

HOUSE SELECT
COMMITTEE
ON ASSASSINATIONS
(H.S.C.A.)

62-117290 SECTION # 24

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FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

_____ Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- Deleted under exemption(s) _____ with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
- Information pertained only to a third party. Your name is listed in the title only.
- Document(s) originating with the following government agency(ies) _____, was/were forwarded to them for direct response to you.

_____ Page(s) referred for consultation to the following government agency(ies); _____ as the information originated with them. You will be advised of availability upon return of the material to the FBI.

2 Page(s) withheld for the following reason(s):
HSCA communication - outside the purview of the FOIA per
Court Order

For your information: _____

The following number is to be used for reference regarding these pages:
62- 117290- 1436, 1437

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X DELETED PAGE(S) X
X NO DUPLICATION FEE X
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7 Page(s) withheld for the following reason(s):
Material contained in this serial refers exclusively to the investigation of the assassination of Dr. Martin Luther King, Jr.

For your information: These pages are considered to be outside the scope of your request for JFK materials.

The following number is to be used for reference regarding these pages:
62- 117290- 1437x, 1438, 1438x

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14

Page(s) withheld for the following reason(s):

Information in this serial has been flagged for classification review.

For your information: You will be advised of the release determination of this material pending completion of the classification review.

The following number is to be used for reference regarding these pages:

62- 117290- 1439 PAGES 1-14

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X DELETED PAGE(S) X
X NO DUPLICATION FEE X
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XXXXXXXXXXXXXXXXXXXXX

Enclosure 1

Memorandum D. Ryan to Mr. Bailey

Re: House Select Committee on Assassinations
U. S. House of Representatives (HSCA)

Dated: 6/20/79

Prepared by DJC/JTA:lfj

Receipt is herewith given for the following:

Vol. XIII	GPO Jacket 42-636
Vol. VI	GPO Jacket 42-370
Vol. VII	GPO Jacket 43-377
Vol. VIII	GPO Jacket 46-129
Vol. IX	GPO Jacket 44-105
Vol. X	GPO Jacket 43-944
Vol. XI	GPO Jacket 43-819
Vol. XII	GPO Jacket 43-792
Vol. I Final Report	GPO Jacket 43-112

RECEIVED BY: _____

[Signature]
Department of Justice

DATE: _____

6/12/1979

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 1 Page(s) withheld for the following reason(s):
 HSCA communication - outside the purview of the FOIA per
 Court Order

For your information: _____

The following number is to be used for reference regarding these pages:

 62- 117290- 1439 ENCLOSURE #2

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X DELETED PAGE(S) X
X NO DUPLICATION FEE X
X FOR THIS PAGE X
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Bulky Enclosure 3 furnished separately to file.

Memorandum D. Ryan to Mr. Bailey
Re: House Select Committee on Assassinations
U. S. House of Representatives (HSCA)
Dated: 6/20/79
Prepared by DJC/JTA:lfj

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2937

Page(s) withheld for the following reason(s):
HSCA communication - outside the purview of the FOIA per
Court Order

For your information: _____

The following number is to be used for reference regarding these pages:

62- 117290- 1439 ENCLOSURE #3
(BULKY ENCLOSURE - VOLUMES)

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ENCLOSURE

Note to Messrs: Cochran
Cregar
Herndon
Mintz
Moore
O'Brien

Signed by: James B. Adams, Associate Director
John J. McDermott, Deputy Associate Director

Date: April 10, 1979

Enclosure 4 consists of:

1 page note from Messrs. Adams and McDermott
4 pages w/2 enclosures

Memorandum D. Ryan to Mr. Bailey
Re: House Select Committee on Assassinations
U. S. House of Representatives (HSCA)
Dated: 6/20/79
Prepared by DJC/JTA:lfj

100-117290-1139

April 10, 1979


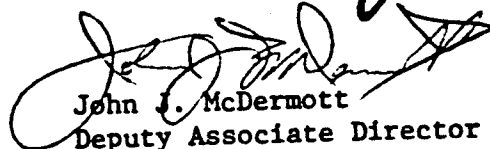
TO MESSRS.:

Cochran
Cregar
Herndon
Mintz
Moore
O'Brien

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

The processing of the HSCA Final Report, Staff Reports, and other material will be handled in accordance with the enclosed instructions. It is imperative that the fiveday timetable be adhered to, strictly.

James B. Adams
Associate Director



John J. McDermott
Deputy Associate Director

Enclosures (3)

afp

April 10, 1979

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

PURPOSE: To advise of procedures to be followed in reviewing the Final Report, Staff Reports, or other materials furnished to the U. S. Department of Justice (USDJ) and FBI by the HSCA.

BACKGROUND: The HSCA has been inquiring into the assassinations of President John F. Kennedy and the Reverend Martin Luther King, Jr.

The Memorandum of Understanding between the HSCA and the USDJ, signed by the Attorney General on 10/5/77, specifies that the USDJ and its components (FBI) will have only five days (calendar) to provide written objections to information which the HSCA intends to disclose.

The formal submission of materials, such as the Committee's Final Report and Staff Reports, will constitute its notice to us that the HSCA intends to disclose such information. The five days will begin to toll upon receipt of these materials. According to the Memorandum of Understanding, ". . . If within five days from receipt of such notice the Chairman does not receive written notice from the Attorney General or his designee objecting to the proposed disclosure and stating the reasons for it, the Committee may disclose the information . . ."

Permissible objections, according to the Memorandum of Understanding, are limited to the following categories of information.

1. That which tends to identify or compromise:
 - a. Sensitive ongoing foreign intelligence operations and sources and other sources or methods of comparable sensitivity.
 - b. ". . . FBI sources who are or were informants or potential informants as defined in the FBI Manual of Instructions."
 - c. "Sources" defined as ". . . persons who have provided or continue to provide information to the FBI and as to whose identity the FBI has undertaken an obligation of confidentiality."

UJH

House Select Committee on Assassinations
U. S. House of Representatives (HSCA)

2. That which " . . . reveals matters in current litigation or in which criminal prosecution is pending . . . "
3. That which " . . . is classified information designated for protection from unauthorized disclosure by the Attorney General or an other properly designated official that identifies peculiarly sensitive foreign intelligence sources . . . "

When the Committee Chairman has been provided written objections and reasons therefor within the prescribed five days (calendar), he or his representative will then meet with the Attorney General or his representative " . . . to attempt to resolve any differences over the information to be disclosed . . . " " . . . Any differences left unresolved by negotiation may become the subject of litigation . . . "

The Bureau has been engaged in an informal review of the Committee's material since December, 1978. It is hoped that all major problems have been resolved through that informal review. (See Attachment 2.)

ACTION: Each addressee will receive a complete copy of all materials furnished to the Bureau. Attachment 1 reflects the Committee's breakdown of material previously made available to Bureau representatives for informal review. Attachment 1 also designates primary Divisional responsibility for particular sections as they are known at this time.

Each addressee will insure that all material is reviewed by his respective Division, although it is obvious from Attachment 1 that some sections, as opposed to others, should receive closer scrutiny by a given Division because they are more relevant to that Division's past or current responsibilities.

Each addressee is responsible to raise permissible objections, as outlined above, to categories of information that directly involve the past or current operation of his Division with strict adherence to the following timetable. Any doubtful matters should be resolved by coordination with the appropriate Division(s).

Day 1 - Receipt of material, reproduction of material, distribution of material to addressees, and review.

Day 2 - Review.

House Select Committee on Assassinations
U. S. House of Representatives (HSCA)

Day 3 - By close of business (or sooner), each Division will hand carry the original and 15 copies of final (smooth) drafts of letterhead memoranda suitable for dissemination setting forth permissible objections (see above) with all reasons therefor to Special Agent (SA) George J. Foster, Room 8988. By routing slip, each Division will identify the writer and telephone extension number to be called regarding each objection. Advise SA Foster by routing slip if no objections are to be tendered. See note below.

Day 4 - Representatives of Legal Liaison and Congressional Affairs Unit, Legal Counsel Division, and the Congressional Inquiry Unit, Records Management Division, will coordinate with FBI Legal Counsel and with the Deputy Assistant Attorney General Robert L. Keuch, USDJ, concerning submission of specific objections. Divisions will accomplish any rewrites as necessary.

Day 5 - Submit final response to USDJ.

It must be emphasized that only those objections permitted under the Memorandum of Understanding need be addressed within the five-day limit.

