

CIVIL SUBPOENA

United States District Court
for the
District of Columbia

ALAN MCSURELY, et al.,
Plaintiff.

vs.

CIVIL ACTION No. 516-69

HERBERT MCADAMS II, etc., et al.,
Defendant.

To: WILLIAM WEBSTER, Director, Federal Bureau of Investigation, or his
designee authorized to produce the records referred to in the schedule
annexed to this subpoena.

YOU ARE HEREBY COMMANDED to appear in (this court) (the office of Rein, Drew, Garfinkle
and Dranitzke, at 1712 N. Street NW (4th floor), Washington, D.C.)
to give testimony in the above-entitled cause on the 15th day of June, 19 79,
at 10:00 o'clock a m. (and bring with you) the items listed in Schedule A
annexed hereto

and do not depart without leave.

JAMES F. DAVEY, Clerk

By Robert R. Lane
Deputy Clerk.

Date June 4, 1979

Charles H. Mason
Attorney for { Plaintiff.
Defendant.

RETURN ON SERVICE

Summoned the above-named witness by delivering a copy to h____ and tendering to h____ the fees
for one day's attendance and mileage allowed by law, on the _____ day of _____,
19 _____, at _____

Dated _____

Subscribed and sworn to before me, a _____ this _____ day of
_____, 19 _____

NOTE.—Affidavit required only if service is made by a person other than a U.S. Marshal or his deputy.

WILLIAM WEBSTER, Director
Federal Bureau of Investigation
or his designee

SCHEDULE A

1) All written material of any kind regarding airtel and Letterhead Memorandum dated 8/14/67 from the SAC, Louisville (105-890) to Director, FBI (105-164714), which reads, in part, "On 8/14/67, _____ (deleted), Pikeville, Kentucky, indicated that he would permit examination of the material seized by the Bureau Agent. This will be done." including:

- a) an uncensored copy of the airtel and LHM
- b) all copies of the "material seized" obtained by the FBI during or after this "examination"
- c) all notes or other written records made in examining the "seized material"
- d) all reports regarding the seized material and the FBI examination of it.
- e) all records of dissemination of copies of the seized material or of information obtained through examination of the material either within or outside the FBI, including, but not limited to, dissemination to Congressional investigating committees.

2) All written material of any kind regarding airtel and Letterhead Memorandum dated 8/15/67 from the SAC, Louisville (105-890) to the Director, FBI (105-164714) including:

- a) an uncensored copy of the airtel and LHM
- b) all other documents of any kind regarding the packaging of the material seized from the McSurely residence and the forwarding of it "to the people in Washington"
- c) all documents in any way identifying the recipient (s) of the material in Washington
- d) all documents regarding the FBI's role with respect to the packaging and forwarding of the material.

3) Names and present addresses of the Louisville Field Office Special Agent (s) in Charge during 1967-68, the resident Special Agents in Pikeville, Kentucky, during 1967-8 (including but not limited to the Special Agents referred to in the above-mentioned LHM of 8/14/67), and any other FBI agents who performed services for the Bureau in Pike County, Kentucky, during 1967-8.

4) Uncensored copies of all the following documents:

6/8/67 intraoffice memo to SAC. Louisville (105-890)

7/11/67 memo to SAC, Louisville (105-890)

7/13/67 memo to SAC, Louisville (100-197) (P), Subject ALAN MCSURELY
MARGARET HERRING LAUREN

7/27/67 clipping from WILLIAMSON DAILY NEWS, titled: Probe Asked of VISTA, Appalachian Volunteers in E. Ky. (105-890). Uncensored copy of FBI notations in margin requested.

