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- 1 - Mr. Adams
- 1 - Mr. Monahan
- 1 - Mr. Peelman
- 1 - Mr. Foster
- 1 - Mr. Clark

December 7, 1977

- 1 - Mr. Mintz (Attn: Mr. Coulson)

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

RE: INQUIRY CONCERNING PAGE 696 OF FBI, DALLAS
DIVISION REPORT OF SPECIAL AGENT (SA)
ROBERT P. GEMBERLING DATED DECEMBER 23, 1963.

On November 11, 1977, Deputy Associate Director James B. Adams met with Mr. G. Robert Blakey, Chief Counsel and Director, HSCA, to discuss Committee matters, one of which involved the December 23, 1963, Dallas report of SA Robert P. Gemberling captioned, "Lee Harvey Oswald . . ." (Bureau file 105-82555). The Committee was desirous of ascertaining why page 696 of the report was numbered similarly to page 672, whereas pages 673 through 701, exclusive of page 696, are numbered differently. Pages 672 through 701 relate to information derived from an address book found among the possessions of Lee Harvey Oswald. Page 696 is significant since it reflects information from the same page in the address book which also bears the name of SA James P. Hosty under the date of November 1, 1963, together with the address and telephone number of the Dallas Field Office and the incomplete license number of SA Hosty's Bureau car. The information regarding Hosty was not included in the December 23, 1963, Dallas report.

HSCA has recently interviewed and obtained testimony from SA John T. Kesler, Division 10, FBI Headquarters, and from former SA Robert P. Gemberling, Dallas, Texas, concerning this point. According to the Committee, these Agents can recall that page 672 is numbered differently because a 30-page

DJC:sas (10)

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Dep. AD Adm. *sd*
Dep. AD Inv. *sd*
Aast. Dir.: ORIGINAL AND TWO SENT TO ASSISTANT ATTORNEY GENERAL, CRIMINAL DIVISION, ATTENTION: MR. ROBERT L. KEUCH.

Adm. Serv. _____
Crim. Inv. NOTE: See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated 12/7/77, captioned, "House Select Committee on Assassinations, U. S. House of Representatives (HSCA)."
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Declassify on: OADR 4/25/83

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Dallas Office memorandum, prepared by SA Kesler, was converted to a report insert by SA Gemberling who recalled having the first page of the memorandum redone so it appeared as page 672 in the report. Neither Agent could recall what may have occasioned the redoing of page 25 of the Kesler memorandum which became page 696 of the report and which reflects the memorandum page number, "25," at the top left corner as does page 672, whereas all other pages from the original memorandum are numbered 1 through 30, exclusive of 1 and 25, at the bottom center, just above the report page numbers, 672 through 701.

On November 11, 1977, Mr. Adams instructed that research be undertaken to explain, if possible, why page 696 of the report is numbered in the same fashion as page 672.

Research to date has disclosed the following:

- (1) Dallas Division has located a November 24, 1963, memorandum prepared by SA James P. Hosty setting forth some of the information appearing in the address book as it was made available to him on November 22, 1963, by the Dallas Police Department. This memorandum did not set forth the Hosty data appearing in the address book.
- (2) Dallas Division has also located additional memoranda prepared by Hosty dated December 3, 1963, and December 20, 1963, which did set forth the fact that the Hosty data appeared in the Lee Harvey Oswald address book.
- (3) By airtel of December 11, 1963, the Bureau furnished Dallas Division with photographs of the Oswald address book which Dallas Division had obtained from the Dallas Police Department on November 27, 1963, and submitted to the Bureau. These photos depicted the Hosty data appearing in the address book (Bureau file 105-82555-403).
- (4) By airtel of December 19, 1963, Dallas Division furnished pages comparable to pages 672 through 701 of the December 23, 1963, report, except for the report page numbering, with the suggestion that these be provided to the Central Intelligence Agency (CIA) for review. The pages of this submission otherwise coincide with pages 672 and 696 of the December 23, 1963, report version. The Dallas dictator's initials are "WCD." (105-82555-1247)

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(5) FBI Headquarters searches have located a tickler folder, last known to have been in the custody of the Intelligence Division, which includes a booklet containing pages comparable to those appearing as pages 672 through 701 in the December 23, 1963, report however, page 25, numbered according to what purports to be the original numbering of the Kesler memorandum and bearing the Dallas, Lee Harvey Oswald file number, 100-10461, and the dictator's initials "JTK," does reflect the SA Hosty data as they appeared in the address book.

(6) The tickler folder also contained an unidentified document which has now been located in Bureau files and identified as a CIA analysis of Russian data appearing in the address book. It was furnished to the Bureau by CIA letter of February 4, 1964, (105-82555-2864) and forwarded to Dallas Division by Bureau airtel of February 7, 1964, which bore the Bureau dictator's initials "REL." Bureau letter to CIA of December 31, 1963, furnished data derived from the address book and requested CIA to provide any information it might develop (105-82555-1204). It was explained that the data furnished to CIA was supplied by the December 19, 1963, Dallas airtel and the communication bore the Bureau dictator's initials "ETT."

(7) Dallas Division has located a January 25, 1964, memorandum in file prepared by Special Agent in Charge (SAC) Shanklin referencing a Bureau telephone call from Section Chief William A. Branigan wherein Branigan inquired why Hosty's name had not been included in the December 23, 1963, report. The Bureau interest was generated by an article appearing in "The Nation" alleging Oswald had the Hosty data in his possession.

(8) A January 27, 1964, J. Edgar Hoover letter to the Warren Commission advised of the appearance of the Hosty data in Oswald's address book (105-82555-1517). Bureau dictator's initials on this communication are "REL." This letter was based, in part, on a Dallas teletype to the Bureau dated January 25, 1964, which referred to W. A. Branigan's telephone call of January 25, 1964, and stated Hosty's name had been omitted since only information of lead value had been set forth (105-82555-1666).

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House Select Committee on Assassinations

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(9) Dallas Division ultimately furnished, by report of February 11, 1964, the Hosty data, as well as other data, derived from the address book, but which had been omitted from the December 23, 1963, report for the stated reason that they were not of lead value.

(10) The December 23, 1963, (105-82555-1212) and the February 11, 1964, (105-82555-2027) Dallas reports were disseminated to the Warren Commission on January 13, 1964, and February 19, 1964, respectively.

(11) By airtel dated February 7, 1964, Dallas Division also furnished amended pages to the December 23, 1963, report which included pages 672 through 701 (105-82555-2098). Copies were also furnished to New Orleans Division which received an information copy of the December 23, 1963, report.

(12) A Bureau airtel dated February 14, 1964, advised Dallas and New Orleans that the amended pages were not to be inserted in the December 23, 1963, report since the changes were not substantive and dealt primarily with page numbering of the original address book. The amended pages did not include the Hosty data (105-82555-2021). The SAC of the New Orleans Division reviewed the New Orleans, Lee Harvey Oswald file on November 15, 1977 and advised that pages 672 through 701 conformed to Bureau files.

(13) Former SA Gemberling and SA Kesler furnished affidavits dated February 25, 1964, Bureau file 105-82555-2243 and 105-82555-2244 respectively, which essentially explained the conversion of Kesler's office memorandum to a report insert and stated that the Hosty data was omitted from both the memorandum and report since it was not of lead value. These affidavits were furnished to the Warren Commission by Bureau letter dated February 27, 1964, (105-82555-2240).

(14) A Special Agent of the Dallas Division, has conducted exhaustive searches to locate the original Kesler memorandum without success. (Gemberling, in testimony, hypothesizes that the Kesler memorandum may have been destroyed following, or as a result of being incorporated into the report.)

(15) Comparison of all four versions of pages 672 through 701 reflect the following:

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(A) The December 19, 1963, version appears identical to the December 23, 1963, report version except for a minor pen change to a street number and the absence of the December 23, 1963, report page numbering.

(B) Only the tickler version contains the Hosty data.

(C) The tickler, report and amended page versions differ in many respects. For example, 25 pages of the tickler copy do not coincide with the 30 pages of the report version to include page 696 which pertains to the Hosty data.

(16) Stenographer's initials appearing on the tickler, December 19, 1963, Dallas submission, and the December 23, 1963, report versions of pages 672 through 701 are "gmf" and "mam." The stenographer's initials on the amended pages are "GJ." These initials appear to be identical to the following stenographers:

(A) "gmf" - Gloria M. Frigo who was assigned to Dallas from St. Louis from December 1, 1963, to January 4, 1964.

(B) "mam" - Martha A. McBride who was assigned to Dallas from New Orleans from November 25, 1963, to December 22, 1963.

