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April 22, 1988

Ms. Constance L. Dupre
Clerk, United States Court of Appeals
for the District of Columbia
United States Courthouse, Room 5423
Washington, D.C. 20001

Dear Ms. Dupre:

By letter to you dated April 18, 1988, which was hand-delivered to me on April 19th, Scott R. McIntosh, counsel for the Department of Justice, has requested that a copy of his letter and its attachment be circulated to the members of the panel that heard this case. If that is permitted, the Weisberg requests that this letter and its attachments also be circulated to the members of the panel (Chief Judge Wald and Judges Robinson and Starr).

The record reference submitted by the Department relates to a statement I made during rebuttal to the effect that the Department had pointed to no evidence in the record that the FBI had ever attempted to resolve the issue of whether or not FBI field offices must be searched administratively, despite the fact that it had ample time to do so between the date of Weisberg's administrative appeal and August 15, 1977, when the field office search issue was resolved by court approved stipulation. Through editorial markings and contextual implications, the Department's submission argues that there is evidence in the record of efforts to deal with this issue administratively.

The following points demonstrate that this argument is baseless. First, the usual evidence of administrative action in a FOIA case is a letter from the agency to the requester or his attorney. Instead, the Department has submitted vague testimony by FBI Special Agent John Hartingh which fails on its face to establish that he is referring to discussions concerning a search of field office files.

Second, the accuracy of the statements made by Hartingh were challenged by Weisberg and his counsel. Hartingh first states that he met with Weisberg and his counsel "on a weekly basis, if not more frequently." On its face this testimony is preposterous since Weisberg lived in Frederick, Maryland and his counsel in Washington, D.C., some fifty miles distant. Weisberg's counsel's detailed itemization of his time spent on this case fails to reflect any such meetings with Hartingh, weekly, more frequently than

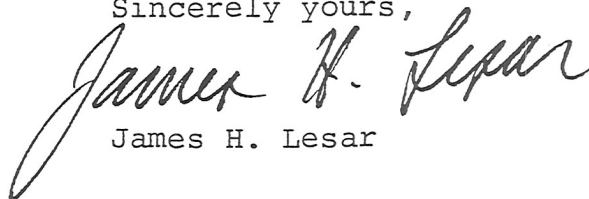
weekly or otherwise. When Weisberg's counsel challenged this claim with a question reverberating incredulity ("You met with us on a weekly basis?"), Hartingh then stated that he had delivered documents to Weisberg's counsel "almost every week." This does not state that such deliveries were accompanied by a discussion of the field office issue or any other issue. While on occasion documents were delivered to Weisberg when he was in Washington, D.C. to attend status calls, virtually all of the 60,000 pages of records were sent to him by mail.

Third, Hartingh's deposition contains other testimony inconsistent with the implicit representation made by the Department that pages 191-192 of his deposition show that he met with Weisberg and his counsel to discuss the field office issue. Hartingh was assigned to the Freedom of Information Act Branch in January 1977 and to this case in late January or February 1977. Hartingh Deposition, p. 5 (Attachment 1). In his own words, he was "in the periphery of this case from January 1977 to January of 1978" (*id.*, p. 6) and was "on vacation" when the Stipulation was signed in August 1977 (*id.*, p. 79). His "first contact with the field office process" came when that stipulation was signed; he made no effort prior to that date to search for field office records (*id.*, pp. 83-84).

Finally, Weisberg acknowledges that on a few occasions he did speak with Hartingh concerning letters he had written to the FBI complaining about missing attachments and deletions in the documents he had received. This is what Hartingh is referring to in the pages of his deposition cited by the Department in its April 18th letter. The record in this case reflects that the District Court verbally ordered the Department to respond to a list prepared by a student which summarized Weisberg's complaints. See June 26, 1978 transcript, p. 19 (Attachment 2). When the Department filed the affidavit of Special Agent Horace Beckwith on August 11, 1978, it attached a copy of this list as Exhibit A. This summary of Weisberg's correspondence, which is reproduced as Attachment 3, reflects that this correspondence dealt with missing attachments and deletions, not search of the field office files.

