

FEDERAL BUREAU OF INVESTIGATION
ENCLOSURE COVER SHEET

SUBJECT: Harold Weisberg

Appeal release of Congressional material originally denied by release letters of 6/22/89 and 12/15/89.

THIS IS ENCLOSURE 1 OF 1 ENCLOSURE(S)

NO DUPLICATION FEE
FOR THIS PAGE

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United States Senate

COMMITTEE ON APPROPRIATIONS

EVERARD H. SMITH, CLERK
CECIL H. TOLBERT, ASST. CLERK

December 10, 1947

Mr. J. Edgar Hoover, Director
Federal Bureau of Investigation
Washington, D. C.

My dear Mr. Hoover:

This letter will introduce Mr. H. Maurice Joyce of the Professional Staff of the Senate Committee on Appropriations.

In connection with my work as Chairman of the Sub-Committee for State Department Appropriations, I have been very much interested in the use made of the McCarran Rider. As you know, eleven persons were removed from the State Department, under the provisions of the Rider, this past summer, only to be allowed the privilege of resignation without prejudice a short time ago.

Acting under my instructions and with the full approval of the Committee Chairman, Styles Bridges, Committee investigators have gathered all of the pertinent information from the State Department files on these particular individuals.

In the very near future I intend to hold open hearings on this particular matter and it is my thought that you may be inclined to lend your support by furnishing any additional material concerning the activities of the eleven individuals which is on file in your department.

Sincerely,

Joseph H. Bell
Joseph H. Bell

INDEXED
&
RECORDED
74

ENCLOSURE

162-39749-1040
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IVE

Director
February 9, 1942

RE: [REDACTED] b7C

b7C

HENSHAW is mentioned in the report of Special Agent [REDACTED] Washington, D.C., dated February 21, 1940, in the case entitled, "David Dubois Mayne; With Aliases, Forgery in the District of Columbia (Bureau File 61-7582)", wherein it appears on Page 56 of the report that subject MAYNE, during his negotiations with HAROLD WEISBERG for the delivery of files exposing WILLIAM DUDLEY PELLEY, and his relations with the Dies Committee, used HENSHAW's apartment. In the same case, under date of March 12, 1940, the Bureau was furnished with testimony given by HENSHAW before the Dies Committee on February 20, 1940, concerning his interview with Special Agents [REDACTED]

b7C

b7C

b7D

[REDACTED]

b7C

No further action is being taken in this matter [REDACTED]

Very truly yours,

S.K. McKee

S.K. McKEE
Special Agent in Charge

Limited Classification
Review Conducted
See Top Serial
Form 4-7-42

FEDERAL BUREAU OF INVESTIGATION

Form No. 1
THIS CASE ORIGINATED AT

Washington, D. C.

FILE NO. 62-4007

REPORT MADE AT Washington, D. C.	DATE WHEN MADE 2-21-40	PERIOD FOR WHICH MADE 2/9-20/40	REPORT MADE BY b7c
TITLE <u>CHANGED:</u> DAVID DuBOIS MAYNE, with aliases: DAVID DuBOYCE MAYNE, HARRY MASON		CHARACTER OF CASE FORGERY IN THE DISTRICT OF COLUMBIA; OBTAINING MONEY UNDER FALSE PRETENSES.	

SYNOPSIS OF FACTS:

Subject MAYNE commenced negotiations on October 21, 1939 with HAROLD WEISBERG for the delivery of files exposing WILLIAM DUDLEY PELLEY organization and its relations with the DIES Committee which negotiations continued through December 7, 1939; subject MAYNE engaged by Sub-Committee of the DIES Committee December 8, 1939 to locate WILLIAM DUDLEY PELLEY; subject MAYNE communicated with and later contacted WEISBERG December 22, 1939 offering additional original correspondence purporting to bear signatures of PELLEY and containing references to Congressman DIES. Affidavit listing nine original letters purporting to contain authentic signature of PELLEY and other documents including letter (photostat) on letterhead of the Silver Shirt Legion of America dated Boston, Massachusetts July 22, 1938 purporting to bear signature of PELLEY was executed by subject MAYNE before Notary Public January 12, 1940. Affidavit and documents delivered to WEISBERG for various sums totaling \$107.00; five of the letters were quoted in part by Congressman FRANK E. HOOK in the extension of remarks appearing in the Congressional Record issue of January 22, 1940. Letters later found to be forgeries and were so described by subject MAYNE before an executive meeting of the DIES Committee and a meeting of the Committee on Rules February 6, 1940; examination by Technical Laboratory of the Bureau establishes identity of typewriters

