE TO
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RESPECT TO INTELLIGENCE ACTIVITIES

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

WASHINGTON, D.C. 20510

189

November 14, 1975

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MDR-16

HAND DELIVERED

Michael Shaheen, Esq.
Special Counsel for Intelligence Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D. C. 20530

Dear Mike:

Senafi
The Select Committee requests immediate delivery of pertinent material pertaining to the attached. You will note that Mr. Colson's attorney took handwritten notes on two FBI documents dated July 6, 1971 and February 26, 1968. The Committee requests this material for use at its public hearing on Tuesday. A copy of this letter is being sent to Mr. Cregar at the FBI.

Sincerely,

John Elliff
John Elliff

Director, Domestic Intelligence
Task Force

62-116395-1030

ST-111 REC 22

15 NOV 17 1975

Attachment

cc: Mr. William Cregar

62-116395

Rec'd 11:15 am
11/14/75

5-P

DICKSTEIN, SHAPIRO & MORIN

CHARLES H. MORIN
DAVID I. SHAPIRO
SIDNEY DICKSTEIN
WILLIAM J. O'HARA
ARTHUR J. GALLIGAN
JUDAH BEST
HENRY C. CASHEN II
JAMES W. SPRINGER
RICHARD LITTELL
THOMAS W. MACK
GORDON P. RAMSEY
ARTHUR D. MASON
FREDERICK M. LOWTHER
ROBERT J. HIGGINS
SEYMOUR GLANZER
M. J. MINTZ
IRA H. POLON
KENNETH L. ADAMS
ALAN B. PICK
IRA R. NITZNER
WILLIAM SILVERMAN
RICHARD P. PERRIN
GEORGE T. BOGGS
JOEL B. KLEINMAN
* (NOT ADM. IN D.C.)

THE OCTAGON BUILDING
1735 NEW YORK AVENUE, N. W.
WASHINGTON, D. C. 20006
202 785-9700

NEW YORK OFFICE
745 FIFTH AVENUE
NEW YORK, N. Y. 10022
212 832-1500

BOSTON OFFICE
ONE BOSTON PLACE
BOSTON, MASS. 02109
617 723-8100

May 9, 1975

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DATE 12-11-2000 BY SP2ALM/lap
MDL-16

Mr. William Schwartz
Commission on CIA Activities
Within the United States
Washington, D.C. 20500

Dear Bill:

Enclosed are several documents referred to by Mr. Colson and myself in the course of his recent sworn deposition at your office. In each case, what is provided is a typed version of my rough handwritten notes. Those notes were prepared by me approximately a year ago, when I was given access to the underlying documents by the Watergate Special Prosecution Force in the course of pretrial discovery in United States v. Ehrlichman, et. al.

The documents are as follows:

1. Several FBI memos and reports concerning Leonard Boudin. The text of the first report (dated July 6, 1971) indicates that derogatory information about Mr. Boudin had been furnished by the FBI to Ray McHugh of the Copley News Service. Although I do not have a copy, there exists in Mr. Colson's White House files a memorandum from John Dean to Charles Colson, dated July 20, 1971, transmitting to Colson a copy of McHugh's article. As you know, Mr. Colson served seven months in prison for furnishing to Jerry terHorst a report on Mr. Boudin prepared by Howard Hunt from these FBI materials.

62-116395-1030

ENCLOSURE

Mr. William Schwartz
May 9, 1975
Page 2

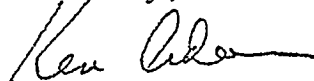
2. A memorandum listing projects of the Room 16 Unit in progress as of August 10, 1971, and the person or persons in charge of each project.

3. A portion of the CIA's July 8, 1971 assessment of the damage resulting from publication of the Pentagon Papers.

4. Summary of a transcript of a telephone conversation between John Ehrlichman and Richard Helms on July 24, 1971, in which Helms advises Ehrlichman that certain sensitive CIA files will be made available to the White House, but only to the President, Henry Kissinger and Ehrlichman, and specifically not to Howard Hunt.

JYE
I hope you will find these documents of interest. If Mr. Colson or I can provide the Commission with any further assistance, please let me know.

Sincerely,



Kenneth L. Adams

Attachments

KLA/tcc

(Typed from handwritten notes.)

(Apparently an FBI report on Boudin - dated 7/6/71.)

Mr. Mohr:

Re: Leonard B. Boudin
Attorney for Daniel Ellsberg

By memorandum to R. D. Cotter to C. D. B. Brennan dated June 28, 1971, it was recommended and approved that pertinent information concerning Boudin's sympathy for communist causes be used in connection with the Mass Media Program.

Information concerning Boudin's sympathy for communist causes was called to the attention of Ray. McHugh, Chief of the Washington Bureau, Copley News Services, by Crime Records Division. Attached is a copy of a release prepared by McHugh dated 7/1/71 concerning Boudin. It puts Boudin in the proper light as a communist and Soviet apologist.

Enc.

- 1 Mr. Mohr
- 1 Mr. Sullivan
- 1 Mr. Bishop
- 1 C. D. Brennan
- 1 R. D. Cotter
- 1 M. A. Jones

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DATE 12-11-2000 BY SP2AUM/BJP

MDR-16

(handwritten notes at bottom of report indicated that copies were sent to H. R. Haldeman, the Attorney General and the Deputy Attorney General)

[Attached to the above report are the following documents:

1. A three-page report by "JMS", dated June 28, 1971, concerning Messrs. Boudin and Nesson. At the conclusion of the memo the following words appear:
"Action: For the Director's Information."
2. An undated report by "JMS" concerning Leonard Boudin.
3. A form indicating that the above reports are secret, and that Mr. Boudin's name is in "the Security Index".]

ENCLOSURE

62-11639-1030

(Typed from handwritten notes.)

(Memorandum from Mr. Bishop to M. A. Jones, dated February 26, 1968 and typed on United States Government Memorandum stationery.)

The memo is entitled "Re Leonard Boudin, Attorney for Benjamin Spock. Information concerning." The author states that the subject (Boudin) is "well known to the Bureau", and that he has been identified as a member of the Communist Party in the past. The memo sets forth certain information about Boudin's alleged past activities, and states that the White House and the Attorney General have been advised of this. The memo concludes with the following:

"Recommendation: that approval be given to furnishing the attached information to one of our friendly newspaper contacts."

The memo indicates that copies were sent to Messrs. DeLoach, Bishop, Gale and Sullivan. Attached to the memo is a February 28, 1968 report titled "Dr. Benjamin Spock"; the portions of that report concerning Leonard Boudin are highlighted.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

NOV 11 1975

TELETYPE

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

NR 002 BA PLAIN

1:37PM IMMEDIATE 11/11/75 RK

TO: DIRECTOR

WFO

FROM: BALTIMORE (62-NEW) P

UNSUB; BURGLARY OF RESIDENCE OF SENATOR CHARLES MC C
MATHIAS, JR., CHEVY CHASE, MARYLAND, NOVEMBER 7 - 9, 1975,
INFORMATION CONCERNING.

ON THE EVENING OF NOVEMBER 10, 1975, THE FOLLOWING
INFORMATION WAS RECEIVED TELEPHONICALLY FROM SENATOR
CHARLES MC C MATHIAS, JR., 3803 LELAND STREET, CHEVY
CHASE, MARYLAND, AND PERSONALLY FROM HIS SON, CHARLES
BRADFORD MATHIAS, AT THE CHEVY CHASE RESIDENCE:

THE MATHIAS FAMILY WAS AWAY FROM THEIR HOME FROM
7 P.M., NOVEMBER 7, 1975 UNTIL 6:30 P.M., NOVEMBER 9,
1975. UPON RETURN, IT WAS OBSERVED THAT A KITCHEN
WINDOW WAS PARTIALLY OPEN, ALSO THAT THE FRENCH DOORS
IN THE DINING ROOM WERE PARTIALLY OPEN. A CHECK OF
THE RESIDENCE WAS MADE BY MEMBERS OF THE MATHIAS FAMILY
NOVEMBER 9 - 10, 1975.

IT APPEARS THAT SOMEONE HAD BEEN IN THE RESIDENCE;
HOWEVER, THE ONLY ITEMS DETERMINED TO BE MISSING AS OF THE

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DATE 12-1-200 BY SP-11/11/75

MD-16

62-116395

NOT RECORDED
46 NOV 14 1975

John
Wail
CPG

94-54474-14
ORIGINAL FILED IN

PAGE TWO BA 62-NEW

NIGHT OF NOVEMBER 10, 1975 WERE TWO ONE HUNDRED SWISS FRANC NOTES. ONE NOTE WAS MISSING FROM A DRAWER IN THE SENATOR'S UPSTAIRS BEDROOM, WHILE THE OTHER NOTE WAS MISSING FROM A DRAWER IN THE UPSTAIRS BEDROOM OF HIS SON, CHARLES.

NUMEROUS ARTICLES THROUGHOUT THE RESIDENCE APPEARED TO HAVE BEEN HANDLED OR DISTURBED. THESE ARTICLES INCLUDED JEWELRY BOXES IN MRS. MATHIAS'S BEDROOM, ITEMS IN A SMALL LIVING ROOM DESK AND PLANTS. SEVERAL ARTICLES, OF OBVIOUS VALUE, SUCH AS JEWELRY AND WATCHES, ALTHOUGH DISTURBED, WERE NOT TAKEN. NO APPARENT EFFORT WAS MADE TO TAKE THE TELEVISION SETS AND OTHER VALUABLE HOUSEHOLD ARTICLES.

SENATOR MATHIAS ALSO ADVISED THERE HAD NOT BEEN ANY PAPERS OF VALUE OR OF A CLASSIFIED NATURE TAKEN AND THAT NO SUCH PAPERS ARE MAINTAINED AT THE RESIDENCE WHENEVER HE IS ABSENT FROM THE RESIDENCE.

MONTGOMERY COUNTY, MARYLAND DEPARTMENT OF POLICE (MCDP) NOTIFIED 9:45 P.M., NOVEMBER 10, 1975, BY FBI, SILVER

DIV 5

PAGE THREE DA 62-NEW

SPRING, MARYLAND, OF THE BURGLARY, RESPONDED TO MATHIAS RESIDENCE, CONDUCTED INTERVIEWS AND CRIME SCENE SEARCH. TWO APPARENT LATENT IMPRESSIONS OF VALUE DEVELOPED BY MCDP FROM THE INTERIOR OF THE FRENCH DOORS IN THE DINING ROOM. NO APPARENT SIGN LOCATED OF FORCED ENTRY INTO RESIDENCE. NEITHER SENATOR MATHIAS OR MCDP DEVELOPED ANY SUSPECTS.

ADMINISTRATIVE DATA: SENATOR MATHIAS NOT PRESENT AT RESIDENCE ON EVENING OF NOVEMBER 16, 1975 BUT DID CONTACT RESIDENCE TELEPHONICALLY WHILE AGENTS PRESENT.

SENATOR MATHIAS SUGGESTED MODUS OPERANDI IN THIS MATTER MAY BE SIMILAR TO RECENT BREAK-IN AT HOME OF SENATOR HOWARD BAKER, WHO LIKE SENATOR MATHIAS, IS A MEMBER OF THE SENATE SELECT COMMITTEE ON INTELLIGENCE. HE SAID REASON FOR BREAK-IN OF BAKER RESIDENCE NOT KNOWN.

SENATOR MATHIAS EXPRESSED HIS APPRECIATION TO THE FBI AND TO MCDP FOR RESPONDING TO HIS RESIDENCE, STATING IF ANY OTHER INFORMATION RELATING TO THE BURGLARY IS DEVELOPED, HE WILL IMMEDIATELY CONTACT POLICE AUTHORITIES.

PAGE FOUR BA 62-NEW

INFORMATION COPY TO WFO IN VIEW OF SENATOR MATIAS'S
POSITION WITH THE UNITED STATES SENATE.

BALTIMORE WILL FOLLOW WITH MCPD.

END

AJN FBIHQ CLR TU

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall *Wannall*

FROM : W. O. Cregar *W. O. Cregar*

SUBJECT: SENSTUDY 75

- 1 - Mr. J. B. Adams
- 2 - Mr. J. A. Mintz
(1 - Mr. J. B. Hotis)

- 1 - Mr. W. R. Wannall

DATE: 10/20/75

- 1 - Mr. W. O. Cregar

Assoc. Dir. *[initials]*

Dep. AD *[initials]*

Dep. AD *[initials]*

Asst. Dir.:

Admin. *[initials]*

Comp. Syst. *[initials]*

Ext. Affairs *[initials]*

Files & Com. *[initials]*

Gen. Inv. *[initials]*

Ident. *[initials]*

Inspection *[initials]*

Intell. *[initials]*

Laboratory *[initials]*

Plan. & Eval. *[initials]*

Spec. Inv. *[initials]*

Training *[initials]*

Legal Coun. *[initials]*

Telephone Rm. *[initials]*

Director Sec'y *[initials]*

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DATE 12-7-2000 BY SP2ACN/mj

MD-16

Attached letter to the Attorney General responds to request received from Department, dated 10/17/75, with reference to a letter from Senator Frank Church, Chairman, Senate Select Committee (SSC), to the Attorney General, dated 10/15/75 (copy also attached). Senator Church's letter, in summary, proposes that SSC Staff conduct interviews with nine FBI confidential sources in connection with activities of the sources on behalf of the FBI in our COINTELPRO operations. The Senator indicated to the Attorney General that he hoped there would be no objection to such interviews but if objections were evident he desired to be contacted by Tuesday, 10/21/75.

This is not a new issue. During August, 1975, SSC Staff Member John T. Elliff proposed interviews of this type which were objected to on the principle of the FBI's obligation to protect the confidentiality of our relationship with any source whether that confidentiality be implied or expressed. The Director, at that time, strongly supported this principle of confidentiality and the issue was taken to the Attorney General. At a conference between the Attorney General and Senator Church on the evening of 8/14/75, it was agreed that the Committee would attempt a limited number of interviews of individuals whose identities and/or relationship with the FBI had been protected. However, as a condition precedent to such interviews, the FBI was to be allowed to contact such individuals to inform them of the proposed interview and to determine whether each would be receptive to such an interview. Senator Church concurred in this arrangement; however, subsequently on 8/18/75, Elliff advised that Senator Church had reconsidered his agreement with the

62-116395

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Enclosures - sent 10-20-75

REC 22

62-116395-1028
CONTINUED - OVER

15 NOV 17 1975

84 NOV 18 1975

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

Attorney General to the aforementioned procedures as a result of persuasion by SSC Staff. Elliff, at that time, indicated a letter recording Senator Church's change of attitude had been drafted. To date, no such formal acknowledgement has been received and no interviews have been attempted in the interim.

By his most recent communication, 10/15/75, Senator Church again raises this issue. Although he does note that the matter was originally discussed with the Attorney General "some weeks ago," he makes no mention of the agreement with the Attorney General at that time. Apparently, as some sort of precedent, he does cite the fact that the FBI did make available for use and interview the names of Internal Revenue Service (IRS) personnel who cooperated with the FBI in certain COINTELPRO activities. We do not consider this action on our part to be a concession with respect to confidentiality of sources since we specifically stipulated that we considered IRS personnel to be U. S. Government officials acting in their capacity as such.,

OBSERVATIONS:

Obviously, the SSC has not given up on this issue. It is just as obvious that no valid issues have arisen which should cause us to modify the position taken by the Director and the Attorney General concerning the confidentiality, implied or expressed, of our relationships with sources cooperating with the FBI.

CONTINUED - OVER

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

RECOMMENDATION:

That the attached letter to the Attorney General
be approved recording our strong protest to the proposed
action by the SSC.

JAM
JCF
WRL
JBA
PRM
WRL
OK

FRANK CHURCH, IDAHO, CHAIRMAN
JOHN G. TOWE, TEXAS, VICE CHAIRMAN
NILUF A. HART, MICH.
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WALTER D. HUDDALLSTON, KY.
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CHARLES MCC. MATHIAS, JR., MD.
RICHARD L. SCHWEIKER, PA.

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, 81TH CONGRESS)

WASHINGTON, D.C. 20510

October 15, 1975

RECEIVED
OFFICE OF THE
ATTORNEY GENERAL
OCT 15 1975

The Honorable Edward H. Levi
Attorney General
U.S. Department of Justice
Washington, D.C. 20530

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DATE 12-8-2001 BY SP2ACM/KP
MDP-66

Dear Mr. Attorney General:

The Select Committee is presently investigating the activities of the Federal Bureau of Investigation carried on as part of the COINTELPRO program. We appreciate the cooperation of the FBI and the Justice Department in making materials available to us in this area. However, one problem remains to be resolved. The Committee believes its staff must contact and interview certain persons who received information from the FBI in the course of COINTELPRO operations. The FBI has withheld the names of such persons from the Committee's use on the grounds that they were FBI "sources".

The Committee wishes to stress that it is not interested in questioning these persons about any role as a "source", but rather as a recipient of information from the FBI. Indeed, in many instances we would not have been aware that the individual was a "source" had not the FBI excised the name from the materials delivered to us. Nevertheless, to minimize any incidental deleterious effects on legitimate FBI operations, the Committee has selected a very limited number of persons whom we desire to contact and interview. (See attached list and materials.)

As you will recall, we originally discussed this matter with you some weeks ago. Since then the Committee has had an opportunity to consider the issue more fully in the light of our experience with other investigations. For example, our inquiry into the relationships between the FBI and the Internal Revenue Service clearly showed the

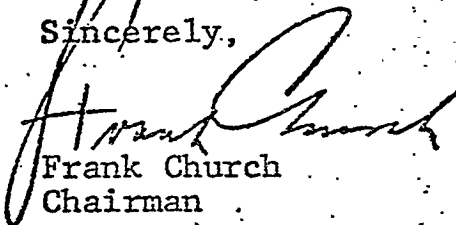
62-116395-1028
ENCLOSURE

need to use the names of IRS personnel who cooperated with the FBI in certain COINTELPRO activities. Those names were made available to us for our use.

As I am sure you can appreciate, what is at stake here is the investigation of serious breaches of the security and confidentiality of information obtained by the FBI. Such information was apparently disclosed or "leaked" for the purpose of disruption. The full extent of such disclosures in many of the cases, such as the efforts to discredit Dr. Martin Luther King, Jr., is still unknown. Surely, it would be incongruous for an inquiry into these matters to be impaired on the grounds of the FBI's interest in preserving confidentiality.

The Committee has a clear mandate and a firm commitment to investigate allegations that the FBI attempted to harass and discredit individuals. The integrity of this investigation depends upon our ability to conduct interviews without the appearance of outside interference. Therefore, we hope you have no objection to our conducting the interviews of the persons on the attached list, but if you do, please contact me by Tuesday, October 21.

Sincerely,


Frank Church
Chairman

Tampa

Excision (name unknown) Tampa television producer or newsman. Furnished public source data and lead material concerning black nationalist groups, particularly Junta of Militant Organizations, for a television "special".

Chicago

Excision (a Mr. Jones - newspaper unknown) newspaper reporter furnished public source data and other lead material for an article on the Nation of Islam, particularly its business interests.

New York

Excision (known to be Surrogate Edward S. Silver) probate judge contacted by Bureau to determine how to prevent large bequest from going to CPUSA.

Jackson

Excision (known to be Jimmy Ward) newspaperman used to plant Bureau-authored letter and answer in column re Nation of Islam.

Pittsburgh I

Excision (known to be Richard Larry) official of Mellon Foundation used in several counterintelligence programs involving foundation funding and contacts.

Pittsburgh II

Excision (known to be Sherley Uhl) newspaperman used in several counterintelligence programs of which the documents attached are one example.

Miami

Excision (known to be Gene Struhl) news director furnished public source information and other lead material with which to produce four separate documentaries which "showed the extremist groups involved in their true light."

San Francisco

Excision (known to be Kevin Crowley) agent of California Alcoholic Beverage Control Board asked to raid a Democratic party fund raiser.

Minneapolis

Excision (known to be Fred Carey) Director of Security at Honeywell, Inc. and former Special Agent furnished information on plans of a group of Honeywell stockholders to appear at annual stockholders meeting to protest war production.