Factual errors should also be handled within the five-day limit by telephonically furnishing documented corrections to SA Drew J. Clark, extension 3685. Arrangements have been made with the remaining Committee Staff to handle these corrections informally. Any misspellings or incorrect grammatical constructions involved in statements about the FBI or its personnel should be brought to SA Clark's attention. Every effort will be made to have such minor errors corrected by the Committee.

NOTE: A separate letterhead memorandum will be written for each separate objection. Each letterhead memorandum will be captioned "House Select Committee on Assassinations; U. S. House of Representatives; Bufile 62-117290." For the sake of uniformity, each letterhead memorandum may begin with the following or similar language: A review of the HSCA Final Report, Section JFK-C-3, "Cuban Exiles" conducted in accordance with the Memorandum of Understanding, discloses the following on page 213. (Repeat Committee language, state objection, supply complete reasons for same, and suggest alternative language. Insure objection is permitted under the Memorandum of Understanding.) (See pages 1 and 2.)

**House Select Committee on Assassinations
U. S. House of Representatives (HSCA)**

It will be necessary for each addressee to assign sufficient Agent manpower, with the best expertise immediately available, to review all the material and to thoroughly scrutinize those sections for which primary responsibility has been assigned to the addressees.

The Projects Unit, Document Classification and Review Section, Records Management Division, will be responsible for reviewing, within the established time limit, for classification purposes, all material furnished to the Bureau. Any problems relating to classified matters should be coordinated with SA William A. Harwood, Unit Chief, Projects Unit, extension 3565. SA Harwood's Unit will prepare any letterhead memoranda or internal comments required.

The Records Management Division will arrange for all required reproduction facilities in order to provide timely distribution of complete copies to all addressees. Because of the time constraints imposed by the Memorandum of Understanding, this reproduction must take precedence over routine matters.

Addressees will insure that reviewers are particularly alert to identify any statements or conclusions of the HSCA which warrant internal comment or rebuttal that may not be construed as permissible objections under the Memorandum of Understanding. Such internal comments should be handled expeditiously but without regard to the five-day timetable imposed by the Memorandum of Understanding. These comments should be brought to the attention of the Associate Director, the Deputy Associate Director, and the Public Affairs Office in light of the potential media and other attention that may be generated by publication of the HSCA's report. Primary Divisional responsibility for generating internal comments will be in accordance with Attachment 1 and other responsibilities assigned herein.

Addressees should immediately appoint coordinators for the Division's total effort. These coordinators should identify themselves to SA Foster, extension 3685, in order to facilitate receipt of material and subsequent processing.

The page count of material to be furnished is not known at this time, but it may approach 2,500.

ATTACHMENT 1

HSCA FINAL REPORT

Sections

Primary Divisional Responsibility

1.	Nature and Scope	Legal Counsel Division (LCD)*
2.	JFK-A Oswald	Intelligence Division (INTD)
3.	JFK-B Science	* Primary - Technical Services Division (TSD) ** Secondary - Laboratory Division (Lab)
4.	JFK-C Conspiracy	Criminal Investigative Division (CID)
5.	JFK-C-1 Soviet	INTD
6.	JFK-C-2 Cuba	INTD
7.	JFK-C-3 Cuban Exiles	INTD
8.	JFK-C-4 O.C.	CID
9.	JFK-C-5 Government Complicity	CID
10.	JFK-D-1 Secret Service Performance	CID
11.	JFK-D-2 DOJ Perf.	CID
12.	JFK-D-3 FBI Perf.	CID
13.	JFK-D-4 CIA Perf.	INTD
14.	JFK-D-5 Warren Commission Perf.	CID
15.	MLK A Ray	CID
16.	MLK B Conspiracy	CID
17.	MLK C Private Types not involved	CID
18.	MLK D Government agencies not involved	CID
19.	MLK E-1 Cointelpro	Primary - LCD; Secondary - INTD
20.	MLK E-2 Agency Performance	CID
21.	JFK and MLK Recommendations	Primary - LCD; Secondary - CID

HSCA STAFF REPORTS

1.	JFK SR 1 O.C.	CID
2.	JFK SR 2 Nosenko	INTD
3.	JFK SR 3 Cuban Exiles	INTD
4.	JFK SR 6 Geo. De Mohrenschildt	INTD
5.	JFK SR 7 Tippit	CID
6.	JFK SR 8 Book V (Anti-Castro Plots)	Primary - INTD; Secondary - CID (Organized Crime)
7.	JFK SR 9 Dealey Plaza Witnesses	CID
8.	MLK SR 2 DOJ-FBI	CID
9.	MLK SR 3 Motive	CID
10.	MLK SR 4 New Orleans	CID
11.	MLK SR 5 CQ Stephens	CID
12.	MLK SR 1 Guilty Plea	Primary - CID; Secondary - LCD

* Primary (Division) responsible for submission of letterhead memorandum, corrections or internal comment.

** Secondary (Division) responsible for coordinating with primary Division.

ATTACHMENT 2

Personnel who have been involved during the informal review process.

RECORDS MANAGEMENT DIVISION

SA Drew J. Clark
SA John T. Aldhizer
SA Tron W. Brekke
SA John S. Giaquinto
SA Kurk I. Klossner
SA Richard D. Davidson
SA Dan Downum
SA Raymond J. Bowley

INTELLIGENCE DIVISION

SA Harry B. Brandon III
SA John A. Van Wagenen
SA John T. Aldhizer

CRIMINAL INVESTIGATIVE DIVISION

SA Steven L. Pomerantz

LABORATORY DIVISION

SA Cornelius G. McWright

TECHNICAL SERVICES DIVISION

SA James B. Reames
SA Steven A. Killion

LEGAL COUNSEL DIVISION

SA Ronald Heller
SA Danny O. Coulson

ENCLOSURE 5

6/12/79 Memorandum, captioned "House Select Committee on Assassinations,
From: D. Ryan U. S. House of Representatives (HSCA)
To: Mr. Bailey

Re: Review of House Select Committee on Assassinations Final Report

Contents

- Item 1 - Routing Slip, 6/13/79
To: George Foster From: H. B. Brandon
Intelligence (Div. 5)
- Item 2 - Note, 6/14/79
To: SA Drew J. Clark, RMD
From: Identification (Div. 1)
- Item 3 - Routing Slip, 6/14/79
To: George Foster From: J. R. Phelan
Criminal Invest. (Div. 6)
- Item 4 - Note, 6/14/79
To: SA Drew J. Clark
From: Bell P. Herndon, Laboratory (Div. 7)
- Item 5 - Routing Slip, Received 6/15/79
To: D. J. Clark
From: E. Yee, Intelligence (Div. 5)
- Item 6 - Note, 6/15/79
To: 8988
From: Criminal Investigative Div. (Div. 6)
D. W. Moore/J. D. Domzalski
- Item 7 - Note, 6/15/79
To: George J. Foster, Rm. 8988
From: Technical Services (Div. 8)
- Item 8 - Routing Slip, undated
To: Records Management Division
From: Legal Counsel (Div. 9)
J. A. Mintz/R. Heller

12-117290-1139

ITEM 1

0-10 (Revised 12/12/79)

**DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
INTERNAL ROUTING/ACTION SLIP**

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION
232	4024		Mr. Cragg	232	4427		Mr. Auer
232	4026		Mr. O'Malley	232	4477		Mr. Booth
232	4026		Mr. Fulton	232	4147		Mr. Brandon
232	4012		Mrs. Liskey/Ms. Tinsden	232	4427		Mr. Burt
				232	4147		Mr. Frederick
232	4825		Mr. Gray	232	4155		Mr. Giannetti
232	4204		Mr. Peterson	232	4155		Mr. Godfrey
232	4123		Mr. Sullivan	232	4134		Mr. Gross
				232	4134		Mr. L'Allier
232	4123		Mrs. Chadwick/Miss Nelson	232	4165		Mr. Hagers
232	4123		Mr. Crowley	232	4155		Mr. Harland
				232	4427		Mr. Martin
232	4427		Mr. Johnson	232	4427		Mr. Newman
232	4134		Mr. McGuire	232	4155		Mr. Slichter
232	4147		Mr. Murphy	232	4134		Mr. Tomlinson
232	4155		Mr. Nolan	232	4134		Mr. Warfield
				232	4132		Mr. Volner
242	4427		Reading Room	232	4657		Mr. Windland
244	6247		Teletype Subunit	8988			George Foster
152	19327		Nail Room	175	4913		Consolidated Unit
232	4624		Liaison Unit	243	5425		New York Insurance
211	5847		Special File Room	115	4543A		Name Searching
222	5448		Filing Unit	111	4336C		Routing Unit

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| <input type="checkbox"/> SEE REMARKS ON REVERSE | <input type="checkbox"/> FILE | <input type="checkbox"/> COORDINATE |
| <input type="checkbox"/> MAKE COPIES (NO.) | <input type="checkbox"/> SEE ME | <input type="checkbox"/> PER INQUIRY |
| <input type="checkbox"/> RETURN (BY) | <input type="checkbox"/> CALL ME | <input type="checkbox"/> INFORMATION |

FROM	H. B. BRANDON	BLDG.		ROOM	
	RM. 4147 JEH	PHONE		DATE	6/13/79
	EXT. 4505				

FORM DOJ-359A
8-1-74

George,

Have reviewed all material
assigned to me for ZNTD,
and have no corrections.

