

(Mount Clipping in Space Below)

Ray Case Claim: 'New Evidence'

By **ROY B. HAMILTON**
Press-Scimitar Staff Writer

An attorney for James Earl Ray said today he has uncovered new evidence "that runs very contrary" to the state's theory that the bullet taken from the body of Dr. Martin Luther King was fired by the rifle found at the assassination scene.

The claim was made by Bernard Fensterwald Jr. of Washington, D.C., during a brief hearing before Criminal Court Judge William H. Williams in connection with Ray's petition for a new trial under the Tennessee Post-Conviction Relief Act.

Judge Williams set a hearing for oral arguments on the issue for Wednesday, Sept. 2.

Fensterwald told the judge that he had been unable to determine if a spectographic analysis had ever been made of the bullet that killed King. The attorney asked the judge to authorize such a test.

Fensterwald said the FBI evidence relating to the bullet presented at Ray's guilty plea trial on March 10, 1969, was "very vague."

Fensterwald did not elaborate on his new evidence claim at the hearing, but he went into some detail with reporters after the hearing.

Among the documents, he told newsmen, was a sworn statement by an FBI ballistics expert identified as Robert Frazer that the bullet recovered from King's body was so mutilated it could not be identified as having been fired by the rifle traced to Ray.

(Indicate page, name of newspaper, city and state.)

PAGE 26

PRESS SCIMITAR

MEMPHIS, TENN.

Date: 7/10/70
Edition:
Author:
Editor: CHARLES H. SCHNEIDER
Title:

Character:
or
Classification: 44-1987
Submitting Office: MEMPHIS
 Being Investigated

44-1987-Sub-C-47

SEARCHED
SERIALIZED
JUL 14 1970
K

*Copy 5 me to Bureau
7-14-70
L*