(C) "GJ" - Gloria G. Jackson who was assigned to Dallas from Kansas City from December 1, 1963, to February 22, 1964.

On November 15, 1977, Mr. Adams met with Director Kelley, to advise him of findings to date. The Director approved further exploration of this matter proposed by Mr. Adams and authorized contact with HSCA in order to obtain the recent testimony of Messrs. Kesler and Gemberling before that Committee, as well as any other relevant information the Committee may be able to produce.

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Accordingly, Mr. Adams contacted Chief Counsel Blakey, HSCA, on November 15, 1977, and advised him of the Bureau's intent to pursue this matter in an effort to resolve, if possible, the questions regarding page 696 of the December 23, 1963, report. Mr. Blakey advised Mr. Adams that should research or inquiry illumine any fact or circumstance that might refresh Kesler's and Gemberling's memory with regard to page 696 of the December 23, 1963, report, the Committee would welcome their reappearance to amplify or correct any previous testimony.

Contacts with HSCA staff members resulted in the November 22, 1977, interview of an HSCA senior staff counsel and staff researcher during which they presented the details known to them which occasioned the November 11, 1977, inquiry as follows:

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FEDERAL BUREAU OF INVESTIGATION

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House Select Committee on Assassinations

Date of transcription November 28, 1977

Michael Goldsmith, Senior Staff Counsel, and Robert W. Genzman, Researcher, Select Committee on Assassinations, U. S. House of Representatives, were aware of the personal and official identity of the interviewing Agent and the nature of the inquiry which pertained to certain Committee staff members' concern over an investigative report prepared by the Dallas Field Office of the FBI, dated December 23, 1963. Mr. Goldsmith was the principal interviewee and he advised as follows:

Certain Committee staff members were concerned that page 696 of the December 23, 1963, report by former Special Agent Robert P. Gemberling, titled "Lee Harvey Oswald . . .," appeared to have been redone during preparation in order to exclude the name of FBI Special Agent James P. Hosty, his office address, telephone number and official vehicle license number which did appear in an address book identified as the property of Lee Harvey Oswald. Since pages 672 through 701 of the report purported to set forth the contents of Oswald's address book, it was felt that page 696 of the report should have reflected the Hosty data since other data from the same page in the address book appeared there.

Committee staff research had disclosed that Gemberling previously explained to the FBI and ultimately to the Warren Commission by affidavit dated February 25, 1964, that he utilized a 30-page office memorandum prepared by SA John T. Kesler in order to set forth the address book data in the December 23, 1963, report. Gemberling explained he had redone the first page of Kesler's memorandum in order to convert the memorandum to a report insert which appeared in the report as report pages numbered 672 through 701. This conversion resulted in the original memorandum numbering of 2 through 30 appearing on the bottom of pages 673 through 695 and 697 through 701 just above the report page numbering. Page 672 bears a page number "1" in the upper left corner and page 696 bears a page number "25" in the upper left corner.

Interviewed on November 22, 1977, Washington, D. C. File # 62-100060

by Special Agent [REDACTED] ^{b6} ^{b7c} Date dictated November 28, 1977

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Committee staff members have hypothesized that since a previous Gemberling admission explained the redoing of page 1 of the original memorandum, it stands to reason that page 696 was also redone, possibly to omit the Hosty data which may have appeared in the original memorandum. To explain this and other matters, the Committee staff requested the appearance of former Special Agent Gemberling and Special Agent Kesler.

Former Special Agent Gemberling was interviewed by Committee staff members on November 8, 1977, but the inconsistency with regard to page 696 was not specifically addressed at that time. At the conclusion of the interview, former Special Agent Gemberling was advised that questioning would address the issue of page 696 during his formal testimony on November 9, 1977. To prepare Gemberling, Committee staff members provided him with copies of pertinent pages from the December 23, 1963, report, the February 11, 1964, report which did report the Hosty data from the address book, the affidavits executed by Kesler and Gemberling on February 25, 1964, and a Xeroxed copy of the address book. Upon presentment of these items, Gemberling volunteered to Committee staff members that he noticed the difference in numbering on page 696.

Mr. Goldsmith advised that during testimony on November 9, 1977, Gemberling recalled as follows:

During December, 1963, FBI Headquarters furnished the Dallas Field Office with photocopies of the address book and translations of the Russian language entries and instructed Dallas to transcribe the Oswald address book and set out investigative leads on all parties mentioned. Gemberling then instructed Kesler to identify every entry, the significance of which was unknown, in order that leads might be set out based on such entries. Gemberling did not feel that the wording in the December 23, 1963, report gave rise to an inference that the complete contents of the address book were listed in that report. He maintained that the only reason the Hosty data did not appear in the report was because Kesler had not included it in his original memorandum. Had Kesler included it, Gemberling probably would not have noticed it during his preparation of the report. The reason Kesler did not include the Hosty data was simply because it was of no lead value.

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Mr. Goldsmith advised that in an effort to pursue the "lead value" notion he asked Gemberling if the FBI knew the significance of the Governor Connally, Ruth Paine, Robert W. Oswald and Mrs. M. Oswald entries by December 23, 1963. When Gemberling replied in the affirmative, he was then asked why these names were included in the December 23, 1963, reporting of the address book, whereas the Hosty data were omitted. Gemberling seemed to recall that perhaps this occurred because addresses or telephone numbers in connection with those persons may have required checking out. When asked why address book entries such as "Book 1984 - Oswald" or "Socks - 25," "Hat - 56," "Shoes - 40-41" and "Shirts - 37" were included in the report, Gemberling responded that these may have been some code or were of unknown significance and, therefore, Kesler included them because he was not sure.

Mr. Goldsmith advised that he questioned Gemberling about his affidavit of February 25, 1964, and asked why the affidavit specifically mentioned the redoing of page 1 of Kesler's memorandum, but no mention was made of redoing page 25 of that memorandum. Gemberling replied that he wished the record to show that he had no intention to mislead and he did not recall why page 25 may have been redone. Gemberling admitted that page 25 (696) appeared to be an inconsistency, that the Hosty data would have appeared on page 25 (696) and that the bottom margin on page 25 (696) was greater or wider than other pertinent pages. Gemberling denied that he discussed the omission of the Hosty data with Kesler or any other Agent prior to December 23, 1963. Referring to Gemberling's affidavit, he was asked how he was able to assume that Kesler knew all about Hosty and, therefore, did not include the Hosty data, whereupon Gemberling replied that he arrived at this conclusion because Kesler and Hosty worked in the same room at the Dallas Field Office. Gemberling also advised that he was aware that all reports were being disseminated to the Warren Commission and furthermore that the inclusion of the Hosty data in Oswald's address book was known to the media in December, 1963, whereupon Mr. Goldsmith informed him that this information was not known to the media until approximately January 1, 1964, when it appeared in a "Houston Post" article.

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Mr. Goldsmith advised that he directed Gemberling's attention to the February 11, 1964, report where the Hosty data were reported and asked if Gemberling thought the Hosty entry in the address book was significant at that time. Gemberling replied in the negative and when asked why he mentioned this fact in the synopsis of the February 11, 1964, report he then contradicted himself and said it would have been significant for him to mention it in the synopsis.

Mr. Goldsmith advised that Gemberling agreed that his and Kesler's affidavits of February 25, 1964, contained common language but Gemberling denied that he prepared Kesler's affidavit, although he may have called Kesler to refresh Kesler's memory. Gemberling stated that he may have read his affidavit to Kesler over the telephone since Kesler could not be expected to remember all the details, however, Gemberling could not otherwise recall this incident specifically.

Mr. Goldsmith advised as follows with regard to Special Agent John T. Kesler:

Kesler was interviewed by Committee staff members on November 8, 1977, and testified on November 10, 1977. After his interview, and in order to refresh his memory, Kesler was provided with the same material as was Gemberling. The Committee staff chose to interview Kesler because it wished to avail itself of his perspective on the FBI's investigation into the assassination of President Kennedy. Certain Committee staff members were dissatisfied in Kesler's testimony since they perceived that Kesler was not at all candid in his responses. In this regard, they found it hard to believe Kesler when he denied that FBI Agents working on the assassination case ever discussed possible conspiracy theories among themselves. In addition, Kesler seemed angered by Committee staff questioning and was reluctant to provide his personal opinions or impressions of matters under discussion.