HBB Brandy

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3 Page(s) withheld for the following reason(s):
Material contained in this serial refers exclusively to the investigation of the assassination of Dr. Martin Luther King, Jr.

For your information: These pages are considered to be outside the scope of your request for JFK materials.

The following number is to be used for reference regarding these pages:
62- 117290- 1439 ENCLOSURE #5 , PAGES 4-6

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DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
INTERNAL ROUTING/ACTION SLIP

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION
			DIVISION FRONT OFFICE				UNIT CHIEFS
			(TLA)	JEH	1427		(253) Mr. McNeely
JEH	5012		(233) Mr. Moore	JEH	4072		(242) Mr. Mullany
JEH	5012		(233) Mr. Ingram	JEH	4084		(242) Mr. Nugent
JEH	3012		(231) Mr. F.M. Mullen, Jr.	JEH	4062		(242) Mr. Price
							SECTION SUPERVISORS
JEH	5012		(233) Mrs. Baker	JEH	4062		(242) Mr. Courtney
JEH	5012		(233) Miss Eggleston	JEH	4072		(242) Mr. Cox
JEH	3012		(231) Miss Waldron	JEH	4052		(242) Mr. Culpepper
				JEH	4084		(242) Mr. Furman
				JEH	4052		(242) Mr. Guido
JEH	5030		(233) Mr. Gow	JEH	1427		(253) Mr. Hoeting
JEH	5155		(233) Mr. Henshan	JEH	1427		(253) Mr. Holmes
JEH	3823		(231) Mr. Lawn	JEH	1427		(253) Mr. Hope
JEH	4042		(242) Mr. Mignosa	JEH	4084		(242) Mr. Kelly
JEH	3076		(231) Mr. Sharp	JEH	4062		(242) Mr. Kelso
				JEH	1427		(253) Mr. Phelan
				JEH	4084		(242) Mr. Sathowski
JEH	4042		(242) Mr. Hampton	JEH	4062		(242) Mr. Stephens
JEH	4042		(242) Mrs. Cooper	JEH	1427		(253) Mr. Taylor
JEH	4042		(242) Mrs. Meeks	JEH	4052		(242) Mr. Theriault
				JEH	4072		(242) Mr. Wilson
							RECORDS SECTION
JEH	5648		(222) Filing	JEH	4437		(242) Reading Room
JEH	4336		(111) Mail Processing	JEH	5425		(243) Name Check Section
JEH	4336		(111) Place on record & return	JEH	5443A		(115) Name Searching Unit
JEH	1B327		(152) MAIL ROOM	JEH	5081		(233) Steno Pool
JEH	8247		(244) TELETYPE UNIT			

No bases for
actions and on deletion
Jones 1-549 Attached Co
104 DII-PATS - 107 DII-PATS

Jeh 8988 Mr George Foster

Vol XI

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| <input type="checkbox"/> SEE REMARKS ON REVERSE | <input type="checkbox"/> FILE | <input type="checkbox"/> COORDINATE |
| <input type="checkbox"/> MAKE COPIES (NO.) | <input type="checkbox"/> SEE ME | <input type="checkbox"/> PER INQUIRY |
| <input type="checkbox"/> RETURN (BY) | <input type="checkbox"/> CALL ME | <input type="checkbox"/> INFORMATION |

FROM	BLDG.	ROOM
<i>J.R. Phelan</i>	J. EDGAR HOOVER (JEH)	1218
TERRORISM SECTION CRIMINAL INVESTIGATIVE DIVISION	PHONE	DATE
	2672	6/14, 1979

(J. R. PHELAN)

Item 4

6/14/79

To: SA Drew J. Clark

A review of the HSCA Final Report was conducted in accordance with the Memorandum of Understanding. Particular attention was given by the Laboratory to the scientific matters. The Laboratory interposes no objections to the material as it is presented. Comments on certain factual matters relating to the fingerprint reports will be handled separately by the Identification Division.



Bell P. Herndon
Assistant Director
Laboratory Division

ITEM 5

(Rev. 1-16-79)

**DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
INTERNAL ROUTING/ACTION SLIP**

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION
			DIVISION FRONT OFFICE				SUPERVISORS
	232	4026	Mr. Cregar		242	4433	Mr. Eghers
	232	4026	Mr. O'Malley		232	4835	Mr. Hildreth
	232	4026	Mr. Fulton		242	4426	
	232	4843	Mr. Nolan		232	4847	Mr. Keiso
	232	4011	Mr. Tansey		232	4648	Mr. Kerns
	232	4026	Mrs. Liskey		242	4426	Mr. Keysa
	232	4026	Miss Treadon		242	4426	Mr. McLay
	232	4026	Mrs. DeVoto		232	4848	Mr. Nicholas
	232	4026	Mrs. Cozzo		232	4835	Mr. Ohlson
			SECTION CHIEFS		232	4834	Mr. Palmer
	232	4825	Mr. Gray		242	4426	Mr. Pote
	242	4204	Mr. Peterson		242	4433	Mr. Reilly
	232	4123	Mr. Sullivan		232	4847	Mr. Wells
			SECTION FRONT OFFICE		232	4164	Mr. Wolfinger
	232	4825	Mr. Finsel				
	232	4825	Miss Carlo				
	232	4825	Miss Payne		235	7142	Associate Director
			UNIT CHIEFS		242	4042	Mr. Mignosa
	232	4634	Mr. Marion				
	242	4433	Mr. Mellitt		244	8247	Communications Center
	232	4835	Mr. Pettus		222	5848	Filing Unit
	232	4168	Mr. Thomas		341	11255D	Ident Division
			SUPERVISORS		111	4336C	Malt Processing
	232	4648	Mr. Aldizer		111	4336C	Place on Record and Return
	242	4433	Mr. Appel		152	1B327	Mall Room
	242	4426	Mr. Carv		243	5425	Name Check Inquiries
	232	4648	Mr. Crescioli		242	4437	Reading Room
	232	4835	Mr. Davis		155	3865	Voucher & Payroll Section

✓ 8988 P. Clark

11579
JPL

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FROM INTELLIGENCE DIVISION - CI-3 SECTION	BLDG. TLP	ROOM
E. Yeo	PHONE	DATE

Except for material relating to the
King assassination which is being reviewed
by J. T. Aldridge, the WTD has reviewed
all material furnished by the HSCA and
makes no objection pursuant to the Memorandum
of Understanding. Material furnished to
WTD will be returned.

ITEM 6

8938

6/15/79

CRIMINAL INVESTIGATIVE DIVISION

A review of the House Select Committee on Assassinations' report has been completed by the Criminal Investigative Division (CID) in accordance with the instructions contained in memorandum dated 4/10/79. The one item concerning the identity of sources has been taken up with SA John T. Aldhizer and consideration is being given to the preparation of an appropriate LHM concerning this item. No other items concerning permissible objections were noted, although the Division is not in agreement with all statements and conclusions reached by the House Committee.

JDD/99

JDD:bam (3)

- 1 - Mr. Moore
- 1 - Mr. Domzalski

NOTE:

TO: Mr. George J. Foster
Room 8988

June 15, 1979

SUBJECT: HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

REFERENCE: By Memorandum from Mr. Adams and Mr. McDermott to Mr. Cochran and other Assistant Directors, dated 4/10/79, captioned as above, the Technical Services Division was instructed to review the HSCA Final Report, Staff Reports, and other material; raise any permissible objections according to the Memorandum of Understanding between the HSCA and the U.S. Department of Justice (USDJ); and advise SA Foster by routing slip if no permissible objections are being tendered.