UNITED STATES GOVERNMENT

Memorandum

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

TO : Mr. J. B. Adams

DATE: 10/29/75

FROM : Legal Counsel *JAM*

SUBJECT: LEGAL ADVICE FOR PRESENT
OR FORMER BUREAU EMPLOYEES

SenStudy

*advised S.C. north
mty - Done. 11/6/75*

At 5:10 p.m. on October 28, 1975, Paul E. Ertzinger, of the Society of Former Special Agents of the FBI, telephonically advised me that he is working with a group designated by the current President of the Society to provide cooperation with the Bureau in cases in which former employees require legal representation in matters rising out of their former employment in the Bureau. He requested, and I explained to him, the interim procedures now being followed in the Department concerning requests for counsel by employees or former employees. In short, I told him that should a former employee desire the appointment of counsel he should communicate that request to me and the matter would be referred to the Department following a review at FBI Headquarters.

He was told that referral to the Department would be given in cases in which it appeared that the subject matter pertained to an activity of the former employee that was within the scope of his employment in the FBI. I advised Mr. Ertzinger of the need for a list of the names of those attorneys known to the Society who would be willing to serve as counsel if requested and appointed, and he agreed to furnish me with such names.

Mr. Ertzinger said that he would be attending the annual convention of the Society in Houston and that he would discuss these matters with the President and other officers and make known to them the interim procedures being followed.

RECOMMENDATION:

For information.

- | | |
|-----------------|----------------|
| 1 - Mr. Wannall | 1 - Mr. Cregar |
| 1 - Mr. Hotis | 1 - Mr. Mintz |
| 1 - Mr. Moore | |

JAM:mfd

(6)

REC 12 66-116395-8
5 10/27/75
JBA
62-116395-
NOT RECORDED

NOV 20 1975



NOV 20 1975

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

FBI



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

NOV 11 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a letter from the Senate Select Committee dated November 5, 1975, which was received by this Office on November 10, 1975. Please prepare an appropriate response to the attached request.

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HEREIN IS UNCLASSIFIED
DATE 12-5-2000 BY SP8AUM/BJP
MDR-16

cc: Paul Daly

EX-112

REC 68

62-116395-1027

NOV 14 1975

ENCLOSURE

1-11-75

62-116395



84 MAY 13 1976

NOV 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a letter from the Senate Select Committee dated November 5, 1975, which was received by this Office on November 10, 1975. Please prepare an appropriate response to the attached request.

cc: Paul Daly

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DATE 12-8-2000 BY SP2ACM/PP
MDR-16

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

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

November 5, 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED

DATE 12-6-2000 BY SP2ACM/BJP
MDR-16

NOV 7 1 20 PM '75
DEPT. OF JUSTICE
MAIL UNIT

RECEIVED 3

Michael E. Shaheen, Jr., Esq.
Special Counsel for Intelligence Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D. C. 20530

Dear Mike:

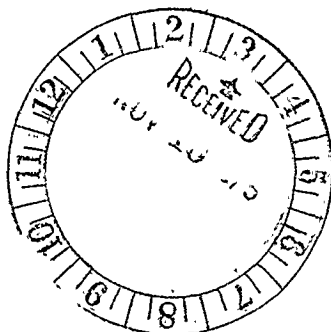
This is a supplementary request to our request of August 20, 1975, under Part IV, 3.

All FBI reports, memoranda, interviews, and all other documents from FBI Agents Frank Watts and Jack Rucker concerning the time period April 1968 from August 1968 concerning Meridian, Mississippi, bombings, meetings with FBI informant Raymond Roberts and members of the Meridian, Mississippi, Police Department involving Thomas A. Tarrants III, Joe Danny Hawkins, Kathy Ainsworth, and other members or alleged members of the Ku Klux Klan.

Sincerely,

John T. Elliff

John T. Elliff
Director
Domestic Intelligence Task Force



62-116395-1027

ENCLOSURE

The Attorney General

Director, FBI

U. S. SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

2 - Mr. J. A. Mintz
(1 - J. B. Hotis)
1 - Mr. W. R. Wannall
October 28, 1975

1 - Mr. H. N. Bassett
1 - Mr. W. O. Cregar
1 - Mr. J. G. Deegan
1 - Mr. R. D. Shea

Reference is made to SSC letter dated August 27, 1975, to Michael E. Shaheen, Jr., Special Counsel for Intelligence Coordination, which attached an August 27, 1975, supplement to an SSC request of August 26, 1975. The supplement requested delivery of material in Part I, Items 7c, (1) through (12).

Enclosed for your approval and forwarding to the Committee is the original of a memorandum in response to the items requested in Part I, Items 7c, (1) through (12) of the August 27, 1975, supplement.

Also enclosed for your records is a copy of the memorandum which is being delivered to you with a set of the materials which are being delivered to the SSC.

Being delivered are two sets of materials. One set contains data pertaining to the possible prosecution of former Assistant to the Director William C. Sullivan. The Department presently has pending a request for a prosecutive opinion as to the possible violation of Federal laws by Sullivan.

In view of above it is being left to your discretion whether you want to forward to the SSC both sets or retain the set that contains the data that may bear on the possible prosecution of Sullivan.

Enclosures - 2

62-116395

1 - The Deputy Attorney General
Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination

RDS:cah/adn
(11)

SEE NOTE PAGE TWO

"ENCLOSURE IN BULKY ROOM"

ORIGINAL AND ONE TO AG

TELETYPE UNIT ☐

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-27-2000 BY SP2 PCH/afp

MDR-16

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Dep. AD Adm. _____
Dep. AD Inv. _____
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Laboratory _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal Coun. _____
Telephone Rm. _____
Director Sec'y _____

U. S. SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

NOTE:

A copy of the 8/27/75 SSC request, Part I Items 7c, (1) through (12), as well as a copy of SSC letter 8/28/75 to the Attorney General setting forth the reason why number (3) in Item 7c, is exempted, are attached to the file copy of enclosed LHM. Exact copies of the material being furnished are maintained in the office of the SENSTUDY 75 Project. Arrangements have been made for a representative of the Legal Counsel Division to deliver the attached memorandum as well as the materials being provided to the SSC.

62-116395

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP2ACW/JP
MMR-16

2 - Mr. J. A. Mintz
(1 - J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. H. N. Bassett
1 - Mr. W. O. Cregar

October 28, 1975

1 - Mr. J. G. Deegan
1 - Mr. R. D. Shea

U. S. SENATE SELECT COMMITTEE TO
STUDY GOVERNMENTAL OPERATIONS WITH
RESPECT TO INTELLIGENCE ACTIVITIES (SSC)

Reference is made to SSC letter dated August 27, 1975, to Mr. Michael E. Shaheen, Jr., Special Counsel for Intelligence Coordination, which attached an August 27, 1975, supplement to an SSC request of August 26, 1975, and which requested delivery of materials in Part I, Items 7c, (1) through (12).

The purpose of this memorandum is to effect delivery to the SSC of information and material relating to the SSC request described above.

Item 9 of the previously described SSC request concerns SSC's interest in a Newark memorandum dated August 22, 1964, regarding technical surveillance at the Democratic National Convention (DNC). Being delivered is a memorandum from SAC R. W. Bachman captioned "Martin Luther King, Jr; SM - C," dated August 21, 1964. This memorandum concerns technical surveillance at the DNC and is believed to be responsive to this request.

Materials requested under number (3) of Item 7c, are exempted from delivery pursuant to Senator Church's letter to the Attorney General dated August 28, 1975, as these materials pertain to the Mr. DeLoach August 24-27, 1964, memoranda concerning the 1964 DNC and/or summaries or quotes from conversations monitored during electronic surveillances of Martin Luther King, Jr.

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

1 - The Attorney General

RDS:adn
(10)

This document is prepared in response to your request and is not for dissemination outside your Committee. Its use is limited to official proceedings by your Committee and the content may not be disclosed to unauthorized personnel without the express approval of the FBI.

ROUTE IN ENVELOPE

ENCLOSURE

MAIL ROOM ☐ TELETYPE UNIT ☐

FRANK CHURCH, ID.
JOHN G. TOWER, TEX.
PHILIP A. HART, MICH.
WALTER F. MC IDALE, MINN.
WALTER D. HUDDLESTON, KY.
ROBERT MORGAN, N.C.
GARY HART, COLO.
BAKER, JR., TENN.
GOLDWATER, ARIZ.
CHARLES MCC. MATHIAS, JR., MD.
RICHARD S. SCHWEIKER, PA.

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

August 27, 1975

Michael E. Shaheen, Jr., Esq.
Special Counsel for Intelligence
Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D.C. 20530

Dear Mike:

Attached is an addition to the Document
Request delivered to you earlier today. The additional
items list should be incorporated in the Document
Request dated August 26, 1975.

Sincerely,

John T. Elliff
John T. Elliff

Director
Domestic Intelligence Task Force

Let to AG

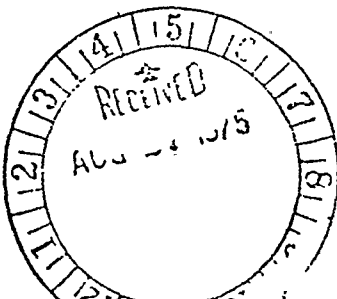
cc DAG

Encl (2)

151-8/75

RDS/cab:adm

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP2AUM/rap
MDR-46



ENCLOSURE

62-116395-1026

August 27, 1975

REQUEST FOR FBI MATERIALS

Additional items to be incorporated in the Document Request dated August 26, 1975.

Under Part I, Item 6

- q. Paragraph (e) of SAC Letter No. 63-50, dated 10/1/63, contains the following statements:

"The following offices should submit to the Bureau, by letter under above caption ("Communist Party, USA - Negro Question - Communist Influence in Racial Matters") due 30 days from date of this SAC letter, an analysis of their current coverage of communist activities in the Negro field plus details of their plans for intensifying such coverage: . . . Also, those 16 offices which are participating in the Counterintelligence Program on a continuing basis should include in their next monthly letters due at the Bureau by October 15, 1963, any plans they may have to neutralize or disrupt any Party activities in the Negro field. Such information should be set out under the category "Possible Counterintelligence Activity."

Please supply all letters received by FBI Headquarters in response to the above-quoted instructions.

- r. All memoranda and other materials reflecting proposals and decisions to issue the instructions quoted in Item q. above, and all memoranda and other materials pertaining to the following statement in the second paragraph of SAC Letter No. 63-50, dated 10/1/63:

"There is also an urgent need for imaginative and aggressive tactics to be utilized through our Counterintelligence Program for the purpose of attempting to neutralize or disrupt the Party's activities in the Negro field."

Under Part I, Item 7

- c. The following materials which are referred to, described, or discussed in the January 30, 1975 FBI letterhead memorandum captioned "Special Squad at Democratic National Convention, Atlantic City, New Jersey, August 22 - 28, 1964":

ENCLOSURE

62-116395-1026

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-9-97 BY SP2HMP/JP

100-16

- (1) August 20, 1964 teletype to all continental field offices captioned "Disruption of Democratic National Convention, Information Concerning (Internal Security)".
- (2) "Follow-up instruction" issued on August 21, 1964.
- (3) All "Bureau memoranda prepared setting forth pertinent developments."
- (4) Letter dated August 21, 1964, to then Deputy Attorney General Katzenbach which "responded to a request dated August 19, 1964, from Mr. John Doar..."
- (5) Memorandum dated July 22, 1964, furnished to the White House "at the request of Walter Jenkins of the White House staff."
- (6) Any materials reflecting Mr. Jenkins' request referred to in Item 5. above.
- (7) Director Hoover's memorandum of September 10, 1964 reporting a telephone call from Mr. Jenkins.
- (8) All 302's and any other materials or reports reflecting the FBI's inquiry into this matter.
- (9) Memorandum contained in Newark files dated August 22, 1964 concerning technical surveillance at the Democratic National Convention.
- (10) Materials reflecting the attribution "to then Senior Resident Agent Clark that on Bureau instructions a mike should be considered for the temporary Congress of Racial Equality headquarters."
- (11) July 2, 1968 instructions that all Agent personnel are prohibited to pose as newsmen or representatives of any wire service for the purpose of establishing an investigative cover.
- (12) All materials pertaining to the instructions described in Item 11. above.



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

August 29, 1975

1/24/76

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a copy of a letter from Senator Church to the Attorney General dated August 28, 1975. The letter is self-explanatory.

I would appreciate it if you would treat this request with the highest priority.

I have discussed with Mike Epstein (in Elliff's absence) of the SSC and with Elmer Larson of the Bureau the demands this request will pose for the Bureau, and we have agreed to defer responding to Elliff's requests of August 20, 1975, for Parts IV and V, from September 4 to September 9, in an effort to meet the response date (September 3) of the attached request.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 8-01 BY SP7 ACM/AP
MDR-16



ENCLOSURE

62-110395-1026

PHILIP A. HART, MICH.
WALTER F. MONDALE, MINN.
WALTER D. HUDSON, KY.
WILLIAM MORGAN, N.C.
CARL A. HART, CALIF.

HOWARD H. BAKER, JR., TENN.
BARRY GOLDWATER, ARIZ.
CHARLES MCC. MATHIAS, MD.
RICHARD S. SCHWEIKER, PA.

WILLIAM G. MILLER, STAFF DIRECTOR
FREDERICK A. O. SCHWARTZ, 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

August 28, 1975

Honorable Edward H. Levi
Attorney General
U. S. Department of Justice
Washington, D. C. 20530

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-5-01 BY SP2AEM/ky

MDR-16

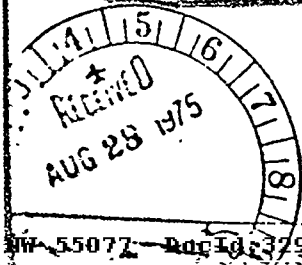
Dear Mr. Attorney General:

I would like to bring to your personal attention a situation which has severely restricted our efforts to establish the relevant facts with respect to one of the areas of alleged abuse which is the subject of inquiry pursuant to S. Res. 21.

I have been informed by the staff that numerous materials which have been requested during the past several weeks which pertain to the FBI's activities with respect to Dr. Martin Luther King, Jr., have been withheld from the Committee by the Department because of concern expressed by Mr. Harry Wachtel, the attorney for the King family and estate, as to the appropriateness of the Department's "disseminating" to the Committee contents of conversations monitored during electronic surveillances of Dr. King.

Upon reviewing the lists of materials requested, I am at a loss to understand how most of those items could conceivably be encompassed by the issues raised by Mr. Wachtel, especially in view of the fact that our letters of request have specifically pointed out that tape recordings and transcripts should not be supplied.

Accordingly, I want to take this opportunity to place the Committee formally on record as reaffirming all of the outstanding requests for materials relating to the King matters, with the limited exception of (1) Mr. DeLoach's August 24 - 27, 1964 memoranda which pertain to the 1964 Democratic National Convention, and (2) those portions of any other requested materials which actually summarize or quote from conversations monitored during any electronic surveillance of Dr. King.



62-116395-1026

Honorable Edward H. Levi
Page 2

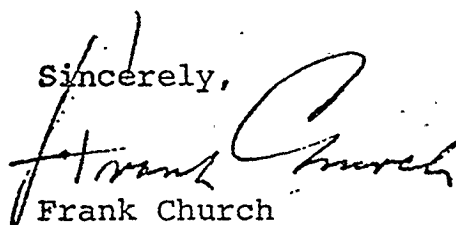
August 28, 1975

Delivery is requested by Wednesday, September 3, 1975, pursuant to the provisions of the general procedural agreement between the Department and the Committee which governs all Committee requests. I understand that the Bureau has been collecting the King-related materials upon receipt of each of our requests, and therefore I presume that there will be no substantial burden in meeting the September 3, date.

Your cooperation is appreciated.

I am taking the liberty of sending Mr. Wachtel a copy of this request.

Sincerely,


Frank Church
Chairman

CC: Harry Wachtel

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: SENATE SELECT COMMITTEE

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 10/28/75

U.S. SENATE SELECT COMMITTEE.
Caption of Document:

8/27/75 supplement to 8/26/75
Part I, Items 7c,(1) thru (12)

Originating Office: FBI ²⁰⁰₂₇

Delivered by: Richard T. Taylor, Jr. Date: 10/30/75

Received by: Lynsey Oster

Title: Clerk

Return this receipt to the Intelligence Division, FBI

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP2ACM/mp
MP-16

62-116395-1026

TO: Intelligence Community Staff
ATTN: Central Index

FROM:

FBI

SUBJECT: Abstract of Information Provided to Select Committees

1. HOW PROVIDED (check appropriate term. If a document was made available for review but not transmitted, so note.)

2. DATE PROVIDED

DOCUMENT

BRIEFING

INTERVIEW

TESTIMONY

OTHER

10/28/75

3. TO WHOM PROVIDED (check appropriate term; add specific names if appropriate)

SSC

HSC

4. IDENTIFICATION (provide descriptive data for documents; give name or identification number of briefer, interviewee, testifier and subject)

Memorandum and enclosures

5. IN RESPONSE TO (list date and item number if in response to formal request, otherwise state verbal request of (name), initiative, subpoena, etc.)

6. CLASSIFICATION OF
INFORMATION (enter
U, C, S, TS or
Codeword)SSC letters 8/26/75 and 8/27/75, Part I, Items
7c (1-12)

TS

7. KEY WORDS (enter the appropriate key words from the list provided separately; if key words not listed are used underline for emphasis)

Surveillance, electronic
Information handling

8. SUMMARY (see reverse side before completing this item)

Various memoranda relating to "Disruption of Democratic
National Convention."

62-116395

FMK:fmk
(4)

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 11-29-2000 BY SP2ACM/RP

MDR-16

ORIGINAL VIA LIAISON TO CENTRAL COMMUNITY INDEX
IN CONNECTION WITH SENSTUDY 75

TREAT AS YELLOW

51Woc 1/8

INSTRUCTIONS

- Type or print clearly in ink.
- Indicate classification of the abstract top and bottom.
- Date the abstract and put on any internal control numbers required.
- "FROM" entry should clearly identify the organization providing the information.
- If additions (as when a copy of document sent to SSC is later sent to HSC) or changes to a previously submitted form are necessary, submit a copy of the original abstract, with the change indicated.

SPECIFIC ITEM NO. 8. SUMMARY - enter brief narrative statement describing substance of information and showing relationship to Intelligence Community matters if appropriate. Any feedback or evidence of investigatory interests should be noted. Commitments made to supply additional information should be noted. Additionally, certain administrative information may be entered here, e.g., restrictions on review of a document, if document was paraphrased, whether interviewee is current or former employee, etc. If actual document or transcript is provided, that fact should be noted and no summary is required. Additional pages may be attached if necessary.

The Attorney General

Director, FBI

U. S. SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

2 - Mr. J. A. Mintz
(1 - J. B. Hotis)
1 - Mr. W. R. Wannall

October 28, 1975

1 - Mr. H. N. Bassett
1 - Mr. W. O. Cregar
1 - Mr. J. G. Deegan
1 - Mr. R. D. Shea

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In view of above it is being left to your discretion whether you want to forward to the SSC both sets or retain the set that contains the data that may bear on the possible prosecution of Sullivan.

Enclosures - 2

62-116395

1 - The Deputy Attorney General
Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination

RDS:cah/adn
(11)

SEE NOTE PAGE TWO

ORIGINAL AND ONE TO AG

- 1 - Mr. J. B. Adams
- 1 - Mr. J. A. Mintz
- 1 - Mr. W. R. Wannall
- 1 - Mr. W. A. Branigan
- 1 - Mr. W. O. Cregar

The Attorney General

October 23, 1975

Director, FBI

- 1 - Mr. S. F. Phillips

U. S. SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

Enclosed is the original of a memorandum concerning an interview of former FBI Special Agent William J. McDonnell by an SSC Staff Member. Also enclosed is a copy of the memorandum for forwarding to Mr. James A. Wilderotter, Associate Counsel to the President.