Kesler reiterated the "lead rationale" that caused him to omit the Hosty data from his memorandum. Upon further questioning, he stated that while he knew Hosty was the Agent handling the Oswald case, he did not know Hosty by sight. Kesler did state that upon noting the Hosty data in the address book, he verified the office telephone number and the automobile license number. When asked about the inclusion of other entries from the address book that might not have been of lead value, he

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stated that he included all entries which were of unknown significance to him. Kesler was asked why he did not attempt to verify such entries as Mrs. Ruth Paine as he did with Hosty, whereupon he replied that such a procedure would have been too time consuming. Kesler reiterated that if he did not know the lead value of an entry, he certainly included it and where he knew it was of no lead value, he excluded it. He was then asked about certain entries that he excluded and was forced to admit that he did not know the significance of some of the entries he omitted.

Kesler recalled that his affidavit of February 25, 1964, was probably prepared as a result of talking to someone in the Dallas Field Office, but not necessarily Gemberling, and he admitted both affidavits contained some identical language.

Further questioning caused Kesler to admit that the Hosty data may have been significant since supervisors in the FBI chain of command may have wished to follow up on the possibility that Hosty was involved in a conspiracy to assassinate the President or that Hosty had been identified as a target by Lee Harvey Oswald.

Mr. Goldsmith stated that this line of questioning apparently irritated Kesler to the extent that he exited the Committee hearing room while the Chairman was still in the process of excusing him.

Mr. Goldsmith advised that he would attempt to secure Committee approval to furnish Committee transcripts of the Gemberling and Kesler testimony to the FBI.

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House Select Committee on Assassinations

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Additional research through files at FBI Headquarters and the Dallas Division of the FBI has thus far failed to produce any information that would explain the redcing of page 696.

On November 28, 1977, Mr. S. Robert Blakey advised that he was attempting to secure permission from the Committee Chairman to furnish the FBI with the transcripts of the testimony given to the Committee by SA John T. Kesler and former SA Robert P. Gemberling

On December 1, 1977, Congressman Louis Stokes, Chairman, HSCA, provided the transcripts of Kesler's and Gemberling's testimony to the FBI with the proviso that they were only for the internal use of the FBI and the U. S. Department of Justice and were not to be made public. A review of these transcripts discloses that they substantially agree with the information provided by Committee staff members on November 22, 1977.

On December 5, 1977, the Dallas Division located a "Houston Post" article which appeared on January 1, 1964, and did allege that Oswald had the Hosty data in his possession.

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#211,326

RE BUREAU TELETYPE, DATED JUNE 14, 1978.

IN RESPONSE TO THE REQUEST OF THE HSCA CONCERNING TAPES FOR VERBATIM TRANSCRIPTS OF INTERVIEWS OF YURI NOSENKO ON FEBRUARY 26-27, 1964; MARCH 3, 4, 6, 1964; AND ON UNDATED INFORMATION APPEARING IN AN AUGUST 13, 1970, COMMUNICATION, ALL OF WHICH PERTAIN TO OSWALD OR THE ASSASSINATION OF JOHN F. KENNEDY, AN EXHAUSTIVE SEARCH OF THE FILES OF THE WASHINGTON FIELD OFFICE OF THE FEDERAL BUREAU OF INVESTIGATION (FBI), WAS CONDUCTED. THE RESULTS OF THE SEARCH FAILED TO DISCLOSE THE EXISTENCE OF THE TAPES OR TRANSCRIPTS FOR THE RELEVANT PERIOD. THE SCOPE OF THE SEARCH, WHICH INVOLVED THE USE OF 33 AGENTS AND TWO CLERICAL EMPLOYEES, INCLUDED ALL THOSE FILES

EX-106
REC-50
62-117290-117

SEE REVERSE SIDE FOR CLASSIFICATION ACTION

20 JUL 13 1978

Enclosure 5 Yellow ~~SECRET~~

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE *cl/fcl*

~~SECRET~~

PAGE TWO WF 62-NEW U-N-C ~~CLASS~~ EFTO

PERTAINING TO NOSENKO, KENNEDY, AND OSWALD; THE WASHINGTON FIELD TAPE LIBRARY, THE TAPE DETRUCTION AND RETENTION FILE OF TESUR AND MISURS; THE NOSENKO INDEX; AS WELL AS THE SAC'S SAFE.

RESULTS OF SEARCH.

THE SEARCH DID INDICATE THAT FROM FEBRUARY 24, 1964, UNTIL APRIL 3, 1964, A SERIES OF TEN INTERVIEWS OF NOSENKO WERE CONDUCTED IN ENGLISH AND RUSSIAN BY SA'S OF THE WASHINGTON FIELD OFFICE. [REDACTED]

b1
03

[REDACTED] THERE WERE SCATTERED (S-1)(C) REFERENCES IN THE FILES REVIEWED THAT AT LEAST SOME OF THE INTERVIEWS WERE TAPED. SPECIFICALLY, IN A MEMORANDUM, DATED MARCH 26, 1964, THE WRITER STATED AS FOLLOWS: "DURING THE INTERVIEW OF THE SUBJECT BY BUREAU AGENTS ON FEBRUARY 24, 25, 26, 27, 1964, TAPE RECORDINGS OF THE CONVERSATIONS WERE MADE. THERE ARE A TOTAL OF TEN TAPES COVERING THESE INTERVIEWS. IT IS BELIEVED THESE SHOULD BE RETAINED FOR AN INDEFINITE PERIOD. (S)(u)

~~SECRET~~

~~SECRET~~

[UNTIL SUBJECT'S RELIABILITY HAS BEEN PROPERLY ESTABLISHED.]

HOWEVER, THERE WAS NO INDICATION THAT THIS RECOMMENDATION WAS EVER ACTED UPON. FURTHER, THERE WERE NO REFERENCES IN ANY COMMUNICATION COMING OUT OF THE INTERVIEWS THAT THE TAPES WERE EITHER RETAINED, TRANSCRIBED, TRANSLATED, OR DESTROYED. IT WAS NOTED IN THESE COMMUNICATIONS THAT EXTENSIVE NOTES WERE TAKEN BY THE INTERVIEWING AGENTS.] (S) (u)

SCOPE AND DISPOSITION OF THE RESULTS OF THE NOSENKO INTERVIEWS.

THE TEN INTERVIEWS WITH NOSENKO WERE WIDE RANGING, ENCOMPASSING ALL THOSE SUBJECTS, INCLUDING OSWALD'S ACTIVITIES, WHICH WERE OF COUNTERINTELLIGENCE INTEREST TO THE FBI. THE PRODUCT OF THIS EFFORT WAS EMBODIED IN A VOLUMINOUS SERIES OF LETTERHEAD MEMORANDA WHICH WERE RETAINED IN TWO VOLUMNS OF A SUB FILE OF NOSENKO'S MAIN FILE AT WASHINGTON FIELD. WITH REFERENCE TO TAPES AND TRANSCRIPTIONS, IT WAS NOT UNTIL OCTOBER, 1967, WHEN THE [REDACTED]

[REDACTED] CIA TOOK OVER NOSENKO DEBRIEFINGS, THAT A CLEARLY DEFINED SYSTEMATIC METHOD WAS DEVELOPED TO INTERVIEW, TAPE, TRANSCRIBE, (S) (u)

b1
b3
[3-D] [C]

~~SECRET~~

~~SECRET~~

PAGE FOUR WF 62-NEW ~~UNCLAS~~ EFTO

AND DISSEMINATE INFORMATION. IT WAS NOT UNTIL DECEMBER, 1968, THAT SA'S AT WASHINGTON FIELD FORMERLY JOINED WITH THE CIA IN THIS ENDEAVOR, THAT IS, INTERVIEWS WERE CONDUCTED WITH REPRESENTATIVES OF BOTH THE AGENCY AND THE BUREAU PRESENT WITH THE OBJECTIVE OF ESTABLISHING NOSENKO'S RELIABILITY. (S) (u)

CONCLUSIONS.

1. TAPES WERE MADE OF SOME OF THE TEN FBI INTERVIEWS OF NOSENKO FROM FEBRUARY 24, 1964, TO APRIL 3, 1964. (S)
2. THE TAPES WERE NEITHER RETAINED NOR DESTROYED. WHY? THREE REASONS. ONE. GIVEN THE PENCHANT OF THE FBI TO RECORD THE DISPOSITION OF SIGNIFICANT MATERIAL, IT WOULD SEEM INCONCEIVABLE THAT THE AGENTS WOULD DISPOSE OF ITEMS DEEMED SIGNIFICANT WITHOUT RECORDING EITHER THEIR RETENTION OR DESTRUCTION. THE FACT THAT THE AGENTS TOOK "EXTENSIVE NOTES" DURING THE INTERVIEWS HAS LED THE REVIEWERS TO CONCLUDE THAT THE TAPES WERE USED AS INVESTIGATIVE AIDES TO VIEW THE VERACITY OF THE AGENTS NOTES. TWO. THERE WAS NO IMPELLING LEGAL REASON TO RETAIN THE TAPES. THEY WERE NOT RECORDED SURREPTIOUSLY BUT WITH THE FULL KNOWLEDGE OF THE INTERVIEWEE.