PURPOSE: To advise SA Foster that no permissible objections are being tendered by Technical Services Division.

DETAILS: The TSD has reviewed the pertinent sections of the "Report of the House Select Committee on Assassinations; U.S. House of Representatives." At this time, TSD has no permissible basis for objection to the report of the HSCA under the rules established by the Memorandum of Understanding between the HSCA and the USDJ. This material was reviewed by SA's Steven A. Killion and James B. Reames.

For the information of SA Foster or SA Clark, a review of the Appendix to Hearings Before the HSCA, Volume VIII, "Acoustics, Polygraph, Handwriting and Fingerprint Reports" states on page 32 "Thus, the probability is 95 percent or more that the impulses and echoes have the same source - a gunshot, or a sound at least as sound as a gunshot, from the grassy knoll." This should read, "Thus, the probability is 95 percent or more that the impulse and echoes have the same source - a gunshot, or a sound at least as loud as a gunshot, from the grassy knoll." On page 31 of the same Appendix coincided is spelled coincided twice.

JK
JBR
Opure

HSCA
Larry Sticker
advised 6/18/79
JK

(Rev. 3-1-79)

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
INTERNAL ROUTING/ACTION SLIP

ITEM 8

TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION	TO	BLDG.	ROOM	NAME/TITLE/ORGANIZATION
Teletype	#214	7162	Director	Teletype	#245	7427	Mr. Farrington
	#235	7142	Associate Director		#213	7326	Mr. Blake
	#235	7110	Assistant to the Director - Adm.		#231	3648	Mr. Harting
	#235	7110	Assistant to the Director - Inv.		#231	3658	Mr. Moschella
	#341	11255	Identification Division		#231	3842	Mr. Peterson
	Quantico		Training Division		Quantico		Mr. McLaughlin
	#234	6012	Administrative Services Division				
	#211	5829	Records Management Division		#245	7427	Miss Ross
	#232	4026	Intelligence Division		#245	7427	Miss Southern
	#233	5012	Criminal Investigative Division		#231	3659	Miss Fircher
	#241	3090	Laboratory Division				
	#213	7159	Technical Services Division				Mr.
	#245	7427	Legal Counsel Division				Ms.
	#213	7125	Planning and Inspection Division		#152	1B327	Mail Room
					#242	4437	Reading Room
	#245	7222	Public Affairs Office		#244	6247	Teletype Room
					#111	4336C	Routing Unit
	#214	7162	Mr. Bruemmer		#153	1262	Voucher Unit
	#214	7162	Miss Devine				
	#314	6995	Mr. Bresson				
	#243	5434	Mr. Kurz				
	#243	5448	Mr. Vornberger				
	#244	6212	Mr. Zolbe				

(over)

- RECOMMENDATION/COMMENT
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- PER INQUIRY
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FROM LEGAL COUNSEL *Jeh*

BLDG. JEH ROOM

PHONE DATE

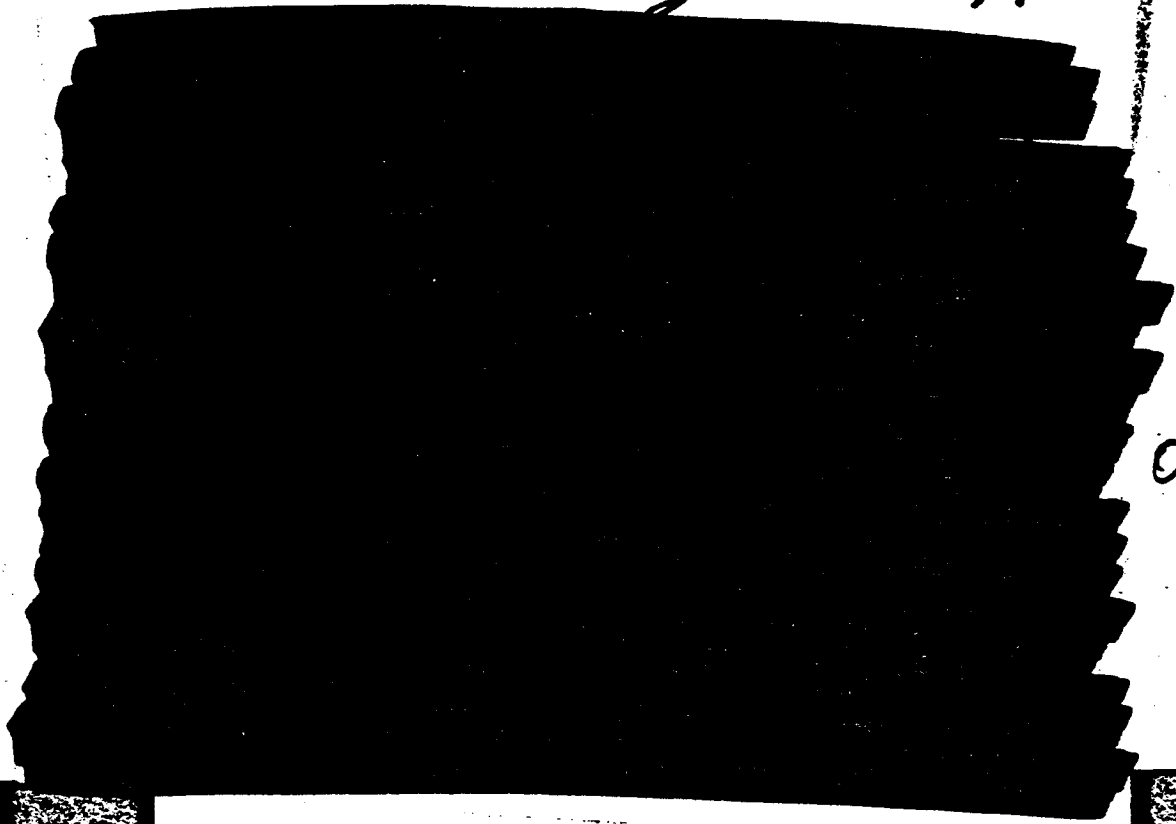
1979

FORM DOJ-359A
8-1-74 rev.

LCD reviewed the following areas
in HSCA's Final Report:

NATURE & SCOPE
COINTELPRO-MLK
RECOMMENDATIONS & FINDINGS
GUILTY PLEA IN MLK.

LCD has found ^{permissible} 20 objections according
to the MOU with HSCA and
therefore is submitting no litig.



O.S.

- 1 - Mr. McDermott
- 1 - Mr. Bailey
- 1 - Mr. Mintz
- 1 - Mr. Herndon

Assistant Attorney General
 Criminal Division
 Attention: Mr. Robert L. Keuch

June 11, 1979

Director, FBI

FEDERAL GOVERNMENT

- 1 - Mr. Moore
- 1 - Mr. M.S. Clark
- 1 - Mr. Ryan
- 1 - Mr. D.J. Clark
- 1 - Mr. J.W. Kilty

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
 U.S. HOUSE OF REPRESENTATIVES (HSCA)

Enclosed are the original and one copy of a memorandum responding in full to a May 31, 1979, inquiry of Mr. G. Robert Blakey, former Chief Counsel and Staff Director, HSCA.

On May 31, 1979, Mr. Blakey telephoned Special Agent Drew J. Clark from Ithaca, New York, where Mr. Blakey has returned to professorial duties at the Cornell Law School.

Mr. Blakey advised that a recent article appearing in "Gallery" magazine has caused him to focus on a question which he believes presents a mutual problem for the HSCA and the Bureau.

Mr. Blakey explained that when the HSCA's consultant in neutron activation analysis had occasion to measure and weigh the fatal bullet and bullet fragments recovered after the assassination of President John F. Kennedy, which are now in the custody of the National Archives and Records Service (NARS), the consultant found no particles comparable in number, size or weight to those originally analyzed by the FBI Laboratory in 1963 and 1964.

Mr. Blakey asked how one may account for any alteration in number and mass of the original ballistic evidence during the time it was in possession of the FBI Laboratory and until it was turned over to NARS by the FBI.

REC-125 62-117290-1440

Mr. Blakey stated his desire to insert an explanatory statement in the HSCA Final Report to explain away the criticism that has arisen. Mr. Blakey is also aware of the possibility that NARS may not have preserved the exact number or mass of evidence delivered to it by the FBI.

