

INVESTIGATION

DA : Oct

TO : Clarence M. Kelley  
Director, Federal Bureau of Investigation

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

SUBJECT: Lee Harvey Oswald Note to FBI

Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	<input checked="" type="checkbox"/>
Ident.	_____
Inspection	<input checked="" type="checkbox"/>
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Telephone Rm.	_____
Director Sec'y	_____

*Handwritten initials*

*Handwritten: Presidential Ph: Sec: 5/1/1*

My staff and I have reviewed the Criminal Div. investigation in this case and the recommendation of Assistant Attorney General Thornburgh. I agree with his conclusion that this is not an appropriate case for criminal prosecution at this time. There are no substantive offenses committed by any of the possible subjects that are within the Statute of Limitations. The only possible theory of prosecution would be by way of a perjury indictment for colorable false testimony relating to events that took place some 12 years ago. Mr. Thornburgh's decision not to go forward and bootstrap a criminal prosecution on such facts is an imminently fair and wise exercise of prosecutorial discretion. The Bureau should, of course, take whatever administrative action that appears necessary.

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EX-115

REC-57 67-11760-7397

9 OCT 1963



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*Handwritten: CRUV 21 1371*

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

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