Enclosures (2)

62-116395

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-30-01 BY SP6/BJP
MDR-16

- 1 - The Deputy Attorney General
Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination

- 1 - 67- (Personnel file former SA William J. McDonnell)

SFP:eks
(11)

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
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Files & Com. _____
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Legal Coun. _____
Telephone Rm. _____

ENCLOSURE

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GPO : 1975 O - 569-920

1 - Mr. B. Adams
 1 - Mr. J. A. Mintz
 1 - Mr. W. R. Wannall
 1 - Mr. W. A. Branigan
 1 - Mr. W. O. Cregar
 1 - Mr. S. F. Phillips

62-116395

October 23, 1975

U. S. SENATE SELECT COMMITTEE TO
 STUDY GOVERNMENTAL OPERATIONS WITH
 RESPECT TO INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FORMER FBI
 SPECIAL AGENT (SA)
WILLIAM J. McDONNELL BY
 AN SSC STAFF MEMBER

This memorandum concerns the interview of former
 FBI SA William J. McDonnell by an SSC Staff Member.

On September 16, 1975, Mr. James Dick, Staff Member
 of the SSC, requested of the Legal Counsel Division of the
 FBI that former FBI SA William J. McDonnell be made available
 for a Staff interview concerning his knowledge of the FBI's
 use of the NSA (National Security Agency) Watch List for
 monitoring of international communications and on the subject
 of mail openings. *WJ*

The Legal Counsel Division subsequently advised
 McDonnell that he had been released from his confidentiality
 agreement with the FBI for the purpose of the interview
 confined to the above subject matters. It was pointed out to
 McDonnell that mail openings are currently under inquiry by
 the Department of Justice for possible criminal culpability
 and that since his appearance for interview was a voluntarily
 one, he should give consideration to this particular aspect
 of the interview.

The following is McDonnell's report of the interview
 voluntarily furnished by him: *WJW/TUL*

(Personnel file former SA William J. McDonnell)

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

1 - 67-

SEP:eks (10)

62-116395-1025

SEE NOTE PAGE 5

MAIL ROOM ☐ TELETYPE UNIT ☐

ENCLOSURE

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FORMER FBI SA BY SSC

Senate Select Committee on Intelligence;
Interview Former Agent William J. McDonnell
September 19, 1975, Washington, D. C.

Mr. James V. Dick, Counsel, captioned Committee, on September 16, 1975, telephonically requested me, William J. McDonnell, to appear for interview at the Dirksen Office Building, Washington, D. C. Such interview was accomplished September 19, 1975, following a briefing and clearances by the Bureau on that date. No oath was administered, nor was a reporter present.

At the outset, Mr. Dick traced my career in the Bureau, January, 1941 - January, 1975, offices of assignment, and dates thereof with, seemingly, emphasis on specific duties while assigned the New York Office (NYO), October, 1946 - July, 1960.

Mail Intercepts

Dick asked a series of questions regarding my knowledge of mail intercept operations while assigned the NYO. I responded that I was in no way involved with any such operations and had no personal knowledge regarding such activity while so assigned. Following background inquiries regarding Joseph Schmit as head of the NYO Intelligence Division and SA John Danahy's assignment as supervisor of a Soviet section, he asked if I had been present or participated in a briefing of then Attorney General Robert Kennedy at the NYO with regard to the interception of mail. I pointed out that I was not assigned the NYO during Kennedy's term as Attorney General, having been assigned Bureau Headquarters in July, 1960; that therefore I was not present or knowledgeable concerning such briefing. I explained that I had met Robert Kennedy, briefly and socially, in a reception line at Washington, D. C., in 1962, and on no other occasion.

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FORMER FBI SA BY SSC

Dick asked if during the time I was supervising Intelligence Sections in the NYO were such sections engaged in mail intercepts. I responded that they were not.

Dick asked if at any time from 1960 on was I aware of mail intercepts on the part of the NYO or elsewhere. He was advised that I became aware of such activity indirectly through a Bureau memorandum and a specific sensitive investigative matter. Dick did not further pursue this matter.

[Watch Lists/NSA]

In response to questions, Dick was advised that I was unable to state when the practice of [Watch Lists, or name checks at the NSA originated]; that the names were determined by the supervisory case Agent on a selective basis, that is whether or not the individual traveled or had contacts abroad or, in fact, resided abroad and was of interest from a foreign or counterintelligence standpoint. Such requests for a check could be made by periodically submitting a list, supplemental individual requests, or by telephone if time was a consideration. Lists or requests could be transmitted to [NSA by courier, liaison, telephone, and teletype. NSA did not mount any overt action or programs responsive to such lists or checks, but provided data on hand or as it became available.] Meetings were held on occasions between FBI and NSA personnel for the purpose of acquainting such personnel as to the Bureau's desires and NSA capabilities.

Dick asked if the Bureau was in a position to provide a Watch List that was in effect at a given time and was advised that from experience this would not be possible, nor would a review of case files supply such information since the procedure was not formalized to that extent.

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FORMER FBI SA BY SSC

Dick was advised that the bulk of data received from NSA was provided on a determination by NSA that it would be of FBI interest rather than in response to a specific FBI request; that NSA was selective concerning the data provided, realizing the FBI was not equipped, manpower-wise, or in communications areas to absorb the voluminous distribution by NSA to other agencies: Central Intelligence Agency, Defense Intelligence Agency, etc., and was primarily responsible and interested only in data of security or counterintelligence value.

Dick was advised that data received from NSA of a communications intelligence nature and so classified would not appear in an investigative case file, but received special handling. Much of such data was destroyed following an evaluation by the desk supervisor, and if retained, was maintained in a special file room under stringent access controls.

Regarding the Watch Lists, Dick asked if the Bureau submitted any lists to NSA or made any requests subsequent to Attorney General Richardson's letter instructing that no such requests be made of NSA without Department approval. He was advised that I knew of no such requests and that NSA had been advised by the Bureau regarding Richardson's letter.

Dick asked if I knew of any instance where U. S. citizens may have appeared on such lists. I advised that I could not recall, but speculated that it would be logical for Black Panthers headquartered in Algeria to be on the list or known terrorists traveling or residing abroad since the FBI did have the responsibility for determining any foreign direction, control or financing of domestic individuals or organizations.

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FORMER FBI SA BY SSC

In conclusion, Mr. Dick commented that he did not think there would be any need on the part of the Committee to recall me.

NOTE:

Legal Counsel Division contacts with SSC Staff Member Dick and McDonnell were by Supervisor P. V. Daly. McDonnell's report was submitted as a handwritten statement to the Bureau and typed into the LHM as above.

TO: Intelligence Community Staff ATTN: Central Index				FROM: FBI			
SUBJECT: Abstract of Information Provided to Select Committees							
1. HOW PROVIDED (check appropriate term. If a document was made available for review but not transmitted, so note.)						2. DATE PROVIDED	
DOCUMENT	BRIEFING	<input checked="" type="checkbox"/> INTERVIEW	TESTIMONY	OTHER	10/23/75		
3. TO WHOM PROVIDED (check appropriate term; add specific names if appropriate)							
SSC	The Attorney General with a copy for forwarding to the White House						
HSC							
4. IDENTIFICATION (provide descriptive data for documents; give name or identification number of briefer, interviewee, testifier and subject)							
Memorandum reporting the results of an interview by SSC Staff Member of former Special Agent William J. McDonnell.							
5. IN RESPONSE TO (list date and item number if in response to formal request, otherwise state verbal request of (name), initiative, subpoena, etc.)						6. CLASSIFICATION OF INFORMATION (enter U, C, S, TS or Codeword)	
NA						U	
7. KEY WORDS (enter the appropriate key words from the list provided separately; if key words not listed are used underline for emphasis)							
Intelligence collection Information handling							
8. SUMMARY (see reverse side before completing this item)							
Interviewed concerning FBI's use of the USA Watch List and of mail openings							
<div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 40%;"> <p>62-116395</p> <p>FMK: fmk</p> <p>(4)</p> </div> <div style="width: 60%; text-align: right;"> <p>ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE <u>11-29-2005</u> BY <u>SP2AUM/PM</u></p> <p style="font-size: 1.2em;">MDL-16</p> <p>ORIGINAL VIA LIAISON TO CENTRAL COMMUNITY INDEX IN CONNECTION WITH SENSTUDY 75</p> </div> </div>							
<div style="display: flex; justify-content: space-between; align-items: center;"> <div style="width: 60%;"> <p style="font-size: 2em; font-weight: bold; text-align: center;">TREAT AS YELLOW</p> </div> <div style="width: 35%; text-align: right;"> <p style="font-size: 1.5em; font-weight: bold;">5-100-118</p> </div> </div>							

INSTRUCTIONS

- Type or print clearly in ink.
- Indicate classification of the abstract top and bottom.
- Date the abstract and put on any internal control numbers required.
- "FROM" entry should clearly identify the organization providing the information.
- If additions (as when a copy of document sent to SSC is later sent to HSC) or changes to a previously submitted form are necessary, submit a copy of the original abstract, with the change indicated.

SPECIFIC ITEM NO. 8. SUMMARY - enter brief narrative statement describing substance of information and showing relationship to Intelligence Community matters if appropriate. Any feedback or evidence of investigatory interests should be noted. Commitments made to supply additional information should be noted. Additionally, certain administrative information may be entered here, e.g., restrictions on review of a document, if document was paraphrased, whether interviewee is current or former employee, etc. If actual document or transcript is provided, that fact should be noted and no summary is required. Additional pages may be attached if necessary.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

OCT 30 1975

TELETYPE

NR 007 RH PLAIN

9:00 PM NITEL OCT 30, 1975 PRH

TO: DIRECTOR, FBI (62-116395)

FROM: ACTING SAC, RICHMOND (66-2757)

ATTENTION: INTELLIGENCE DIVISION, W. O. CREGAR

SENSTUDY 75

RE RICHMOND TELETYPE TO BUREAU DATED OCT. 29, 1975.

ON OCT. 30, 1975, CARL E. HENNRICH, 1617 ST. ANNE'S RD.,
CHARLOTTESVILLE, VA., FORMER SAC RETIRED, WAS RECONTACTED AND
ADVISED HE HAD NOT AS OF YET BEEN CONTACTED CONCERNING HIS
APPEARANCE BEFORE ANY SENATE SELECT COMMITTEE OR BY ANY
REPRESENTATIVE THEREOF. HE STATED IF AND WHEN CONTACTED, HE
INTENDS TO DISCUSS HIS HEALTH PROBLEM WITH THEM AND FEELS IT
WOULD BE MOST DIFFICULT FOR HIM TO TRAVEL ANY DISTANCE FOR AN
APPEARANCE. HE NOTED IF CONTACTED, HE WOULD THEN CONTACT
OFFICE OF LEGAL COUNSEL AT BUREAU CONCERNING HIS APPEARANCE.
END.

REC-48

ST-111

15 NOV 12 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP4 BRN/HP

MDR-16

Assoc. I _____
Dep.-A.D.-Adm. _____
Dep.-A.D.-Inv. _____
Asst. Dir. : _____
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
Inspection _____
Intell. *WJVC* _____
Labor. _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal _____
Telephone _____
Director _____

WOB
11-11

DO

62-116395-102
(List)

5-11-11
PHILIP
11-11

COPY RETAINED IN
PERSONNEL RECORDS UNIT

84 NOV 18 1975

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

N R 302 PH PLAIN

6:13 PM NITEL OCT 29, 1975 PRH

OCT 29 1975

TO: DIRECTOR, FBI (62-116395)

TELETYPE

FROM: RICHMOND (66-2757) -PUC-

ATTENTION: INTD (MR. W. O. CREGER)

SENSTUDY, 1975.

RE BUTELCAL TO RICHMOND, OCTOBER 29, 1975.

CAPL E. HENNRICH, CLERK OF COURT, CHARLOTTESVILLE, VIRGINIA, CIRCUIT COURT, CONTACTED THIS DATE AND APPRAISED OF INDICATION FROM SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES THAT THEY MAY DESIRE TO INTERVIEW HIM.

HENNRICH ADVISED AS OF THIS TIME, HE DOES NOT ANTICIPATE CONTACTING THE OFFICE OF LEGAL COUNSEL, FBI HEADQUARTERS, IN VIEW OF FACT HE HAS NO INDICATION RE SPECIFIC INQUIRIES BY THE COMMITTEE. HENNRICH STATED, IF AT ANY LATER TIME SUBSEQUENT OR DURING INTERVIEW BY THE COMMITTEE, HE FEELS IT A NECESSITY, HE WILL THEN CONTACT THE OFFICE OF LEGAL COUNSEL DIRECTLY.

END.

REC-48

ST-111

15 NOV 12 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP4ALM/JP

MDR-16

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

4063

20-

62-1 55-1023

5- [Signature] (last)
JOH

COPY RETAINED IN
PERSONNEL RECORDS

66-67-33786/Henrich

84 NOV 24 1975

62-116395-1022
CHANGED TO
62-116464-138X

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SPACM/Ky
MDL-16

NOV 20 1975

st 122



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

NOV 10 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request dated November 7, which is self-explanatory. Please prepare an appropriate response.

cc: Paul Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-24-2000 BY SP2ACM/ly

MDR-16

REC-21

EX 104

62-116395-1021

15 NOV 12 1975

ENCLOSURE

5-P

LEGAL COUNSEL

P.V. Daly phoned Shaheen
for clarification info. 3:50pm 11/10/75
Shaheen called back for day
to afternoon call 11/11/75
1-Ad Hoc



84 DEC 16 1975

FRANK CHURCH, IDAHO, CHAIRMAN
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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

November 7, 1975

Michael E. Shaheen, Jr., Esq.
Office of Deputy Attorney General
Room 4313
U.S. Department of Justice
Washington, D.C. 20530

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP-1000/2

MDR-16

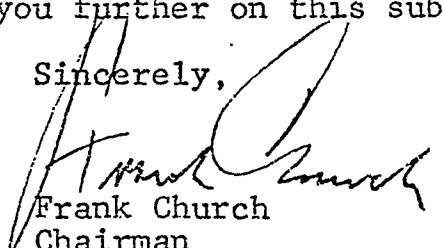
Dear Mr. Shaheen:

I want you to know how much I appreciated the opportunity to meet with you and your associates the other day about the Martin Luther King, Jr. case. It was most helpful to have the benefit of the Bureau's knowledge concerning the background of the case, and I can assure you that we will do everything possible to avoid jeopardizing any sensitive FBI sources or ongoing operations.

I do want to reiterate our need for the specific items set forth in earlier document requests which would presumably establish the factual basis for your conclusion as of various dates in 1962, 1963 and 1964 that Stanley Levison was a "secret member of the Communist Party, USA." Of course in the event that there is no particular document in any of those years wherein Levison was so-identified to the FBI, I think it would be helpful for you to let us know so that we may consider our outstanding requests in that context. Finally, of course, we still need unexcised copies of the February 22 and June 12, 1962 communications from New York which appear to have been the articulated predicates for the "cominfil" case.

Once again, I want to thank you for your time and I look forward to hearing from you further on this subject.

Sincerely,


Frank Church
Chairman



ENCLOSURE 62-116395-1021

NOV 07 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

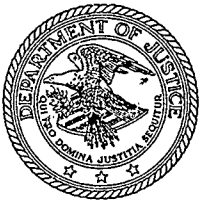
FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request dated November 7, which is self-explanatory. Please prepare an appropriate response.

cc: Paul Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2006 BY SP2A/CN/EP
MDR-16



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

NOV 10 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request seeking additional materials pertaining to Joseph Kraft. Please prepare an appropriate response. This office shall effect transmittal after Mr. Jack Fuller of the Attorney General's office has reviewed these additional materials with Mr. Kraft's attorney, Mr. Lloyd Cutler.

cc: Jack Fuller
Paul Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-24-200 BY SP2ACM/BJP
MDR-16

1- ENCLOSURE

REC-21

EX 104

62-116395-1020
15 NOV 12 1975

LEGAL COUNSEL



84 DEC 16 1975

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RICHARD S. SCHWEIKER, PA.

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

November 7, 1975

Michael E. Shaheen, Jr., Esq.
Office of Deputy Attorney General
Room 4313
U.S. Department of Justice
Washington, D.C. 20530

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP2HUN/AP

MDR-66

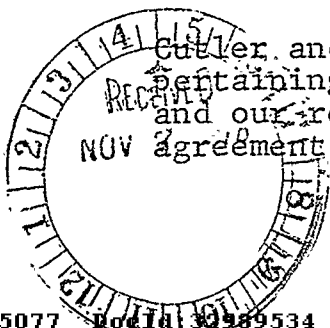
Dear Mike:

By letter of July 28, 1975, the Senate Select Committee requested delivery of "materials pertaining to the reported investigation of columnist Joseph Kraft in 1969, other than the 'logs' of any surveillance" (Part III-A).

On October 22, 1975, the SSC received a portion of these materials. Numerous serials in the FBI file on surveillance of Mr. Kraft were not included in the materials received, however, apparently because of a difference in interpretation of the term "logs." Request for delivery is specifically made, therefore, for the following serials (with enclosures and attachments) in FBI file 65-75629: Serials #1, 2, 3, 6, 7, 8, 9, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 24.

Excluded from this request are the logs of any surveillance, by which the SSC means transcripts of overhears. A memorandum from A. B. Fulton to W. R. Wannall, "Subject: Lloyd N. Cutler, Attorney for Joseph Kraft," dated June 10, 1975, which was provided to the SSC on October 22, 1975, notes that "the only transcripts of the overhears which were located are contained as an enclosure to 65-75629-16." Our request, therefore, does not encompass this enclosure. Summaries of information obtained from any surveillance of Mr. Kraft, however, are specifically included in our request.

We are cognizant of the agreement between Mr. Cutler and the Attorney General with regard to materials pertaining to the reported investigation of Joseph Kraft, and our request is made subject to the conditions of this agreement.



62-116395-1020
ENCLOSURE

Michael E. Shaheen, Jr., Esq.
Page Two

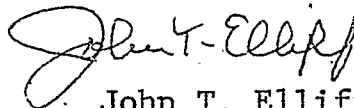
November 7, 1975

In addition to the materials described above, the following materials are also requested for delivery to the Committee:

1. All materials pertaining to the opening of mail to or from Gilbert Stuart and Virginia R. Stuart during the years 1960 and 1961, by FBI agents in or around the cities of New York and Providence, Rhode Island. (This request encompasses materials located in FBI Headquarters, the New York Field Office, and the Resident Agency in Providence, Rhode Island.)

2. All materials pertaining to contacts by FBI and Department of Justice officials and agents with Committee members or staff members of the so-called "Long Committee" (the Subcommittee on Administrative Practice and Procedure of the Senate Judiciary Committee) in regard to that Committee's investigation in 1965 into the use of mail covers and other investigative techniques by federal agencies.

Sincerely,



John T. Elliff
Director
Domestic Intelligence Task Force

NOV 10 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request seeking additional materials pertaining to Joseph Kraft. Please prepare an appropriate response. This office shall effect transmittal after Mr. Jack Fuller of the Attorney General's office has reviewed these additional materials with Mr. Kraft's attorney, Mr. Lloyd Cutler.

cc: Jack Fuller
Paul Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP2ACM/JP
MDL-16

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE _____ BY _____~~



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

NOV 10 1975

D. J. [unclear]

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

M.K.

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request seeking additional materials pertaining to Joseph Kraft. Please prepare an appropriate response. This office shall effect transmittal after Mr. Jack Fuller of the Attorney General's office has reviewed these additional materials with Mr. Kraft's attorney, Mr. Lloyd Cutler.

*let to AG, w/ mem to SSC
1-Dep AG-
12/16/75
and: [unclear]*

cc: Jack Fuller
Paul Daly

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-200 BY [unclear]
MDR-16

62 -116395-1020



11/19/75

FRANK CHURCH, IDAHO, CHAIRMAN
JOHN G. TOWER, TEXAS, VICE CHAIRMAN

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WALTER F. MONDAL, MINN.

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GARY HART, COLO.

HOWARD H. BAKER, JR., TENN.

BARRY GOLDWATER, ARIZ.

CHARLES MC C. MATHIAS, JR., MD.