60 JUN 12 1979

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

DJC:jml (12)

NOTE: This matter has been coordinated with the Laboratory Division which has performed the research and inquiry in order to prepare the enclosed memorandum. Also see D. Ryan to Mr. Bailey memorandum of 6-1-79 and M.S. Clark to Mr. Herndon memorandum of 6-11-79, both captioned as above.

ENCLOSURE

66 JUL 8 1979
 HSCA
 6/11/79

- APPROVED:
- Director _____
 - Asst. Dir. _____
 - Dep. AD Adm. _____
 - Dep. AD Inv. _____
 - Adm. Serv. _____
 - Crim. Inv. _____
 - Ident. _____
 - Intell. _____
 - Laboratory _____
 - Legal Coun. _____
 - Plan. & Insp. _____
 - Rec. Mgnt. WBF/PC
 - Tech. Servs. _____
 - Training _____
 - Public Affs. Off. _____

MAIL ROOM

Assistant Attorney General
Criminal Division

RE: House Select Committee on Assassinations
U.S. House of Representatives (HECA)

The Bureau has undertaken research and inquiry to answer the question and set the record straight with regard to its handling of and accountability for that particular evidence.

If you approve, it is suggested that you furnish a copy of the enclosed memorandum to Chairman Louis Stokes, HECA, for the stated purpose of former Chief Counsel Blakey.

Enclosure

APPROVED: _____	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Assoc. Dir. _____	Ident. _____	Rec. Mgnt. _____
Dep. AD Adm. _____	Intell. _____	Tech. Servs. _____
Dep. AD Inv. _____	Laboratory _____	Training _____
		Public Affs. Off. _____

- 1 - Mr. J. J. McDermott
- 1 - Mr. J. A. Mintz (Attn: E. Moschella)
- 1 - Mr. D. W. Moore, Jr. (Attn: J. Carey)
- 1 - Mr. W. L. Bailey
- 1 - Mr. D. Ryan
- 1 - Mr. D. J. Clark
- 1 - Mr. B. P. Herndon
- 1 - Mr. M. S. Clark
- 1 - Mr. J. W. Kilty

June 11, 1979

**HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)**

This responds in full to a May 31, 1979, inquiry received from G. Robert Blakey, former Chief Counsel and Staff Director, HSCA.

Mr. Blakey advised that a recent magazine article has caused him to focus on a question which involves the bullet and bullet fragments recovered after the assassination of President John F. Kennedy. He explained that when the HSCA's consultant in neutron activation analysis (NAA) had occasion to measure and weigh the bullet and bullet fragments now in the custody of the National Archives and Records Service (NARS), the consultant found no particles comparable in number, size, or weight to those originally analyzed by the FBI Laboratory in 1963 and 1964.

Mr. Blakey asked:

[REDACTED] HSCA

FBI inquiry and research indicates the following:

A representative of the FBI Laboratory contacted a former Special Agent who was involved with the examination of metal fragments by NAA. This person advised that it was his recollection that the metal fragments which were made radioactive were disposed of as "radioactive trash" at the Oak Ridge National Laboratory (ORNL). He stated that this was the appropriate method of dealing with these radioactive samples.

A review of documents in the file reveals the following

ing concerning the description and weight of pertinent metal fragments when they were received in the FBI Laboratory:

Asst. Dir.: JWK MS/6
Adm. Servs.: JWK:bld (12)
Crim. Inv. _____

62-117290 -1440

Ident. _____
Intell. _____ ORIGINAL AND ONE SENT TO ASSISTANT ATTORNEY GENERAL,
Laboratory _____ CRIMINAL DIVISION, ATTENTION: MR. ROBERT L. KEUCH
Legal Coun. _____

Plan. & Insp. _____
Rec. Mgnt. _____ NOTE: See Director, FBI, letter to Assistant Attorney
Tech. Servs. _____ General, Criminal Division, attention: Mr. Robert L.
Training _____
Public Affs. Off. Keuch, dated June 11, 1979, captioned as above.

Telephone Rm. _____
Director's Sec'y _____ MAIL ROOM

ENCLOSURE

House Select Committee on Assassinations
U. S. House of Representatives (HSCA)

<u>Specimen</u>	<u>Description</u>	<u>Weight (grains)</u>	<u>Weight (milligrams)</u>
CE 399 (Q1)	Bullet from stretcher	158.6	10,277
CE 567 (Q2)	Bullet fragment from from seat cushion	44.6	2,890
CE 569 (Q3)	Bullet fragment from from beside front seat	21.0	1,361
CE 843 (Q4)	Metal fragment from the President's head	1.65	107
CE 843 (Q5)	Metal fragment from the President's head	0.15	9.7
CE 842 (Q9)	Metal fragment from arm of Governor John Connally	0.5	65
CE 840 (Q14)	Three metal fragments removed from rear floorboard carpet	0.9 0.7 0.7	58 45 45
CE 841 (Q15)	Scraping from inside surface of windshield	No weight listed	

The milligram weight was determined by multiplying the grain weight by 64.8. The documents do not show metric weights when the specimens were first received.

Other documents in the file show that all the above-listed specimens were examined by emission spectroscopy. This method of analysis consumes, by burning, the metal analyzed. The documents do not indicate the weight of material analyzed.

The documents pertaining to the NAA of the specimens show that metal samples weighing the following were subjected to this type of analysis:

<u>Sample</u>	<u>Weight (milligrams)</u>
Q1	17.73
Q2	68.87
Q4, Q5	32.045
Q9	5.33
Q14	32.75

House Select Committee on Assassinations
U. S. House of Representatives (HSCA)

It is pointed out that the documents indicate that replicate samples were analyzed. For example, five replicates of Q1 were analyzed which have a total weight of 17.73 milligrams.

It is also pointed out that some mass of material may have been "lost" because of the necessity for cleaning the specimens prior to emission spectroscopy and NAA.

Information concerning the weights of the specimens when they were turned over to NARS is not retrievable from Bureau files. However, Bureau records disclose that Commission Exhibits 399, 567, 569, 840, 841, 842 and 843 minus the portion removed for analysis and/or cleaning were transferred to NARS in 1966.

XXXXXX
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XXXXXX

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

_____ Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- Deleted under exemption(s) _____ with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
- Information pertained only to a third party. Your name is listed in the title only.
- Document(s) originating with the following government agency(ies) _____, was/were forwarded to them for direct response to you.

_____ Page(s) referred for consultation to the following government agency(ies); _____ as the information originated with them. You will be advised of availability upon return of the material to the FBI.

1 Page(s) withheld for the following reason(s):
Material contained in this serial refers exclusively to the investigation of the assassination of Dr. Martin Luther King, Jr.

For your information: These pages are considered to be outside the scope of your request for JFK materials.

The following number is to be used for reference regarding these pages:
62- 117290- 1441

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X DELETED PAGE(S) X
X NO DUPLICATION FEE X
X FOR THIS PAGE X
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UNITED STATES GOVERNMENT

Memorandum

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:
 Adm. Servs. _____
 Crim. Inv. _____
 Ident. _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Servs. _____
 Training _____
 Public Affs. Off. _____
 Telephone Rm. _____
 Director's Sec'y _____

- 1 - Mr. J. J. McDermott
- 1 - Mr. J. Cochran, Jr.
(Attn: S. Killion)

DATE: 6/1/79

TO : Mr. Bailey

FROM : D. Ryan

- 1 - Mr. B. P. Herndon
- 1 - Mr. J. A. Mintz
(Attn: E. Moschella)
- 1 - Mr. D. W. Moore, Jr.
(Attn: J. Carey)
- 1 - Mr. W. L. Bailey

SUBJECT: HOUSE SELECT COMMITTEE
ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

- 1 - Mr. D. Ryan
- 1 - Mr. G. J. Foster
- 1 - Mr. D. J. Clark

PURPOSE: To advise of a recent contact with G. Robert Blakey, former Chief Counsel, House Select Committee on Assassinations (HSCA), and to recommend that the Laboratory Division provide a response to a question Blakey has raised in reaction to a recent magazine article concerning the assassination of President John F. Kennedy, which alleges, inter alia, that ballistic evidence maintained by National Archives and Records Service (NARS) does not compare to original evidence received and processed by the Laboratory Division.

DETAILS: On 5/31/79, former HSCA Chief Counsel G. Robert Blakey telephoned SA Drew J. Clark, Congressional Inquiry Unit, Records Management Division, from Ithaca, New York, where Blakey has returned to professorial duties at the Cornell Law School.