I would appreciate it if you could bring this information to the Court's attention as soon as possible.

Sincerely yours,

A handwritten signature in cursive script that reads "James H. Lesar". The signature is written in dark ink and is positioned above the printed name.

James H. Lesar

cc: Scott R. McIntosh

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

- - -

HAROLD WEISBERG,

Plaintiff,

--VS--

THE UNITED STATES DEPARTMENT
OF JUSTICE,

Defendant.

Civil Action Number:

75-1996

Deposition of JOHN HARTINGH

Washington, D. C.
December 6, 1979

Pages 1 thru 172

Hoover Reporting Co., Inc.
320 Massachusetts Avenue, N.E.
Washington, D.C. 20002
546-6666

Attachment 1

Case No. 87-5304

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Q Yes. In which divisions and units of the FBI?

A External Affairs Division and the Research Unit and in the Press office.

Beyond that?

Q Yes.

A Then in the Records Management Division and the Freedom of Information, Privacy Act, branch.

Q When did you begin serving with the Freedom of Information Act branch?

A January of 1977.

Q What was your assignment to this case; do you recall when that occurred?

A It would have been sometime in late January, early February, perhaps.

Q What were your responsibilities with respect to this case?

A I had some supervisory responsibility over processing of the documents relating to the Martin Luther King assassination.

Q Can you describe what you did, specifically?

A Supervised.

Q What does supervising entail?

A We have research analysts who do some processing,

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reviewing documents.

Q You yourself?

A Reviewing letters.

Q You yourself review the documents?

A On occasion; yes.

Q How frequently?

A Now, are you talking about for the whole time?

There are various duties. This went on for a time, included among the duties that I had.

Q How long were you assigned to this case?

A I was in the periphery of this case from January of 1977 to January of 1978 and my duties differed, depending on the time frame; because Project Onslaught started in May of 1977, and I was heavily involved in that project from May of 1977, through January of 1978.

Q You say you were on the periphery of this case?

A Yes, at the least. Sometimes more involved than others, depending on the time frame, because I had other duties.

Q Who was the agent who was primarily assigned to it during the period that you were?

A I was primarily assigned to it from the time I got it in late January, early February, and I guess technically

1 Q Did you ask Memphis to conduct a search for this?

2 A Pursuant to the stipulation, the Memphis field
3 office did the--you know, they sent in the files in response
4 to the stipulation; affidavits were filed with the court.

5 Q Is it your understanding that they produced
6 everything in their files?

7 A I would say the affidavits speak for themselves. I
8 didn't physically go to Memphis.

9 Q You were involved in the stipulation process. In
10 fact, I think you drew up a draft of the stipulations of it,
11 didn't you?

12 A I did some drafting. I wasn't there the day it
13 was signed. I was on vacation.

14 Q If my recollection is correct, you or Mr. Mathews
15 suggested--didn't you or Mr. Mathews suggest originally that
16 we enter a stipulation?

17 A I don't remember who had the first idea to do it.
18 We discussed it, various--there were a lot of people involved
19 in the discussions. It extended over several days or weeks.

20 Q Is it your recollection that the Memphis files
21 were produced after the stipulation?

22 A To my recollection, they are described in the
23 stipulation.

1 Q Yes.

2 A This is before August. We are leading up to the
3 stipulation. This discussion was had--

4 Q Did--

5 A --prior to our finishing the Headquarters file.

6 Q Did you then, before the stipulation was entered
7 into, did you direct a search to be made?

8 A On the Headquarters indices on McCraw; I personally
9 did not, no.

10 Q Do you know who did?

11 A I don't know.

12 Q Do you know if any such search was made in Memphis?

13 A We are back to that thing again. You didn't make
14 a request to the Memphis field office.

15 Q I take it your answer is no?

16 MR. COLE: I believe he answered.

17 THE WITNESS: I answered the question as best I can.

18 BY MR. LESAR:

19 Q Do you recall that in--that in this case, in May of
20 1976, that Director Kelly had instructed the Memphis field
21 office to respond to the request that Mr. Weisberg had made?

