

WDR:JGL:IHF:ks
78-73-131

JUL 17 1970

Mr. Tolson	<input checked="" type="checkbox"/>
Mr. DeLoach	<input type="checkbox"/>
Mr. Walters	<input type="checkbox"/>
Mr. Mohr	<input checked="" type="checkbox"/>
Mr. Bishop	<input checked="" type="checkbox"/>
Mr. Casper	<input type="checkbox"/>
Mr. Callahan	<input type="checkbox"/>
Mr. Conrad	<input type="checkbox"/>
Mr. Felt	<input checked="" type="checkbox"/>
Mr. Gale	<input type="checkbox"/>
Mr. Rosen	<input checked="" type="checkbox"/>
Mr. Sullivan	<input type="checkbox"/>
Mr. Tavel	<input type="checkbox"/>
Mr. Soyars	<input type="checkbox"/>
Tele. Room	<input type="checkbox"/>
Miss Holmes	<input type="checkbox"/>
Miss Gandy	<input type="checkbox"/>

CERTIFIED AIR MAIL - RETURN
RECEIPT REQUESTED

Erich F. Klein, Jr., Esq.
Lyne, Klein & French
14th Floor, Adolphus Tower
Dallas, Texas 75202

Re: Claim of your client Marina Oswald
Porter against the United States

Dear Mr. Klein:

We are in receipt of your letter of May 28, 1970 presenting the claim of your client, Marina Oswald Porter, in the alternative amounts of \$55,000 and \$60,000, arising out of the alleged loss or damage to the personal property of Lee Harvey Oswald while the property was in the possession and control of the Federal Bureau of Investigation.

Your letter indicates that the damage or loss giving rise to your client's claim occurred between November 22, 1963 and November 1, 1966. Since the claim was not presented until May 23, 1970, it would appear that the statute of limitations has expired. (28 U.S.C. 2401(b), as applicable prior to the amendment of July 18, 1966.)

In any event, provisions of the Federal Tort Claims Act (28 U.S.C. 2675(a)), provide for payment of claims arising out of the negligent or wrongful act or omission of an employee of the Government while acting within the scope of his employment. We have reviewed the facts relating to your client's claim and find no evidence of negligence, or wrongful act or omission on the part of any employees of the Government. We are therefore denying your client's claim.

If your client is dissatisfied with our determination, she may file suit in an appropriate United States District Court

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not later than six months after the date of the mailing of
this notice of final denial.

Yours very truly,

WILLIAM D. RUCKELSHAUS
Assistant Attorney General
Civil Division

By

John G. Laughlin
Chief, Torts Section

cc: Mr. J. Edgar Hoover
Director, Federal Bureau
of Investigation