RICHARD S. SCHWEIKER, PA.

WILLIAM G. MILLER, STAFF DIRECTOR
FREDERICK A. O. SCHWARTZ, 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

November 7, 1975

Michael E. Shaheen, Jr., Esq.
Office of Deputy Attorney General
Room 4313
U.S. Department of Justice
Washington, D.C. 20530

Dear Mike:

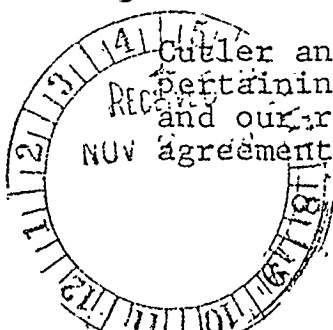
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP6AUM/PP
mbp/vs

By letter of July 28, 1975, the Senate Select Committee requested delivery of "materials pertaining to the reported investigation of columnist Joseph Kraft in 1969, other than the 'logs' of any surveillance" (Part III-A).

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Excluded from this request are the logs of any surveillance, by which the SSC means transcripts of overhears. A memorandum from A. B. Fulton to W. R. Wannall, "Subject: Lloyd N. Cutler, Attorney for Joseph Kraft," dated June 10, 1975, which was provided to the SSC on October 22, 1975, notes that "the only transcripts of the overhears which were located are contained as an enclosure to 65-75629-16." Our request, therefore, does not encompass this enclosure. Summaries of information obtained from any surveillance of Mr. Kraft, however, are specifically included in our request.

We are cognizant of the agreement between Mr. Cutler and the Attorney General with regard to materials pertaining to the reported investigation of Joseph Kraft, and our request is made subject to the conditions of this NOV agreement.



Michael E. Shaheen, Jr., Esq.
Page Two

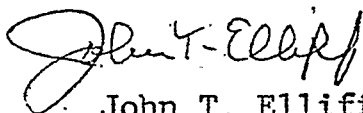
November 7, 1975

In addition to the materials described above, the following materials are also requested for delivery to the Committee:

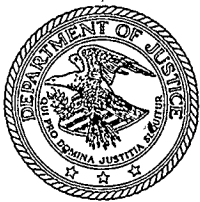
1. All materials pertaining to the opening of mail to or from Gilbert Stuart and Virginia R. Stuart during the years 1960 and 1961, by FBI agents in or around the cities of New York and Providence, Rhode Island. (This request encompasses materials located in FBI Headquarters, the New York Field Office, and the Resident Agency in Providence, Rhode Island.)

2. All materials pertaining to contacts by FBI and Department of Justice officials and agents with Committee members or staff members of the so-called "Long Committee" (the Subcommittee on Administrative Practice and Procedure of the Senate Judiciary Committee) in regard to that Committee's investigation in 1965 into the use of mail covers and other investigative techniques by federal agencies.

Sincerely,



John T. Elliff
Director
Domestic Intelligence Task Force



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

FBI

NOV 10 1975

5' P.B. Phipps

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a Senate Select Committee request dated November 7. Please prepare an appropriate response.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2006 BY SPAN/AP
MDR-16

Pa

cc: Paul Daly

REC-2 62-116395-1019
EX 104

15 NOV 12 1975

CLOSURE

5' B

62-116395

LEGAL COUNSEL

1-Ad Hoc
11-10-75
84 DEC 16 1975

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WALTER D. HUDOCESTON, KY.
ROBERT MORGAN, N.C.
GARY HART, COLO.

HOWARD H. BAKER, JR., TENN.
BARRY GOLDWATER, ARIZ.
CHARLES MCC. MATHIAS, JR., MD.
RICHARD S. SCHWEIKER, PA.

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

November 7, 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-28-2006 BY SP2/AM/ky

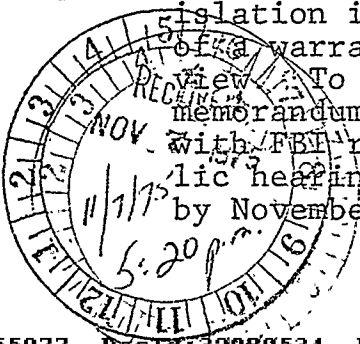
MDR-16

Michael E. Shaheen, Jr., Esq.
Special Counsel for Intelligence Coordination
Office of the Deputy Attorney General
U.S. Department of Justice
Washington, D.C. 20530

Dear Mike:

As a follow-up to our briefing of Assistant Director Wannall on November 6 concerning our proposed format and witnesses for public hearings on December 4-5 on the FBI's use of intelligence informants and sources, we would like to make the following requests.

As discussed in our meeting with Mr. Wannall, we invite the Bureau to submit a memorandum on its intelligence informant and source program that could be inserted in the record of the testimony of Bureau representatives at the hearing. This memorandum would enable the Bureau to present to the Select Committee a complete description of its program and to discuss the issues of particular interest to the Committee members. These include, for example, 1) the size, scope and purpose of the program, including an assessment of the program's cost and effectiveness, and the distinctions and relationships between the intelligence informant program and the Bureau's criminal informant activity; 2) the criteria that determine when an informant may be used in an organization or group; and 3) the program's command and control system, including the limits that are placed on the activities of informants and the type of information an informant or source is permitted to report to his handling agent and the Bureau. In addition, the memorandum would discuss possible legislation in the informant area, such as the imposition of a warrant requirement or additional administrative review. To permit the Select Committee members to study this memorandum in advance of the hearing and to discuss it with FBI representatives during their testimony at the public hearing, we request that the memorandum be submitted by November 24.



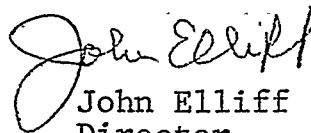
62-116395-1019
ENCLOSURE

Michael E. Shaheen, Jr., Esq.
November 7, 1975
Page 2

Also I am enclosing requests for documents relating to two of the three former FBI informants who are scheduled to testify on December 4. These requests supplement our document request of August 20, 1975 pertaining to informants (Part IV-4).

In addition, we wish to interview and possibly depose the Special Agents who handled the three former informants (Rowe, Hardy and Cook) who are scheduled to testify at the public hearing on December 4. Because of the limited time remaining before the scheduled hearings, we request that the Special Agents be made available for interviews and depositions as soon as possible.

Sincerely,



John Elliff
Director
Domestic Intelligence Task Force

cc: Paul V. Daly
Office of Congressional Affairs
Federal Bureau of Investigation

DOCUMENT REQUEST

1. The following documents and materials relating to Gary Thomas Rowe, Jr., whether in the custody or possession of the FBI Birmingham, Alabama office or elsewhere:
 - a) All documents and materials reflecting contacts and reports of contacts (and the substance thereof) between Gary Thomas Rowe, Jr. and FBI Special Agents from January 1, 1960 to April 1, 1965.
 - b) All documents and materials reflecting information supplied by Gary Thomas Rowe, Jr. to FBI Special Agents (and Bureau Field or Headquarters summaries thereof) from January 1, 1960 to April 1, 1965.
 - c) All documents and materials relating to any guidance, directions, instructions, or suggestions given to Gary Thomas Rowe, Jr. by FBI Special Agents from January 1, 1960 to April 1, 1965.
 - d) All documents and materials relating to Bureau and Field Office supervision of the handling of Gary Thomas Rowe, Jr. by FBI Special Agents from January 1, 1960 to April 1, 1965.
 - e) All documents and materials relating to payments of money to, or other financial arrangements between, Gary Thomas Rowe, Jr., the FBI, and the Justice Department from March 25, 1965 to December 31, 1966.



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

NOV 10 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is another Senate Select Committee document request with respect to the Martin Luther King, Jr., matter. Please prepare an appropriate response.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP12ACM/Bnp

MDR-16

cc: Paul Daly

REC-2

62-116 395-1018

EX 104

15 NOV 12 1975

1- ENCLOSURE

LEGAL COUNSEL



NOV 25 1975

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

November 7, 1975

Michael E. Shaheen, Jr., Esq.
Office of Deputy Attorney General
Room 4313
U.S. Department of Justice
Washington, D.C. 20530

Dear Mike:

Attached is a document request with respect
to the King matter.

In view of the fact that public hearings on
this case are now scheduled for the week of November 17,
I would appreciate receiving the materials identified on
the attached list, as well as others still outstanding
which pertain to the King case, by Friday, November 7,
1975.

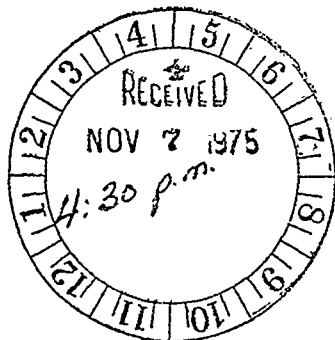
Sincerely,

John T. Elliff

John T. Elliff
Director

Domestic Intelligence Task Force

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2000 BY SP1AUM/BGP
MDA-16



62-116375-1018

ENCLOSURE

DOCUMENT REQUEST - November 7, 1975

1. All materials contained in the files of William C. Sullivan which pertain to Martin Luther King, Jr., and/or the SCLC, which have not been previously made available to the Committee. (Except for any portions containing transcripts or summaries or tapes of electronic surveillances of King.)
2. All memoranda and any other materials reflecting conversations between Mr. Evans and (a) Attorney General Kennedy and/or (b) Assistant Attorney General Marshall, pertaining to Martin Luther King and/or the Southern Christian Leadership Conference.
3. The memorandum dated 11/27/64 which is referred to in the first paragraph of the second page of the memorandum from M. A. Jones to Mr. DeLoach, dated 12/8/64, captioned "Martin Luther King, Jr., Possible Appearance Before Baptist World Alliance Congress in June, 1965, Miami Beach, Florida." (Serial No. 624)
4. All memoranda and any other materials reflecting proposals, discussions, decisions, or accomplishments pertaining to permitting anyone outside the FBI to "listen to sources" pertaining to Martin Luther King, Jr.



OFFICE OF THE DEPUTY ATTORNEY GENERAL
WASHINGTON, D.C. 20530

FBI

NOV 7 1975

TO: John A. Mintz, Assistant Director
Legal Counsel Division
Federal Bureau of Investigation

FROM: Michael E. Shaheen, Jr.
Special Counsel for Intelligence
Coordination

SUBJECT: Senate Select Committee Request

Attached is a letter from the Senate Select Committee requesting declassification of certain documents enclosed with that request. We forward them for your attention and appropriate action.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-2004 BY SP2AUM/Knp
MDL-16

cc: Paul Daly

ENCLOSURE

REC-2

62-116395-1017

EX 104

15 NOV 12 1975



84 NOV 25 1975

LEGAL COUNSEL

5-8

FRANK CHURCH, IDAHO, CHAIRMAN
JOHN G. TOWER, TEXAS, VICE CHAIRMAN

PHILIP A. HART, MICH.
WALTER F. MONDALL, MINN.
WALTER D. HUDDLESTON, KY.
ROBERT MORGAN, N.C.
GARY HART, COLO.

HOWARD H. BAKER, JR., TENN.
BARRY GOLDWATER, ARIZ.
CHARLES MC C. MATHIAS, JR., MD.
RICHARD S. SCHWEIKER, PA.

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

November 4, 1975

Michael E. Shaheen, Jr., Esq.
Special Counsel for Intelligence
Coordination
Office of the Deputy Attorney General
U. S. Department of Justice
Washington, D.C. 20530

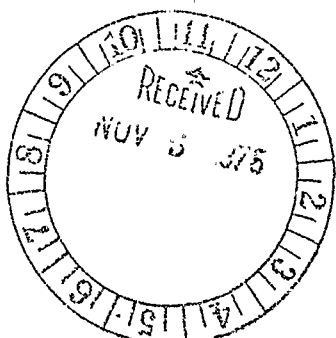
Dear Mike:

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-29-200 BY SP2AN/BJP

MDR-16

Please have the enclosed documents as received by the
Senate Select Committee, declassified for public hearings.
They are as follows:

1. Excerpts from Former FBI Director Hoover's
briefing of the National Security Council,
presided over by the President, dated 11/6/58,
pages 35-37.
2. Excerpts from Former FBI Director Hoover's "off
record" statements, as presented to the House
Subcommittee of the Committee on Appropriations,
for fiscal years 1959 thru 1967.
3. Letter from J. Edgar Hoover to the Honorable Robert
Cutler dated May 8, 1958.
4. Memorandum from the Director FBI to the Attorney
General dated May 8, 1958 and captioned Communist
Party, USA, Internal Security - C.
5. Letter from J. Edgar Hoover to the Honorable Dean
Rusk dated January 10, 1961.
6. Letter from J. Edgar Hoover to the Honorable
Robert F. Kennedy dated January 10, 1961.
This letter has attached to it a five page
enclosure entitled Communist Party, USA, dated
January 10, 1961.



62-116395-1017

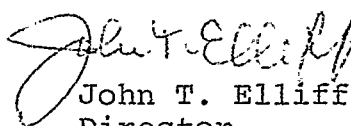
ENCLOSURE

Michael E. Shaheen, Jr.
November 4, 1975

Page 2

- (C)INTELPRO/Klan
7. Memorandum from the Director, FBI to the Attorney General dated September 2, 1965 and captioned Penetration and Disruption of Klan Organizations, Racial Matters.
- Klan and (C)INTELPRO
8. Letter from J. Edgar Hoover to the Honorable Marvin Watson dated September 2, 1965.
- (C)INTELPRO/Klan
9. Memorandum from the Attorney General Nicholas de B. Katzenbach for J. Edgar Hoover, Director Federal Bureau of Investigation, dated September 3, 1965 captioned your Memorandum of September 2, regarding penetration and disruption of Klan organizations.
- Klan
10. Memorandum from the Director FBI to the Attorney General dated December 19, 1967 and captioned Ku Klux Klan Investigations, FBI accomplishments. This memorandum has attached to it a ten page enclosure entitled Ku Klux Klan Investigations FBI accomplishments, dated December 19, 1967.
- Klan
11. Memorandum from the Director, FBI, to the Attorney General dated September 17, 1969 and captioned Investigation of Klan Organizations, Racial Matters (Klan).

Sincerely,


John T. Elliff

Director
Domestic Intelligence Task Force

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 11-28-200 BY SP2ACM/SD 11/5/75

MD-16
LEGAL COUNSEL DIVISION

Attached teletype discloses Michael Madigan, Senate Select Committee Staff Member, was intending to interview Bureau personnel of the San Diego Office concerning Bureau informants during week of 11/10/75. San Diego telephonically advised office of Legal Counsel of this request and were advised that no Bureau personnel should be made available for interview without prior authorization from FBI Headquarters.

Contact of Madigan with San Diego Office was brought to the attention of John T. Elliff, Staff Director of the Domestic Task Force of the Senate Select Committee and Robert Kelly, Staff Member of same Committee. They were advised this was contrary to the understanding between the Bureau and the Committee. Both agreed and have informed Madigan that no further attempts will be made to interview Bureau personnel in the San Diego Office in the absence of a specific request of FBI Headquarters and approval thereof.

Enclosure

2 - Intelligence Division
(1 - Mr. Cregar)

PVD:lad (5)

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall

FROM : W. O. Cregar

SUBJECT: SENSTUDY 75

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

DATE: 11/7/75

1 - Mr. S. F. Phillips

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

This informative memorandum, for record purposes, is to record a telephone call from former Assistant Director Robert Wick to Supervisor S. F. Phillips of the Senstudy 75 Project.

Legal Counsel to Mr. J. B. Adams memorandum, 11/5/75, advised that Wick, a vice president of Pan American World Airways in New York City, was in telephonic touch with Mr. Mintz concerning a telephone call Wick had received from Senate Select Committee (SSC) Staff Member Michael Epstein at which time Epstein requested Wick's presence in Washington, D. C., for a Staff interview. The memorandum relates that Epstein told Wick the interview concerned a matter relating to Wick's employment and that Epstein did not further describe the subject matter of the interview. Wick was uncertain as to the possible subject matter and asked Mr. Mintz's advice. It was then determined by Supervisor P. V. Daly of Mr. Mintz's office that the subject matter was Martin Luther King, Jr. Daly determined this by telephoning Epstein.

Wick telephoned Phillips 11/6/75 seeking information relating to the procedures for the interview, Wick indicating that he was planning to come to Washington, D. C., for interview by Epstein at 10:00 a.m., 11/7/75.

Wick was appropriately briefed, as we have been doing with numerous other interviewees, as to procedure, particularly being told that he did not have to answer _____

62-116395

1 - 67- (Personnel File Former Assistant Director Robert Wick)

SFP:1hb/lhb
(7)

CONTINUED - OVER

15 NOV 12 1975

EX-104
REC-2
62-116395-1015
FIVE

LEGAL COUNSEL

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

questions outside the scope of the indicated subject matter because the subject matter was all he was cleared from his confidentiality agreement with the FBI for discussion. He was also told of the four general privileged areas concerning which he did not have to answer questions, such as information relating to sensitive investigative techniques, information which might identify confidential sources, etc. Wick offered to mail to the Bureau a statement concerning the interview and he was thanked by Phillips for this.

Wick made it a point to advise Phillips that he was rather annoyed at Epstein's approach to him, particularly that Wick had tried on more than one occasion during the telephone conversation with Epstein to pry from Epstein the subject matter of the interview but Epstein persisted in not advising him.

Daly has advised that, when he called Epstein at Mr. Mintz's behest, he asked Epstein why he did not tell Wick the subject matter of the interview and Epstein's reply was that Wick had not asked him. (It should be noted that, when Daly had the conversation with Epstein, it was before Wick's call to Phillips.)

OBSERVATIONS:

The foregoing represents two improprieties on the part of Epstein. The first concerns the fact that, contrary to agreed-upon procedures, he contacted Wick prior to advising the Bureau of his intention to interview Wick. The second concerns divergent reports to us on the Wick-Epstein conversation. Wick made it absolutely clear that he pressed Epstein for specificity as to the subject matter of the

CONTINUED - OVER

Memorandum to Mr. W. R. Wannall
Re: Senstudy 75
62-116395

interview and Epstein refused to tell him. Epstein claims he was not asked by Wick. It is the personal observation of Phillips that, if he had to choose who to believe, there is no doubt but that it is Wick.

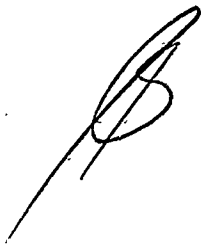
ACTION:

None. For information and record purposes.

WRW/TWL

JAM
GJR

JBA
PWR



FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

NOV 04 1975
TELETYPE

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

NR 12 SD PLAIN

2:36 PM URGENT 11/4/75 TS

TO: DIRECTOR, FBI (62-116395)

FROM: SAN DIEGO (66-1714) (P)

SENSTUDY - 75

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-21-2000 BY SP2 ACM/AP
MDR-16

RE SAN DIEGO TELEPHONE CALL TO THE BUREAU NOVEMBER 4,
1975.

ON NOVEMBER 4, 1975, MICHAEL MADIGAN, SELF DESCRIBED
AS A MEMBER OF THE SENATE SELECT COMMITTEE ON INTELLIGENCE
ACTIVITIES IN WASHINGTON, D.C., TELEPHONE NUMBER 202-224-1713,
TELEPHONICALLY ADVISED SAN DIEGO OFFICE THAT HE IS "INVESTIGATING
THE WHOLE SPECTRUM OF THE BUREAU'S USE OF INFORMANTS." IN
CONNECTION THEREWITH, MADIGAN INTENDS TO VISIT
SAN DIEGO OFFICE SOMETIME DURING WEEK OF NOVEMBER 10, 1975, TO
INTERVIEW APPROPRIATE PERSONNEL CONCERNING ALLEGATIONS BY
ATTORNEY OF PETER GEORGE BOHMER (BUFILE 100-461715)
(SD FILE 100-15450) OF BIZARRE ATTEMPTS BY INFORMANTS OF THE
SAN DIEGO DIVISION ON THE LIFE OF BOHMER. MADIGAN SPECIFICALLY
IDENTIFIED THE INFORMANTS AS JOHN JOSEPH RASPERRY (FORMER
SD 1991-S) (BUFILE 134-23901) (SD FILE 134-1062) AND GILBERT ROMERO
(FORMER SD 1305-PSI) (BUFILE 170-5307) (SD FILE 134-1052).