~~SECRET~~

~~SECRET~~

[LASTLY, [THE FBI WAS AT THAT POINT IN TIME NOT INVOLVED IN ESTABLISHING NOSENKO'S BONA FIDES, A RESPONSIBILITY OF CIA, BUT RATHER, THE FBI WAS MOST DEFINATELY INTERESTED IN EXTRACTING THE COUNTERINTELLIGENCE INFORMATION NOSENKO HAD TO OFFER. THE VERACITY OF THE INFORMATION HE PROVIDED WOULD SUBSEQUENTLY BE ESTABLISHED THROUGH INVESTIGATION AND THUS WAS INDEPENDANT OF THE NEED TO ESTABLISH THE RELIABILITY OF THE SOURCE.] (S)(u)

IN SUMMARY, WASHINGTON FIELD'S SEARCH INDICATES THAT TAPE RECORDINGS WERE MADE OF AT LEAST SOME OF THE INTERVIEWS REQUESTED BY THE HSCA; HOWEVER, THERE WAS NO EVIDENCE THAT THE TAPES WERE EITHER RETAINED, TRANSCRIBED, OR DESTROYED. [THE PROBABLE REASON FOR NOT RETAINING THE TAPES WAS THAT THE FBI AT THAT TIME INTERVIEWING NOSENKO NOT TO ESTABLISH HIS BONA FIDES BUT FOR THE COUNTERINTELLIGENCE INFORMATION HE COULD PROVIDE, CLUES TO UNRESOLVED ESPIONAGE CASES AS WELL AS ESPIONAGE CASES OF WHICH THE FBI WAS NOT PREVIOUSLY AWARE.] (S)(u) THE OBJECT WAS TO OBTAIN THE INFORMATION AND REDUCE IT TO A FORM FOR DISSEMINATION AS QUICKLY AS POSSIBLE SO THAT FBI AGENTS IN THE FIELD COULD BEGIN IMMEDIATE INVESTIGATION.

~~SECRET~~

PAGE SIX WF 62-NEW B ~~W-C-L-A-S~~-EFTO

ONCE THIS WAS DONE, THERE WAS NO COMPELLING REASON TO RETAIN
EITHER NOTES OR TAPES.

~~SECRET~~

THE INFORMATION APPEARING IN THE APRIL 13, 1970, COMMUNICATION
DID NOT CONTAIN ANY SUBSTANCIAL INFORMATION WHICH WAS NOT
PREVIOUSLY FURNISHED TO THE BUREAU. FURTHER, IT WAS NOTED
THAT THE INFORMATION PERTAINING TO THE OSWALD AND KENNEDY
ASSASSINATION RECORDED ON FD-302'S FOR THE DATES FEBRUARY
26-27, 1964; MARCH 3, 4, 6, 1964, WAS COMPARED AGAINST
INFORMATION CONTAINED IN LETTERHEAD MEMORANDA FURNISHED
TO THE BUREAU FOR THE SAME DATES. THIS INFORMATION WAS
FOUND TO BE ESSENTIALLY VERBATIM.

BT

~~SECRET~~

FBI

TRANSMIT VIA:

- Teletype
- Facsimile
- Airtel

PRECEDENCE:

- Immediate
- Priority
- Routine

CLASSIFICATION:

- TOP SECRET
- SECRET
- CONFIDENTIAL
- E F T O
- CLEAR

~~CONFIDENTIAL~~
~~SECRET~~

Date 6/27/78

TO: DIRECTOR, FBI (62-117290)
(ATTN: Congressional Inquiry Unit, Division IV)

FROM: SAC, WFO (62-11126)

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

ReButel, dated 6/14/78, and WFO teletype, 6/15/78.

Enclosed for the Bureau are five (5) copies of an LHM, dated and captioned as above.

(Handwritten initials)

EX-106

REC-50

ME
ENCLOSURE

62-117290 961

2 Bureau (Enc. 5)
3-WFO
(1- 89-75)

1- CIU mm 8988 w/airtel
1- AAG/CO
0-70(G) 7-17-78
DJC/dhp

July 1978
6 JUN 28 1978

RMA:kio
(5)

Classified by *SP3 dfg*
Declassify on: OADR 7/2/83
211,326

ENCLOSURE
DO NOT WRITE

CLAR *(Handwritten initials)*

~~CONFIDENTIAL~~

Approved: _____

Transmitted _____ (Number) _____ (Time)

Per _____

54 JUL 19 1978



~~CONFIDENTIAL~~

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION

Washington Field Office
Washington, D. C. 20535
June 27, 1978

~~SECRET~~

In Reply, Please Refer to
File No.

HOUSE COMMITTEE ON ASSASSINATIONS
UNITED STATES HOUSE OF REPRESENTATIVES (HSCA)

In response to the request of HSCA concerning tapes or verbatim transcripts of interviews of Yuri Nosenko on February 26-27, 1964; March 3, 4, 6, 1964; and undated information appearing in an August 13, 1970, communication, all of which pertain to Oswald or the assassination of John F. Kennedy, an exhaustive search of the files of the Washington Field Office (WFO) of the Federal Bureau of Investigation (FBI), was conducted. The results of the search failed to disclose the existence of the tapes or transcripts for the relevant period. The scope of the search, which involved the use of thirty-three Agents and two clerical employees, included all those files pertaining to Nosenko, Kennedy, and Oswald; the Washington Field Tape Library, the Tape Destruction and Retention File of Technical and Microphone Surveillances; the Nosenko Index; as well as the safe of the Special Agent in Charge.

Results of Search

The search did indicate that from February 24, 1964, until April 3, 1964, a series of ten interviews of Nosenko were conducted in English and Russian by Special Agents of the Washington Field Office [REDACTED]

[REDACTED] There were scattered references in the files (S-1)(C) reviewed that at least some of the interviews were taped. Specifically, in a memorandum dated March 26, 1964, the writer stated as follows: "During the interview of the (S-1)

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency. It and its contents are not to be distributed outside your agency.

Classified by *SP3 clj/pe*
Declassify on: OADR 5/2/83

#211,326

#211326
Classified by *SP6BJA/GCL*
Declassify on: OADR 1/2/87

S-1(CSA)

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2/12/85
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CIA INFO 12/14/80
CLASSIFIED
PER LTR 870.
6/17/85
SP6BJA/GCL
1/2/87
#211,326

~~SECRET~~

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE

~~CONFIDENTIAL~~

~~SECRET~~

HOUSE COMMITTEE ON ASSASSINATIONS HSCA

subject by Bureau Agents on February 24, 25, 26, 27, 1964, tape recordings of the conversations were made. There are a total of ten tapes covering these interviews. It is believed these should be retained for an indefinite period until subject's reliability has been properly established." However, there was no indication that this recommendation was ever acted upon. Further, there were no references in any communication coming out of the interviews that the tapes were either retained, transcribed, translated, or destroyed. It was noted in these communications that extensive notes were taken by the interviewing Agents.

SCOPE AND DISPOSITION OF THE RESULTS OF THE NOSENKO INTERVIEWS.

The ten interviews with Nosenko were wide ranging, encompassing many counterintelligence subjects, some of which referred to Oswald's activities. The product of this effort was embodied in a voluminous series of letterhead memoranda which were retained in two volumes of a sub file of Nosenko's main file at Washington Field. With reference to tapes and transcriptions, it was not until October, 1967, when the [redacted] CIA took over Nosenko [S-] [C] debriefings, that a clearly defined systematic method was developed to interview, tape, transcribe, and disseminate information. It was not until December, 1968, that Special Agents at Washington Field formerly joined with the CIA in this endeavor, that is, interviews were conducted with representatives of both the Agency and the Bureau present with the objective of establishing Nosenko's reliability. (X) s-1

CONCLUSIONS

1. Tapes were made of some of the ten FBI interviews of Nosenko from February 24, 1964, to April 3, 1964.

2. The tapes were neither retained nor destroyed. Why? Three reasons. One, given the penchant of the FBI to record the disposition of significant material, it would seem inconceivable that the Agents would dispose of items deemed significant without recording either their retention or destruction. The fact that the Agents took "extensive notes" during the interviews has led the reviewers to conclude that the tapes were used as investigative aids to review the

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HOUSE COMMITTEE ON ASSISINATIONS HSCA

accuracy of the Agent's notes. Two, there was no compelling legal reason to retain the tapes. They were not recorded surreptitiously but with the full knowledge of the interviewee. Lastly, the FBI was not involved, at that point in time, in establishing Nosenko's bona fides, a responsibility of CIA, but rather, the FBI was most definitely interested in extracting the counterintelligence information Nosenko had to offer. The veracity of the information he provided would subsequently be established through investigation and thus was independent of the need to establish the reliability of the source. (S) (u)

(S-1) (u) In summary, Washington Field's search indicates that tape recordings were made of at least some of the interviews requested by the HSCA; however, there was no evidence that the tapes were either retained, transcribed, or destroyed. The probable reason for not retaining the tapes was that at that time the FBI interviewed Nosenko not to establish his bona fides, but to extract the counterintelligence information he could provide, clues to unresolved espionage cases as well as espionage cases of which the FBI was not previously aware. (S) The object was to obtain the information and reduce it to a form for dissemination as quickly as possible so that FBI Agents in the field could begin immediate investigation. Once this was done, the tapes and notes were disposed of as there was no compelling reason to retain either notes or tapes.