ALL INFORMATION CONTAINED
 HEREIN IS UNCLASSIFIED
 DATE 3/14/87 BY SP-5/STW
 163,567

Limited Classification
 Review Conducted
 See Top Serial
 Form 4-774

RECORDED COPY FILED IN 62-4007-324

APPROVED AND FORWARDED: <i>Doug Holtz</i> SPECIAL AGENT IN CHARGE	DO NOT WRITE IN THESE SPACES 61-7587-564
COPIES OF THIS REPORT 3 Bureau 2 Charlotte 3 Washington Field (1 USA, Washington, D.C.)	FEB 28 P.M.
	FEB 29 1940

[redacted] stated that before releasing these files to the Bureau he desired to prepare a detailed list of the documents contained therein for which he would require a receipt by Agents. [These files were subsequently delivered to Agents at the Washington Field Office on February 14, 1940 by HAROLD WEISBERG for which a receipt was given, and after making a review of the files and preparing photostatic copies of pertinent reports and letters, the files in their entirety were forwarded to the Bureau on February 16, 1940 for transmission to the Criminal Division of the Department.

67C

The original letters received from [redacted] Congressman HOOK were transmitted to the Bureau under date of February 10, 1940. These letters are listed as follows:

1. The original affidavit of DAVID D. MAYNE, dated January 12, 1940, listing certain documents being delivered by him.

David D. Mayne, being first duly sworn, deposes and says:

That the attached documents, listed below, were addressed to and personally delivered to him.

That said documents are as follows:

- A letter dated 10-25-38, signed "Pelley", headed Ind. En A & W,
- A letter dated 11-15-38, signed "Pelley", headed Hartford, Conn.
- A letter dated 1-17-39, signed "Pelley".
- A letter dated July 26-39, signed "Pelley", headed Eur-A-Via L.
- A letter dated 8-25-39, signed "Pelley".
- A letter dated 9-21-39, signed Beecham a Pelley alias*
- A letter dated 10-3-39, signed "Pelley", headed Eur-N-Via L.

A letter dated 12-7-39 signed "Pelley" headed "#1 P--Hq.-2" (meaning the home of Hugo Eger in Chicago). This letter was received by deponent after his first conference with Whitley. The notation "Mike" was added by deponent.

A statement signed by deponent vice letter referred to therein.

- A letter dated December 19, 1939, signed "Mike" known by deponent to be and to indicate Roy Zachary, with the envelope in which received by deponent attached.
- A letter dated Jan. 2nd, 1940 signed with a mark that deponent identifies as that of Larry Brown "research editor" of Liberation, with the envelope in which received by deponent and enclosing a letter dated 12-25-39, signed Pelley.
- A letter dated Jan. 8, 1940 signed by Brown's mark, with the envelope in which received by deponent and enclosing a letter to deponent dated Jan. 4th 1940 signed Pelley.

*Aliases used by Pelley: Lloyd, Beecham, Goodale. Uses different aliases for different sections of the country.

Deponent further identifies letter not attached, addressed to him by Pelley, on his official stationery, under date of July 22, 1938 (approx.) and copies of his credentials as a member of the Silvershirt Legion, all photostatic copies. Deponent saith he showed to Harold Weisberg original copies of his credentials.

Deponent further states that he has, upon numerous occasions, seen said William Dudley Pelley sign his signature, and, under oath, deponent identifies each and every attached signature "Pelley" as authentic.

That these documents were sent to deponent in his official capacity as liaison. Deponent is also reporter for Liberation.

Deponent has identified various persons in attached documents and those otherwise identified above to Harold Weisberg.

(Signed) DAVID D. MAYNE

Sworn to and subscribed before me this 12th day of January, 1940.

(Signed) WAYNE BIRDSSELL
Notary Public

My commission expires Sept. 30, 1942.