WILLIAM WEBSTER
schedule A - page 2

- 7/27/67 clipping from PIKE COUNTY NEWS, titled: VISTA, APPY WORKERS PROBE. (105-890). Uncensored copy of FBI notations in margin requested.
- 8/12/67 teletype 1:47 P.M. from Louisville (105-890) to Director (105-164714). Request both Louisville and Headquarters versions.
- 8/14/67 memo to SAC, Louisville (105-890)
- 8/16/67 airtel and LHM from SAC, Louisville (105-890) to Director (105-164714).
- 8/16/67 telegram to J. Edgar Hoover from Pikeville, Kentucky, (Western Union).
- 8/18/67 airtel and LHM from SAC, Louisville (105-890) (P) to Director (105-164714)
- 8/18/67 letter from J. Edgar Hoover to Pikeville, Kentucky, regarding telegram of 8/16/67
- 8/18/67 memo from SAC, Louisville to File (105-890)
- 8/28/67 memo from J.F. Bland to W.C. Sullivan, Subject: ALAN MCSURELY MARGARET MCSURELY, JOSEPH T. MULLOY, INFORMATION CONCERNING (SUBVERSIVE CONTROL)
- 7/24/69 report entitled: ALAN (NMI) MC SURELY
- 4/21/67 memo from Director, FBI (105-164714) to SAC, WFO (105- 78444).
- 3/31/67 airtel from SAC, WFO (105-New) (P) to Director, FBI, marked 164714.
- 5) All FBI documents and correspondence between the FBI and the Senate Permanent Committee on Investigations, chaired by Sen. John McClellan, regarding the Office of Economic Opportunity, the United Planning Organization, the Appalachian Volunteers, the Southern Conference Educational Fund, the Action Coordinating Committee to End Segregation in the Suburbs, the Student Non-violent Coordinating Committee, the Southern Student Organizing Committee, the Southern Christian Leadership Conference, Alan McSurely, Margaret Herring Laughrun, Margaret Lauren, Margaret Herring McSurely, and other members of the Appalachian Volunteers or the Southern Conference Educational Fund staff between the years 1967 and 1974, including communications prior to August 11, 1967.
- 6) All FBI documents and correspondence with the Office of Economic Opportunity about the United Planning Organization, the Action Coordinating Committee to End Segregation in the Suburbs, the Congress of Racial Equality, the Southern Conference Educational Fund, the Student Nonviolent Coordinating Committee, the Appalachian Volunteers, Alan McSurely, Margaret Herring Laughrun, Margaret Lauren, Margaret Herring McSurely, or other staff members of these organizations, in regard to employment, publicity, or other concerns of the FBI. Specific reference is made to Airtel from the Director of the Bureau (105-164714) to the SAC, Louisville, dated 6/6/67 which stated that a "copy of the LHM was made available to the OEO by the Bureau liaison

WILLIAM WEBSTER
Schedule A-page 3

representative." Please provide us with all memoes, letters, notes and other communications leading up to the development of this LHM, and all discussions with the OEO liaison representative with the FBI and notes and records made from those meetings.

7) All FBI records of the Headquarters, Louisville and Pikeville, Kentucky resident agent during the years 1967-1975 regarding the Appalachian Volunteers, the Southern Conference Educational Fund, the Kentucky Unamerican Activities Committee, the Senate Permanent Subcommittee on Investigations, the Pike County Commonwealth Attorney's Office, the National Independent Coal Operator's Association, the Pike County Chamber of Commerce, the Small Business Administration, the Appalachian Group to Save the Land and People, the Marrowbone Folk School, the Council of Southern Mountains, Alan McSurely, Margaret Herring McSurely, and copies of all the documents which were turned over to the Local Resident Agent in Pikeville, Kentucky of the documents which were seized from the McSurely home on August 11, 1967.

8) All communication between Louisville, Pikeville or Headquarters FBI and the Pike County Chamber of Commerce, including but not limited to its President, Robert Holcomb, and its executive Director, Nelson Radwan; All communications between any FBI agent and the National Independent Coal Operator's Association, including but not limited to its President, Robert Holcomb; All FBI communication with the Commonwealth Attorney's office of Pike County, Kentucky during the years 1967-1974 about Appalachian Volunteers, the Southern Conference Educational Fund, the Marrowbone Folk School, the Appalachian Group to Save the Land and People, the Council of Southern Mountains, Alan McSurely, Margaret Lauren, and Margaret Herring McSurely.

9) All correspondence, notes of phone calls, and other documents which indicate the reasons an FBI investigation was begun on Alan and Margaret (Laughrun) McSurely on 3/31/67 by the SAC of the WFO called (105-New) (P) IS-R, and approved by SAC CC Wick, including but not limited to, undeleted copies of the files dated 3/31/67.