Blakey advised that the preparation and publication of the HSCA Final Report and Staff Reports will probably be delayed until approximately 7/15-31/79.

Blakey further advised as follows: A recent article appearing in "Gallery" magazine has caused him to focus on a question which he believes presents a mutual problem for the HSCA and the Bureau. When the HSCA's consultant in neutron activation analysis went to NARS to measure and weigh the fatal bullet and bullet fragments recovered after the assassination of President Kennedy, he found no particles comparable in number, size, or weight to those originally analyzed by the FBI Laboratory in 1963-64.

Blakey's question is:

[REDACTED]

Enclosure



3 DIS-14 1979

[Handwritten initials]

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

Return to CIA Rm. 8958

EX-109

62-111090-1441x

CONTINUED - OVER

SEP 27 1979

[Handwritten initials and marks]

Memorandum D. Ryan to Mr. Bailey
Re: House Select Committee on Assassinations (HSCA)

HSCA -

[REDACTED] Blakey wishes to insert an explanatory statement in the HSCA Final Report to explain away the criticism that has arisen. Blakey is also aware of the possibility that NARS may not have preserved the exact number or mass of evidence delivered to it by the FBI Laboratory.

Past research in Bureau files indicates that the fatal ballistic evidence was subjected to both spectographic and neutron activation analysis by the FBI Laboratory. It seems logical that some mass was consumed or otherwise depleted as a result of these examinations and this may be documented through a review of the original examiner notes.

The July, 1979, issue of "Gallery" magazine has been obtained and a copy of the pertinent portion of the 32-page article (page 20), entitled "Special Gallery Report--The JFK Assassination," is attached. Separately, a complete copy of the article with a recording disk will be delivered to the Technical Services Division and copies of the 32-page article will be delivered to the Criminal Investigative Division and Laboratory Division for information and any further action deemed appropriate.

It is felt that it would be in the best interests of the Bureau to set the record straight and explain how much evidence was originally obtained (number, size and weight), how the evidence may have been altered through examination, and exactly how much was transferred to NARS.

RECOMMENDATIONS: 1. That the Laboratory Division prepare a letter-head memorandum (LHM) predicated on Blakey's concern and setting forth a detailed history of the Laboratory's receipt of the fatal ballistic evidence, its examinations of same, and eventual transfer of same to NARS, to include an explanation that specifically addresses how and why the number or mass of evidence may have been altered while in the custody of the FBI.

APPROVED:	Adm. Serv. _____	Legal Coun. _____
	Crim. Inv. _____	Plan. & Insp. _____
Director _____	Ident. _____	Rec. Mgnt. <u>WAB</u> <u>Foto</u>
Assoc. Dir. _____	Intell. _____	Tech. Servs. _____
Dep. AD Adm. <u>AM</u>	Laboratory <u>AM</u>	Training _____
Dep. AD Inv. _____		Public Affs. Off. _____

Memorandum D. Ryan to Mr. Bailey
Re: House Select Committee on Assassinations (HSCA)

2. That upon receipt of the LHM, it be forwarded to Deputy Assistant Attorney General Robert L. Keuch, Department of Justice, by a representative of the Legal Liaison and Congressional Affairs Unit, Legal Counsel Division, for submission to Congressman Louis Stokes, Chairman, HSCA.

APPROVED:	Adm. Serv. _____	Legal Coun. _____	
Director _____	Crim. Inv. _____	Plan. & Insp. _____	FBI
Assoc. Dir. _____	Ident. _____	Rec. Mgnt. _____	
Dep. AD Adm. _____	Intell. _____	Tech. Servs. _____	
Dep. AD Inv. _____	Laboratory _____	Training _____	
		Public Affs. Off. _____	

these precise measurements, etc. And yet when we read the majority report, you will find that they do not hesitate to conjecture and speculate and arrive at some conclusions and hypotheses that have no basis in fact whatsoever, when it suits their purpose. When it does not suit their purpose, they simply say, "We cannot engage in this kind of scientific speculation because we simply don't know that it is accurate."

I would like you to know—as I stated when I gave my testimony—that on numerous occasions with the entire panel as individuals and as a group, I pleaded, cajoled, provoked, challenged, in every possible way, all of them to come forward with one bullet from any of their vast array of cases that would even begin to simulate the near pristine appearance of CE 399 [the "magic bullet"]. What they like to say—although not too often when I'm around—is, "Well, we don't know that a bullet could not do this." And they will even sometimes say that they have seen bullets like CE 399. It should be clearly, emphatically noted for the record that no such "magic bullet" had ever been produced. I think it was pointed out that the nine of us on the panel had collectively done over 100,000 autopsies. That's an awful lot of postmortem examinations. And I told them, "Fellas, I'm not holding you to 51 percent; not even 1 percent; not even 1/100th of 1 percent. Just bring in one bullet—one bullet that has done what CE 399 is alleged to have done and which emerged in the intact condition of this wondrous missile. You've got all the time in the world. Bring in one documented bullet like the JFK stretcher bullet." Well, as you know, no such bullet has ever been produced. And I think that this, perhaps, is the bottom line. There is no such bullet. There never was and never can be. There will never be experiments repeated under government auspices of the kind that were performed in 1964, because they've already got enough difficulty living with those results. There's no way in the world that they want to account for similar results under an even more controlled background today.

The Committee's Dilemma: To Make the Evidence Fit the Official Scenario

By Jerry Policoff

The Assassinations Committee had more than autopsy evidence to overcome. A mass of physical evidence exists in the Kennedy case that is subject to scientific testing and analysis.

During its public hearings, the Committee presented a great deal of expert testimony that appeared to bolster the Warren Report. However, the testimony was not as valid as it appeared to be:

Neutron Activation Analysis

One of the most sophisticated methods by which the single-bullet and lone-assassin theories can be tested involves neutron-activation analysis (NAA) by which analyses of trace elements present in the metals are compared.

The FBI submitted Kennedy ballistics evidence to the Atomic Energy Commission for the purpose of conducting NAA in 1964, however the results of those tests were never made available to the Warren Commission. The Assassinations Committee commissioned Dr. Vincent P. Guinn, an expert in the field of NAA, to conduct tests on the various bullets and fragments in evidence. Guinn compared bullet fragments allegedly taken from President Kennedy's brain with fragments allegedly found in the Presidential limousine. He also compared fragments allegedly from Governor Connally's wrist with CE 399, the alleged single bullet.

Guinn found that it was "highly probable" that the fragments found in the car and brain matched and that the bul-

let fragments taken from Connally's wrist came from CE 399—persuasive evidence in support of the single-bullet theory. Guinn concluded that "there is no evidence for three bullets, four bullets, or anything more than two."

This testimony was the most dramatic evidence yet presented in support of the Warren Commission's lone-assassin findings. Once again, however, the Committee failed to ask the right questions. Fortunately, George Lardner of the *Washington Post* did not. Questioned by Lardner after the Committee session, Guinn conceded that key fragments were missing, and, more important, that the fragments he tested were not the same ones tested by the FBI in 1964. Elaborating, he said that he was given only two fragments from Kennedy's brain, neither of which weighed the same as any of the four brain fragments tested by the FBI. Similarly, neither of the two "Connally wrist fragments" weighed the same as any of the three tested by the FBI.

Where did these fragments come from? Testimony elicited from FBI firearms expert Robert A. Frazier at the Clay Shaw conspiracy trial suggests a sinister possibility. According to the Warren Report, the FBI had removed only a small piece of CE 399's outside jacket for NAA testing. Frazier conceded, however, that a sample was also removed from the bullet's base.

That a piece of CE 399's lead base was removed and is unaccounted for raises grave questions about the origin of fragments tested by Guinn. Why are Guinn's fragments different from those that were tested in 1964? That is a question the Assassinations Committee failed to ask.

Congressman Chris Dodd, the only member of the Assassinations Committee who dissents from the conclusion that the shot from the grassy knoll missed, raised new doubts about the NAA tests. At the closing moments of the Committee's public hearings, Dodd asked Chief Counsel Blakey if, in view of the acoustic evidence, he might be willing to comment upon "a bullet fragment found in the limousine that for some time has not been easily identifiable as a result of neutron activation tests." Blakey, pleading memory lapse, promised Dodd a private briefing later. No clarification about this never-before-mentioned fragment has been forthcoming at this writing.

Ballistics, Trajectory

The Committee produced many "expert" witnesses who demonstrated a predisposition to the official lone-assassin findings.