22 A I wasn't there in May of 1977.

23 Q With respect to the stipulation agreement which comes

1 in August of 1977?

2 A That was my first contact with the field office
3 process.

4 Q So there had been no effort to search field office
5 records responsive to the request prior to that date?

6 A I have answered with regard to my involvement.

7 Q So far as you are concerned.

8 Okay.

9
10 Now, could you explain to me what the FBI policy is
11 when a requester submits an information request; what do you
12 normally search? Is the search solely confined to Head-
13 quarters?

14 A It depends on where the request is received and
15 what is reasonably described in the request.

16 Q Well, give me an example. Suppose I submit a
17 request for information on the assassination of Dr. King.
18 What do you search?

19 A It depends on where you submit the request and
20 what you ask for in the request.

21 Q To the Deputy Attorney General? To the FBI Head-
22 quarters?

23 A Which.

Q To Headquarters.

1 Now, this one document they chose to make an
2 exception of. Now I happen to know, from other sources,
3 although they provided no descriptions of the document, although
4 not within the scope of plaintiff's request, I happen to know
5 what the document is.

6 It is a document related to Robert Jules Dunaway and
7 it concerns a body which was found in the trunk of an automo-
8 bile in the Atlanta airport, I think, right after the
9 King assassination.

10 That was withheld as not within the scope of his
11 request. Clearly just not so. And that is the nature.

12 Not only did Mr. Weisberg's correspondence set
13 forth and do it by serial number, his objections, or certain
14 of his objections, as the records were being processed, but
15 last fall we provided --

16 I had a student who volunteered to help us go
17 through Mr. Weisberg's correspondence and summarize his
18 objections to specific serials and document them. It is
19 some 15 pages long. We gave them that. No response. None
20 whatsoever.

21 THE COURT: I will expect a response to that
22 document. If it has been mislaid, I would ask that plaintiff
23 provide them with another and a copy of it, and we will want
24 some answers in 30 days at the outside.

25 All right?

12-17-76-Nothing

12-20-76-Speech by Canale, assisted by John Carlisle, address
to the regional meetings of the State Bar-date 1/15/71.

No justification, already public records.

2. Claim that police pictures are confidential source. 7(D)

No justification, already public records.

3. Autopsy pictures and pictures taken at the hospital
earlier. No justification, public records; also
James Lesear purchased videotape prepared by medical
examiner.

4. Ray's "personal records," missing serials. 7(c) public
domain.

5. Deletion of Jerry Ray's name.

6. In volumes 9&10 the name of the D.A.'s investigator.

7. Serial 1062-Worksheets do not disclose withholdings
of entire pages.

8. Serial 1290, 1059, 1066, 1113, No exemptions, embarras-
ment is not an exemption.

9. Withholding of FBI agents names. No provision of
the act. People assigned to the review have no
knowledge of the case. H.W.

3-22-77- Section 36, withheld all 7 pages of serial 3348.

Justification "not within scope of request."

2. Four requests, date back to 1969. Withholding
information from 4/15/75 request.

3. Entire FBI H.Q. file.

4. Cointelpro-sanitation workers-invaders files.

5. Sub A; News story by Les Payne

6. Requests for photographs dating back to 1969.

Repeated request 4/15/75. Provided serials to photographs
but did not provide photographs. 40 photographs
referred to in an earlier serial. Has not been
informed that those more recently supplied are those

referred to in Serial 146.

5-9-77- Records on Harold Weisberg relating to overthrow
of government.