10) All FBI memoes, reports, airtels and other written material from the Nashville, Tennessee Field office and/or any other offices about the meetings in Nashville, Tennessee in early April, 1967 held by the Southern Conference Educational Fund, the Southern Students Organizing Committee, and attended by members of the Student Nonviolent Coordinating Committee. We specifically request all communications with Capt. John Sorace of the Nashville Police Force, Lt. John Hill or any other members of the Nashville Police force, and all records of electronic, surveillance, photographic surveillance and other forms of surveillance of any Student Nonviolent Coordinating Committee officials including but not limited to Stokely Carmichael, any SSOC or SCEF officials, board members or staff who attended these meetings. We further request all records of the detention of Alan McSurely by Nashville police officers as a "suspect in a street robbery" in April, 1967, and his subsequent release, just as he pulled up in front of the office where the SCEF-SSOC meeting was held.

William Weberster
Schedule A-page 4

10) Cont.

We further request all records, letters, LHM's and other forms of communication between the FBI, the Nashville Police and other intelligence agencies and the Senate Judiciary Committee in regard to this set of meetings in April, 1967, including any aid offered to Capt. John Sorace and Lt. John Hill in preparing for their appearances before the Senate Judiciary Committee on August 2, 3, 1967. We further request any communications between the FBI and the Nashville Police Department in preparations for testimony before the Senate Permanent Subcommittee on Investigations in preparation for Hearings on November 1, 2, 3, 6, 7, 8, 9, and 21, 22, 1967 about the same events in Nashville in early April, 1967. In particular, we request copies of all communications between the FBI and the Nashville City Police which Capt. John Sorace referred to in his testimony before the Senate Permanent Committee on Investigations on November 21, 1967 in his statement: "We have intimate communication with the FBI. They have kept us informed on people and individuals and others who we would have no way of knowing of where they are from and who they are when they come into our city if they are considered potentially dangerous."

11. In regard to the same series of meetings in Nashville in early April, 1967, we request all copies of the forged "news release" which was written and distributed to Nashville Banner reporters who were "friends of the FBI" just prior to the SCEF Board meeting at the Methodist Building in Nashville which said that Stokely Carmichael would speak on "Black Power for Communism." All memoes from the Nashville SAC to FBI Headquarters requesting permission for this counterintelligence tactic and memoes authorizing it are requested. Also, the reports on the effectiveness of the tactic, and the FBI de-briefing of the Nashville Banner reporter who was involved in the tactic. We also request any other documentation of other counterintelligence tactics employed by the FBI in conjunction with the Intelligence Division of the Nashville police during the meetings of the SCEF, SSOC, SNCC during the first week of April, including "leaks" to friendly members of the media before the meetings, and the use of provocateurs and informants within the local "chapter" of SNCC and SSOC to create opportunities for police actions.

12. All FBI documents from the New Orleans Field Office and the Jackson, Mississippi Field office and Headquarters regarding the setting up of the Louisiana Unamerican Activities Committee raid on the Southern Conference Educational Fund Office in New Orleans in late 1963, the subsequent hand-off of documents seized in this raid to the Senate subcommittee headed by Sen. James Eastland of Mississippi, and summary reports of the effectiveness of this raid-hand-off in regard to hurting SCEF and the efforts to register Black voters in Mississippi in 1964 and other programs of SCEF. We further request a copy of all people and agencies who were provided access to this series of files by the FBI.

WILLIAM WEBSTER
Schedule A--page 5

13. All FBI notes, correspondence and communications with staff member John Brick of the Permanent Subcommittee on Investigations, including aid in ghost-writing the book "Crime Without Punishment" for Sen. John McClellan, and later FBI assistance in the investigation of Alan and Margaret McSurely in 1967-1968, and the subsequent relationship that developed between John Brick and the FBI through 1974.

14. All communications between the FBI and Mrs. John (Mary) Brick including, but not limited to, using her as an informant in the office of Dr. Thayer MacKenzie. We request all copies of materials and notes which were passed or otherwise communicated from Mrs. John Brick to the FBI about Margaret Laughrun, Margaret Lauren, Margaret H. McSurely, and/or Drew Pearson, and records of what the FBI did with this material. We also request all FBI investigative memorandum about the break-in of Dr. Thayer MacKenzie's office in the early 70's, and what documents were photographed during this break-in. We further request any FBI communications directly with Dr. Thayer MacKenzie of Washington, D. C. about Margaret Laughrun during the years 1963-1974.

