

2537 Regent St., Apt. 202
Berkeley, Calif. 94704
January 13, 1969

Mr. James T. Devine
Assistant to the Deputy Attorney General
Department of Justice
Washington, D.C. 20530

Dear Mr. Devine:

Reference is made to our previous correspondence concerning the pamphlet "The Crime Against Cuba," by Corliss Lamont, and, in particular, the copy bearing the address "FPCC / 544 CAMP ST. / NEW ORLEANS, LA." which was obtained by FBI SA John L. Quigley from Lee Harvey Oswald on August 10, 1963. I would like to clear up some remaining matters at this time.

First, I remind you that I have received no response to my letter of November 14, 1968. I take this to mean that you do not object to my interpretation of your letter of November 8 as an admission that this copy of the pamphlet does in fact contain the rubber-stamped address in question.

Your letter of November 8 indicated that the copy which you examined is withheld in part under the provisions of 5 U.S.C. 522 relating to investigative files. I do not think that I need to present my objections to this interpretation of the "Freedom of Information" Bill at this point. However, you also indicated that your position in not supplying me with a copy of the pamphlet was also based "upon the fact that the document is available at Archives." As I noted in my letter of August 9 to Mr. Christopher, the Archives was not able to locate this pamphlet. Thus, it may hardly be considered available there. (I need not explain to you that for various purposes the Quigley copy of this document is not identical to the various other copies that are, in fact, available at the Archives.) If "all copies of the pamphlet (1) requested have been turned over to the Archives," as stated in Mr. Christopher's letter of April 23 to me, I believe that you are obligated either to provide the Archives with the information necessary to locate the pamphlet of interest, or to provide me with a copy from the copy now in your files.

The availability of this item should not depend on the interpretation one may place on its existence in the FBI files before the assassination of President Kennedy, and its apparent absence from the files of the Warren Commission. I expect that you understand that my interest is not frivolous, and that you may have a good idea why I consider this pamphlet important. If you wish, I can send you a memorandum I have prepared on this matter.

My original request was submitted on Form DJ-118, with a check for \$ 3. This check was returned and then resubmitted with my next letter, since I thought the fee was non-refundable. This check is still outstanding, and I would appreciate it if you would have it processed. If it has been mislaid, I will gladly send a duplicate.

I also call your attention to the request for access to certain other FBI records concerning Lee Harvey Oswald which I made on Form DJ-118 on July 8, 1968. (Certified letter No. 307303, received July 10; \$ 3 money order No. 1,915,404,354.) I am sure that I am entitled to some response, but I have received none at all.

Sincerely yours,

Paul L. Hoch

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