

We were Ray's
attorney and
investigator
and he had
dropping rights
not asserted by
his former +
pastiguis
counsel

1 - Laboratory Division
Attention: Mr. Kilty
1 - Mr. Moore
Attention: Mr. Gunn

SI 1151

REC-69

December 2, 1975

44-38861-4004X

1 - Mr. Gallagher
Attention: Mr. Lawn

James H. Lesar, Esq.
1231 Fourth Street, S. W.
Washington, D. C. 20024

Dear Mr. Lesar:

Please refer to the Deputy Attorney General's letter directed to you dated December 1, 1975, regarding your Freedom of Information Act (FOIA) Appeal for access to certain materials pertaining to the assassination of Dr. Martin Luther King, Jr.

Enclosed herein are copies of the records you have requested which I have been directed to release as the result of the Deputy Attorney General's consideration of your appeal.

In accordance with the Deputy Attorney General's letter, \$80 of special search fees are being waived and reproduction costs for the enclosed material amount to \$22.10. Please make your check or money order payable to the Federal Bureau of Investigation.

Sincerely yours,

Clarence M. Kelley
Director

Enclosures (31) J.W.

Assoc. Dir. 1 - The Deputy Attorney General
Dep. AD Adm. Attention: Susan M. Hauser
Dep. AD Inv.
Asst. Dir.:

- Admin. TLW:car (8)
- Comp. Syst.
- Ext. Affairs
- Files & Com.
- Gen. Inv.
- Ident.
- Inspection
- Intell.
- Laboratory
- Plan. & Eval.
- Spec. Inv.
- Training
- Legal Coun.
- Telephone Rm.
- Director Sec'y

SEE NOTE PAGE 2

33 ENCLOSURE DEC

BEHIND FILE

MAR 1 1976

MAIL ROOM TELETYPE UNIT

STH, 12

EBI EBF

12/2/76

JAN

SEMAN

12/22/75 11:09
Lesar called - said Washington
needed to inspect MLK half
material on 12/23/75. Advised
shortly send request in paper in accordance
with FOIA. Lesar advised 22:10 pm
not rec'd. Lesar stated
hour to decide whether
to pay costs.

Admin letter to
James Lesar on
12/2/75 at 2:30 pm
JW

James H. Lesar, Esq.

NOTE: James H. Lesar is an attorney currently representing James Earl Ray. Lesar requested certain material related to the assassination of Dr. Martin Luther King, Jr., dated 4/15/75. We denied the request in its entirety by letter dated 6/27/75. We based our denial on the fact that Ray has a current appeal pending in the U.S. Sixth Circuit Court of Appeals (citing (b)(7)(A) of the FOIA). This denial was coordinated with Division 6. Lesar appealed our denial. U.S. Department of Justice, Civil Rights Division, interposed a memorandum of objection to the release of this material setting forth its position that the release could have a detrimental effect on the pending trial. This Department of Justice memorandum was considered by the Deputy Attorney General, however, the Deputy Attorney General disagreed with the arguments therein. It is believed that the Civil Rights memorandum clearly enunciates any objection we would have to the release of these documents. Deputy Attorney General, by letter dated 12/1/75, is advising Lesar that his request will be fully honored.