2. Records on the contents of Harold Weisberg's garbage.
3. Names which are not secret are masked. James C. Hardin and Blackie Austin.
4. Continuing obliteration of the names of special agents, when they are not secret.
5. Serial 4306-The judge Casey paragraph on page 2.
6. References to memoranda, which was not included.
7. Records relating to Ray's arrest and to the notification of H.Q. and the A.G. Statement issued on his arrest.
8. Promises by FBI and letter signed by Kelly for material from Memphis field office.
9. Cointelpro files. Have agents working on them who are not familiar with case, feel compelled to withhold names of informers, some are public, some are in Memphis prosecution court records.

5-15-77- Section 57-Left side of the pages are missing.

2. Columbus serials-The names of Billet-Buccalli were masked. Public record-Pittsburgh press of 4/13/77.
3. Serial 4442-Sides and bottoms also missing.
4. Serial 4447-Press release related to DeLoach not attached.
5. Unrecorded memorandum following serial 4453-reference to earlier record. Date of record 5/13/68. Date of FOIA request 1969.
6. Section 58-Illegibility of most serial numbers. Incomplete and reverse order.
7. Serials 4552-4545 not provided, not indicated as withheld.
8. Serial 4521 is described as of 5 pages, dated June 7. Nothing of this description was provided. Cannot make out the serial, of 4 pages dated 6/6.
9. Serial 4501-4505 were not provided. Not indicated as withheld. 6/17/68 memo from Rosen to DeLoach refers to attachments not provided. Can't make serial out.
10. Unnecessary obliteration of names. 4460m "Fat Man" is known. Name is McDouldton.
11. Serial 4515-public official Mawnsell. Name of public official who held a press conference.
12. Jerry Ray's wife. In earlier serials not withheld, can lead to confusion.

13. Serial 58 attachments are not attached. Last number is 4559.

5-16-77- Section 59-Tops of pages all black, illegible.

2. Serial 4662-Obliterated name of British detective Phillip Birch. Name in newspaper print. 7(c)

3. Aero-Marine obliterated.

4. Withholding Marjorie Fetters name.

5. Replacement of Section 59.

5-21-77- May 1968, gave SA Lichtinger copies of a sketch and picture copies of which have not been provided. Might be in Baltimore FO, should be relevant records pertaining to these. Will contest B(2) exemption.

2. Withholding of names James Hardin, Paul Bridgeman, Marjorie Fetters,

3. Serials from other agencies having no FOIA/PA backlog.

5-26-77- Serials 4692 of 14 pp. 7(c)(D)

2. Serials 4694 of 10 pp. 7(C)(D)

3. Serial 4664-Canadian Mounties 7(D) public domain

4. Serial 4667-4681 Non-existing exemption

5. Serial 4673 7(C) Stories and pictures in the papers.

6. Serial 4675-4677-named masked 7(a)

7. Masking of Ray's medical records.

8. Memo to Vinson. follows 4692. Agent who compiled that Atlanta report is masked. Public record in the lawsuit.

9. Make note to Jim.

5-28-77- Section 62-Wants a statement on each exemption claimed by Globe. Is entitled to it. No exemptions specified. Replacement of Section 62 with all unjustifiable withholdings eliminated. Blanket claim to 7(C)(D) and b(3). Not a single reference to a single claimed exemption.

2. Serial 4698- 7(C)(D) withholding not justified.

3. Serial 4699- 7(C)(D)

4. Withholding of typed FBI notation on a letter in which Mr. Hoover asked for a cartoon printed in a publication, favorable to the Bureau. 7(C) unreasonable.