2. The original affidavit of DAVID D. MAYNE dated December 1, 1939 being a narrative statement by MAYNE.

David DuBois Mayne, having first being duly sworn, deposes and says:

That he is an American citizen, a resident of the State of Virginia, residing at Springfield, Virginia, and that he is 44 years old;

That he was employed by William Dudley Pelley beginning July 1938;

That during the early part of July 1938 in Room 308 of the Insurance Building, 15th St., N. W., Washington, D. C., in the offices of the Silver Shirt Legion of America and in the private office of William Dudley Pelley, there were present said Pelley, Harrison Fargo/McConnell (Known to deponent to have been Pelley's attorney), and the deponent;

That during the discussion between those present the Dies Committee came up, and that, in response to questions by Pelley, McConnell told the following story: That he, McConnell, had been present during an interview in a Congressman's office at which Martin Dies and others were present, during the first or second weeks of June, 1938. At this meeting the procedure to be followed by the Dies Committee was discussed. Martin Dies said that he was "Not going after fascist groups" and that he would not embarrass the German-American Bund or the Silver Legion. McConnell advised Pelley and deponent that he, McConnell, had arranged the meeting through a nationally-known fraternal organization of which McConnell and Dies, McConnell said, were both members.

McConnell told of his meeting with Dies and others in answer to what deponent had said, to wit: That, pursuant to directions from The Chief (Pelley) deponent had interviewed several persons directly or indirectly connected with the Dies

Committee toward the end of June 1938. These persons were Representative J. Parnell Thomas, of New Jersey; the Secretary of Congressman Joe Starnes of Alabama; Robert Stripling, secretary of the Dies Committee; the secretary of Congressman Martin Dies of Texas; one of the Dies Committee's investigators, believed by deponent to have been Stephen Birmingham; and others. The instructions given by Pelley to deponent were to ascertain what the plans and intentions of the Dies Committee with respect to the Silver Legion and kindred organizations were.

Congressman Thomas, in response to deponent's question as to the Congressman's intentions toward the Silver Legion and similar groups, said that he had no intention of embarrassing anyone and was interested only in presenting the facts to the American people. Deponent thereupon asked Congressman Thomas what his intentions were with respect to those organizations professing to combat Communism were and Congressman Thomas replied that he didn't know what Dies' intentions were but that he, Thomas, intended that each of these organizations be treated impartially and that they would be offered an opportunity to appear before the committee and state their cases uninterruptedly.

Starnes' secretary informed deponent that representatives of other patriotic groups, such as the Veterans of Foreign Wars, had spoken to Starnes and had been informed that Starnes would cooperate with them in combating Communism and other subversive activities, and that he, Starnes, would welcome any information and assistance from these groups.

Robert Stripling was approached in the following manner: Deponent went to an official of the Republican National Committee, Jackson Place, Washington, D. C., known to deponent for many years. He told deponent to go to Congressman Thomas and then to Stripling and to use his name. Deponent placed information before Congressman Thomas and then asked Stripling when this information would be used by the committee. Stripling said that all such matters were in the hands of the investigative staff for appropriate action and

advised deponent that he, Stripling, would introduce deponent to an investigator who would, in turn, advise deponent as to further steps desired. He subsequently introduced deponent to Birmingham. Deponent then asked Stripling what policy the committee intended to follow toward "patriotic" and anti-Communist groups. Stripling said that the policy was in the hands of the chairman and the committee, the chairman being very busy with committee activities as well as the office being "swamped" with letters and activities concerning the chairman's own organization, a new "patriotic" (?) group. Stripling's conversation and reticent attitude led deponent to believe that the chairman's organization was formed to take over existing organizations, such as the Bund, the Silver Shirts and other similar fascist groups. Deponent further offered his services gratis to the committee. Stripling thanked deponent for his interest and said deponent would be duly advised if his offer was accepted by the committee. Subsequently, in August 1938, deponent again spoke to Stripling in the committee's hearing room and after reminding Stripling that he had deponent's address and had not called upon deponent for further information, deponent was introduced by Stripling to Birmingham. Birmingham said he knew nothing of information deponent had presented to the Dies Committee and deponent presented Birmingham with a typed copy of this information. Birmingham voluntarily promised to endeavor to secure an investigator's job for deponent with the Dies Committee. The printed record of the Dies Committee hearings, volume 6, page 4073, contains this statement by Rhea Whitley, committee counsel: (during examination of Fraser Gardner) "And he (meaning deponent) even offered to work free of charge to give the committee the benefit of his experience and knowledge, for the best patriotic motives?".