15 NOV 12 1975

LEGAL COUNSEL

PAGE TWO

SD 66-1714

MADIGAN WAS INFORMED BEFORE ANY INFORMATION COULD BE FURNISHED BY THE SAN DIEGO OFFICE, IT WOULD BE NECESSARY FOR HIM TO OBTAIN FBIHQ CLEARANCE. MADIGAN THEN INDICATED HE INTENDED TO CONTACT MR. PAUL V. DALY, AT FBIHQ, FOR SUCH CLEARANCE.

THE BUREAU IS REQUESTED TO FURNISH SAN DIEGO WITH APPROPRIATE INSTRUCTIONS IN THIS MATTER.

END

11/11/66
11/11/66
11/11/66

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	
Admin.	_____
Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	_____

October 22, 1975

Senator Frank Church
United States Senate
Washington, D.C.

Senstudy - 75

Senator Church:

I feel it my duty as a citizen of this country to express my feelings to you about your Senate Intelligence Operations Committee.

I firmly believe in the F.B.I. and the C.I.A. and think that they should do whatever they think nessasary to stop the spread of crime and subversion by outside powers.

If they think that I'm a part of something that is against the United States then I want them to open my mail or tap my phones until they're convinced one way or the other about my activitys.

These two organizations, F.B.I. and C.I.A., were not formed to deal with ANGELS so they shouldn't be expected to act like ANGELS.

I strongly believe that you and your committee are wrong and hurting the fight that is so important to our country.

I urge you to read Ronald Reagans "Viewpoint" October 22, 1975 "The Communist Conspiracy Parts 1 and 2". This I feel will give you a better idea about how your committee is hurting our country.

In closing let me say that I do not like form letters....they just waste government money.

Thanks

Dave South

Dave South
1330 N 62nd
Waco, Texas 76710

Copies:

Ronald Reagan
Director of the F.B.I.
Director of the C.I.A.
Senator Lloyd Bentsen
Senator John Tower
President Gearld Ford

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-10-01 BY SP2ACM/AD

MBR-16

62-116395-

NOT RECORDED

46 NOV 12 1975

11/12
OCT 29 1975

CORRESPONDENCE

-83753

62

ORIGINAL FILED IN

EXP. PROC.
OCT 29 1975

30

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall *(Wannall)*

FROM : W. A. Branigan

SUBJECT: SENSTUDY -75

1 - Mr. D. W. Moore
1 - Mr. W. R. Wannall

DATE: 10/29/75

1 - Mr. W. O. Cregar
1 - Mr. W. A. Branigan

Assoc. Dir. _____
Dep. Asst. Dir. _____
Dep. Asst. Dir. _____
Asst. Dir. _____
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
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Laboratory _____
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Plan. & Eval. _____
Spec. Inv. _____
Training _____
Telephone Rm. _____
Director Sec'y _____

During the morning of October 29, I received a telephone call from an individual who reported himself as John Lofton, a syndicated writer. Mr. Lofton also stated he was a friend of Assistant Director Donald Moore and I could check his, Mr. Lofton's, credentials with Mr. Moore. Mr. Lofton stated that he had been provided a memorandum which had been prepared for Senator Church apparently by Mr. William Miller, Staff Director of the Senate Select Committee. According to Mr. Lofton, this memorandum reported the details of a briefing by Mr. Wannall and myself which had been provided representatives of the Select Committee Staff concerning Soviet and Soviet-bloc activities on Capitol Hill. Mr. Lofton stated that the memorandum did not back up the statements made by Senator Goldwater that the Soviets had infiltrated seven to nine Senate staffs. According to Mr. Lofton he had first reported Senator Goldwater's statements. Mr. Lofton stated that he was aware that Senator Church's committee did not favor the FBI and he was therefore seeking my comment on what was said during the briefing with the inference that he, Mr. Lofton, intended to balance the scale. I advised Mr. Lofton that I did not desire to discuss with him any details of the briefing provided the Staff members of the Select Committee.

Mr. Lofton then referred to statements which he attributed to Alsop that the FBI was not permitted to go on Capitol Hill and that Capitol Hill was therefore a safe haven for espionage agents. I referred Mr. Lofton to statements made by Director Kelley and Assistant Director Wannall before the seminar of the American Conservative Union. I told Mr. Lofton that it

Enclosure *sent 11-4-75*
WAB:emg
(5)

62-116395-1013
CONTINUED - OVER

15 NOV 12 1975

EX-104 REC-2

5. WAB
LEGAL COUNSEL

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-28-2000 BY SP24-CM/Map
MDP-16

84 DEC 17 1975

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

W. A. Branigan to Mr. W. R. Wannall
Re: Senstudy

was not true that our Agents did not go on Capitol Hill. Our Agents were permitted there with the approval of an Assistant Director. Mr. Lofton requested that I expand on this position and I suggested that he might desire to contact Assistant Director Moore for any further contact.

Mr. Lofton subsequently did contact Assistant Director Moore at which time he again explained that he had access to a memorandum prepared for Senator Church by his staff which recounted the details of a briefing that had been afforded by the FBI to staff members concerning the FBI's knowledge of the Soviet infiltration on Capitol Hill.

ACTION:

If you agree, there is an attached memorandum to the Deputy Attorney General concerning the contact made by John Lofton and his statements that he had access to a memorandum prepared for Senator Church by members of his staff concerning a briefing which had been given by representatives of the FBI. It is noted that portions of this briefing were classified. It is not known whether the memorandum prepared for Senator Church contained this classified information. We should advise the Deputy Attorney General that we are furnishing this for his information and unless requested by him, we will make no further inquiries concerning the memorandum of Senate Select Committee personnel.

ky jcf Jm Pen WRL Jam

November 4, 1975

Mr. Dave South
1330 North 62nd
Waco, Texas 76710

Dear Mr. South:

I received the copy of your letter of October 22nd to Senator Church and greatly appreciate your expression of support of the work being done by the FBI. My associates and I trust our efforts will continue to merit your confidence.

Sincerely yours,

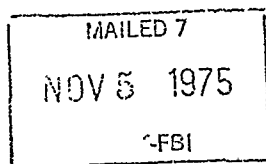
Clarence M. Kelley

Clarence M. Kelley
Director

NOTE: Correspondent is not identifiable in Bufiles.

mhb:bjy (3)

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
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Training _____
Legal Coun. _____
Telephone Rm. _____
Director Sec'y _____



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-28-201 BY SP2ACM/Bry

MDR-16

Records
cc in 62-116395
M/R

MAIL ROOM ☐ TELETYPE UNIT ☐

84 NOV 13 1975

NW 55077 DocId:32989534 Page 218

GPO : 1975 O - 569-920

ORIGINAL FILED IN 62-116395-83753

2 - Mr. J. A. Mintz
(1 - Mr. J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar

The Attorney General

October 28, 1975

Director, FBI

1 - Mr. H. W. Dare, Jr.

UNITED STATES SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

Reference is made to the request from the SSC,
dated September 30, 1975, requesting certain information
from the FBI.

Attached for your approval and forwarding to the
SSC is the original of a memorandum which is responsive to
the Committee's request mentioned above.

A copy of the memorandum is being provided for
your records.

Enclosures (2)

62-116395

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-07-2000 BY SP2AC/BJP
HDB-16

1 - The Deputy Attorney General
Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination

HWD:dmt
(9)

EX 104

REC-2

SECRET MATERIAL ATTACHED

15 NOV 12 1975

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
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Legal Coun. _____
Telephone Rm. _____

3-ENCLOSURE

Director Sec'y _____ MAIL ROOM ☐ TELETYPE UNIT ☐

84 NOV 13 1975 DocId:32989534 Page 219

GPO : 1975 O - 569-920

SECRET

2 - Mr. J. A. Mintz
(1 - Mr. J. B. Hotis)
1 - Mr. W. R. Wannall
1 - Mr. W. O. Cregar
1 - Mr. H. W. Dare, Jr.

62-116395

October 28, 1975

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

**UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES**

RE: MATERIAL PERTAINING TO A. J. WOOLSTON-SMITH

Reference is made to the request from captioned Committee dated September 30, 1975, which asked for any and all material pertaining to A. J. Woolston-Smith in the possession of the FBI.

All pertinent material pertaining to A. J. Woolston-Smith and which is responsive to your request, has been processed and will be delivered to the Committee with this communication.

1 - The Attorney General

HWD:dmt
(8)

SECRET MATERIAL ATTACHED

col
ORIGINAL AND ONE FURNISHED ATTORNEY GENERAL

SEE NOTE PAGE 2

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 11-5-2000 BY SP2ALM/BJP

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

1-501
CLASSIFIED BY SP2ALM/BJP
DECLASSIFY ON: 25X 16
MDR-16

SECRET

62-116395-1012

ENCLOSURE

MAIL ROOM ☐ TELETYPE UNIT ☐

GPO : 1975 O - 560-920

SECRET

UNITED STATES SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES

RE: MATERIAL PERTAINING TO A. J. WOOLSTON-SMITH

NOTE:

By letter dated 9/30/75, Frank Church, Chairman, SSC, requested the Attorney General to request of the FBI any and all material pertaining to A. J. Woolston-Smith in the possession of the FBI. This information was to include, but not be limited to, the information about Woolston-Smith which was transmitted to the FBI on or about 10/5/73, as well as any and all memoranda relating to that information. A review of information contained in the FBI's files on Woolston-Smith uncovered a memorandum dated 10/5/73 from Mr. W. A. Branigan to Mr. E. S. Miller. This memorandum contained information concerning a telephone call from Mr. Bob Walter, Liaison representative with the British Secret Service (MI-6) in Washington, D. C. On 10/15/75, Mr. Guy Bratt, Senior Washington Liaison Representative, (MI-6) advised Supervisor H. W. Dare, Jr., that he was authorizing the information contained in the 10/5/73 memorandum be furnished to the SSC provided that information identifying Mr. Walter and MI-6 was excised from the above-mentioned memorandum (Bureau file 97-3265-27).

On 10/20/75, Mr. Walter Elder, Review Staff, CIA, Washington, D. C., advised Supervisor Andrew J. Duffin that authority was granted to forward to the SSC information contained in its memorandum dated 10/4/72, concerning Arthur James Woolston-Smith. (Bureau file 139-4136-82; Alexandria letter to Bureau dated 10/5/72.)

SECRET

5-140 (Rev. 1-21-74) FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

Addressee: SENATE SELECT COMMITTEE

☐ LTR ☒ LHM ☐ Memo ☐ Report dated 10/28/75

Caption of Document: U.S. SENATE SELECT COMMITTEE

9/30/75 request - A.J. Woolston-Smith

Originating Office: FBI ²⁰⁰

Delivered by: Richard J. Taylor Date: 10/30/75

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62-116375-1012

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TO: Intelligence Community Staff
ATTN: Central Index

FROM:

FBI

SUBJECT: Abstract of Information Provided to Select Committees

1. HOW PROVIDED (check appropriate term. If a document was made available for review but not transmitted, so note.)

2. DATE PROVIDED

☒ DOCUMENT ☐ BRIEFING ☐ INTERVIEW ☐ TESTIMONY ☐ OTHER**10/28/75**

3. TO WHOM PROVIDED (check appropriate term; add specific names if appropriate)

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4. IDENTIFICATION (provide descriptive data for documents; give name or identification number of briefer, interviewee, testifier and subject)

Memorandum and enclosures

5. IN RESPONSE TO (list date and item number if in response to formal request, otherwise state verbal request of (name), initiative, subpoena, etc.)

SSC letter 9/30/75

6. CLASSIFICATION OF INFORMATION (enter U, C, S, TS or Codeword)

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7. KEY WORDS (enter the appropriate key words from the list provided separately; if key words not listed are used underline for emphasis)

**Information handling
Intelligence collection****ALL INFORMATION CONTAINED
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8. SUMMARY (see reverse side before completing this item)

Materials pertaining to A.J. Woolsten-Smith**62-116395****FMK:fmk****(4)****ORIGINAL VIA LIAISON TO CENTRAL COMMUNITY INDEX
IN CONNECTION WITH SENSTUDY 75****TREAT AS YELLOW****S-WOC**

INSTRUCTIONS

- Type or print clearly in ink.
- Indicate classification of the abstract top and bottom.
- Date the abstract and put on any internal control numbers required.
- "FROM" entry should clearly identify the organization providing the information.
- If additions (as when a copy of document sent to SSC is later sent to HSC) or changes to a previously submitted form are necessary, submit a copy of the original abstract, with the change indicated.

SPECIFIC ITEM NO. 8. SUMMARY - enter brief narrative statement describing substance of information and showing relationship to Intelligence Community matters if appropriate. Any feedback or evidence of investigatory interests should be noted. Commitments made to supply additional information should be noted. Additionally, certain administrative information may be entered here, e.g., restrictions on review of a document, if document was paraphrased, whether interviewee is current or former employee, etc. If actual document or transcript is provided, that fact should be noted and no summary is required. Additional pages may be attached if necessary.

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62-116395-1012

F B I

Date: 10/5/72

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

(Priority)

TO: ACTING DIRECTOR, FBI (139-4136)

FROM: SAC, ALEXANDRIA (139-20) -P-

UNSUB(S);
 MINIATURE FM TRANSMITTER
 FOUND ON TELEPHONE OF
 R. SPENCER OLIVER,
 DEMOCRATIC NATIONAL COMMITTEE
 HEADQUARTERS, WASHINGTON, D. C.,
 9/13/72
 IOC
 (OO:WFO)

2052
 Re WFO teletype 10/3/72.

[Enclosed for the Bureau and WFO is one copy for each of a CIA memorandum dated 10/4/72, entitled "Robert Spencer Oliver, Sr., Robert Spencer Oliver, Jr. (1 November 1937), Robert Oliver Associates, Washington, D. C., Association of Democratic State Chairman," and CIA memorandum dated 10/4/72, entitled "Arthur James Woolston-Smith, Science Security Associates."]

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 - 1 - Alexandria
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Approved: _____

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Special Agent in Charge

*U.S. Government Printing Office: 1972 - 455-574

SECRET

CENTRAL INTELLIGENCE AGENCY

WASHINGTON, D.C. 20505

4 OCT 1972

MEMORANDUM FOR: The Acting Director
Federal Bureau of Investigation

ATTENTION : Mr. Arnold L. Parham

SUBJECT : ~~Arthur James Woolston-Smith~~
~~Science Security Associates~~

520 5th Ave, New York, NY.

1. Reference is made to your request of 3 October 1972 for information concerning the Subjects.

2. Arthur James Woolston-Smith first came to the attention of the Central Intelligence Agency in late 1954, at which time he claimed to be a Security Officer of the International Students' Center, Harvard University, and claimed a connection with the Canadian Intelligence Service. We have in our files copies of investigations of Mr. Woolston-Smith conducted by your Bureau in 1956 and 1957.

ARTHUR JAMES

WASS
3. In November 1970, this Agency received a file check request regarding Mr. ~~Woolston-Smith~~ from the Washington Field Activities Support Center of the Department of Defense, Fort Belvoir, Virginia. The request reflected that Mr. Woolston-Smith was then a private investigator, employed as Vice President, ~~Science Security Associates~~, 520 5th Avenue, New York, New York. His residence was listed as unknown.

CLASSIFIED BY	011696
EXEMPT FROM GENERAL DECLASSIFICATION SCHEDULE OF E.O. 11652, EXEMPTION CATEGORY: § 5B(1), (3) or (4) (circle one or more) AUTOMATICALLY DECLASSIFIED ON	
Date Impossible to Determine	
(unless impossible, insert date or event)	

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139-4136-82

SECRET

4. This information is provided in confidence, and should not be disseminated outside of your Bureau. Please refer any correspondence on this matter to the attention of the Director of Security.

FOR THE DIRECTOR OF CENTRAL INTELLIGENCE:


Howard J. Osborn
Director of Security

SECRET

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CENTRAL INTELLIGENCE AGENCY

WASHINGTON, D.C. 20505

The enclosure regarding Robert Spencer Oliver has been deleted since it 4 OCT 1972 does not pertain to Arthur James Woolston-Smith, Subject of your inquiry.

MEMORANDUM FOR: The Acting Director
Federal Bureau of Investigation

ATTENTION : Mr. Arnold L. Parham

SUBJECT : Robert Spencer Oliver, Sr.
Robert Spencer Oliver, Jr. (1 November 1937)
Robert Oliver Associates, Washington, D. C.
Association of Democratic State Chairmen

1. Reference is made to your request of 3 October 1972 for information concerning the Subjects.

2. Records of the Central Intelligence Agency reflect that an individual identified as R. Spencer Oliver, Executive Secretary of the American Council of Young Political Leaders, was one of two leaders of a 19 member American delegation which arrived in Moscow on 29 July 1972 for a 15 day visit to the Soviet Union. The group was organized under the 1972 American/Russian Cultural Exchanges Agreement, and consisted of nearly equal numbers of young Republicans and Democrats. R. Spencer Oliver was identified as a Democrat from Maryland. Mr. Oliver left unexpectedly on 5 August 1972 to return to Washington, D. C.

3. The Washington Star and Daily News of 6 September 1972 reported that Spencer Oliver, Executive Director of the State Chairmen's Association (of the Democratic National Committee) was to testify in the \$1 million invasion of privacy suit brought by Lawrence O'Brien, Senator McGovern's Campaign Manager, against the Committee to Re-elect the President, and the five Watergate suspects. The Washington Post reported on 14 September 1972, that a "listening device" had been found inside the telephone of R. Spencer Oliver at the Democratic National Committee Headquarters.

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4. Files of this Agency contain a Dun and Bradstreet report of 31 October 1969, reflecting that a Robert Oliver was then a Legislative Consultant. He was Chief Executive of Robert Oliver and Associates, Suite 706, 400 First Street N. W., Washington, D. C., 20001 - telephone: (202) EX3-6993. The firm was shown to have one employee, with sales of \$100,000 and a worth of \$250,000. There was no mention of the terms "Sr." or "Jr." with respect to the name of Robert Oliver, but it may be that this person is one of the Subjects of your inquiry.

5. Our records contain no information regarding the Association of Democratic State Chairmen except as noted in paragraph 2 above.

6. This information is provided in confidence, and should not be disseminated outside of your Bureau. Please direct any correspondence on this matter to the attention of the Director of Security.

FOR THE DIRECTOR OF CENTRAL INTELLIGENCE:


Howard J. Osborn
Director of Security

SECRET

Memorandum

SECRET

1 - Mr. E. S. Miller
1 - Mr. R. E. Gebhardt

Mr. E. S. Miller

DATE: October 5, 1973

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE.

1 - Mr. W. A. Branigan
1 - Mr. J. H. Kavanagh
1 - Mr. J. R. Hagy

ARTHUR JAMES WOOLSTON-SMITH
MISCELLANEOUS INFORMATION CONCERNING

a representative of a friendly foreign intelligence service

At approximately 6:15 p.m. on October 5, 1973, Mr. Bob Walter, liaison representative with the British Secret Service (MI-6) in Washington, D. C., called. Mr. Walter related that on October 1, 1973, an individual identifying himself as the subject claiming to have been born on August 16, 1926, at Gisborn, New Zealand, contacted the Vice Consul, British Consulate in New York City. He stated that he was the Vice President of Science Security Associates, Inc., 441 Lexington Avenue, New York, and he sought advice concerning a subpoena which had allegedly been served on him by the Watergate Committee. The subject informed the Consulate that as the result of his work for British intelligence, and as a private investigator in the United States, off and on from 1948 to the present, he had many contacts in the Federal Bureau of Investigation (FBI) and in the Central Intelligence Agency (CIA). Through these contacts, he learned of plans by Howard Hunt and Gordon Liddy to bug the Watergate two months before it occurred. He claimed that he warned the Democrats through Lawrence O'Brien, Democratic Chairman, and he learned that the Democrats had decided to take no action in order that they could exploit the situation when it occurred. According to Mr. Walter, the Vice Consul instructed the subject to seek advice from the New Zealand Consulate since he was a citizen of New Zealand.