15. All FBI records, documents and surveillance reports collected at the 1964 Atlantic City Democratic Party Convention, retrievable by searching under the files of the Student Nonviolent Coordinating Committee, the Southern Christian Leadership Conference, the Mississippi Freedom Democratic Party, Drew Pearson or the Washington-Merry-go-Round or other files, which refer to Margaret Laughrun, her interviews of people involved in the Mississippi "challenge", her relationship with Drew Pearson, and the delicate negotiations which took place about the seating of the Mississippi delegation.

16. All notes, records and communications taken at the meeting of August 11, 1967 in Pikeville, Kentucky regarding the presence of Alan and Margaret McSurely in Pike County and what to do about this presence, including but not limited to the position taken by the two FBI agents at the meeting about raiding their home, seizing their material, and possible places where this material could be disseminated.

17. All correspondence and materials transmitted to the House Committee on Un-American Activities regarding the proposed raids in Pikeville, Kentucky on August 11, 1967 or reports after the raids which led to the August 29, 1967 letter from Neil E. Wetterman, Investigator for the Committee to Thomas Ratliff, requesting "copies of the confiscated documents", and all subsequent FBI communications with the HCUA or its successor, the House Internal Security Committee regarding the McSurelys.

18. All materials and communications transmitted to the Kentucky Unamerican Activities Committee regarding the McSurelys and/or the materials seized from their home in 1967 by FBI agents during the years 1967-1969.

19. All correspondence and notes of other contacts between the FBI and any Congressional Committee, particularly the Senate Permanent Subcommittee on Investigations, the Senate Internal Security Committee the House Committee on Internal Security and the House Unamerican Activities Committee regarding the

the COINTELPRO program which was in effect against the Southern Conference Educational Fund, the Southern Student Organizing Committee and the Student Non-violent Coordinating Committee and which was re-inforced and broadened by the Director's orders of August 25, 1967 to target specifically "Black Extremist" organizations. All internal memoes within the FBI about the use of Congressional Committees as an adjunct to COINTELPRO or other FBI programs to discredit, divide, expose or further the aims of the FBI regarding the civil rights movement as outlined in the Director's memo of February 29, 1968. We further request all cointelpro records in reference to the Southern Conference Educational Fund and the McSurelys.

20) All contacts between the Louisville Field office of the FBI and the Pikeville, Kentucky, resident agents between March, 1967, and December, 1970, regarding the Appalachian Volunteers, VISTA, Southern Conference Educational Fund, the Council of Southern Mountains, Alan and Margaret McSurelys and other staff members of these organizations, the August 11, 1967, sedition raids, the materials seized in these raids, including but not limited to the contacts referred to in AIRTEL of 8/12/67 to the Director (105-164714) from Louisville (105-890) sent at 11:24 PM as a teletype message, stating that the Louisville SAC will "not contact Mulloy or the Council of Southern Mountains to determine status of Mulloy, and will not contact (deleted) to determine who had literature in their possession or its nature because of political implications." Instead, he says, "Pike County (deleted) will be contacted regarding nature of literature and who had possession."

21) All FBI memoes, documents and reports about the methods and actual cooperation with various Congressional Committees efforts to use the Internal Revenue Service as a means of investigating, and harrassing various organizations during the years 1967-1973. Specifically, all FBI memorandum and other communications with Donald O'Donnell, Philip Manuel and other members of the Senate Permanent Subcommittee on Investigations staff and also between the FBI and staff members of the IRS including Randolph Thrower and Paul Wright and Donald O. Virdin regarding the Special Services Staff of the IRS. We also request copies of all materials transmitted by the FBI to the Special Services Staff files regarding the Student Nonviolent Coordinating Committee, the Southern Conference Educational Fund, the Southern Student Organizing Committee or related organizations, Alan, McSurely, Margaret Herring McSurely, which would be a part of the materials turned over to the SSS as reported on page 48 of "Investigation of the Special Service Staff of the Internal Revenue Service" in the June 5, 1975 report prepared for the Joint Committee on Internal Revenue Taxation. We also request any copies of materials seized from the McSurely home on August 11, 1967, turned over to the FBI on August 14, 1967, and subsequently incorporated into records of the above-named organizations or individuals and then transmitted to the IRS.