5. Serial 4708-Withholding of the names of Bureau of Prison officials on Ray's security. Names were

- 4
- with official duties. 7(C)
6. Serial 4725-Names of public officials performing public functions withheld. 7(C)
 7. Serial 4755-Obliterated names of all registered at the Rebel Motel where Ray stayed. 7(C) Same standard not applied to Black Lorraine Hotel.
 8. Section 62, Serial 4760-Table of Contents missing-no claim to any exemption.
 9. Cover page H-Withheld four full paragraphs of what Judge Casey said in connection with Ray not knowing of the success of his appeal, in which Judge Casey was overruled, and of his successful escape attempt two weeks after this favorable appeals ruling. No exemption specified.
 10. Pages I through M, without any exemption. .
 11. Page N, withholding was "hot" an informant and not an exclusive source.
 12. Page O-Withholding of the "re" before interviewed, or "contacted." Name is that of a known convicted criminal, released long ago-no exemption being applicable.
 13. Page T-Same withholding of "re." Withholding of a number of a building. 7(C)(D) b(3) claim not specified. Later pages withholding of the account of the arrest. Already released and public domain.
 14. Page FF-Person who was supposed to see Ray's sister withheld. What exemption?
 15. Page TT-Carol Pepper's father's name is withheld. At least dozen pages referring to Jerry Raynes as her father is public domain. What exemption?
 16. Page WW-Names withheld public, no privacy exemption.
 17. Page AAA-Carol Pepper's father's purchase of his small place. Purchase public and recorded. Within what exemption?
 18. Table of Contents of next session-names of all the criminals whose convictions are public record are withheld-no privacy question.

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19. Page 20-What is withheld has been released.
 20. Page 15-Reference to Owens who was arrested with Ray-withheld.
 21. Page 59-Withholding of a date, where a former fellow inmate claims to have spoken to Ray after his escape in St. Louis. Has been released. Privacy exemption for the calendar?
 22. Page 71-Withheld name of the "cat man" who is dead. Place of birth, date of birth also withheld.
 23. The hall in which a prisoner was incarcerated in the Missouri pen is withheld. How does it meet requirement of 7(C)(D) or B(3).
 24. 103 entire pages missing-no exemption.
 25. Interviews of James Earl Ray's father, which conclude with a reference to the agents' explanations of the harboring statue. How can 7(C)(D) or B(3) apply.
 26. Jump from 166 to 174-no exemption, no claim to any exemption. Refers to Jerry Raynes daughter Carol; son John and the people who bought St. Louis house.

5-31-77-

- Harold enclosed worksheets for Section 62 to show the quality of xeroxing. After examination return to Jim, plus replacing of the worksheets of the last two batches.
2. Files loaned to the FBI 35 years ago, plot to overthrow the government. FBI said destroyed. Does not believe.
 3. Name of prosecutor, and elected public officials withheld. Mentioned only in terms of office they were elected to. No basis for withholding.
 4. Section 63, Serial 4675-Long interview with Benny Edmondson.
 5. Serial 4794-Withholding relating to Raymond Curtis.
 6. Serial 4826.
 7. Section 64-Withholding Raymond Curtis's name. Name released in earlier serials.

- 6
8. Serial 4845-Names of Bureau of Prison officials not masked in this serial, masked in earlier serials. Public domain.
 9. Serial 4746-47 page New Orleans report, deals with Charles Stein and the phone calls. All names withheld in index except Ray and Dr. King.
 10. Section 65, Serial 4851-Obliterates the number of the advertised temporary post office box the Ray brothers took for fund solicitations.
 11. Serial 4853-References to memos not provided references to Ray's correspondence about counsel. Correspondence also withheld. Exemption 7(D) Public in court records.
 12. Serial 4859 and later serials withhold the name of the late Willie Somerset. Publications in 1967, 1971. No question of privacy and there is no secret source.
 13. Serial 4874-Withholds the names of Ray's guards. All in court records.
 14. Section 66, Serials 4902, 4928-Same withholding.
 15. Serial 4886-Withholding of what was supplied by the RCMP. Was to be available for expected trial. 7(C)(D) invoked.
 16. Serial 4890, 4892, 4898-7(C)(D)-withholding related to internal bickering not justified.
 17. Section 66, all of Serial 4919 withheld. No exemption claimed. What has been written under "remarks" is erased.
 18. Serial 4960, although worksheets indicate no withholding, there is withholding.
 19. Serial 4982- Missing attachments. Final Scotland Yard report on Ray's activities in Britain. Violation of Ray's rights. Embarrassment no exemption.
 20. Section 67-Cover page is missing.
 21. Serial 4983-Material from Atlanta F.O. report of 7/30/68. Missing, letter post office supplied on Locksmith mail order course, March 28, 1968.