The Bureau files disclose the following:

Bureau files indicate that Woolston-Smith was subject of a British Embassy name check request dated September 8, 1952 (62-60527-30986). A check of Bureau files failed to locate any pertinent information (62-60527-30985).

WAB/JHK:clb 1-50

REC-8

(6) CLASSIFIED BY SP2MNP/CONTINUED - OVER

DECLASSIFY ON: 25X 6 ST-110.

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OCT 24 1973

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Director Sec'y _____

IN

OCT 16 1973

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Memorandum to Mr. E. S. Miller
Re: Arthur James Woolston-Smith

Woolston-Smith was subject of a ^{foreign intelligence service} Royal Canadian Mounted Police (RCMP) name check request dated November 3, 1953, which was returned stamped "No Investigation Conducted by FBI Pertinent to Your Inquiry" (62-60527-36293).

In December, 1954, subject was a complainant in a case captioned "Leona Clarey Franklin, aka; Information Concerning" (140-11495). Complaint involved communist matters.

Subject was mentioned in case captioned "Unsub(s); Miniature FM Transmitter Found on Telephone of R. Spencer Oliver, Democratic Headquarters, Washington, D. C., 9/13/72 (1972); IOC" (139-4136-57). Check of Department of Defense records was made concerning subject. Background information obtained, but no pertinent information located (139-4136-91).

Woolston-Smith was the subject of a IS-Canada; Internal Security Act of 1950; Registration Act case, Bufile 97-3268, which was closed in 1957.

Action:

For information and referral to Division Six.

UHK

ADDENDUM of Thomas J. Smith TJS:esd 10/6/73.

Sensitive
Source

Review of Bureau file 97-3268 (referred to above) indicates that subject Woolston-Smith has been known to the Bureau since 1954 and that he has had a "detective complex." He tried to go to work for ^{foreign intelligence service} Canadian intelligence and later for a police position in one of the British possessions. He was apparently used as an informant by a Canadian Security officer in the U. S., which officer got into trouble when subject revealed their informant-handler relationship. On the basis of such information, it appears unlikely that he ever worked with ^{foreign intelligence service} British intelligence Service, nor that he has had any connection with FBI personnel as he alleged. However, New York has been instructed to submit a teletype summary of any information in its files regarding subject which is not already in the Bureau's possession.

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WJS/TJS

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ADDENDUM: GENERAL INVESTIGATIVE DIVISION CAN:JJC:amm 10/10/73

the above-mentioned representative
The above-mentioned information received by the Intelligence Division from Mr. Walter to the effect that (S) Woolston-Smith prewarned the Democrats prior to the Watergate break-in is not new information. During our investigation concerning the device discovered in the telephone of R. Spencer Oliver at Democratic National Committee Headquarters (DNCH), it was learned on 9/28/72 from John G. Stewart, then Executive Director of the Democratic Policy Council, that Woolston-Smith, during March or April, 1972, called Stewart concerning an alleged attempt to compromise the DNCH by the November Group (the New York based advertising arm of the reelection effort). No further details were given by Woolston-Smith and no follow-up action was taken by Stewart.

Our New York Office was instructed to and did interview Woolston-Smith on 10/2 and 10/20/72. Woolston-Smith advised that his thoughts about the November Group were totally confined to the realm of speculation and that he had absolutely no evidence to support his conclusion that the November Group was engaged in illegal activities in addition to advertising. Woolston-Smith had no specific information and stated most of his information was learned subsequent to 6/17/72, the date of the burglary of DNCH. He also advised that his knowledge of the individuals involved in the Watergate break-in was acquired after 6/17/72 as was his knowledge of the Republican Party buying large quantities of security equipment. The results of these interviews are included in the New York report dated 11/20/72 (Bureau file 139-4136), which was disseminated to the Criminal Division of the Department and the U. S. Attorney's Office, and have been made available to the Watergate Special Prosecution Force. In view of the above, no additional action is necessary at this time regarding Woolston-Smith.

Can *REL* *TJS*

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The Attorney General

1- Mr. Gebhardt

February 25, 1974

REC-46 62-115554-72
Director, FBI

1- Mr. Long
1- Mr. Nuzum
1- Mr. Mintz

SENATE SELECT COMMITTEE
REQUEST FOR FBI MATERIAL

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE.

Reference is made to a memorandum dated February 19, 1974, to Mr. Gary H. Baise, Associate Deputy Attorney General, from Mr. Michael J. Madigan, Assistant Minority Counsel, Senate Select Committee on Presidential Campaign Activities. A copy of this communication is enclosed for your ready reference. Mr. Madigan requests the Department to make available to him all files within the possession of the FBI which relate in any way to Mr. A. J. Woolston-Smith.

As indicated in previous correspondence dealing with requests for FBI material received from the Senate Committee, the FBI has uniformly resisted efforts of persons outside the Department to secure access to FBI records and particularly the raw files. To open our files would prejudice our investigations and would have a far-reaching effect on securing the cooperation of persons we desire to interview. For these reasons and because of our concern about the establishment of a dangerous precedent, we have attempted to follow the guidelines established in April, 1973, by then Attorney General Kleindienst and Senator Ervin relative to access to the FBI's Watergate investigation.

As you know, those guidelines provided that only Senators Ervin and Baker, Majority Counsel Samuel Dash and Minority Counsel Fred Thompson would be allowed to inspect, not copy, interview reports (FD-302s) of interviews conducted during the FBI investigation of the burglary of Democratic National Committee Headquarters at the Watergate Office Building. Assistant Minority Counsel Donald Sanders was subsequently added to the list of those permitted to inspect FBI material on instructions of then Deputy Attorney General William D. Ruckelshaus on September 28, 1973.

Pursuant to a request from Mr. Sanders, on October 9, 1973, he was permitted to review FD-302s setting forth interviews of Woolston-Smith on October 2 and October 20, 1972. Mr. Sanders made numerous notes at the time he reviewed these FD-302s.

SEE NOTE PAGE TWO...

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MAIL ROOM
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Dep. AD Adm. _____
Dep. AD Inv. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
Insp. _____
Intell. _____
Lab. _____
Legal Coun. _____
Off. of Cong. & Public Affairs _____
Rec. Mgmt. _____
Tech. Serv. _____
Training _____
Off. of the Inspector General _____

CAN/amm (8)

The Attorney General

SECRET

It is suggested that Mr. Madigan be advised of the aforementioned review by Mr. Sanders of these FD-302s concerning interviews of Woolston-Smith. It is also suggested that Mr. Madigan be advised of the established guidelines relative to access by the Senate Committee to FBI material, which would preclude the furnishing to him of FBI raw files.

Enclosure

1- Mr. Gary H. Baise
Associate Deputy Attorney General

NOTE: During our investigation concerning the device discovered in the telephone of R. Spencer Oliver at Democratic National Committee Headquarters (DNCH), it was learned on 9/28/72 from John G. Stewart, then Executive Director of the Democratic Policy Council, that Woolston-Smith, during March or April, 1972, called Stewart concerning an alleged attempt to compromise the DNCH by the November Group (the New York based advertising arm of the reelection effort). No further details were given by Woolston-Smith and no follow-up action was taken by Stewart.

Our NYO was instructed to and did interview Woolston-Smith on 10/2 and 10/20/72. Woolston-Smith advised that his thoughts about the November Group were totally confined to the realm of speculation and that he had absolutely no evidence to support his conclusion that the November Group was engaged in illegal activities in addition to advertising. Woolston-Smith had no specific information and stated most of his information was learned subsequent to 6/17/72, the date of the DNCH burglary. He also advised that his knowledge of the individuals involved in the Watergate break-in was acquired after 6/17/72 as was his knowledge of the Republican Party buying large quantities of security equipment. The results of these interviews are included in the New York report dated 11/20/72 (Bureau file 139-4136), which was disseminated to the Criminal Division of the Department and the U. S. Attorney's Office, and has been made available to the Watergate Special Prosecution Force.

On 10/5/73, ^(a representative of a friendly foreign intelligence service) a Liaison representative of British Secret Service in Washington, D. C., furnished the Intelligence Division information received on 10/1/73 from Woolston-Smith. Woolston-Smith had told the British Vice Consul in New York City that through his numerous contacts he had learned of the plans of Hunt and Liddy to burglarize the Watergate before it occurred and claimed he had warned Democratic Chairman Lawrence O'Brien of this. Since the information furnished by the British Secret Service was the same information we had previously interviewed Woolston-Smith about, with negative results, no additional action was required or taken.

(above-mentioned intelligence service)

SECRET

OFFICE OF THE
DEPUTY ATTORNEY GENERAL



2-21-74

To: Ed Miller *EM*
From: Gary H. Baise

Pursuant to our conversation,
please find communication from
Mr. Madigan regarding Mr. Smith.

Watergate Committee

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-30- BY SP2ACM/PP
MBR-16

REC-86 62-115554-72
3-4
15 FEB 27 1974

ENCLOSURE

SIX

SAM J. ERVIN, JR., N.C., CHAIRMAN
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MINORITY COUNSEL
RUFUS L. EDMISTEN
DEPUTY COUNSEL

United States Senate

SELECT COMMITTEE ON
PRESIDENTIAL CAMPAIGN ACTIVITIES
(PURSUANT TO S. RES. 60, 93D CONGRESS)

WASHINGTON, D.C. 20510

February 19, 1974

Mr. Gary H. Baise
Associate Deputy Attorney General
Room 4208, Department of Justice
Washington, D.C. 20530

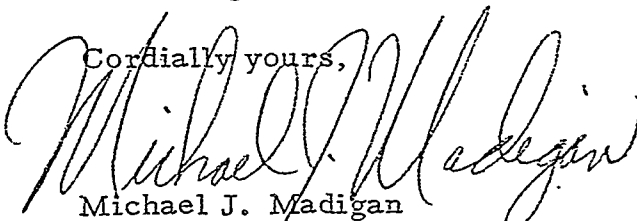
Dear Mr. Baise:

N.Y.
I am writing to request from the Department all files within the possession of the Federal Bureau of Investigation which relate in any way to A.J. Woolston-Smith. As I mentioned in our recent conversation, it is of vital importance that we obtain this information as soon as possible because of our pending interview with Mr. Smith.

As you may recall from our previous discussions, I indicated two specific time sequences wherein it has been established that the Bureau received reports regarding Mr. Smith. The first of these is in December 1954 when Smith's name came up in a CIA related matter in Boston, Massachusetts. The second is on October 6, 1972 when a representative of a foreign nation's intelligence service provided the FBI with a report on certain activities of Smith. In addition to these two specific dates and reports, however, we are requesting the entire file or files possessed by the FBI on Mr. Smith.

Thanks again for your continued assistance and cooperation.

Cordially yours,



Michael J. Madigan
Assistant Minority Counsel

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DATE 1-5-01 BY SP2ALM/af

MJM-bc

MJM:bc

62-115554-72

NR023 WF PLAIN

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

10:50PM IMMEDIATE 9-28-72 ALM

SEP 28 1972

TO ACTING DIRECTOR (139-A136)

TELETYPE

BOSTON

NEW YORK

DALLAS

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-5-01 BY SP4M/PJ

MDR-16

Mr. Felt	_____
Mr. Baker	_____
Mr. Bates	_____
Mr. Bishop	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Dalbey	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, ES.	_____
Mr. Ponder	_____
Mr. Soyars	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Kinley	_____
Mr. Armstrong	_____
Ms. Herwig	_____
Mrs. Neenan	_____

FROM WASHINGTON FIELD (139-176)(P) 5P

UNSUB(S); MINIATURE FM TRANSMITTER FOUND ON TELEPHONE
OF SPENCER OLIVER, DEMOCRATIC NATIONAL COMMITTEE HEADQUARTERS,
WASHINGTON, D.C., SEPTEMBER THIRTEEN LAST. IOC. OO:WFO.

RE WFO TELS TO BUREAU, SEPTEMBER TWENTY SEVEN LAST
AND INSTANT ²⁴

INSTANT, JOHN STEWART, DIRECTOR OF
COMMUNICATIONS, MC GOVERN-SHRIVER CAMPAIGN HEADQUARTERS, FORMER-
LY WITH DEMOCRATIC NATIONAL COMMITTEE HEADQUARTERS (DNCH),
ADVISED THAT HE HAD RECEIVED PHONE CALL FROM ONE A. J. WOOLSTON-
SMITH, WHOM STEWART DESCRIBED AS NEW YORK PRIVATE DETECTIVE, IN
MARCH OR APRIL LAST. STEWART INDICATED THAT WOOLSTON-SMITH HAD
PROFESSED TO HAVE RECEIVED INFORMATION IN REGARD TO AN ATTEMPT
WHICH WOULD BE MADE TO "BUG" DNCH, WASHINGTON, D.C. (WDC).
WOOLSTON-SMITH WAS REFERRED TO ANOTHER DNCH STAFFER, BILL
HADDAD, (PH) BY STEWART, STEWART DISMISSED WOOLSTON-SMITH'S ALLEGATION
END PAGE ONE

259
6 OCT 5 1972

PAGE TWO

AS MANY UNFOUNDED RUMORS WERE RECEIVED BY DNCH RE BOMB THREATS AND THE LIKE. STEWART STATED HE BELIEVED HADDAD HAD FURTHER CONVERSATION WITH WOOLSTON-SMITH.

STEWART ADVISED HADDAD IS CURRENTLY IN NEW YORK CITY WORKING WITH DEMOCRATIC CAMPAIGN OF MC GOVERN-SHRIVER. HADDAD ALSO ALLEGEDLY WAS PROMINENT DEMOCRAT IN UNSPECIFIED POSITION DURING JOHNSON ADMINISTRATION IN SIXTY FIVE OR SIXTY SIX. REVIEW APPROPRIATE "WHO'S WHO" DIRECTORY REVEALED ONE WILLIAM FREDERICK HADDAD, POSSIBLY IDENTIFIABLE WITH BILL HADDAD (PH) IS JOURNALIST AND CORPORATE EXECUTIVE WHO WAS ACTIVE DURING KENNEDY ADMINISTRATION AND ASSISTANT TO ROBERT KENNEDY. HADDAD ALSO WITH NEW YORK HERALD TRIBUNE FROM SIXTY-ONE TO SIXTY-THREE AND WITH OFFICE OF ECONOMIC OPPORTUNITY, WDC, FROM SIXTY-FIVE TO SIXTY-SIX. CURRENT OFFICES LOCATED IN CHRYSLER BUILDING, NEW YORK CITY.

D.C.
N.Y.

STEWART ALSO INDICATED THAT WOOLSTON-SMITH'S INFORMATION WAS KNOWN BY SEVERAL OTHER MEMBERS OF DNCH. WFO ATTEMPTING TO FURTHER IDENTIFY HADDAD

END PAGE TWO

PAGE THREE

AND WOOLSTON-SMITH. WFO INDICES CONTAIN ONE REFERENCE TO ONE ARTHUR J. WOOLSTON-SMITH UNDER SIXTY-TWO CLASSIFICATION. IN BOSTON LETTER TO BUREAU, DATED JANUARY TWENTY SIX, ONE NINE FIVE FIVE, ENTITLED "LEONA CLAREY FRANKLIN, AKA; INFORMATION CONCERNING". BOSTON SET FORTH INFORMATION THAT ONE ARTHUR J. WOOLSTON-SMITH, A SELF DESCRIBED SECURITY OFFICER HAD CONTACTED BOSTON WITH INFORMATION CONCERNING INDIVIDUAL HE CONSIDERED SECURITY RISK. BOSTON INDICATED A WOOLSTON-SMITH, RESIDENT OF CAMBRIDGE, MASS., OF UNKNOWN RELIABILITY AND BOSTON INDICES CONTAINED REFERENCE WHICH INDICATED WOOLSTON-SMITH APPLICANT FOR "CIG" IN BUFILE ONE ONE EIGHT DASH THREE ONE NINE EIGHT. LETTER INDICATED NO FURTHER ACTION TAKEN BY BOSTON RE SMITH'S INFORMATION. DE
NY

NEW YORK AND BOSTON SEARCH INDICES RE WOOLSTON-SMITH. NEW YORK ATTEMPT TO IDENTIFY BILL HADDAD (PH) ON BASIS OF ABOVE. LOCATE HADDAD AND INTERVIEW RE HIS KNOWLEDGE OF DESCRIBED PHONE CALL FROM WOOLSTON-SMITH, WOOLSTON-SMITH'S IDENTITY AND WHEREABOUTS. IF DETERMINED, LOCATE
END PAGE THREE

PAGE FOUR

AND INTERVIEW RE ABOVE.

BUREAU REQUESTED TO REVIEW NOTED ONE ONE EIGHT FILE FOR INFORMATION RE WOOLSTON-SMITH AND FURNISH SAME TO WFO, NEW YORK AND BOSTON, TO ASSIST IN IDENTIFICATION OF WOOLSTON-SMITH AND AID IN INTERVIEW OF WOOLSTON-SMITH WHEN LOCATED.

IN FURTHER INTERVIEW WITH DNCH EMPLOYEE ^{M.V.} INSTANT, INFORMATION RECEIVED THAT ARNOLD SEGARRA, DNCH NEW YORK, WAS AWARE OF INCIDENT WHICH OCCURRED IN MIAMI, FLA. AT TIME OF DEMOCRATIC CONVENTION IN JULY LAST, IN WHICH TWO DNCH EMPLOYEES WERE CONTACTED WHILE AT RALLY TO ACT AS PAID DEMONSTRATORS AGAINST DEMOCRATIC CONVENTION.

NEW YORK REINTERVIEW SEGARRA IN ATTEMPT TO DEVELOPE FURTHER INFORMATION RE INCIDENT AND IDENTITIES OF PERSONNEL INVOLVED.

FOR INFORMATION OF DALLAS, PHILIP SEIB, ^{D.C.} LAW STUDENT AT SOUTHERN METHODIST UNIVERSITY, DALLAS, FORMER DNCH
END PAGE FOUR

PAGE FIVE

EMPLOYEE, DETERMINED TO HAVE ESCORTED UNIDENTIFIED CUBAN
THROUGH DNCH OFFICES, WDC, SEVERAL MONTHS AGO, AFTER CUBAN
APPEARED AT DNCH AND REQUESTED TOUR OF OFFICE FOR UNSPECIFIED
REASON. CUBAN DESCRIBED BY DNCH EMPLOYEE FURNISHING INFORMATION
AS STUDENT AT GEORGETOWN UNIVERSITY, WDC, WHO WAS MEMBER OF
RIGHT WING POLITICAL GROUP. DALLAS ASCERTAIN FULL DETAILS OF
INCIDENT FROM SEIB IN UR INTERVIEW OF SEIB. NOTE
LEAD SET FORTH TO INTERVIEW SEIB IN RE WFO TEL, INSTANT.
END

RMS FBI WA DC

ACK THREE TELS CLR

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/7/721

Interviewing Special Agents of the Federal Bureau of Investigation identified themselves to Mr. WILLIAM FREDERICK HADDAD, Gulf and Western Building, New York City, New York, and advised him of the nature of the inquiry, after which Mr. HADDAD gave the following information:

He has known Mr. ARTHUR JAMES WOOLSTON-SMITH for a number of years. SMITH has done some investigation for him on other matters.

Some time in March or April, 1972, Mr. SMITH came to visit him at his office in the Gulf and Western Building, New York City, New York. SMITH came to him with information about possible bugging attempts on the National Headquarters of the Democratic Party.

HADDAD further advised that SMITH was not specific about his sources. He merely indicated that he had heard rumors of a possible bugging attempt.

Upon hearing this information from SMITH, HADDAD wrote a letter to Mr. LAWRENCE O'BRIEN, the then Chairman of the Democratic National Committee, Washington, D.C. HADDAD also sent a letter to Mr. JACK ANDERSON, Washington, D.C. columnist. However, HADDAD did not know of any action taken either by O'BRIEN or ANDERSON. HADDAD himself took no further action.