Ballistics expert Larry Sturdivan (who had also done work for the Warren Commission) testified that the bullet that hit Governor Connally had probably first passed through President Kennedy. He based this conclusion on the alleged description by Dr. Robert Shaw, Connally's attending physician, of a long, elliptical back wound. Sturdivan said that this could only have been caused by a bullet that had first struck something else and had begun to tumble. In fact, Dr. Shaw has always unequivocally rejected the single-bullet theory and maintains that "the wound of entrance was consistent with a bullet that had not struck anything else" before it struck Governor Connally. Shaw was not called as a witness by the

UNITED STATES GOVERNMENT

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Memorandum

Asso. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
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Public Affs. Off.	_____
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Director's Sec'y	_____

W. J. Clark

TO : Mr. Herndon *JK*

1 - Mr. J. J. McDermott

DATE: 6/11/79

FROM : M. S. Clark *MISC/B*

1 - Mr. J. A. Mintz

(Attn: E. Moschella)

SUBJECT: HOUSE SELECT COMMITTEE

1 - Mr. D. W. Moore, Jr

(Attn: J. Carey)

ON ASSASSINATIONS

1 - Mr. W. L. Bailey

1 - Mr. D. Ryan

1 - Mr. D. J. Clark

U. S. HOUSE OF REPRESENTATIVES (HSCA)

1 - Mr. B. P. Herndon

1 - Mr. M. S. Clark

1 - Mr. J. W. Kilty

P
PURPOSE: To advise of the results of an interview with former SA John F. Gallagher and the results of a review of pertinent documents in the Kennedy Assassination file to determine the disposition of certain "fatal ballistic evidence." Reference D. Ryan to Mr. Bailey memo dated 6/1/79 (attached) *dit + handled separately*

SYNOPSIS: Former Laboratory SA advised that radioactive metal samples were disposed of at Oak Ridge National Laboratory (ORNL). A review of Bureau file indicates that certain "fatal ballistic evidence," namely specimens Q1 through Q5, Q9, Q14 and Q15 were examined by neutron activation analysis (NAA) and/or emission spectroscopy. Portions (exact weight not determined) of these specimens were consumed by emission spectroscopy. Weighed replicate samples of specimens Q1, Q2, Q4, Q5, Q9 and Q14 were analyzed by NAA. All of these samples were disposed of at ORNL. What remained of specimens Q1 through Q5, Q9, Q14 and Q15 after cleaning and analysis was transferred to National Archives and Records Service (NARS) in 1966.

RECOMMENDATION:

That the attached LHM with cover letter be approved for transmission to Deputy Assistant Attorney General Robert L. Keuch.

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Asso. Dir. _____	Ident. _____	Rec. Mgnt. <i>W. J. Clark</i>
Dep. AD Adm. <i>JK</i>	Intell. _____	Tech. Servs. _____
Dep. AD Inv. _____	Laboratory <i>JK</i>	Training _____
		Public Affs. Off. _____

DETAILS: On 6/2/79, SA John W. Kilty of the Laboratory contacted former SA John F. Gallagher, now retired, to determine if Gallagher knew the whereabouts of the lead fragments which were examined by NAA in this case. Gallagher took lead fragments to the ORNL where

Enclosures (3) *JK*
6-11-79

REC-69 *62-117290-144-1X1*



JWK:bld (10)
OCT 1 1979

(CONTINUED-OVER) SEP 27 1979 *W. J. Clark*

Clark to Mr. Herndon Memo
 Re: House Select Committee on Assassinations
 U. S. House of Representatives (HSCA)

he and ORNL personnel performed examinations on them. He advised that it was his recollection that the lead fragments which were made radioactive were disposed of as "radioactive trash" at the ORNL. This, according to Gallagher, was the appropriate method of dealing with these radioactive samples at the time.

The HSCA's consultant in NAA, Dr. Vincent P. Guinn, Professor of Chemistry, University of California, Irvine, made an informal inquiry about these specimens to SA John Kilty in May 1978. Kilty stated that if the fragments were not maintained by NARS they were most likely disposed of at ORNL.

A review of pertinent documents in the file reveals the following concerning the description and weight of the "fatal ballistic evidence" when it was received in the FBI Laboratory:

<u>Specimen</u>	<u>Description</u>	<u>Weight (grains)</u>	<u>Weight (milligrams)</u>
CE 399 (Q1)	Bullet from Stretcher	158.6	10,277
CE 567 (Q1)	Bullet fragment	44.6	2,890
CE 569 (Q3)	Bullet fragment from beside front seat	21.0	1,361
CE 843 (Q4)	Metal fragment from the President's head	1.65	107
CE 843 (Q5)	Metal fragment from the President's head	0.15	9.7
CE 842 (Q9)	Metal fragment from arm of Governor John Connally	0.5	65
CE 840 (Q14)	Three metal fragments removed from rear floorboard carpet	0.9 0.7 0.7	58 45 45
CE 841 (Q15)	Scraping from inside surface of windshield	No weight listed	

Clark to Mr. Herndon Memo
Re: House Select Committee on Assassinations
U. S. House of Representatives (HSCA)

The milligram weight was determined by multiplying the grain weight by 64.8. The documents do not show metric weights when the specimens were first received.

Other documents in the file show that all the above-listed specimens were examined by emission spectroscopy. This method of analysis consumes, by burning, the metal analyzed. The documents do not indicate the weight of material analyzed; however, it was likely less than 10 milligrams per specimen.

The documents pertaining to the NAA of the specimens show that metal samples weighing the following were subjected to this type of analysis:

<u>Sample</u>	<u>Weight (milligrams)</u>
Q1	17.73
Q2	68.87
Q4, Q5	32.045
Q9	5.33
Q14	32.75

It is pointed out that the documents indicate that replicate samples were analyzed. For example, five replicates of Q1 were analyzed which have a total weight of 17.73 milligrams. These are the samples which were disposed of at ORNL and to which Professor Guinn refers.

It is also pointed out that some mass of material may have been "lost" because of the necessity for cleaning the specimens prior to emission spectroscopy and NAA.

Information concerning the weights of the specimens when they were turned over to NARS is not retrievable from Bureau files. However, Bureau records disclose that the "fatal ballistic evidence" listed above minus the portion removed for analysis and/or cleaning was transferred to NARS in 1966.

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FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

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- Deleted under exemption(s) _____ with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
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- Document(s) originating with the following government agency(ies) _____, was/were forwarded to them for direct response to you.

_____ Page(s) referred for consultation to the following government agency(ies); _____ as the information originated with them. You will be advised of availability upon return of the material to the FBI.

 1 Page(s) withheld for the following reason(s):
Material contained in this serial refers exclusively to the investigation of the assassination of Dr. Martin Luther King, Jr.

For your information: These pages are considered to be outside the scope of your request for JFK materials.

The following number is to be used for reference regarding these pages:
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FEDERAL GOVERNMENT

Assistant Attorney General
Criminal Division
Attention: Robert L. Kauch

- 1 - Mr. McDermott
- 1 - Mr. Bailey
- 1 - Mr. Mintz

June 18, 1979

- 1 - Mr. Ryan
- 1 - Mr. Clark

Director, FBI

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U.S. HOUSE OF REPRESENTATIVES (HSCA)

This is to advise that the FBI has completed its review of the HSCA's Final Report and eight Staff Reports in accordance with Section VII of the October 5, 1977, Memorandum of Understanding between the Department of Justice and the HSCA.

The FBI has no permissible objection to make, at this time, under Section VII of the Memorandum of Understanding since all such objections were presented to HSCA former Chief Counsel G. Robert Blakely on June 15, 1979. At that time, he accepted certain objections and he did cause certain changes to be made which now obviate the necessity of presenting formal objections.

The material reviewed was received on June 12, 1979, under the June 12, 1979, letter to the Attorney General, signed by Edmund L. Henshaw, Jr., Clerk, U.S. House of Representatives. The material consisted of Volume I of the Final Report and Staff Report Volumes VI through XIII, inclusive.

You may wish to confer with Mr. Blakely to assure he will encounter no obstacles to effecting the changes he has accepted.

The Department of Justice may wish to consider the necessity of obtaining a much longer review period for the materials submitted by Congressional committees under future memoranda of understanding. The volume of material provided by the HSCA (approximately 4,400 pages) demonstrates the need for additional time to insure effective review in order to protect sensitive and classified information.