22. Serial 4983, 4987-Curtis's name withheld then written in, sometimes illegible.
23. Serial 4987-Everything withheld on front page has been released.
24. Section 68, Serial 5017-More Somerset/Ainsworth withholding.
25. Withholdings of those people charged, tried, convicted in the Dahmer killings. No privacy exemption applies.
26. Section 5030-Withholding of reports on the behavior of several men at William Len Hotel in Memphis, time of assassination. Withholding of Phoney I.D. they presented. 7(C) Protection of privacy for phony I.D? One name is Walker. Also name of hotel is withheld.
27. Section 69-Serial 5105-Obliterates names of Clay Blair, whose book appeared in 1963, and the man who ran the bartending school Ray attended.
28. Withholding of information obtained from Ray when he was a witness under subpoena.
29. Serial 5109-Originally withheld name of Donald Wood. Look magazine and Hue released Wood's name in public record. 7(C)(D).
30. Well publicized name of Scotland Yard inspector and sergeant. 7(C)(D) Public in court records.
31. Serial 5110, same Scotland Yard inspector's name withheld. Claim to 7(C). Again widely public.
32. Serial 5114-Masks the names of agents already released in court records.
33. Serial 5116-Originally masked the name of Alton Chief of Police on 7(C). Mention of him only in connection with his official position.
34. Serial 5118-Withholds names the FBI released last year.
35. Serial 5120-Information relating to people in the Klan withheld. 7(D)
36. Serial 5131-Name of Memphis sheriff originally

- 8
37. Serial 5142-Refer to Jim.
 38. Serial 5150-Joe Heston's delayed report on the Mexico information. Every name withheld. Names all public .
 39. Pictures Ray took and commercial photographers not provided.
 40. Serial 5154-Leave exemption up to Jim. Dealing with CPR report and offer to kill King for \$100,000.
 41. Serial 5156-Withheld name of the prosecutor and what transpired in open court and was incorporated in that judge's order.
 42. Serial 5158 and 5160-Mr. Hoover's memorandum to AAG Pollack and the Birmingham airtel relating to interview with William Bradford Huie. Dates 9/10 and 9/2/68. Yet no prior record? Does not believe it. See Jim.
 43. Serial 5165-Protected privacy of the William Len Hotel-not blocked out months ago.

6-2-77-

- Agent John Hartingh agreed some withholdings should not have been withheld, but still are.
2. Withheld inmates names FBI interviewed, excuse to protect them from retaliation. Yet interviewed them in full view of other inmates.
 3. Withheld names of people in Aeromarine story. Received internationally publicity.
 4. In-court admissions of FBI witnesses. No basis for withholding. Dealing with Ray not knowing anything about rifles.

6-18-77

- Harold angry over poor work by Goble.
2. Section 5314-Withheld name of one quoted by name in magazine that has world's largest circulation. 7(C) and 2 claimed.
 3. First 12 pages of Section 72, withheld names of witnesses who were subpoenaed, and whose names are public; name of women who laid Ray and whose name is public; names of public officials when their names also have been published, names of those arrested and publicly charged in the

Alton Bank robbery; Bonebrake received extensive international publicity.

- 4. Withholding of Lee Harvey Oswald's serial number after entire military record was printed in the Warren Commission.

P.S.

6-19-77 Higgins has withheld Raul Esquivel Sr. name which Harold's Weisberg published in 1971. 7(C)

- 2. Replacements of all Sections of the 10th and all related worksheets. Bad xeroxing.
- 3. No more not being able to determine what exemption you are claiming.
- 4. Serial 5612-Top record is not identified or referred to in worksheet. Provided four of 5 pages. No way of knowing what claim FBI is making for withheld page. Challenge withholding of three paragraphs of the second page. Dealing with FBI trying to interview Ray.