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DATE 1-8-01 BY SP2ALM/rap
MDR-16

Interviewed on 10/2/72 at New York, New York File # New York 134-314

by SAs ALBERT E. ARANEO and
JAMES SANGILLO

Date dictated 10/5/72

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/7/72

1

Interviewing agents of the Federal Bureau of Investigation identified themselves to Mr. ARTHUR JAMES SMITH, 441 Lexington Avenue, New York City, New York, and advised him of the nature of the inquiry. Mr. SMITH then gave the following information:

He has known Mr. WILLIAM HANBARD for a number of years, having worked for him on various investigative assignments. Back in December, 1971, he contacted HANBARD for the first time in what proved to be a series of meetings which continued up to late March or early April, 1972. At these meetings, SMITH and HANBARD discussed the possibility of someone in the Republican Party bugging Democratic Party facilities.

These discussions between SMITH and HANBARD were initiated when SMITH told HANBARD that in his employment in the investigative field, he had heard various rumors that people in the Republican Party were purchasing large quantities of security equipment, some of which was of a positive intelligence-gathering nature.

SMITH could recall only two individuals that he heard were specifically responsible for this buying. These were (First Name Unknown) BALDWIN (phonetic) and JOHN G. BAGAN, who was identified by SMITH as Director of Security for the Republican National Committee, Washington, D.C.

SMITH could not recall the exact source from which he learned of this activity on the part of Republicans. He specifically advised that he did not tell Mr. HANBARD that the Democratic National Committee Headquarters in Washington, D.C. was going to be bugged. Rather, he told him that due to the Democrats' lax security, almost any Democratic Party facility could be compromised.

Mr. SMITH further advised that in his opinion, the listening device found at the Democratic National Committee Headquarters in September, 1972 was probably

Interviewed on 10/2/72 at New York, New York File # New York 154-214
by SAs ALBERT E. ARANEO and
JAMES SANCILLO Date dictated 10/6/72

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- 10 -

NW 134-314

2

planted by the Democrats. His reasons for this are that after the original bugging devices were found in June of 1972, the entire national headquarters was thoroughly searched. The Republicans would not have the opportunity nor the inclination to attempt another bugging. However, the Democrats would have the opportunity and the motive for another bugging, that is, to increase the damage and embarrassment caused to the Republicans as a result of the original Watergate incident.

From observation and interview, the following descriptive data on ARTHUR JAMES WOOLSTON-SMITH was obtained:

Date of Birth	August 16, 1926 (although some records show August 16, 1920)
Place of Birth	New Zealand
Height	5 feet 9 inches
Weight	185 pounds
Hair	Brown
Eyes	Hazel
United States Passport	Number A 176687
Alien Registration Number	698 7986

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

OCT 21 1972

TELETYPE

NR 050 NY PLAIN

435AM 10-21-72 URGENT 10-20-72 KPR

TO ACTING DIRECTOR (139-4136)

WASHINGTON FIELD (139-170)

FROM NEW YORK (139-314) 4P

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 1-3-01 BY SP/AMK/PP

MDR-16

Mr. Felt	_____
Mr. Baker	_____
Mr. Bates	_____
Mr. Bishop	_____
Mr. Callahan	_____
Mr. Cleveland	_____
Mr. Conrad	_____
Mr. Dalbey	_____
Mr. Jenkins	_____
Mr. Marshall	_____
Mr. Miller, E.S.	_____
Mr. Ponder	_____
Mr. Soyars	_____
Mr. Walters	_____
Tele. Room	_____
Mr. Kinley	_____
Mr. Armstrong	_____
Ms. Herwig	_____
Mrs. Neenan	_____

UNSUBS; MINIATURE FM TRANSMITTER FOUND ON TELEPHONE OF R.
SPENCER OLIVER DEMOCRATIC NATIONAL COMMITTEE HEADQUARTERS,
WASHINGTON DC., SEPTEMBER THIRTEEN, LAST, IOC, OO: WFO

REFERENCE WASHINGTON FIELD OFFICE TELETYPE TO BUREAU,
OCTOBER EIGHTEEN, NINETEEN SEVENTY TWO.

ON OCTOBER TWENTIETH, NINETEEN SEVENTY TWO, MR. ARTHUR
JAMES WOOLSTON DASH SMITH, FOUR ZERO FOUR, FOUR FOUR ONE
LEXINGTON AVENUE, NEW YORK, NEW YORK ADVISED SPECIAL AGENTS
(SAS) VINCENT A. ALVINO AND RENO F. WALKER THAT HE HAD NO
SPECIFIC INFORMATION PRIOR TO THE BREAK DASH IN AT THE WATERGATE
WASHINGTON, DC. CONCERNING INDIVIDUALS OR ORGANIZATIONS WHICH
MIGHT BE PLANNING SUCH A BREAK DASH

REC-21

139-4136-149

20 NOV '1 1972

WOOLSTON DASH SMITH STATED HE BELIEVED DEMOCRATIC
SECURITY WAS LAX AND FROM READING NEWSPAPER ARTICLES AND
KNOWING HOW POLITICAL ORGANIZATIONS OPERATE HE FELT THE
END PAGE ONE

70 NOV 31 1972

F244

cc - [signature]

PAGE TWO

DEMOCRATIC PARTY SHOULD HIRE HIM TO CONDUCT A "STUDY" OF THE OPERATIONS OF ORGANIZATIONS SUPPORTING THE RE DASH ELECTION EFFORTS OF THE PRESIDENT TO DETERMINE WHAT ACTIVITIES THEY WERE CONDUCTING AND THE SOURCE OF THEIR FUNDS AMONG OTHER THINGS. WOOLSTON DASH SMITH STATED HE ONLY MENTIONED THE NAME "NOVEMBER GROUP" AS ONE OF THE GROUPS TO STUDY BECAUSE HE HAD READ ARTICLES IN THE NEWSPAPER CONCERNING THIS ORGANIZATION.

ON OCTOBER TWENTIETH, NINETEEN SEVENTY TWO, MR. PAUL ~~J. MULLER~~, FINANCE DIRECTOR, NOVEMBER GROUP, SEVENTEENTH FLOOR, NINE ZERO NINE, THIRD AVENUE, NEW YORK, NEW YORK, ADVISED SPECIAL AGENTS (SAS) ALVINO AND WALKER THAT THE ORGANIZATION WAS INCORPORATED IN NEW YORK IN FEBRUARY, NINETEEN SEVENTY TWO. HE STATED HE WAS ONLY FAMILIAR WITH LIDDY AND MC CORD OF THOSE ARRESTED IN THE WATERGATE, WASHINGTON, DC(WDC) HE STATED LIDDY WAS COUNSEL FOR THE COMMITTEE TO RE DASH ELECT THE PRESIDENT AND AS SUCH WAS USED TO PREPARE THE PAPERS NECESSARY TO INCORPORATE THE NOVEMBER GROUP. HE ADVISED LIDDY WAS ON THE CORPORATIONS BOARD OF DIRECTORS AND PROVIDED LEGAL ADVICE FOR A SHORT TIME AFTER THE ORGANIZATION BECAME ACTIVE. MULLER
END PAGE TWO

PAGE THREE

STATED HE NOR, TO HIS KNOWLEDGE, ANYONE ELSE AT THE NOVEMBER GROUP HAS HAD ANY CONTACT WITH LIDDY SINCE LIDDY BECAME ACTIVE IN THE FINANCE COMMITTEE OF THE COMMITTEE TO RE DASH ELECT THE PRESIDENT. MULLER STATED MC CORD CAME TO THE OFFICES OF THE NOVEMBER GROUP, MAY SEVENTEENTH, NINETEEN SEVENTY TWO TO CHECK IT TO SEE THAT THE SPACE WAS SECURE FROM EAVESDROPPING, PHYSICAL OR ELECTRONIC. MULLER STATED MC CORD AND LIDDY WERE PAID BY THE COMMITTEE TO RE DASH ELECT THE PRESIDENT AND THAT HE NEVER SAW MC CORD AGAIN AFTER MAY SEVENTEENTH.

MULLER STATED THE NOVEMBER GROUP GETS ITS FUNDS FROM THE COMMITTEE TO RE DASH ELECT THE PRESIDENT AND IT SPENDS THOSE FUNDS TO PRODUCE ADVERTISEMENTS ON BEHALF OF THE PRESIDENT IN HIS RE DASH ELECTION EFFORT. HE STATED SEVENTY FIVE PERCENT OF THE FUNDS ARE GIVEN TO MEDIA AS FEES TO CARRY ADVERTISEMENTS: TWELVE AND ONE HALF PERCENT FOR COSTS IN PRODUCING THE VARIOUS PIECES OF ADVERTIZING GIVEN TO THE MEDIA AND TWELVE AND ONE HALF PERCENT FOR OPERATING EXPENSES SUCH AS SALARIES, RENT AND OTHER FIXED COSTS. MULLER STATED HE HAD

END PAGE THREE

PAGE FOUR

A RECORD OF ALL FUNDS RECEIVED AND SPENT. MULLER PROVIDED A LIST OF ALL PRESENT AND PAST EMPLOYEES OF THE NOVEMBER GROUP. HE STATED TO HIS KNOWLEDGE EVERYONE WORKING FOR THE NOVEMBER GROUP WAS HIRED FOR HIS OR HER ABILITY IN THE ADVERTIZING FIELD. MULLER STATED THE NOVEMBER GROUP IS AN ADVERTISING AGENCY AND ITS ONLY CLIENTS ARE THE COMMITTEE TO RE DASH ELECT THE PRESIDENT AND DEMOCRATS FOR NIXON. HE STATED TO HIS KNOWLEDGE NO ONE CONNECTED WITH THE NOVEMBER GROUP WOULD BE INVOLVED IN POSITIVE INTELLIGENCE GATHERING ACTIVITIES.

- END

4

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10/31/72

ARTHUR JAMES WOOLSTON-SMITH, 441 Lexington Avenue, New York, New York, was reinterviewed and he furnished the following information:

During March or April, 1972, he had several conversations with **WILLIAM HADDAD** for the purpose of soliciting the help of HADDAD in an attempt to obtain the Democratic Party as a client. SMITH hoped to have the Democratic Party hire him to conduct a study on various political groups affiliated with the Committee to Re-Elect President NIXON, such as the November Group. Because of his reading and association with politics, he felt that it was logical to believe that some of these Republican affiliated front organizations performed some functions not related to their avowed purposes. He believed that an investigation would reveal that such organizations could also be engaged in political espionage and sabotage; in conducting political intelligence operations through the use of electronic eavesdropping devices; and, in serving as funnels for campaign contributions from publicity - shy donors.

SMITH felt that one of the Republican organizations which would be a likely subject of his investigation was the November Group. SMITH became very interested in the November Group as a result of a number of articles about this organization which appeared in newspapers, including the New York Times and the Wall Street Journal. He felt that the November Group which was supposed to be an advertising arm of the Committee to Re-Elect the President, probably had the apparatus to fulfill other intelligence gathering functions for the Republican Party. SMITH admitted that his thoughts about the November Group were totally confined to the realm of speculation and that he had absolutely no evidence to support a conclusion that the November Group was engaged in illegal activities or any other activities in addition to advertising. He admitted that he had no evidence which would in any way implicate the November Group in the burglary of the Democratic Party National Headquarters, Washington, D.C., on June 17, 1972.

Interviewed on 10/20/72 at New York, New York File # NY 100-314
 by SAS VINCENT A. ALTINO & RENO P. WALKER/lh Date dictated 10/20/72

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 BY SP-6 RAN/ldp
 DATE 1-5-91 MDR-16

SMITH was questioned as to his knowledge of the individuals involved in the above burglary and he stated that prior to June 17, 1972, he had never known or even heard of any of the individuals involved. SMITH advised that after June 17, 1972, he became familiar with the names and backgrounds of the individuals involved in the burglary through public media accounts. In this connection, the rumors about people in the Republican Party buying large quantities of security equipment came to his attention after June 17, 1972. He advised that he could not recall from when he heard these rumors, inasmuch as the vast amount of publicity in this case had given rise to many rumors and theories as to guilty involvement.

SMITH stated that it was subsequent to June 17, 1972, that he heard the rumor that (First Name Unknown) BALDWIN and JOHN J. RABAN had been purchasing large quantities of security equipment including some of a positive intelligence gathering nature.

SMITH advised that since he did not obtain the Democratic Party as a client as a result of his conversations with RADDAD, he never instituted an investigation of the November Group or any other Republican affiliated organization.

SECRET

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN WASHINGTON FIELD OFFICE	DATE 11/20/72	INVESTIGATIVE PERIOD 9/28/72 - 11/5/72
TITLE OF CASE UNSUB (S); Miniature FM Transmitter Found on Telephone of R. Spencer Oliver, Democratic National Committee Headquarters, Washington, D.C., 9/13/72		REPORT MADE BY RENO F. WALKER	TYPED BY lh
		CHARACTER OF CASE ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE	

REFERENCE:

WFO tele to Bureau 9/27/72.
WFO tele to Bureau 11/2/72.

ADMINISTRATIVE:

It is noted that NY files contain several references to ARNOLD SEGARRA. NY 92-1325-2008 contains an article from NY Daily News issue of 8/11/70 in which SEGARRA was named as the host at a NYC after hours club which was frequented by various people of political influence. According to the article the club operated past curfew hours and without a license primarily because of SEGARRA being a former aide to NYC Mayor JOHN LINDSAY.

1-16-01
CLASSIFIED BY SP2ACM/PP
DECLASSIFY ON: 25X 6

MDR-16

ACCOMPLISHMENTS CLAIMED				<input checked="" type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN:
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES		
						PENDING OVER ONE YEAR <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

APPROVED

SPECIAL AGENT IN CHARGE

DO NOT WRITE IN SPACES BELOW

COPIES MADE:

- ④ - Bureau (139-4136) (RM)
4 - Washington Field (139-170) (RM)
(2-USA, WDC)
1 - New York (139-301)
1 - New York (139-314)

139-4136-160	REC-88
23 NOV 22 1972	ST-104
REC-53	ST-102

Dissemination Record of Attached Report

Agency	1-ABC Henry Peterson
Request Recd.	
Date Fwd.	12/7/72
Fwd.	86 JAN 16 1973

Notations

SECRET

REC-105

SECRET

NY 139-314

NY 105-109042-B-92 contains an article from the New York Post issue of 6/30/70 in which SEGARRA was reported to have been appointed as an assistant to the ARTHUR GOLDBERG for Governor campaign. The article related that SEGARRA was a former aid to Mayor LINDSAY and that SEGARRA left the Lindsay Administration after a dispute in which SEGARRA sided with the YLP during the takeover of a Harlem church in December of 1969. This information was furnished to the Bureau in NY LHM dated 1/9/70 captioned "Young Lords Organization aka Racial Matters, Bufile 157-12295."

NY 161-227 and NY 77-20021 reflect WILLIAM FREDERICK HADDAD was the subject of background investigations because of his possible employment by the US Government.

B. Aug. 16, 1920 - 26
NY 105-18574 reveals ARTHUR JAMES WOOLSTON-SMITH on 3/14/56 represented himself to agents of the Boston Office of the FBI as an intelligence officer for the Canadian Department of Defense assigned to the security division of Naval intelligence. The Canadian government advised SMITH not employed by them. SMITH changed with being a foreign agent who failed to register with the United States Government but was not prosecuted.

B. 4-12-33 New York, N.Y.
A review of New York files reveals the following concerning BENJAMIN JAMIL: aka: BEN

In 1962 JAMIL sold telephone equipment to the [attache of the Polish Embassy, NY, NY] (S)

In 1966, JAMIL sold eavesdropping equipment to a representative of the Cuban government.

In 1966, JAMIL indicted by Manhattan County Grand Jury for violation of eavesdropping statute and for possession of wiretapping equipment. This case is still pending.

- B -
COVER PAGE

SECRET

FBI

Date: 4/8/74

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI (139-4089)

FROM: SAC, ALEXANDRIA (139-18) (RUC)

JAMES WALTER MC CORD, JR.;
ET AL
BURGLARY, DEMOCRATIC NATIONAL
COMMITTEE HEADQUARTERS
WASHINGTON, D. C.
6/17/72
IOC
(OO:WFO)

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DATE 1-10-0 BY SP2ACM/pj
MDR-16

Enclosed for the Bureau are five copies of an LHM dated and captioned as above. New York and WFO are being furnished one copy each of LHM for indexing and possible future reference.

B. APPROX 1945 11626 PINE TREE DRIVE
FAIRFAX, VIRGINIA
Alexandria indices are negative on A. J. WOOTEN-SMITH, WILLIAM HADDAD, Dr. JOSEPH CASOLARO and J. DANIEL CASOLARO, all referred to in the LHM.

Dr. JOSEPH CASOLARO, whose interview appears in the LHM, initially went to the Arlington County, Virginia, Police Department to furnish his information on captioned matter. Detective MILTON SKINNER, Arlington County, Virginia, Police Department referred Dr. CASOLARO to the Alexandria FBI Office. For Bureau information, Detective SKINNER advised that a few years ago Dr. CASOLARO was involved with another man's wife which came to the attention of the police department, but had no other information concerning him.

- ② Bureau (Encs 5)
1-New York (Enc 1)
1-WFO (Enc 1)
1-Alexandria
WAL:mew
(5)

2-SEE by LHM 4/12/74
1-2243 T
1-File
JICKIN
4/12/74
EX-110

21 APR 10 1974

Approved: K/GSC
Special Agent in Charge

Sent _____ M Per _____

U.S. Government Printing Office: 1972 - 455-574

Dr. CASOLARO advised that previous to his attempt to furnish his information to the Arlington County, Virginia, Police Department, he had also been in contact with Senator HOWARD BAKER's Office, (FNU) SHAPIRO, who he identified as a law partner of CHARLES COLSON and numerous other individuals on Capital Hill whom he did not readily recall. He stated that none of these individuals he contacted about the possibility of prior knowledge on the break-in, pursued the matter with him.

He related that his son also attempted to sell his story to the National Inquirer and to Mr. LOBE, who is the owner of a Manchester, New Hampshire newspaper, but was turned down by both for lack of sufficient information.

Dr. CASOLARO made it a point to state that he is in no way suffering from any mental disorder nor that he is playing partisan politics. He stated that his reason for furnishing this information is as a good citizen in an attempt to protect the Office of the President. He also stated that he hoped that FBI efforts would bring this information into the open. Dr. CASOLARO advised that his son, J. DANIEL CASOLARO was not aware of his visit to the FBI and did not consider it feasible to contact him in this matter.

Alexandria is furnishing information in the LHM to the Bureau for whatever action is deemed appropriate. In view of there being no apparent basis for the allegation, UACB, Alexandria is taking no further action in the matter.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Alexandria, Virginia

April 8, 1974

In Reply, Please Refer to
File No.