The material appearing in the April 13, 1970, communication did not contain any substantial information which was not previously furnished to the Bureau. Further, it was noted that the information pertaining to the Oswald and Kennedy assassination recorded on FD-302s for the dates February 26-27, 1964; March 3, 4, 6, 1964, was compared against information contained in Letterhead Memoranda furnished to the Bureau for the same dates. This information was found to be essentially verbatim.

~~CONFIDENTIAL~~

~~SECRET~~

Class
7-26-83

~~SECRET~~

July 19, 1978

- 1 - Mr. Bailey
- 1 - Mr. Ryan
- 1 - Mr. Foster

Dr. Trudy H. Peterson
 Assistant to the Deputy Archivist
 National Archives and Records Services
 Room 111
 Washington, D. C.

Dear Dr. Peterson:

I have reviewed a copy of the document identified as having been originated by Mr. Walter Jenkins for the President of the United States on November 24, 1963. It bears the time 4:00 P.M. and purports to set forth the conversation of former FBI Director J. Edgar Hoover concerning the assassination of President John F. Kennedy.

With the exception of the last paragraph on page 2, ending on line 13, page 3, which should be classified Secret, I find the other paragraphs are not classifiable.

Of particular concern in the classifiable paragraph is the language beginning with the word ~~_____~~ b1

~~_____~~ (S) This language raises matters tending to disclose intelligence sources or methods, the continued protection of which is essential to national security and, therefore, such information is exempt from the General Declassification Schedule as provided under Executive Order 11652.

Your courtesy in bringing this matter to our attention is greatly appreciated. I am enclosing a copy of the document appropriately marked for classification and would ask that you ensure that the original document is protected accordingly.

Very truly yours,

60-111092 - NR997x3^①
 NOT RECORDED

167 JUL 20 1978

David Ryan
 Document Classification Officer

SECRET MATERIAL ATTACHED

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 EXCEPT WHERE SHOWN
 OTHERWISE

SEP 10 1965 TWO

CIA INFO
 CLASSIFIED
 PER LTR
 DTD 1/9/87
 SP6 PJA/GCL
 #211,326

4/24/83 Spruace/mg Y30/86
 Classified by *SP6 PJA/GCL*
 Declassify on: OADR 5/2/83
 #211,326

Enclosure

54 JUL 24 1978
 100 Pgs (7)

① (2) 100060
 (2) 117290

~~SECRET~~

Dr. Trudy H. Peterson
Assistant to the Deputy Archivist

~~SECRET~~

NOTE: On 7/17/78, Dr. Peterson contacted SA Drew J. Clark, Congressional Inquiry Unit, Records Management Division, regarding attached document stating that the House Select Committee on Assassinations had requested immediate access and delivery of the document. Upon review of the document at National Archives and Records Services, it was felt that a classifiable portion of the document should be classified before Committee access. This is to effect compliance with the request of Dr. Peterson for a letter setting forth our action since the original document resides in the Johnson Memorial Library, Texas.

~~SECRET~~

SECRET MATERIAL ATTACHED

The attached was requested by the Church Committee in May, 1976. NLJ submitted it to NL for a determination as to whether or not it should be closed. NL (Jacobs) later reported by telephone that the FBI had classified the document.

307 m... 1/30/86 #21,326
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/2/83 BY [Signature]
#21,326

SECRET MATERIAL ATTACHED

May 7, 1976

DECLASSIFICATION

HLJ (Corkran)

Document requested by Mr. Michael Epstein, staff member, Senate Select Committee to Study Government Operations

HL (Jacobs)

Per your instructions, enclosed is WJ to the President, 11/24/63, which has been restricted by HLJ because the last paragraph of page two and first paragraph of page 3 discuss national security methods. The document is closed under donor restrictions. Mr. Epstein requested this item be submitted immediately. Other classified items will follow.

CHARLES W. CORKRAN
Assistant Director

Enclosure

CWC:jl

245882 Sprague 1/30/76
ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/2/83 BY [signature]
#211,326

SECRET MATERIAL ATTACHED

ENCLOSURE
#2

COPY

November 24, 1963

(2)

4:00 P.M.

~~SECRET~~

~~SECRET~~

Mr. J. Edgar Hoover said as follows:

There is nothing further on the Oswald case except that he is dead. Last night we received a call in our Dallas office from a man talking in a calm voice and saying he was a member of a committee organized to kill Oswald. U

We at once notified the Chief of Police and he assured us Oswald would be given sufficient protection. This morning we called the Chief of Police again warning of the possibility of some effort against Oswald and he again assured us adequate protection would be given. However, this was not done. U

They brought him out of the City Jail and were taking him to the County Jail when a man stepped out and shot him in the stomach. This man was arrested at once. He goes under the name of Jack Leon Ruby but his real name is Rubenstein. He runs two night clubs in Dallas and has the reputation of being a homosexual. Immediately after the shooting, he (Oswald) was moved to Parkland Hospital and died about 45 minutes ago. We had an agent at the hospital in the hope that he might make some kind of a confession before he died but he did not do so. U

Ruby says no one was associated with him and denies having made the telephone call to our Dallas office last night. He says he brought the gun about three years ago and that he guessed his grief over the killing of the President made him insane. That was a pretty smart move on his part because it might lay the foundation for a plea of insanity later. U

I dispatched to Dallas one of my top assistants in the hope that he U

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE

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1-30-86
Springer
#24882
Classified by *SP3 clj/ed*
Declassify on: OADR 3/2/83
#211,326

CIA INFO
CLASSIFIED
PER LTR
OTO 4/17/85
1/2/87, 1/4/88
SICATA/ACL
#211,326

CLASSIFIED BY *4915-7/18/78*
EXEMPT FROM GDS CATEGORY *2+3*
DATE OF DECLASSIFICATION INDEFINITE

#3

~~SECRET~~

might stop the Chief of Police and his staff from doing so damned much talking on television. They did not really have a case against Oswald until we gave them our information. We traced the weapon, we identified the handwriting, we identified the fingerprints on the brown bag. U

We were able to identify the bullets as coming from that gun. All the Dallas Police had was three witnesses who tentatively identified him as the man who shot the policeman and boarded a bus to go home shortly after the President was killed. He got on a bus to go home to get a shirt and the bus conductor tentatively identified him as the man who boarded the bus. U

Oswald had been saying he wanted John Abt as his lawyer and Abt, with only that kind of evidence, could have turned the case around, I'm afraid. All the talking down there might have required a change of venue on the basis that Oswald could not have gotten a fair trial in Dallas. If they keep on talking, perhaps the same will be true of Ruby. U

Chief of Police Curry I understand cannot control Capt. Fritz of the Homicide Squad, who is giving much information to the press. Since we now think it involves the Criminal Code on a conspiracy charge under Section 241, we want them to shut up. Furthermore, I have ordered the evidence be secured by the Police Department. We sent most of the evidences back to them. We still have the bullets that were fired and will keep them. U

The thing I am concerned about, and so is Mr. Katzenbach, is having something issued so we can convince the public that Oswald is the real assassin. Mr. Katzenbach thinks that the President might appoint a Presidential Commission of three outstanding citizens to make a determination. I countered with a suggestion that we make an investigative report to the Attorney General with pictures, laboratory work, etc. Then the Attorney General can make the report to the President and the President can decide whether to make it public. I felt this was better because there are several aspects which would complicate our foreign relations. U

[REDACTED]

