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*Office memo
 11/12/75
 C. J. [unclear]*

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 OSWALD 12-13
 REPEATING
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BY HOWARD FIELDS
 WASHINGTON (UPI) -- CONTRADICTIONS ABOUND IN THE STRANGE ACCOUNT OF HOW THE FBI DESTROYED A THREAT NOTE FROM LEE HARVEY OSWALD, KEPT IT SECRET FROM THE WARREN COMMISSION PROBE OF THE JOHN F. KENNEDY ASSASSINATION AND ALTERED RECORDS FILED BY THE AGENT INVOLVED. "SOMEBODY IS LYING," SAYS REP. JOHN SEIBERLING, D-OHIO, A VIEW ALSO VOICED BY OTHER HOUSE JUDICIARY SUBCOMMITTEE MEMBERS INVESTIGATING THE CASE.

REP. DON EDWARDS, D-CALIF., THE FORMER FBI AGENT HEADING THE SUBCOMMITTEE, SAYS HIS SEARCH FOR THE TRUTH WILL CONTINUE NEXT MONTH BECAUSE THE FRUSTRATING INITIAL HEARINGS ON THURSDAY AND FRIDAY FAILED TO ESTABLISH FOR CERTAIN EITHER WHAT HAPPENED OR WHY.

"WE ARE ... INTERESTED IN FINDING OUT WHAT THE FBI DID OR DID NOT DO, AND TO FIND OUT IF THERE IS PROBABLE CAUSE TO BELIEVE THE WARREN COMMISSION DID NOT DO A SATISFACTORY JOB," SAID EDWARDS.

HE SAID TWO NEW FACTS EMERGED FROM THE INITIAL HEARINGS:

-- THE FBI, THE SOLE INVESTIGATIVE ARM OF THE WARREN COMMISSION, "HELD SOME INFORMATION BACK FROM THE WARREN COMMISSION AND IN A NUMBER OF AREAS WAS NOT ENTIRELY CANDID WITH THE WARREN COMMISSION."

-- HIGHLY PLACED PERSONS IN THE FBI FALSIFIED A REPORT FROM AGENT JAMES P. HOSTY CONCERNING THE OSWALD INVESTIGATION AND DISCRIMINATED AGAINST EVERY AGENT CONNECTED WITH IT.

THE CHRONOLOGY DEVELOPED SO FAR SHOWS OSWALD VISITED THE FBI OFFICE ABOUT NOV. 5, 1963 -- 17 DAYS BEFORE THE KENNEDY ASSASSINATION -- AND LEFT THE NOTE FOR AGENT JAMES P. HOSTY, WHO HAD INTERVIEWED OSWALD'S WIFE.

AN FBI RECEPTIONIST SAID THE NOTE THREATENED TO BLOW UP THE OFFICE OR THE DALLAS POLICE DEPARTMENT.

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WASHINGTON CAPITAL NEWS SERVICE

HOSTY SAID IT THREATENED "APPROPRIATE ACTION," WHICH HE TOOK TO MEAN "LEGAL," IF HE KEPT BOTHERING MARINA OSWALD.
KENNETH C. HOWE, HOSTY'S SUPERVISOR, SAID HE RECALLS ONLY THAT THE NOTE WAS "THREATENING."

NOBODY ELSE ADMITS HAVING SEEN IT.

HOSTY SAID HE WAS ORDERED BY J. GORDON SHANKLIN, HEAD OF THE DALLAS OFFICE, TO DESTROY THE NOTE ABOUT TWO HOURS AFTER JACK RUBY KILLED OSWALD ON NOV. 24, 1963.

HOSTY SAID HE FLUSHED THE NOTE DOWN A TOILET.

HOWE SAID HE DISCUSSED THE NOTE WITH SHANKLIN, TRIED TO GIVE IT TO HIM AND MET A VIOLENT REACTION ABOUT A WEEK OR 10 DAYS AFTER THE ASSASSINATION WEEKEND.

SHANKLIN, NOW RETIRED, DENIED KNOWING OF THE NOTE UNTIL LAST JULY WHEN ASKED ABOUT IT BY THE NEWSPAPER WHICH PUBLICLY DISCLOSED THE NOTE'S EXISTENCE.

FBI RECEPTIONIST NANNY LEE FENNER SAID SHE TOOK OSWALD'S NOTE TO SHANKLIN'S ASSISTANT, KYLE CLARK, WHO TOLD HER TO GIVE IT TO HOSTY. CLARK HAS SAID HE NEVER HEARD OF THE NOTE.

SHE ALSO SAID A NOW-RETIRED AGENT, URAL HORTON, TOLD HER LAST APRIL HE ASKED SHANKLIN ABOUT THE NOTE DURING AN AUTO TRIP IN DECEMBER, 1973, AND SHANKLIN "NEARLY JUMPED OUT OF THE CAR WINDOW." SHANKLIN DENIED THAT.

HOSTY SAID HE DID NOT TELL THE WARREN COMMISSION OF THE OSWALD NOTE IN 1964 BECAUSE "THEY DIDN'T ASK ME ABOUT IT."

HOSTY SAID HIS ANSWERS TO AN FBI QUESTIONNAIRE ON THE OSWALD INVESTIGATION HAVE BEEN FALSIFIED TO SHOW HE ADMITTED POOR INVESTIGATIVE WORK. HE SAID THE CHANGES COULD HAVE BEEN MADE ONLY BY SHANKLIN OR BY SOMEONE IN FBI HEADQUARTERS.

HOSTY SAID HE WAS TRANSFERRED TO THE KANSAS CITY FBI OFFICE AND BARRED FROM PROMOTION AFTER THE OSWALD INCIDENT. HOWE WAS DEMOTED, TRANSFERRED TO SEATTLE AND IS NOW A "STREET AGENT" IN SAN DIEGO.

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