Late in June, 1938 in the presence of James True, Marion Henderson (Pelley's secretary and "companion"), Harrison Fargo McConnell, and Jesse Kling (known by deponent to have been record custodian of the Silver Shirts) and possibly Spencer J. Warwick (known by deponent to have been "Silver Ranger" in and for the State of Ohio, i.e., State organizer and commandant under Roy Zachary nationally), on the fifth floor of the

American building, 1317 F St., N. W., Washington, D. C., the temporary offices of the Silver Legion of America, rented and occupied by Harrison Fargo McConnell, the Dies Committee was also discussed by these persons and deponent. McConnell was also True's attorney and True, like Pelley, was concerned about the possibility of an investigation of him and his organizations by the Dies Committee, as he at this time stated.

True requested the opinion of both deponent and McConnell about this possibility. McConnell stated that he had attended what he described as a "closed, star-chamber session" in a Congressman's office, at which Dies was present. McConnell refused to name the others present at that meeting. McConnell also stated positively and without question that he knew, because of what Dies had said at that clandestine conference, Pelley and True were in no way in danger of an investigation by Dies. McConnell further said that Dies had expressed himself as believing it necessary to question some of the leaders of fascist or right-wing groups "in order to make it appear to the public that I am impartial in investigating subversive activities." This is the same conference referred to on the first page of this statement.

Deponent further states that it is his belief, based upon personal knowledge, that the Dies Committee refuses to conduct a really searching investigation of those traitorous activities which menace our National safety, jeopardize our democratic system of government, and our future peaceful relations with our neighbors. Deponent

further states that the Dies Committee failed to use information readily accessible to it or already in its possession.

(Signed) DAVID DuBOIS MAYNE

(Witnessed) Harold Weisberg

(Date) December 1, 1939, Washington, D. C.

Sworn to and subscribed before me this first day of December, 1939.

(Signed) Wayne Birdsell
Notary Public

My commission expires Sept. 30, 1942

3. The original of a letter purported to be signed "Pelley" addressed to "Dear Dave" dated January 17, 1939.

1-17-39

Dear Dave:

Your message received thru Mike in RE Gardner matter. Think it best not to discuss at length by letter--Will advise you directly-- or thru Larry as to earliest possible opportunity of conference in Washington--At which time your verbal report on committee assignment will be appreciated/

Determine specific attitude toward me as well as general

Good work Dave --- material to Larry improving

Sincerely yours,

/s/ Pelley

4. A carbon copy of documents including an affidavit by David D. Mayne, listing certain documents, dated January 12, 1940, same as No. 1 - see page 17.

5.

A letter purported to be signed "Pelley" addressed to "Dear Dave" dated October 25, 1938.

Ind--En--A & W
10-25-'38

Dear Dave;

Just a note with regard to Hinchliffe, and instructions. Do not let it appear that he is under surveillance for certain reasons--The first being that his service to Ickes "is invaluable to us"-- We know his position and all about him while he knows but little of us--If he is discouraged by a "show-down" and scared away we might reasonably look forward to visits from other Interior espionage agents some of whom might prove to be intelligent.

As things stand--regarding him--feed him enough information to permit him an interesting report to Ickes--His several reports to Ickes have all been brought to my attention as you know, and having been "lightly regarded" upon being received by Dies--we really have nothing to fear in his direction--The "planted personnel" records which you allowed him to steal "clicked perfectly"--contributing directly to his repudiation by Dies-- Furthermore I learn that Hinchliffe is suspected by one of the Dies Committee of spying on that committee for Ickes--Things are bound to come to a head sooner or later, as to him, but do not hurry the matter. Not a word of this to Mac. Expect to be in Washington sometime during the first week in November. Report by letter thru Asheville.

Sincerely yours,

/s/ Pelley

6. A letter purported to be signed "Pelley" addressed to "Dear Dave", dated November 15, 1938 from Hartford, Connecticut.

Hartford, Conn.
11-15-'38

Dear Dave:

Am in receipt of reports from Mike and Larry relative to the closing of offices in the Insurance Building and am authorizing Larry to have furniture and other matters disposed of at earliest possible date and will appreciate all assistance you may give him in the matter.