6-18-77 Efforts to get personal records for two years.

6-20-77 1. Not using indexes

- 2. Serial 5390-Withholding of names Gesebrecht and Appel; D.A. Garrison. 7(C)(D) b(2) public for years.
- 3. Serial-5387-Withholding of McFerrin, Redditt, Richmond, Bill Sarter and black fireman names. All public. Also Mephis reporters, produce company L.L. and L.; driver of gold cadillac and the trucker of strawberries.
- 4. No copy of Serial 5331.

7-1-77 Nothing

7-10-77 Wants aerial views which he discussed with Ralph Harph on. 6/30.

- 2. Print of sketch called crime scene, marked by hand item 6.
- 3. No picture of mockup made by FBI. One picture looking down.
- 4. Mephis evidence not mentioned. Mephis evidence confiscated and kept secret.

- 5. Cigarette remains withheld on technicality.
- 6. Number of New Orleans investigations not indicated in 44-38861; include general and specific locations, persons, phone numbers and number of other leads.
- 7. Investigations of certain bars not reflected in 44-38861.
- 8. File records; the fact of Bill Huie's giving the FBI what he got from Ray but what he got is not included.
- 9. Atlanta, Birmingham, Chicago, St. Louis, Los Angeles, Washington, and Arizona F.O. investigations not indicated.
- 10. Omission of 623 Royal Street Address, also one of the sources of cigarette remains, Marlboro; Also mention of a well known French Quarter establishment; The court of the Two sisters; address 613 Royal Street.
- 11. Omission of the proximity of the place where Ray bought the rifle.
- 12. Location of the Birmingham office of Double-Chek.
- 13. No mention of Arthur Hanes' CIA connection after he left the FBI.
- 14. Fingerprint files holds no reference to a handprint of which much was made after it was photographed on the Memphis flophouse's bathroom wall.
- 15. Serial 5914-With a Memphis airtel of 4/13/68 the names of Seven SA's all withheld. Publicly known as FBI agents.
- 16. Withholding of named suspects. FBI says one killer Ray; no conspiracy, so release.
- 17. No worksheet with Serial 5914.

7-14-77

Nothing

9-10-77

Claim that there were no field office indexes to the relevant files. Proof they did exist; proof from files in question.

- 2. Missing attachments; yet in each case another source of the attachment exists in the records.
- 3. Resolvment of Mouny issue by sending me a

11
carbon of letter FBI was to write. NO carbon-
no word.

4. Withholding of the name of a ranking police officer who was holding a press conference; public domain.
5. Promise to review rankings after five volumes had been processed. Now told will not be done to all else is.
6. FBI still withholding the names of subpoenaed witnesses and those included in the narration at the guilty plea hearing. Withholding public information.
7. Withholding on Hardin.
8. Informant withheld who spoke to Mark Lane and House Assassinations Committee member.
9. Stonewalling on the April 1, 1975, part of the request.
10. Crime scene pictures-Told with Congressional Committee requests dates back to 1969.
11. Murkin files identifies and describes two different sets of pictures; one by local police one by FBI. The pictures received do not match the descriptions in therecords.
12. Given xeroxes of a later set taken by FBI, late in 1968 at time trial was near; numbers also do not match.
13. Set provided by Ralph Harp numbered 45 whereas serial specified 47. Serial 146 indicated as the first of these items.
14. Missing one of the two sets of aerial photos; either those by the FBI or MPD.
15. Not provided with any lefts to rights on the Louw/Time Inc. pictures. Believes FBI has these.
16. No response to records the FBI released to Church committee.
17. Asked for the Hoover approval of the planting of a story critical of King for staying at a white-owned motel. Date 3/28/68.
18. Also requested record on there not being a

"black me...ah" unless he was the F...s. Public domain.

- 19. Obliteration in copies of the indexes to the 29 volumes of evidence given to the Mephis prosecution. Not given replacement copies.
- 20. Mephis police reports that OPR used-Covered by 1969 request. FBI pretends they have no standing.