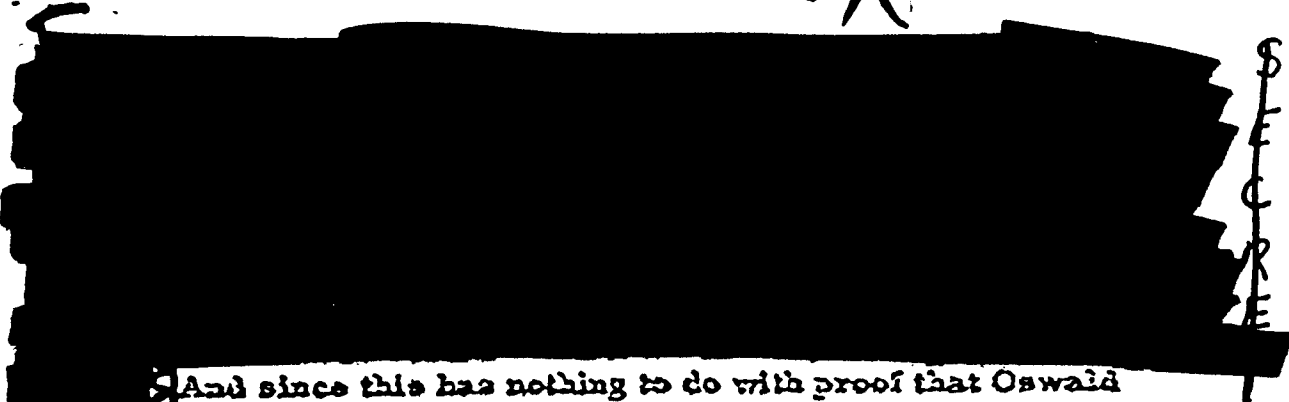
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(6-1)(5)

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~~SECRET~~

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And since this has nothing to do with proof that Oswald committed the murder, I made the suggestion to Mr. Katzenbach that instead of a Presidential Commission, we do it with a Justice Department report based on an FBI report.

Oswald having been killed today after our warnings to the Dallas Police Department, was inexcusable. It will allow, I am afraid, a lot of civil rights people to raise a lot of hell because he was handcuffed and had no weapon. There are bound to be some elements of our society who will holler their heads off that his civil rights were violated -- which they were. U

We have no information on Ruby that is firm, although there are some rumors of underworld activity in Chicago. Of his two night clubs, one is a strip tease joint and the other is a liquor place. U

WJ:yo

~~SECRET~~

~~SECRET~~

September 1, 1978

- 1 - Mr. Bailey
- 1 - Mr. Ryan
- 1 - Mr. Foster

Dr. Trudy M. Peterson
 Assistant to the Deputy Archivist
 National Archives and Records Services
 Room 111
 Washington, D. C.

House Select Committee on Assassinations

Dear Dr. Peterson:

In response to your inquiry of August 29, 1978, and with reference to my letter of July 18, 1978, I have again reviewed the document identified as having been originated by Mr. Walter Jenkins for the President of the United States on November 24, 1963.

Please refer to the copy of the document previously furnished which was appropriately marked for classification. Additionally, please note the vertical line appearing in the left margin, next to the classified paragraph. As I previously advised, the language beginning with the words

[REDACTED] is of particular concern for the reasons stated. This language must remain classified and its 'Secret' classification is not negotiable. I have further taken the liberty of confirming this classification with the originator of a part of the protected language.

Accordingly, you may consider the first four sentences of the questioned paragraph on page 2 and the last sentence of the questioned paragraph on page 3 as unclassified.

Thank you for your continued interest and cooperation. Since Deputy Assistant Attorney General Robert L. Keuch is the Department of Justice official cognizant of matters relating to the House Select Committee on Assassinations, I am forwarding a copy of this response to him.

Very truly yours,

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 EXCEPT WHERE SHOWN
 OTHERWISE

David Ryan
 Security Officer

Attorney General
 Attention: Mr. Robert L. Keuch

NOT RECORDED

48 SEP 20 1978

SEP 20 1978

1 - 62-10200

① - 62-117290

CIA INFO ad
 PG 2 CLASS.
 FILED PER LTR
 DTD 6/17/85
 S/G BDD/gcl
 1/2/87 1/4/88
 #24526

Classified by *sp3 cle/gcl*
 Declassify on: OADR 5/11/87

2/13/86 Spradmore
 #245882

~~SECRET~~

76 SEP 2

78-11400

Dr. Trudy H. Peterson
Assistant to the Deputy Archivist
National Archives and Records Services

~~SECRET~~

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b3

NOTE: On 8-31-78 this matter was coordinated with [REDACTED]

[REDACTED] Central Intelligence Agency (CIA), who in turn coordinated with Scott D. Breckinridge, Principal Coordinator for the House Select Committee on Assassinations, Office of Legislation Council, CIA. [These gentlemen agreed that the language related to Mexico City must remain classified "Secret".] (S)(u)

[E-]E

~~SECRET~~

Declassified
7-26-83

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/29/86 BY SP4/clp/mre

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

FEDERAL GOVERNMENT
August 30, 1978

- 1 - Legal Counsel Division
Attn: Mr. Heller
- 1 - Mr. Bailey
- 1 - Mr. Foster
- 1 - Mr. Giaquinto

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

Reference is made to letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated March 17, 1978, requesting access to material in files of the FBI pertinent to the John F. Kennedy assassination investigation. Additionally, reference is made to FBI letter to the Assistant Attorney General dated April 14, 1978.

Enclosed are an original and one copy of a memorandum which provides a written response to the enumerated items set forth in the request of March 17, 1978.

Enclosures (2)

JG:pjm
(7)

~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 5/3/83 BY SP3/clp/gcl~~

NOTE: The HSCA request of March 17, 1978, deals primarily with information provided to us by the Central Intelligence Agency (CIA). Bulk of material prepared for HSCA access was reviewed by the CIA, and at their request, all CIA documents and information contained within our reports has been deleted. This is consistent with the Memorandum of Understanding between the HSCA and FBI. However, an oral briefing was recommended in order to reasonably respond to this request. This briefing was conducted and as a result, on August 16, 1978, Miss Jacqueline Hess, HSCA, requested that the FBI respond in writing to the enumerated items set forth in the request of March 17, 1978. The enclosed responds to Miss Hess' request. The enclosed is classified SECRET, as the original serials from which the information is derived are so classified.

MAILED 10
AUG 31 1978

- 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 _____

REC-89

ENCLOSURE

CLASSIFIED BY 8013
EXEMPT FROM GDS CATEGORY 2
DATE OF DECLASSIFICATION INDEFINITE

SECRET MATERIAL ATTACHED

SEP 25 1978

DECLASSIFIED BY *SP3/clp/gcl*
ON 5/3/83 # 211,326

RMS
FBI/DOJ

1978
MAIL ROOM *RMS*

- 1 - Legal Counsel Division
Attn: Mr. Heller
- 1 - Mr. Bailey
- 1 - Mr. Foster
- 1 - Mr. Giaquinto

August 30, 1978

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

Reference is made to letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated March 17, 1978, requesting access to material in files of the FBI pertinent to the John F. Kennedy assassination investigation. Additionally, reference is made to FBI letter to the Assistant Attorney General dated April 14, 1978. (U)

On August 16, 1978, Miss Jacqueline Hess, HSCA, requested that the following be provided as a written response to the enumerated items set forth in the request of March 17, 1978. (U)

On November 23, 1963, the FBI furnished a letterhead memorandum to Secret Service Headquarters, Washington, D. C., in order to provide Secret Service with the results of our preliminary investigation into the assassination of John F. Kennedy as well as pertinent background information regarding Lee Harvey Oswald. (U)

The paragraph appearing on Pages 4 and 5 of the letterhead memorandum, which is quoted in your request of March 17, 1978, contains some incorrect information

[REDACTED SECTION]

ORIGINAL AND ONE SENT TO ASSISTANT ATTORNEY GENERAL,
CRIMINAL DIVISION, ATTENTION: MR. ROBERT L. KEUCH

NOTE: See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated August 30, 1978, captioned as above.