I also trust that you may have the opportunity of furthering your present information obtaining exact dates and record as to Mac's activities in Alexandria---It might be well to communicate with certain officials in Detroit as well as Cleveland regarding Hinchliffe--and as to him--- I still feel appreciative of his services to Ickes, and that his reports in nowise should be regarded with apprehension/ I have as yet to learn of any harm that he has done with Dies, and it does seem reasonable to believe that---Had Hinchliffe been taken seriously---Dies might have turned the heat on--- Agreement or no agreement/

Assist Larry in every possible manner until further advised on assignment/

With my kindest personal wishes, I am

Sincerely yours,

/s/ Pelley

7. A letter purported to be signed "Pelley" addressed to "Dear Dave" dated July 26, 1939.

Enc-A-via L
July 26- '39

Dear Dave:

Reference is made to your "special" as well as verbal report to me regarding unfavorable reaction (apparent) to articles and booklet with reference to Committee's and Dies' activities and that it is felt that I have gone a bit too far in denouncing him--As to the booklet--which altho caustic-- was not intended other than to create the general impression that there existed between Dies and myself a personal "gripe" sufficient to keep us apart from any form of cooperation--all of which you realize-- was not to antagonize him or any other member of the committee-- and was actually intended to "keep him off The Administration fly paper" in that it would tend to offset any rumors--In the event of suspicion--that he and I thru mutual contacts have an understanding. Realizing that I owe him much--I want you to "contact" one close to him and advise--"That I covered the matter in a much too realistic manner--and will take the proper steps in Texas among his and my friends to convince him of my appreciation and sincerity/

Incidentally it may become necessary for either you or Hial to spend a few days in Houston in the above matter/

Keep contact with Floyd and others working there--
Report directly on anything of importance--- In an emergency phone and request message relayed to me in event of my absence/

With kindest personal wishes, I remain,

Sincerely yours,

Pelley

8. A letter purported to be signed "Beecham" addressed to "Dear Dave" dated September 21, 1939.

9-21-39

Dear Dave;

Please arrange appointment for me with The Doctor for evening of the twenty-fifth/

Will have John contact you upon arrival in Washington that date/

Advise earliest convenience whether or not appointment is agreeable to Doctor/

Sincerely yours,

Beecham

9. A letter purported to be signed "Pelley", addressed to "Dear Dave" dated August 25, 1939.

Dear DAVE;

I regret that circumstances prohibited my return to your home yesterday evening--Yesterday's events the signing of papers & etc. having been climaxed by FRASER being called before the Dies Committee caused me to rapidly conclude my business, as perhaps Andy has already informed you and to leave at once for Asheville--or vicinity/

For your guidance with regard to future reports to me--address all communications to Larry as usual--Expecting that certain plans may be somewhat upset and that I may find it necessary to carry on with more or less secrecy I am entrusting the forwarding of confidential advise to him/

Recalling that there existed a gentleman's agreement I do not feel disturbed over the present state of affairs even tho the sub-pena has been issued---however I trust you to make discreet calls ascertaining Martin's attitude and if I may continue to depend upon past advise to the effect that he would not require my presence unless forced to do so/

In the event that I may not safely remain in the vicinity of Asheville--due to anticipated action here--and upon being advised by your Asheville contact please address me in the following order---

1 st. to Chicago address-----2 nd. to Toronto address-----2 rd. to Del Rio--The second and third to be used only upon specific advise/ In this event Mike will take over the controls, and you will continue acting as liaison/

With appreciation for your services I am

Sincerely yours

(Signed)
PELLEY

10. A letter purported to be signed "Pelley" addressed to "Dear Dave" dated October 3, 1939.

Dear Dave;

It will undoubtedly be some little time before we may again enjoy such a meeting as in Washington in July--Our western friends were especially enthused over the reception accorded us at the Capitol and it affords me not a little pleasure to feel and know that our friends in Congress are of the worth-while variety--I have them partially to thank for my present state of liberty and in order that you may get the record straight I wish to inform you as nearly correctly as possible relative to the Court's action in Asheville--or Mr. Dies alleged activities in connection therewith/

At first I was inclined to believe that Mr. Dies was instrumental in influencing the court in Asheville resulting in the present action against me but I have proven to my satisfaction that another member of Congress was the instrument used against me in this case and who exercised his influence with the local court--therefore be guided accordingly and when possible to do so with discretion--inform those who should know--that Dies acting as Chairman of that Committee "DID NOT" violate his promise in any manner--And furthermore had he so desired he could have "turned me over to the New Dealers at any stage of the game"/

