

Kde

Washington, D. C. 20535

Subject of Request: **Murkin**

8/2/78

Mr. Harold Weisberg
Route 12 - Old Receiver Road
Frederick, Maryland 21701

Dear Requester:

Enclosed are copies of documents from our files. Excisions have been made from these documents and/or entire documents withheld in order to protect materials which are exempted from disclosure by the following subsections of Title 5, United States Code, Section 552 and Section 552a. The exemption number(s) indicated by a mark appearing in the block to the left of the subsection cited constitutes the authority for withholding the deleted material. (See below and reverse side of this sheet for an explanation of these exemptions.)

Section 552

Section 552a

- (b) (1)
- (b) (2)
- (b) (3)
- (b) (4)
- (b) (5)
- (b) (6)

- (b) (7) (A)
- (b) (7) (B)
- (b) (7) (C)
- (b) (7) (D)
- (b) (7) (E)
- (b) (7) (F)
- (b) (8)
- (b) (9)

- (d) (5)
- (j) (2)
- (k) (1)
- (k) (2)
- (k) (3)
- (k) (4)
- (k) (5)
- (k) (6)
- (k) (7)

The decision to withhold exempt portions of our records is the responsibility of William H. Webster, Director of the FBI

If you believe your name may also have been recorded by the FBI incident to the investigation of other persons or some organization, please advise us of the details describing the specific incident or occurrence and time frame. Thereafter, further effort will be made to locate, retrieve and process any such records.

Your request for information concerning yourself has been considered in light of the provisions of both the Freedom of Information Act (FOIA) (Title 5, United States Code, Section 552) and the Privacy Act of 1974 (Title 5, United States Code, Section 552a). It has been determined by the Attorney General that requests by individuals seeking information about themselves are governed by the Privacy Act. In addition, as a matter of administrative discretion, any documents which were found to be exempt from disclosure under the Privacy Act were also processed under the provisions of the FOIA. Through these procedures, you have received the greatest degree of access authorized by both laws.

You have thirty days from receipt of this letter to appeal to the Deputy Attorney General from any denial contained herein. Appeals should be directed in writing to the Deputy Attorney General (Attention: Office of Privacy and Information Appeals), Washington, D. C. 20530. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal."

See additional information on continuation page.

Enclosure

Allen H. McCreight

Allen H. McCreight, Chief
Freedom of Information-Privacy Acts Branch
Records Management Division

kdc:dmw (6)

Mr. Harold Weisberg

The enclosed documents originated with our St. Louis Field Office, and while they were not filed in that Office's file on the investigation of the assassination of Martin Luther King, Jr. (Murkin), they are pertinent to that investigation, and are provided herewith in response to your request for materials on that investigation.

Note that the original memorandum of the interview with the informant, the five-page document dated March 19, 1974, primarily concerns another investigation totally unrelated to the Murkin investigation. The two paragraphs furnished to you are the only ones relating to Murkin; the excisions from those two paragraphs were only of information which would tend to identify the informant, and to protect his privacy.

A review of the deletions which were made in the index to the 29 volumes of evidence (approximately 2,800 pages) previously referred to as "three boxes of indices" was conducted. This review has concluded that neither the name of Byers nor Spica had been excised from those records.

These documents have been reviewed by the Department of Justice, Office of Privacy and Information Appeals Unit, which has affirmed our handling of this release.

1 - The Deputy Attorney General
Attention: Quinlan J. Shea, Jr.

1 - Assistant Attorney General
Civil Division
Attention: Betsy Ginsberg