

FBI

Date: 10/27/69

*Y* ✓  
*Redl*

Transmit the following in \_\_\_\_\_ (Type in plaintext or code)

Via Airtel \_\_\_\_\_ (Priority)

TO: DIRECTOR, FBI (44-38861)  
FROM: SAC, MEMPHIS (44-1987) (P)  
SUBJECT: MURKIN

Enclosed for the Bureau are two copies each of a letter dated 10/13/69 from H. ROWAN GAITHER, Department of State, Washington, D. C., to District Attorney General PHIL M. CANALE, JR., Memphis, Tennessee, and Mr. CANALE's reply to Mr. GAITHER, dated 10/14/69, by means of which Mr. CANALE forwarded to the Department of State the original, certified copy of the transcript of the proceedings in the JAMES EARL RAY extradition case. Other documents which were also forwarded with enclosed letter are described in Mr. CANALE's letter.

cc: AAF Civil Rights Division & Form 6-9-1 (6) *See below*  
Form 6-9-1 (6)

OCT 29 1969  
CIVIL RIGHTS UNIT

- (2) - Bureau (Encls-4)
- 2 - Memphis

JCH:lfm

(4)

EX 104

REC-6

384

11-1-56

OCT 29 1969

70 NOV 12 1969

Special Agent in Charge

Sent \_\_\_\_\_

M

Per \_\_\_\_\_

303



DEPARTMENT OF STATE

Washington, D.C. 20520

October 13, 1969

Honorable Phil M. Canale, Jr.  
District Attorney General  
Fifteenth Judicial Circuit  
Shelby County Office Building  
Memphis, Tennessee 38103

Dear Mr. Canale:

Regarding our telephone conversation of last week, I wish to request your office to transmit to the Department of State the original certified copy of the transcript of the proceedings in the James Earl Ray extradition case before the Bow Street Court, London, in July of 1968. Insofar as that court is concerned, that transcript was intended for delivery to the Department of State. It was apparently handed to the agents of the United States who escorted Ray from the United Kingdom to the United States.

You have indicated that a certified copy of this transcript is in your possession and I request that it be transmitted directly to the Department of State by registered mail. Upon receipt, I will obtain a photographic copy of the documents which I will transmit to you. This photographic process will not require the breaking of the seals.

Thank you very much for your cooperation in this matter.

Sincerely yours,

H. Rowan Gaither  
Attorney  
Office of the Legal Adviser

4 - 3001  
ENCLOSURE

PHIL M. CANALE, JR.  
DISTRICT ATTORNEY GENERAL

DISTRICT ATTORNEY GENERAL  
FIFTEENTH JUDICIAL CIRCUIT OF TENNESSEE  
COUNTY OF SHELBY

ASSISTANTS

WILLIAM D. HAYNES  
ADMINISTRATIVE ASSISTANT

JOHN L. CARLISLE  
M. J. PEACH  
E. L. HUTCHINSON, JR.  
CLYDE R. VERNON  
CRIMINAL INVESTIGATORS

EARL E. FITZPATRICK  
NON-SUPPORT DIVISION

SHELBY COUNTY OFFICE BUILDING  
157 POPLAR AVENUE  
MEMPHIS, TENN. 38103

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JENNETT A. MILLER  
J. CLYDE MASON  
SAM J. CATANEO  
LEONARD T. LAFFERTY  
ARTHUR T. LEHNETT  
DON D. STROTHER  
DON A. DING  
JOSEPH L. PATTERSON  
BILLY F. GRAY  
EUGENE C. GAERIC  
HARVEY HERRIN  
F. GLEN SIELSON  
JOHN W. PICCOTTI  
JAMES G. HALL  
JAMES H. ALLEN

October 14, 1969

Mr. H. Rowan Gaither  
Attorney  
Office of Legal Advisor  
Department of State  
Washington, D. C. 20520

Dear Mr. Gaither:

In response to your request contained in your letter to me of October 13, 1969, I am forwarding to you and enclosing herewith the original, certified copy of the transcript of the proceedings in the James Earl Ray extradition case before the Bow Street Court, London, in July of 1968.

There was also delivered to this office three (3) additional official papers of a single page each, two of these being warrants of apprehension, and the third appearing to be a mittimus to the Governor of Her Majesty's prison at Wandsworth. I am also enclosing these three papers in case you have any need for them.

I have made copies of these three single sheets for my file, and will await your sending me a copy of the transcript of the extradition proceedings when you make same.

Sincerely yours,

PHIL M. CANALE, JR.  
District Attorney General

PMCJR:MEF  
Enclosures

AIRMAIL, REGISTERED  
RETURN RECEIPT REQUESTED

4-43-71-11  
ENCLOSURE

UNITED STATES GOVERNMENT

# Memorandum

TO : Director, FBI (44-38861)

DATE: 10/29/69

Mr. Tolson	✓
Mr. DeLoach	✓
Mr. Walters	✓
Mr. Mohr	✓
Mr. Bishop	✓
Mr. Casper	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Tele. Room	✓
Miss Holmes	✓
Miss Gandy	✓

FROM : Legat, London (88-72) (RUC)

SUBJECT: MURKIN

Attached is one copy each of State Department telegrams dated 10/24/69 and 10/28/69 concerning the request by JAMES EARL RAY for documents prepared in connection with his extradition hearings in London.