22) All FBI records, documents and surveillance reports on Drew Pearson and/or Margaret Laughrun in 1963 and 1964, and a listing of which agencies and/or individuals were given copies of this material.

23) All communications from the FBI to the House Unamerican Activities Committee, the Senate Internal Security Committee, the Senate Judiciary Committee and the Senate Permanent Subcommittee on Investigations regarding Drew Pearson, Margaret Laughrun or Margaret H. McSurely, the Student Nonviolent Coordinating Committee, the Southern Conference Educational Fund, the Southern Student Organizing Committee, the United Planning Organization, the Appalachian Volunteers, the Students for a Democratic Society, the Action Coordinating Committee to End Segregation in the Suburbs, the Jobs or Income Now, the Progressive Labor Party, the Communist Party of the USA, the Student Voice, Sojourner Motor Fleet, Southern Educational and Research Institute, the Rosen Publishing Co., the Tri-Line Offset Co, between 1954 and 1974.

24) All FBI communications with Sen. John Stennis and Sen. James Eastland or other Senators or Senate staff members in 1964-1965 regarding the voter registration efforts in Mississippi and the development of the Mississippi Freedom Democratic Party (MFDP), the challenge to the seating of the delegates at the Democratic Party Convention in Atlantic City in 1964, the challenge to the seating of the Congressional Delegation in 1965 in Washington, D. C. and any references to the work of the Student Nonviolent Coordinating Committee and Margaret Lauren in these activities.

25) All FBI communications and records of communications between the FBI and the OEO regarding Gary Bickle, Dr. Robert Coles, Milton Ogle, George Woodring, Sargent Shriver and other officials of the Appalachian Volunteers and the OEO regarding the hiring and firing of Alan McSurely as Training Director of the Appalachian Volunteers in the Spring of 1967, and the general situation relating to the arrests of Alan McSurely, Margaret McSurely and Joseph Mulloy in August, 1967.

26) All communications between the FBI and the Civil Service Commission, HEW, OEO or any other Governmental or private agency or business regarding the possible employment or actual employment of Alan McSurely or Margaret H. McSurely between the years 1967 to the present, including but not limited to the Appalachian Volunteers, the Kentucky Community Action Program of Lexington, Kentucky, the Square D Corporation of Lexington, Kentucky, the Arlington County School Board in Virginia, the Department of Health, Education and Welfare, the Office of Economic Opportunity, the Prince George's Maryland School Board, the Walden School, Antioch College of Yellow Springs, Ohio.

27) All surveillance reports on Washington columnist Drew Pearson during 1966-67 in the FBI investigation of Sen. Thomas Dodd, and the over-hearing or mail cover interception of any communications between Margaret Laughrun or Margaret H. McSurely in this surveillance.

28) All references to Margaret Lauren, Margaret Laughrun or Margaret H. McSurely in FBI files maintained under Drew Pearson, or Washington Merry-Go-Round.

29) All uncensored copies of files maintained under the heading (1-157-New Dead) (Margaret Lauren) originating in the Atlanta Field Office or any other Field Office or Headquarters, including

WILLIAM WEBSTER
Schedule A--Page 8

29) Continued
but not limited to Atlanta memoes dated 7/16/65 from SAC, Atlanta to Director (100-349190) COMINFIL of SNCC; 7/30/65 from SAC, Atlanta (100-6488) to Director (100-349190); 8/2/65 from SAC Atlanta (100-6557); 8/2/65 from SAC, NY (100-147963) to Director (100-349190); and 8/3/65 from SAC, Atlanta to Director (100-349190).

30) All FBI reports about individuals within the Bureau or the Department of Justice, including Edwin Weisl, Jr. and Dartha De Loach, who were in contact with Drew Pearson or his associates during the period of August 11, 1967 through August 20, 1968 when Sen. John McClellan, John Brick and the FBI were aware of personal correspondence of Drew Pearson to Margaret Laughrun.

31) All FBI reports and memoranda about Dr. Robert Erdman, of Baltimore, Md. and New York City during 1962-1966 which refer to Columnist Drew Pearson, Margaret Laughrun and any related matters.

32) All references to Margaret Lauren, Margaret Laughrun or Margaret H. McSurely in the files retrievable under a search of the name Jack Minnis, Research Director of the Student Nonviolent Coordinating Committee during the years 1964-1974.