JAMES WALTER MC CORD, JR.;
BERNARD L. BAKER;
VIRGILIO R. GONZALES;
EUGENIO ROLANDO MARTINEZ Y CREAGA;
FRANK ANTHONY FIORINI;
BURGLARY OF DEMOCRATIC PARTY
NATIONAL HEADQUARTERS
WASHINGTON, D. C.
JUNE 17, 1972

ALL INFORMATION CONTAINED
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DATE 1-10-01 BY SPACM/jp
MDR/16

On April 4, 1974, Dr. Joseph Casolaro, home address Waterford, Virginia, telephone number 882-3517, and office address 921 North Wayne Street, Arlington, Virginia, telephone number 528-8805, voluntarily appeared at the Alexandria Office of the Federal Bureau of Investigation (FBI) and furnished the following information:

Dr. Casolaro advised that he has been a practicing physician in Arlington for approximately 25 years. He stated he has a son, J. Daniel Casolaro, who resides at 11626 Pine Tree Drive, Fairfax, Virginia, telephone number 273-7614, who is 26 years of age and that his son is a free lance reporter. He stated that his son has written articles for the National Inquirer, and numerous trade magazines for the past three years and that approximately three months prior, he decided that he would like to branch out as an investigative reporter. Dr. Casolaro stated that his son's first attempt at being an investigative reporter was to do research on the possibility of prior knowledge of the Democrats on the break-in of the National Democratic Headquarters, Washington, D. C. He stated that his son first contacted the Senate Watergate Committee and was referred to an individual identified as Mr. Lanowet (phonetic),

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139-4089-2728
ENCLOSURE

JAMES WALTER MC CORD, JR;
BERNARD L. BAKER;
VIRGILIO R. GONZALES;
EUGENIO ROLANDO MARTINEZ Y CREAGA;
FRANK ANTHONY FIORINI;
BURGLARY OF DEMOCRATIC PARTY
NATIONAL HEADQUARTERS
WASHINGTON, D. C.
JUNE 17, 1972

who he stated is an investigative reporter for the National Observer. He stated his son contacted Mr. Lanowet and in turn was told to get in touch with a Mr. A. J. Wooten-Smith, Science Securities, 6th Avenue, New York City, New York. He stated his son then telephonically contacted Smith, who Dr. Casolaro stated was expecting his call and that Smith revealed to his son that he had an interest in the possibility that the Democrats had prior knowledge about the break-in and that he would be willing to assist J. Daniel in doing research in the matter. Dr. Casolaro stated that from subsequent telephonic contacts his son had with Smith he learned that approximately one month prior to the break-in Smith met with John Stewart, Democratic National Committee Communications Director in the Office of William Haddad, New York City, New York, and at this time they discussed the possibility that there would be surveillances on the Democratic National Headquarters. Dr. Casolaro stated his son also determined that the Democratic National Committee had been sent a letter by Smith in this regard, whereby he requested the meeting and though Smith promised to furnish his son with a copy of the letter, it has not been forthcoming.

Dr. Casolaro stated that in addition to the above meeting, Smith also advised his son that he had met a Mr. Regan, who he stated was an ex-FBI Agent who was a wire tap expert. He stated that when he met Regan, he (Regan) was employed by the Committee to Re-elect the President, and though Smith did not admit to this, he (Dr. Casolaro) deducted from his knowledge of the above meeting and the fact that Regan was employed by the Committee to Re-elect the President the Democrats must have known something was up. Dr. Casolaro stated that Smith additionally indicated to his son that the word was out prior to the break-in on James Mc Cord's attempts to purchase bugging equipment.

JAMES WALTER MC CORD, JR.;
BERNARD L. BAKER;
VIRGILIO R. GONZALES;
EUGENIO ROLANDO MARTINEZ Y CREAGA;
FRANK ANTHONY FIORINI;
BURLARY OF DEMOCRATIC PARTY
NATIONAL HEADQUARTERS
WASHINGTON, D. C.
JUNE 17, 1972

which he feels certainly makes the possibility that the Democrats were aware that a break-in would occur more evident. Dr. Casolaro had no further information to offer.

Dr. Casolaro advised that his son has not personally ever met A. J. Wooten-Smith. He stated though that his son is excellent at obtaining information and did not consider it unusual that he could develop this information without ever meeting A. J. Wooten-Smith. He further stated that Smith continues to contact his son for progress reports and that Smith neither appears to want credit nor is looking for financial gain from his assistance.

Dr. Casolaro advised that previous to his attempt to furnish his information to the Arlington County, Virginia, Police Department, he had also been in contact with Senator Howard Baker's Office, (first name unknown) Shapiro, who he identified as a law partner of Charles Colson, and numerous other individuals on Capital Hill whom he did not readily recall. He stated that none of these individuals he contacted about the possibility of prior knowledge on the break-in, pursued the matter with him. Dr. Casolaro related that his son also attempted to sell his story to the National Inquirer and to Mr. Lobe, who is the owner of a Manchester, New Hampshire, newspaper, but was turned down by both for lack of sufficient information.

Dr. Casolaro made it a point to state that he is in no way suffering from any mental disorder nor that he is playing partisan politics. He stated that his reason for furnishing this information is as a good citizen in an attempt to protect the Office of the President. He also stated that he hoped that FBI efforts would bring this information into the open. Dr. Casolaro advised that his son, J. Daniel Casolaro, was not aware of his visit to the FBI and did not consider it feasible to contact him in this matter.

-3*-

The Attorney General

Director, FBI

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. W. A. Branigan
October 28, 1975

1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

U. S. SENATE SELECT COMMITTEE
ON INTELLIGENCE ACTIVITIES (SSC)

Enclosed is the original of a memorandum, with two attachments, reporting the results of interviews of FBI Special Agents (SA) William A. Branigan and James P. Lee by an SSC Staff Member. A copy of the memorandum, with attachments, is also enclosed for forwarding to Mr. James A. Wilderotter, Associate Counsel to the President.

Enclosures (6)

62-116395

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DATE 11-17-2001 BY SP2AC/mfp
MDR-16

1 - The Deputy Attorney General
Attention: Michael E. Shaheen, Jr.
Special Counsel for
Intelligence Coordination

1 - 67- (Personnel file SA William A. Branigan)
1 - 67- (Personnel file SA James P. Lee)

SFP:mjg nys
(12)

REC-2

EX 104

15 NOV 12 1975

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.:
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
Inspection _____
Intell. _____
Laboratory _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal Coun. _____
Telephone Rm. _____

3- ENCLOSURE

Secret Material Attached

MAIL ROOM ☐ TELETYPE UNIT ☐

1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. W. A. Branigan

62-116395

October 28, 1975

1 - Mr. W. O. Cregar
1 - Mr. S. F. Phillips

U. S. SENATE SELECT COMMITTEE
TO STUDY GOVERNMENTAL OPERATIONS
WITH RESPECT TO INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEWS OF FBI SPECIAL AGENTS (SA)
WILLIAM A. BRANIGAN AND JAMES P. LEE
BY SSC STAFF MEMBER

The following concerns separate interviews conducted
by an SSC Staff Member of FBI SAs William A. Branigan and
James P. Lee.

Prior to the interviews, Branigan and Lee were advised
by the Legal Counsel Division of the FBI that they had a right
to counsel during interview and if they desired, arrangements
would be made with the Department of Justice in an effort to
secure counsel. They were advised that they were released
from their employment agreement relating to confidentiality
for the purpose of answering questions concerning mail openings.
They were also advised that the Department of Justice was in
the process of determining whether there may have been criminal
conduct by FBI personnel who were involved in mail openings.
It was pointed out to Branigan and Lee that any statement they
give to the SSC could be used against them if the Department of
Justice initiates prosecution. They were further advised that
their appearance before the SSC is voluntary and whether to
appear and respond to particular questions is a decision they
alone must make. They were finally advised that the SSC must
issue a subpoena before it could demand they answer questions
and that, absent such a subpoena, they were not compelled to
submit to interview.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
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Director Sec'y _____

Attached herewith are two separate statements prepared
by Branigan and Lee reporting the results of their separate
interviews.

Enclosures (2)

ORIGINAL AND ONE COPY TO AG

1 - 67- (Personnel file SA William A. Branigan)
1 - 67- (Personnel file SA James P. Lee)

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SEE NOTE PAGE TWO

Secret Material Attached

ENCLOSURE

SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES (SSC)

RE: INTERVIEW OF FBI SAs BY SSC

NOTE:

Legal Counsel Division advice to Branigan and Lee was by Supervisor P. V. Doly.

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1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
1 - Mr. W. R. Wannall
1 - Mr. W. A. Branigan
1 - Mr. W. O. Gregar
1 - Mr. S. F. Phillips

October 16, 1975

STATEMENT OF SPECIAL AGENT WILLIAM A. BRANIGAN
REGARDING INTERVIEW WITH A STAFF MEMBER OF THE
U.S. SENATE SELECT COMMITTEE ON INTELLIGENCE ACTIVITIES

On October 9, 1975, Special Agent William A. Branigan was interviewed by Mr. James Dick, Staff Member of the U.S. Senate Select Committee on Intelligence Activities. The interview, which took place in the office space of the U.S. Senate, was fully recorded and lasted from approximately 2:15 p.m. until 5:15 p.m.

At the outset of the interview, Mr. Dick advised that it was his intention to have an oath administered by a United States Senator but none such was available. He advised that SA Branigan would be given the opportunity to review the record of the interview, and he requested that SA Branigan at that time swear an oath before a United States Senator who would then be available. SA Branigan agreed to do this. Also at the outset of the hearing, Mr. Dick advised SA Branigan that it was his right to refuse to answer any question, that he had the right to counsel, and that at any time could interrupt the interview for the purpose of consulting counsel.

Mr. Dick furnished SA Branigan with Xerox copies of approximately eleven intra-Bureau documents which Mr. Dick said had been made available to the Committee through the Department of Justice. During the interview a number of these documents were made a part of the record.

Mr. Dick requested that SA Branigan identify and briefly explain the Bureau's various mail intercept surveys. When this was accomplished, Mr. Dick directed specific questions at our survey known as Z Coverage. In answer to his specific question, Mr. Dick was advised Z Coverage was instituted in Washington, D. C., prior to the United States entry into World War II. Mr. Dick exhibited a memorandum which had been

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1 - 67- (Personnel file SA William A. Branigan)
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prepared by former Special Agent E. T. Turner in the mid-1950s which dealt with a request by the Washington Field Office to renew the Z Coverage mail program. Mr. Dick was advised that this memorandum obviously reflected that Z Coverage had been discontinued at a date sometime before the date of the memorandum and the program was reinstituted sometime after the memorandum. Mr. Dick was advised that SA Branigan had no present recollection as to the specific dates involved. Mr. Dick was also advised that sometime during the 1950s the program had been extended to New York and that mail directed to the Soviet Mission to the United Nations was the object of our Z Coverage there.

Mr. Dick inquired if at any time during the operation of the Z Coverage there was any thought given to legalizing the coverage. Mr. Branigan advised that he had no recollection of any such effort in this respect. Mr. Dick also inquired as to the criteria which were used by the Agents who worked the Z Coverage in selecting mail for special attention. He was advised that there were no written criteria, and it was the recollection of SA Branigan that the Agents who worked the Z Coverage used their own judgment based upon past experience developed over an extended period of time in selecting mail for special attention.

With respect to the Sam Survey, Mr. Dick was advised that operations under the Sam Survey were undertaken to locate and identify Soviet illegals operating in the United States. These operations were begun based on solid knowledge as to how Soviet illegals were instructed to prepare their correspondence for transmittal to mail-drop locations in Western Europe. Communications of illegal agents had telltale indicators, both in the envelopes and the letters themselves, and these indicators were believed to be still valid and in use by Soviet illegals at the present time. Mr. Dick was also informed that mail selected for special attention would have more than one indicator unless, of course, it was addressed to a known mail-drop address in Europe. Mr. Dick had available a letter from our New York Office which set forth the results and the accomplishments of the Sam Survey for a particular period. Mr. Dick referred specifically to information set forth in the letter concerning the activities of some New Left groups. He inquired to know why correspondence from these groups was selected for special attention if our program was directed at

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uncovering Soviet illegals. SA Branigan informed Mr. Dick that he did not know why this correspondence had been selected and speculated that the Agents operating the program might have been aware of the Bureau's investigative interest in these groups and based upon this awareness had selected the correspondence in the hope of furthering the investigation of the groups. Mr. Dick inquired as to SA Branigan's evaluation of the Sam Survey, and he was advised that this Survey was considered highly productive in that it put the Bureau in a position of identifying Soviet illegals in the United States without reference to any other agency or any other source both within and without the Soviet intelligence services.

Mr. Dick inquired concerning the Sun Survey which involved the screening of mail directed to known Soviet intelligence agents who were employed by the United Nations Secretariat. Mr. Dick was advised that this program was again directed at the detection of illegal agents who might be operating in the United States. The program was based on indicators which would appear in the illegals' correspondence. Mr. Dick was informed that we had not detected any illegals by this program and it was of limited duration.

During the interview, Mr. Dick asked a number of questions concerning the level of authority for approval of mail intercept surveys. He inquired if Mr. Hoover had approved the original memorandum in the Sam Survey. Mr. Dick was advised that based upon W. A. Branigan's review of the file, it did not appear that this original memorandum had gone to the Director but certainly subsequent mail that periodically evaluated the program had been seen and approved by Mr. Hoover. Mr. Dick was also advised that it was Mr. Branigan's understanding that if a field office desired to engage in a mail intercept survey, Bureau Headquarters approval would be necessary. Mr. Dick had available a communication from our San Francisco Office which indicated that office had developed a source who had access to mail coming from Communist China through Canada. It was pointed out to Mr. Dick that while this source may have been developed by the San Francisco Office on their own initiative, Bureau Headquarters was consulted and had issued guidelines concerning material reported by the source. Mr. Dick asked a number of questions concerning mail programs directed against mail coming from and going to Communist China. For the most part, SA Branigan was not familiar with these programs and was unable to provide positive answers to the questions posed.

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With respect to Bureau Source 200, also known as the CIA's Hunter Project, Mr. Dick inquired why the Bureau's participation in this was not terminated at the time Mr. Hoover terminated our other mail intercept surveys. In this regard, SA Branigan advised him that obviously the Bureau Source 200 Program was not considered in the same light as the Sam Survey and the other programs. With respect to Bureau Source 200, the Bureau was merely a recipient of information provided by another agency, namely, the CIA. Mr. Dick exhibited a memorandum prepared by SA Branigan to advise then Acting Director Gray that the CIA was proposing that the Bureau take over the Hunter Project. In answer to Mr. Dick's question, he was advised that the Bureau certainly never seriously considered taking over the Project because of its magnitude, the number of personnel that would be required to operate the program, and because the CIA themselves had indicated that the Postal Service feared that there was a serious threat to the security of the program. Mr. Dick inquired as to whether the Bureau considered the product from the Hunter Project as valuable as our Sam Survey. He was advised that certainly there was no comparison between the results of the Hunter Project and the results that came from the Sam Survey.

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1 - Mr. J. B. Adams
1 - Mr. J. A. Mintz
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1 - Mr. W. A. Branigan
1 - Mr. W. O. Cregar
October 28, 1975

1 - Mr. S. F. Phillips

INTERVIEW BY SSC STAFF MEMBER OF
SPECIAL AGENT (SA) JAMES P. LEE, OCTOBER 10, 1975

On October 10, 1975, James Dick, SSC Staff Member, interviewed SA James P. Lee of FBI Headquarters (FBIHQ) on the subject of mail intercept programs. The interview took place at the SSC offices in the former Carroll Arms Hotel and began at approximately 2:30 p.m. and terminated at approximately 4:15 p.m. Mr. Dick advised SA Lee of his rights in that he was entitled to be represented by counsel, could refuse to be interviewed and could refuse to answer any questions. SA Lee was placed under oath by the stenographer who is a Notary Public in the District of Columbia since no senator was present. Mr. Dick advised that when the testimony was transcribed, it could be reviewed by SA Lee and minor changes made but any major changes would have to be approved by a senator. Also at that time, if the Bureau so desired, SA Lee could be sworn in by a senator.

The questions covered a discussion of the SAM and GUS Survey programs operated by the FBI (Bureau) between 1958 and 1966; the Hunter Project (Bureau Informant 200), which was a CIA program operated until May, 1973; and Z Coverage operated by the Bureau between 1940 and 1966.

With regard to the SAM Survey, Dick asked when it was initiated and when it was stopped. He was furnished with these dates: 1958 through July, 1966. He noted that one of the items in his possession, a New York letter dated April 8, 1966, pointed out that the SAM Survey had furnished information on the Communist Party, USA, Lawyers Committee on American Policy Towards Vietnam, Youth Against War and Fascism, and Pan American Students Organizations in the Americas, Incorporated. Mr. Dick

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asked if we developed information on domestic organizations such as these within the framework of the SAM Survey which was aimed at detecting illegals. SA Lee pointed out the reason probably was to determine if there was any Soviet-type influence in these organizations.

Mr. Dick asked about the Washington Field Office obtaining letters in another case being directed to a known mail drop in France from an illegal in the United States. (The word "France" was excised from the copy in the possession of Mr. Dick.) Mr. Dick was told that this was a separate case received from a foreign intelligence source but it was handled within the framework of the SAM Survey. (This relates to another case which was based on information furnished to the Bureau by French intelligence.)

Mr. Dick also asked if FBIHQ exercised control other than the annual review. He was told that FBIHQ did exercise control and it was pointed out to him that the Los Angeles Office had been instructed to discontinue the program due to unproductivity and to concentrate on other areas of investigative work to detect illegals.

Mr. Dick asked what action would be taken if the SAM Survey developed information showing a violation of criminal law within our jurisdiction. He was told it probably would have to be referred to the Division in the FBI handling the criminal violation involved with all the safeguards against disclosure of the source and limitation on the use of material explained. He was told that in the recollection of SA Lee, no such information was ever developed.

Mr. Dick asked if justification of the programs was ever done on a basis less than annual review. He was told on certain occasions we did if Mr. Hoover or another Bureau official asked for such a review on a shorter basis.

Mr. Dick made inquiry concerning the origin of the SAM Survey program and asked if Mr. Hoover was aware of it. He was told that the program originated in a conference held with personnel from some of our field offices, including the New York Office, and FBIHQ personnel. During this conference,

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it was agreed to begin the SAM Survey program and this was placed in a memorandum reporting the results of the conference to Mr. Hoover along with the recommendation of the conference to begin the program. This memorandum was approved by Mr. Hoover. Mr. Dick asked the reasons for the discontinuance of the program in July, 1966, particularly since Mr. Hoover had approved the continuation of the program for a year in the New York Office and Washington Field Office in April, 1966. Mr. Dick was told that the reason Mr. Hoover made this decision was not known.

Mr. Dick asked about the GUS Survey and he was told it involved a review of mail destined for certain postal zones in New York, Detroit and San Francisco. He was told it was based on knowledge gained from our work that we could identify mail directed to illegals through indicators we knew were used by Soviet intelligence officers in communicating with illegals. He was told we were looking for mail posted in the United States usually, in the New York or Washington, D. C., area, and directed to an illegal. The reason for the selection of certain postal zones was based on the fact that the areas were the type in which an illegal may live; that is, a transient-type population with hotels, boarding and rooming houses which attract someone trying to establish himself in the United States. Mr. Dick was told in response to a question concerning the indicators that they were still considered to be valid.

Concerning Z Coverage, Mr. Dick pointed out a memorandum had been prepared in September, 1951, discussing the possibilities of opening the mail legally. Mr. Dick asked SA Lee whether any further action had been taken on this matter and he was told SA Lee had no such knowledge. Mr. Dick asked for the criteria used in Z Coverage and he was told this was something which was left to the judgment of the individual Agent who reviewed the mail and that the Agent would develop a "feel" for his work and would ignore mail obviously prepared by children or which appeared to be of a routine business nature. He asked if SA Lee handled the supervision of this case and was told it was handled in another unit and that it had commenced in 1940 which was prior to the time SA Lee entered on duty with the Bureau.

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Concerning the Hunter Project, Mr. Dick asked how information concerning American citizens traveling in Russia or studying in Russia would be of assistance in locating illegals. It was pointed out that such individuals could have possibly been engaged in activities in the Soviet Union which caused them to be compromised and might have been recruited on the basis of such compromise. In addition, American students studying at schools such as Patrice Lumumba University may well have been recruited by Soviet intelligence.

Mr. Dick asked why the names of certain individuals were included on the Hunter Watch List. He specifically referred to the name Leonard Bernstein. SA Lee informed him he had no information concerning Bernstein or why his name was included on the Watch List.

Mr. Dick asked about the details of the offer made by CIA in February, 1973, to turn the Hunter Project over to the Bureau. He was told that an appointment was made for a CIA official to see Mr. L. Patrick Gray III concerning this but no information was received that the meeting had taken place and, if so, what transpired. He asked what the feeling of SA Lee was concerning this offer and it was pointed out that CIA had informed us there were security problems involved and for this reason the opinion of SA Lee was that it might not be wise to take over the project. He asked if SA Lee thought the programs should be reinstituted and he was told that in light of its questionable legality, reinstitution would be questionable. He then asked if the answer would be the same if the Attorney General approved the reinstitution of the programs and SA Lee stated that he would favor reinstitution of the programs under those circumstances since it was believed they were still valid investigative techniques.

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