

Plaintiff,
v.)
U. S. Department of Justice,)
Defendants.)

Civil Action Number
75-1996

FOURTH AFFIDAVIT OF JOHN N. PHILLIPS

I, John N. Phillips, being duly sworn, depose and say as follows:

(1) I am a Special Agent of the Federal Bureau of Investigation (FBI), assigned in a supervisory capacity to the Freedom of Information-Privacy Acts (FOIPA) Section, Records Management Division, FBI Headquarters (FBIHQ), Washington, D. C.

Due to the nature of my official duties, I am familiar with the procedures followed in processing Freedom of Information Act (FOIA) requests received at FBIHQ. Although I was not initially involved with plaintiff's FOIA request, I am, however, familiar with all aspects of this request as it relates to the FBI. The information set forth herein is based upon my review of the records and correspondence with plaintiff as it relates to this litigation, and upon information provided to me in my official capacity.

(2) The purpose of this affidavit is to respond to the December 1, 1981, order of District Judge June L. Green concerning the search for an April 4, 1968, taxicab manifest of Memphis cab driver James McCraw.

(3) A search of the FBI General Indices was conducted on December 3, 1981. This search surfaced fourteen references to the name James McCraw, none of which are located in the MURKIN file. These fourteen references were retrieved from the respective files in which they were located. A page by page review revealed no connection between the James McCraws in these references and any Memphis taxicab driver.

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(4) On December 2, 1981, the indices of the FBI Memphis Field Office were searched. Three references to the name James McCraw were found; none of which related to the MURKIN investigation, and none of which were identifiable with a Memphis taxicab driver.

(5) In an effort to locate any material referring to a James McCraw who might be associated with a taxicab manifest, inquiries were made of appropriate Bureau personnel. None of these individuals had any recollection of information within the FBI responsive to that part of plaintiff's FOIA request.

John N. Phillips
John N. Phillips
Special Agent
Federal Bureau of Investigation
Washington, D. C.

Subscribed and sworn to before me this 18th day of December, 1981.

Marilyn J. Bartend
Notary Public

My Commission expires 1-1-85.