62-117290-1442
9 JUN 26 1979

Also see D. Ryan to Mr. Bailey memo of 6/20/79 explained same, for detail of review of report

mfs

Assoc. Dir. _____ DJC:jml (8)
 Dep. AD Adm. _____
 Dep. AD Inv. _____ SEE NOTE PAGE TWO.
 Asst. Dir.:

- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director's Sec'y _____

APPROVED:

Director _____
 Asst. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____

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Legal Coun. _____
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 Rec. Mgnt. _____
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 Training _____
 Public Affs. Off. _____

REC-113

DR

R.L. to Mr. Ryan to Mr. Blakely 8988 to File 11/14

Handwritten notes on the right margin: "Johnson, Local Counsel Dew" and "L. J. Johnson, 11:30 am 6-19-79" and "L. J. Johnson, 11:30 am 6-19-79".

Memorandum to Assistant Attorney General, Criminal Division
Re: House Select Committee on Assassinations
U.S. House of Representatives (HSCA)

NOTE: This matter has been coordinated with Deputy Assistant Attorney General Robert L. Keuch, Identification Division, Intelligence Division, Criminal Investigative Division, Laboratory Division, Technical Services Division and Legal Counsel Division. On 6-15-79, a conference call was initiated to include FBIHQ personnel, G. Robert Blakey at Cornell Law School, Ithaca, New York; and Blakey's editorial staff, House Annex II, Washington, D.C. During the call substantive objections under the Memorandum of Understanding were presented, as well as detected errors in fact. Blakey contemporaneously instructed his editorial staff to make certain changes which eliminated the substantive objections and corrected the factual errors. A separate internal memorandum will record the details of the review and 6-15-79 exchange with Mr. Blakey and his staff.

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FEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET

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X NO DUPLICATION FEE X
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- 1 - Mr. J. J. McDermott
- 1 - Mr. B. P. Herndon
(Attn: M. Perry)
- 1 - Mr. J. A. Mintz

Mr. Robert L. Keuch
Special Counsel to the Attorney General

July 3, 1979

Director, FBI

FEDERAL GOVERNMENT

- 1 - Mr. W. L. Bailey
- 1 - Mr. D. Ryan
- 1 - Mr. D. J. Clark

HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)
CLAIM OF GENERAL EDWIN A. WALKER

This will respond to your memorandum of June 21, 1979, with enclosures, concerning General Walker's claim that the HSCA, during its September, 1978, hearings, substituted a bullet for the one originally recovered at his residence on April 10, 1963.

Bureau files clearly indicate that Dallas, Texas, Police Department officers conducted the original investigation of the shooting at General Walker's residence on April 10, 1963. At that time, reportedly, a Dallas police officer, Billy Gene Norvell, located a bullet among debris at Walker's residence. On June 3, 1964, Norvell advised an FBI Agent that "... he then picked up the bullet and scratched his initials 'B. N.' or his initial 'N' on the base of it. . ."

On May 28, 1964, B. G. Brown, a Dallas police officer assigned to the Crime Scene Search Section (CSSS), Dallas Police Department, advised a Special Agent of the FBI that on April 10, 1963, he responded to the Walker residence where Officer Norvell gave him a bullet recovered at that residence. "... Brown stated he marked the bullet and took it back to CSSS . . . for safekeeping."

Also, on May 28, 1964, Dallas Police Lieutenant J. C. Day advised an FBI Agent that on April 25, 1963, "... he took the bullet from the CSSS, marked it for identification. . ." and then personally took it to the City-County Criminal Investigation Laboratory (CCCIL), Parkland Memorial Hospital, Dallas, Texas, where he gave it to F. T. Alexander and Louie L. Anderson. Lieutenant Day also advised that he retrieved the Walker bullet from the CCCIL on December 2, 1963, and gave it to FBI Special Agent Bardwell D. Odom on the same date.

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Servs. _____
- Crim. Inv. _____
- Ident. _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Insp. _____
- Rec. Mgnt. _____
- Tech. Servs. _____
- Training _____
- Public Affs. Off. _____
- Telephone Rm. _____
- Director _____

ENCLOSURE
62-117290

SEE NOTE PAGE 3

1 - 62-109060 (JEK Assassination)
(Enclosures - 24)

100-111111 (10)
AUG 9 1979

Mr. Robert L. Keuch,
Special Counsel to the Attorney General

Special Agent Odum forwarded the Walker bullet to the FBI Laboratory where it arrived for examination on December 4, 1963. The FBI Laboratory compared the Walker bullet to test bullets fired from the Oswald rifle, C2766; however, no positive identification could be made. The FBI record of this examination shows no indication that the FBI significantly altered the Walker bullet in any respect during the examination. The FBI designated the Walker bullet as Specimen Q188 and Item Number C-148. Item C-148 was delivered to the Warren Commission on March 21, 1964. It was subsequently designated Warren Commission Exhibit 573 (CE 573). A 1963 photograph of the Walker bullet in FBI records appears identical to CE 573. FBI records indicate that Item C-148 was turned over to the custody of the National Archives and Records Service (NARS) in 1966.

On June 29, 1979, a representative of NARS accompanied CE 573 to FBI Headquarters where the bullet was microscopically examined in the FBI Laboratory, while remaining within the observation, control and custody of the NARS representative. The following were noted: CE 573 appears to be contained in an original Dallas Police evidence box. The cover (top) of the box bears "4-10-63 4011 Turtle. CK Burg by F. A. BGB RF JH Q188." The inside bottom of the box bears "Day 7640" and the outside bottom bears "7640 Day" as well as "Q188" and "Rm."

Identifiable marks were found inscribed on varying portions of the bullet itself. It must be understood that certain markings are clearly discernible, others admit of more than one interpretation, while others may be obscured by oxidation or otherwise. Among the discernible markings are "Q188" and letters which appear to be as follows: "N," "B," "J," "D," "A," "O" or "D," "JH" (with "H" joined to "J"), "RF" (with "F" joined to "R").

The "N," "B," "J," and "D" may refer to Dallas police officers Norvell, Brown and Lieutenant J. C. Day. The "A" may refer to Mr. Alexander or Mr. Anderson, CCCIL. The significance of "O" or "D" is not certain at this time. The "JH" and "RF" refer to FBI Laboratory examiners in 1963.

In conclusion, the Walker bullet, CE 573, as it exists in NARS at this writing, appears identical to Q188 as it was examined in the FBI Laboratory in 1963. If, in fact, the HSCA

Mr. Robert L. Keuch
Special Counsel to the Attorney General

displayed or referred to CE 573 as the Walker bullet during its September, 1978, hearings, then the HSCA is correct according to FBI records, and General Walker is mistaken in his recollection. At present, only the published record of HSCA hearings can speak to what the HSCA may have displayed or referred to with regard to the Walker bullet. General Walker is free to obtain the published HSCA hearings from the Government Printing Office, North Capitol and H Streets, Washington, D. C. 20401.

NOTE: This matter has been coordinated with Messrs. Marion Johnson and Mike Leahy, NARS, and Special Agent McNair Perry, Firearms-Tool Marks Unit, Laboratory Division. Involved in the 6/29/79 Laboratory examination were Laboratory Technicians Joseph Twardowski and Robert Murphy. Twenty-four photographs of Q188 were made and will be retained as enclosures to the 62-109060 file copy of this document.

Mr. Mike Leahy, NARS, accompanied CE 573 (Q188) to FBI Headquarters on 6/29/79 and maintained observation, control and custody of the item throughout the examination process.

APPROVED:	Adm. Serv. _____	Legal Coun. _____
Director _____	Crim. Inv. _____	Plan. & Insp. _____
Assoc. Dir. _____	Ident. _____	Rec. Mgnt. <u>WLD</u>
Dep. AD Adm. <u>AKA</u>	Intell. _____	Tech. Servs. _____
Dep. AD Inv. _____	Laborator. <u>AK</u>	Training _____
		Public Affs. Off. _____

6-29-79

FBI

LABORATORY

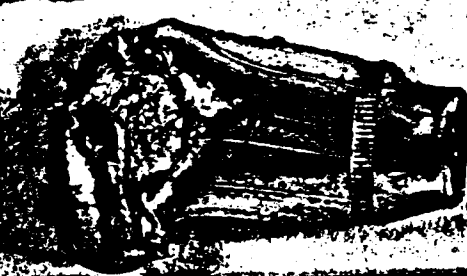


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6-29-79

FBI

LABORATORY



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