

# Memorandum

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| Tolson     | _____ |
| DeLoach    | _____ |
| Mohr       | _____ |
| Bishop     | _____ |
| Casper     | _____ |
| Callahan   | _____ |
| Conrad     | _____ |
| Felt       | _____ |
| Gale       | _____ |
| Rosen      | _____ |
| Sullivan   | _____ |
| Tavel      | _____ |
| Trotter    | _____ |
| Tele. Room | _____ |
| Holmes     | _____ |
| Gandy      | _____ |

TO : Mr. Conrad

DATE: 3/11/69

FROM : R. H. Jevons

1-Mr. Conrad - Enc.  
1-Mr. Jevons, 7133 - Enc.

SUBJECT: JOHN NICHOLS VERSUS UNITED STATES OF AMERICA

This is the matter in which Dr. John Nichols of Kansas City, Kansas, is bringing suit against the Government for release of information pertaining to the assassination of former President John F. Kennedy.

In my memorandum of 2/14/69, it was recommended and approved that we recommend to the Department that the requested information of the Bureau (spectrographic analyses of bullet and bullet fragments performed by the Laboratory) be denied based on the exception in the Public Information Law-5 U.S.C. 552, subsection (b), paragraph 7, which specifically exempts investigatory files compiled for law enforcement purposes.

Mr. J. F. Axelrad, Departmental attorney, has now requested that we furnish an affidavit that this data is in the Bureau's investigative files and that it was prepared for law enforcement purposes to support the basis for the denial. While there is no requirement in the law regarding paragraph number "3" of the affidavit, Mr. Axelrad requests it to help sustain the exception.

### RECOMMENDATION:

That the attached proposed affidavit be approved so that it may be furnished to Mr. Axelrad. Upon approval, the affidavit should be returned to the Laboratory for execution and delivery.

Enclosure - orig. & checked cc retained.

- 1-Mr. Mohr
- 1-Mr. Rosen
- 1-Mr. DeLoach
- 1-Mr. Bishop
- 1-Mr. Casper, Attention: Mr. Dalbey

*[Handwritten signatures and initials]*

62-109060-6812

*[Handwritten initials]*

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