- 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 _____

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
EXCEPT WHERE SHOWN
OTHERWISE

CLASSIFIED BY 8013
EXEMPT FROM GDS CATEGORY 2
DATE OF DECLASSIFICATION INDEFINITE

SECRET

ENCLOSURE

MAIL ROOM

FBI/DOJ

Sp4 [unclear] 8/28/86
Classified by [unclear]
Declassify on: OADR 5/3/83
#211,326

CIA info
on page 42
CLASSIFIED
PER LTR
DTD 6/17/85
SAC [unclear]
1/21/87, 1/4/88
#211,326

b1
b3

JRG:pjm
(7)

HB
PMS

REC-20 2 12 11 118

62-117000-1171

~~SECRET~~

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

[REDACTED]

b1
b3

Additionally, this government agency provided the FBI with photographs of an individual who appeared to be an American;

(S-1)(S)

[REDACTED]

b1
b3

(S)
(S-1)

[REDACTED]

b1
b3

(S-1)

In response to Question 1 of referenced request, retrievable information indicates that the photographs of the individual who appeared to be an American were transported to the FBI Division, Dallas, Texas, on November 23, 1963, by SA Eldon D. Rudd (retired). Subsequently, on November 23, 1963, one photograph of this unknown individual was exhibited to Marguerite Oswald, at Dallas, Texas, by SA Bardwell D. Odum (retired) in an attempt to determine if the individual was known to Mrs. Oswald as an associate of her son Lee Harvey Oswald. Mrs. Oswald could not identify the photograph as anyone she knew. (S)(u)

It is specifically noted that a copy of the photograph exhibited to Marguerite Oswald was furnished to the Warren Commission on February 11, 1964. Additionally, on July 16, 1964, by letter addressed to the Honorable J. Lee Rankin, the Warren Commission was furnished with affidavits regarding the source of the photographs and displaying of same to Mrs. Oswald. (S)(u)

[REDACTED]

b1
b3

(S-1)(S)

~~SECRET~~

- 1 - Legal Counsel Division
(Attn: R. Heller)
- 1 - Mr. D. Ryan
- 1 - Mr. G. J. Foster

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

December 8, 1978

- 1 - Mr. J. S. Giaquinto

Director, FBI

~~FEDERAL GOVERNMENT~~

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

Reference is made to a letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated March 17, 1978, requesting access to material in the files of the FBI pertinent to the John F. Kennedy assassination investigation. Reference is made to FBI letters to the Assistant Attorney General, Criminal Division, dated April 14, 1978, and August 30, 1978, which respond to the March 17, 1978, request. Additionally, reference is made to the HSCA letter dated December 4, 1978, requesting delivery of said material and requests a response to four enumerated questions relative to the material.

Enclosed are an original and one copy of a memorandum which provides a written response to the enumerated items set forth in the request of December 4, 1978, and additionally confirms that the material was delivered to the HSCA on December 5, 1978.

Enclosures - 2

SECRET MATERIAL ATTACHED

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. _____
Director's Sec'y _____

JSG:lfjlf
(7)

*Letter w/ LHM to
AAG, Criminal Div
JSG:lfjlf
12-8-78*

EX-114
REC-5074 62-117390-122

SEE NOTE PAGE 2

23 DEC 13 1978

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 5/3/83

BY sp3clg/pe

#211,326

DEC 13 1978

MAIL ROOM

FBI/DOJ

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

NOTE: The HSCA request of 3/17/78 deals primarily with information provided to us by the Central Intelligence Agency (CIA). The bulk of the material prepared for HSCA access was reviewed by the CIA and, at their request, all CIA documents and information contained within our reports have been deleted. However, an oral briefing was also recommended in order to reasonably respond to this request. This briefing was conducted and, as a result, on 8/16/78, Miss Jacqueline Hess, HSCA, requested that the FBI respond in writing to the enumerated items set forth in the request of 3/17/78. This response was furnished on 8/30/78. The enclosed responds to the HSCA request of 12/4/78, which requests delivery of the material prepared in response to the 3/17/78 request, and additionally responds to the four enumerated questions regarding the delivered material. The enclosed is classified "Secret" as the original serials from which the information is derived are so classified.

~~SECRET~~

~~SECRET~~

1 - Legal Counsel Division
(Attn: R. Heller)
1 - Mr. D. Ryan
1 - Mr. G. J. Foster
December 8, 1978

1 - Mr. J. S. Giaquinto

HOUSE SELECT COMMITTEE ON ASSASSINATIONS & INFORMATION CONTAINED
U. S. HOUSE OF REPRESENTATIVES (HSCA) HEREIN IS CLASSIFIED

EXCEPT WHERE SHOWN
OTHERWISE

Classified by: 3cdk/gpl
Declassify on: OADR 5/7/83

2/1/826

Reference is made to a letter to the Attorney General from G. Robert Blakey, Chief Counsel and Director, HSCA, dated March 17, 1978, requesting access to material in the files of the FBI pertinent to the John F. Kennedy assassination investigation. Reference is made to FBI letters to the Assistant Attorney General, Criminal Division, dated April 14, 1978, and August 30, 1978, which respond to the March 17, 1978, request. Additionally, reference is made to the HSCA letter dated December 4, 1978, requesting delivery of said material and requests a response to four enumerated questions relative to the material.

On December 6, 1978, Michael Goldsmith, HSCA, requested that the following be provided as a written response to the enumerated items set forth in the request of December 4, 1978.

Director's Sec'y
Asst. Dir.:

b1
b3

[REDACTED]

Said agency provided the FBI with photographs of an individual who appeared to be an American, [REDACTED]

[REDACTED]

- 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 _____

JSG:lfjlf
(7)

MAIL ROOM 2/2

Classified by 6437
Exempt from GDS, Category Number 2
Date of Declassification Indefinite

ENCLOSURE

~~SECRET~~

FBI/DOJ

CIA info on
HSCA 12 CLASS.
WFO 10/17/85
01/20/85
S/25/86
1/2/88
#21826

09/11/8
05/28/1
S/25/86

[S-1][E]

(S) (S) (S)

~~SECRET~~

~~SECRET~~

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

[REDACTED] However, prior to the assassination of President John F. Kennedy, Special Agents of our Dallas Division did, in fact, interview and converse with Lee Harvey Oswald during the course of the Internal Security investigation conducted subsequent to Oswald's return from the Soviet Union. The identities of Special Agent personnel of this Bureau who had contact with Lee Harvey Oswald prior to the assassination are well documented in Oswald's file, said file having been provided to the HSCA.

In response to Question 4, and your request to deliver all documents pertaining to this matter, this confirms that said material was furnished to Ms. Surell Brady, HSCA, on December 5, 1978.

[REDACTED] The documents referred to are described as a Dallas teletype to the Director, titled "Assassination of President John F. Kennedy," dated November 23, 1963, and a Legal Attache, Mexico City, teletype to the Director, titled "Lee Harvey Oswald, IS - R," dated November 25, 1963. [As a result, retrievable material indicates that by November 25, 1963, FBI Headquarters became aware of the fact

In conclusion, it is noted that a review of pertinent records fails to reveal that any follow-up communication was furnished to Secret Service Headquarters

NOTE: See Director, FBI letter to Assistant Attorney General, Criminal Division, attention: Mr. Robert L. Keuch, dated December 8, 1978, captioned as above.

~~SECRET~~

~~SECRET~~

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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.
- Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

2 Page(s) withheld for the following reason(s):
CONGRESSIONAL MATERIAL AND CONSIDERED OUTSIDE THE SCOPE OF YOUR REQUEST

For your information: _____

The following number is to be used for reference regarding these pages:
62-117290-1332 encl.

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Class
7-26-83

FEDERAL GOVERNMENT

~~SECRET~~

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

Director, FBI

- 1 - Mr. Mintz
Attn: Mr. Heller
- 1 - Mr. Cregar
December 4, 1978
Attn: Mr. Kinsey
- 1 - Mr. Bassett
- 1 - Mr. Ryan
- 1 - Mr. Foster

SECRET
FEDERAL GOVERNMENT
COMMUNICATIONS SECTION

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

Classified by *SP3 CLK/gcl*
Declassify on: OADR 8/4/83
#218326

Enclosed are the original and two copies of a memorandum responding to a November 3, 1978, HSCA letter of request.

[REDACTED]

The HSCA is asking what effect such information would have had on the manner in which the FBI handled the Oswald case.

Current FBI opinion is that such information would not have had any significant effect on the conduct of the 1963 pre-assassination investigation.

You are requested to furnish a copy of the enclosed memorandum to the HSCA.

Enclosures (3)

NOTE: This response has been coordinated with Section CI-1, INTD. The Oswald file, 105-82555, reflects the following pertinent, pre-assassination documents: Serial 40

Serial 43 (Secret) is a 10/18/63, Legat, Mexico City, cablegram confirming Serial 40. Serial 78 (Secret) is an 11/19/63, Washington Field Office airtel

In addition, prior to the assassination of President Kennedy, the FBI was well aware of Oswald's affiliation with the Fair Play for Cuba Committee.

This document may be considered unclassified upon the deletion of the information from the secret documents identified above.