- (3) - Bureau (Encls. 2)
  - 1 - Liaison
  - 1 - London
  - JTM:cm
  - (5)
- ENCLOSURE

*Ch...*

*Mac Egan*

Rec: A-111 (100) 10/29/69  
Form 6-64 (6-64)  
Rec: A-111 Criminal Division  
Form 6-64 (6-64)

NOV 6 1969

FBI CIVIL RIGHTS UNIT

NOV 2 1969



NOV 18 1969

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

584

Amembassy London

# IN TELEGRAM

REF/AC: JN:

CG/D

LIMITED OFFICIAL USE FROM:

State

NO:

180320

RECD:

OCT 24 1969

4:07 PM

INFO:

OPS-2  
OPS-3  
OPS-4  
POL  
POL:INT  
POL:EX  
POL:EX:A  
POL:EX:F  
POL:EX:N  
POL:M  
POL:L

POL  
POL:INT  
POL:EX  
POL:EX:A  
POL:EX:F  
POL:EX:N  
POL:M  
POL:L

GEN-2  
E:EN  
E:IC  
E:CI  
E:AD  
E:SCI  
E:AC  
E:TRC  
E:FAA  
E:AG  
E:TCEN  
E:CHS  
E:IRS  
E:IE

DE RUEHC 180320 2971501  
ZNY C000 ZZ  
R 241441Z OCT 69  
FM SECSTATE WASHDC  
TO AMEMBASSY LONDON 0347  
BT

LIMITED OFFICIAL USE STATE 180320

SUBJECT: EXTRADITION: JAMES EARL RAY

REF: LONDON'S 7516

UNITED STATES

DOCUMENTS SUPPORTING EXTRADITION REQUEST INCLUDE AFFIDAVITS NOT REPRODUCED IN TRANSCRIPT. WE UNDERSTAND THAT SUCH AFFIDAVITS NOT AVAILABLE TO PUBLIC IN UK BY COURT POLICY OR PROCEDURE. BOTH RAY AND PRIVATE WRITER HAVE REQUESTED AFFIDAVITS, AND FURNISHING TO EITHER OR BOTH COULD RESULT THEIR PUBLICATION HERE. AFFIDAVITS PART OF INVESTIGATIVE FILES IN JUSTICE AND THEREFORE MAY BE WITHHELD UNDER FREEDOM OF INFORMATION ACT BUT STATE DEPARTMENT HAS NO SUCH BASIS WITHHOLD. BEFORE DECISION, HOWEVER, WOULD LIKE EMBASSY CHECK WITH SOU STREET COURT AND REPORT THEIR AND EMBASSY VIEWS ON RELEASE.

ROGERS

ADMIN  
E:DEP  
E:BP  
E:GS  
E:TU  
E:VIS  
E:COMM  
E:PER  
E:SY  
E:O-3  
E:D  
E:P  
E:S  
E:V

MO-2  
MO-3  
TRIKE

HPVD  
E:ISA  
CONTROL  
1918

LIMITED OFFICIAL USE

# TELEGRAM

Foreign Service of the  
United States of America

OUTGOING AmEmbassy LONDON

LIMITED OFFICIAL USE

Charge:

Classification

Case No.

8797

Date:

Oct 23, 1959  
1602Z

E:LE  
CRS-2  
AMB  
MIN  
PAO  
E:MIN  
CCA  
POL  
POL:INT  
POL:EX  
E:GEN-2  
E:CUS  
E:LE  
CG:D  
SUPVR  
MASTER  
18c/dzf

ACTION: SecState V. ASEDC 3841

LONDON 8797

SUBJECT: EXTRADITION: James Earl RAY

REF: State 180320

1. As far as British law is concerned Bow Street Court is of opinion that Ray has right to have affidavits taken in U. S. and received in hearings at London last year. Bow Street official states he believes copies of these affidavits were given to defense after proceedings here were completed. He assumed documents were transmitted to Hanes in U. S. When informed giving affidavits to Ray might result in their publication, he repeated that Ray, as defendant, had every right to the affidavits, which he understood could include Ray's making them available to others if he chose to do so.
2. While Department correct that affidavits not available to public in U. K., this policy does not apply to party in the proceeding who could publish it if he wished. Thus were Ray to have made request for documents, court would have released them. Court would not, rpt, not release to writer or any third party.

Drafted by: Legal Office  
Dept. of State: Galtner  
Concurrence: CG/D:WV Fisher:mtc

Approved: CG/D:WV Fisher  
WVF

LIMITED OFFICIAL USE

Classification

# TELEGRAM

Foreign Service of the  
United States of America

OUTGOING AmEmbassy LONDON

LIMITED OFFICIAL USE

Charge:

Office

200

8797

- 2 -

3. Embassy has obtained views of Foreign Office and Home Office which concur with those of Bow Street Court. Both agree matter of publication would be up to Ray.
4. Since both Court and Home Office would have granted request by Ray for documents, Embassy of view that it would be awkward not to release documents to Ray. Embassy would not, rpt, not support giving documents to writer.
5. Foregoing has been coordinated with Gaither.

WELE

*Wick*

Drafted by

Checked by

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