Classified by 4195

Exempt from GDS, Categories 2 and 3

Date of Declassification Indefinite

APPROVED:

Adm. Serv. _____

Crim. Inv. _____

Director _____

Assoc. Dir. _____

Dep. AD Adm. _____

Dep. AD Inv. _____

Ident. _____

Intell. _____

Laboratory _____

ALL INFORMATION CONTAINED

Legal Coun. _____

Plan. & Insp. _____

Rec. Mgnt. _____

Tech. Servs. _____

Training _____

Public Affs. Off. _____

- 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 _____

MAIL ROOM

~~SECRET~~

SA CRAY Pm 5988

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE FBI/DOJ 3659

Also see D. Ryan to Mr. Bassett memo of 12/17/78 - same caption - etc

MAILED 7
DEC 7 1978

b1

b1

15

- 1 - Mr. Mintz
Attn: Mr. Heller
- 1 - Mr. Cregar
Attn: Mr. Kinsey
- 1 - Mr. Bassett
- 1 - Mr. Ryan

December 4, 1978

- 1 - Mr. Foster

SECRET

245,852
12356
6/10/86
Spy
Elu/mie

SEE BACK OF
Pg 1 for
REFERRAL INFO

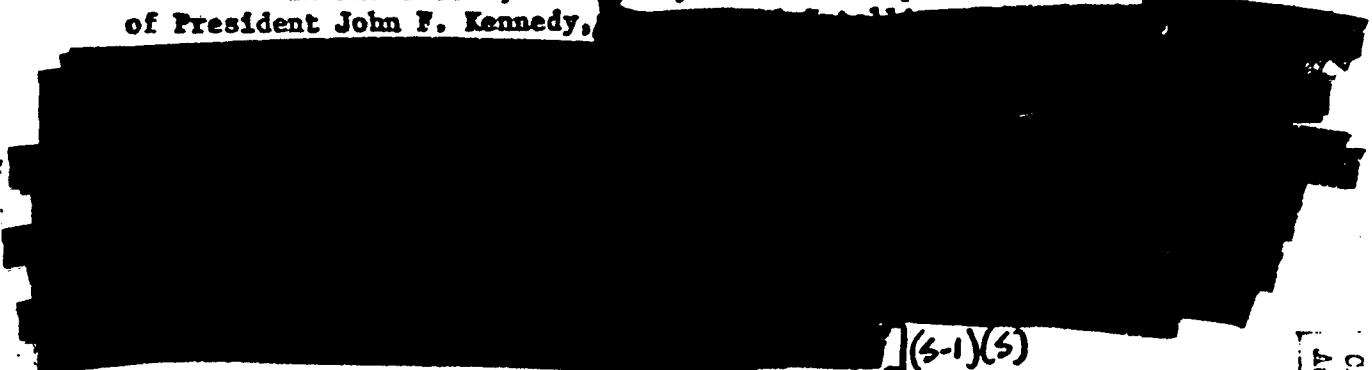
HOUSE SELECT COMMITTEE ON ASSASSINATIONS
U. S. HOUSE OF REPRESENTATIVES (HSCA)

Classified by Ag3dc/fpl
Declassify on: OADR 5/3/83

Classified by Ag3dc/fpl
Declassify on: OADR 5/3/83

This responds in full to a November 3, 1978, HSCA letter of request to the Attorney General signed by G. Robert Blakey, Chief Counsel and Staff Director, HSCA.

In his letter, Mr. Blakey stated "... prior to the assassination of President John F. Kennedy,



(S-1)(S)

Mr. Blakey then asked "What effect, if any, would a report of the above detailed information prior to the assassination have had on the manner in which the Federal Bureau of Investigation handled the Lee Harvey Oswald case?"

A retrospective review of the information revealed in your letter by personnel currently assigned to the Intelligence Division of FBI Headquarters, as well as a retrospective review by the same personnel of the conduct and supervision of the 1963 Oswald investigation, causes the current personnel to believe that a report of such information to the FBI, prior to the assassination, would not have had any significant effect on the manner in which the FBI handled the Oswald case in 1963.

SEE REVERSE
SIDE FOR
CLASSIFICATION
ACTION

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

ORIGINAL AND TWO SENT TO ASSISTANT ATTORNEY GENERAL, CRIMINAL DIVISION, ATTENTION: MR. ROBERT L. KEUCH.

NOTE: See Director, FBI, letter to Assistant Attorney General, Criminal Division, Attention: Mr. Robert L. Keuch, dated 12/4/78, captioned "House Select Committee on Assassinations, U. S. House of Representatives (HSCA)."

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

DJC:amo
(9)

SECRET

MAIL ROOM

ENCLOSURE

SA Clark Am 8988 SA Heller Rm 3659

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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.
- Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

2 Page(s) withheld for the following reason(s):
CONGRESSIONAL MATERIAL - OUTSIDE THE SCOPE OF REQUEST.

For your information: _____

The following number is to be used for reference regarding these pages:
62-117890-1368 encl.

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X NO DUPLICATION FEE X
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UNITED STATES GOVERNMENT

Memorandum

g

Assoc. Dir. _____
 Dep. AD Inv. _____
 Dep. AD Inv. _____
 Asst. Dir.:

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

TO : Mr. Bassett *HNTB/2*

FROM : D. Ryan *R*

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

DATE: 12/7/78

~~ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 EXCEPT WHERE SHOWN
 OTHERWISE~~

R

PURPOSE: The Director has asked whether we can articulate our rationale for the 12/4/78, response we make to an HSCA letter of 11/3/78. The purpose of this memo is to respond to the Director's inquiry. (U)

RECOMMENDATION: That consideration be given to providing the U. S. Department of Justice with the response to the HSCA letter of 11/3/78, as it is presently written. (U)

APPROVED: _____

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

Adm. Serv. _____
 Crim. Inv. _____

Legal Coun. _____
 Plan. & Insp. _____
 Rec. Mgnt. _____
 Tech. Serv. _____
 Training _____
 Public Affs. Off. _____

DETAILS: In its letter of 11/3/78, the HSCA states that, prior to the assassination of President Kennedy on 11/22/63,

[REDACTED]

[REDACTED] the HSCA asked what effect such information would have had on the manner in which the FBI handled the Oswald case.

Current FBI opinion is that such information, [REDACTED] would not have had any significant effect on the conduct of the 1963 pre-assassination investigation. (U)

9 DEC 14 1978

- 1 - Mr. Mintz (Attn: Mr. Heller)
- 1 - Mr. Cregar (Attn: Mr. Kinsey)
- 1 - Mr. Bassett
- 1 - Mr. Ryan
- 1 - Mr. Foster
- 1 - Mr. Clark

CLASSIFIED BY 6487
 EXEMPT FROM GDS CATEGORY 2+3
 DATE OF DECLASSIFICATION INDEFINITE

CONTINUED OVER

Classified by *Apr chet 96*
 Declassify on: OADR #434



DUC:pdh
 (7)

62 JAN 4 1979

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

~~SECRET~~

D. Ryan to Mr. Bassett
RE: HOUSE SELECT COMMITTEE ON ASSASSINATIONS

Based on a review of retrievable information in Bureau files and in coordination with the Intelligence Division, the fundamental reasons for our response, as presently set forth, are as follow:

(1) The FBI knew of Oswald's affiliation with the pro-Castro Fair Play for Cuba Committee by 4/21/63. It is the current opinion of the Intelligence Division that knowledge of further proclivities on Oswald's part toward Castro or Cuba would not necessarily have had a material or significant effect on the pre-assassination investigaiton. (U)

(2) ~~Prior to the assassination on 10/10/63, CIA~~
~~did advise the Bureau of Oswald's visit to the Soviet Embassy~~
~~in Mexico City 7/1/63~~ is the current opinion of the Intelligence Division that this classified information is the most significant of Oswald's contacts in Mexico City and was known by our case Agent in Dallas, Texas, on 10/18/63, however, he elected to hold the investigation in abeyance after 11/5/63, since he felt Oswald was employed in a non-strategic position with no access to sensitive information. (S)(U)

(3) 

(4) The above information is contained in documents which have either been delivered to the HSCA or to which the HSCA has been granted in-house access. (U)

(5) Our answer is restricted solely to the elements of information which the HSCA seeks. No rationale is set forth in the letterhead memorandum (LHM) because the HSCA does not state a desire for same. In past request letters, the HSCA has explicitly indicated when it desired reasons for our answers. (U)

- 2 -

~~SECRET~~

~~SECRET~~

D. Ryan to Mr. Bassett

RE: HOUSE SELECT COMMITTEE ON ASSASSINATIONS

(6) Since the HSCA does not explicitly request our rationale, it is the opinion of the Congressional Inquiry Unit, Records Management Division, and Section CI - 1, Intelligence Division, that an exposition of the classified information involved in this rationale is not warranted at this time. (X)

~~SECRET~~