As I travel thru the country frequently discussing 1940 political issues I am more than ever convinced that the greatest issue to be decided upon will be the continuance of The Dies Committee--The issue rests between Dies' supporters and The White House-- If F.D. wins--Dies is done--and if Dies wins there will be "NO THIRD TERM"--neither will there be a DICTATORSHIP--Furthermore whoever wins Mr. Dies' indorsement for the Presidency will be elected/

Continue sending mail as usual--With kindest personal wishes, I am

Sincerely yours,

(Signed) PELLEY

11. A letter purported to be signed "Pelley" addressed to "Dear Dave" on December 7, 1939.

Dear Dave:

Your recent communication received and have given some much thought however having intrusted the legal strategy to Floyd--to-gether with field supervision of activities to Mike I feel bound to consult with them on a matter of major importance such as taking a chance on presenting myself before the Dies Committee or making myself available for service of their sub-pena---There is much to be considered--for instance-- In the event that Martin would keep his promise and I should avail myself to the committee--and he guarantees "safe conduct" for me to and from the hearing--as I understand it "practically immunize" me from detention from any other sources--I would still find it to be to my advantage to arrange the meeting in a state where the authorities (Governor) would be unwilling to extradite me in the event of service of detainer on capias or warrant/ Therefore as much as I would like to cooperate with Mr. Dies in proving that the New Deal prevented me from making an appearance before his committee and "putting the lie to the remarks that there was an understanding between us" I believe it to be my first duty to safeguard my immediate future to the extent of "safeguarding myself as to state and time" where my bond will be accepted-- this of course I believe to be a necessary precaution in the event our friend were double-crossed/

Continue liaison and await further advise from me or directly from Mike/

Sincerely yours

(Signed) Pelley

12. A memorandum purported to be signed by Mayne dated January 12, 1940 concerning his communication with Rhea Whitley.

MEMORANDUM

On or about December 8, 1939, I received the following communication from Rhea Whitley, counsel to the Dies Committee:

Dear Mr. Mayne- It will be appreciated if you will telephone me at District 0857 as soon as possible. Very Truly yours.
(Signed) Rhea Whitley.

In explanation, District 0857 being known to me as his private office number, I felt no hesitancy in phoning for an appointment on the 9th of December, about 10 o'clock. An appointment was made for 11 o'clock on the 11th., at which time Mr. Whitley requested me (off the record) to assist him in establishing contact and cooperation with Roy Zachary, of the Silver Shirts of America, having in view, as he explained, the bringing of Pelley before the Dies Committee before January 3, 1940.

Having assured Whitley that in my belief Zachary would cooperate I reached him (Zachary) at the Ashville plant of the Silver Shirts by telephone and he agreed to locate Pelley and ascertain when and where it would be agreeable to hold such a meeting. (It was agreed between Zachary and myself that the meeting would take place in a State where the government would not be inclined to grant extradition to North Carolina authorities in the event of the execution of capias during, before or after said hearing had taken place, and Whitley had agreed, verbally, that such a plan would meet with his approval and that Pelley would be "practically immunized" from embarrassment) I was advised that Zachary had left Ashville to contact Pelley and not until the 19th. did Zachary inform me that all negotiations were off on this and I so informed Whitley. Furthermore, to my personal knowledge, Whitley

exercised every effort at his command in covering addresses, telephones, etc. in attempting service on PELLEY after I spoke to him and gave him the addresses and telephone numbers, in Chicago (Hugo Eger) and Del Rio, Texas (Dr. Brinkley). (The meeting, Zachary said, could take place in Pennsylvania, could be held in Harrisburg, 3 hours drive from Washington, so as not to inconvenience the committee. Zachary said the meeting could be held in the State House with the permission of the governor).

Whitley said that Mr. Voorhis and one other member would conduct the hearing and I told Mr. Whitley I thought Mr. Voorhis was a very fair man.

I also told Whitley he could protect himself in the following manner:

As soon as advised of Pelley's whereabouts as investigator of the committee in a routine manner could officially locate Pelley and serve subpoena personally, after which Pelley having refused to appear in Washington, investigator could communicate official business with committee counsel or with Mr. Voorhis and subsequently hold meeting thereby removing any marks of collusion. He agreed to consider this.

After receiving Zachary's letter of the 19th. I called Mr. Whitley, requesting an interview, which was granted in his office at which time I presented the letter from Roy Zachary signed "Mike" and advised him that "all bets were off" and through no fault of Roy Zachary's or myself. He thanked me for my efforts and that he thought I had been sincere. I told him that if, in the future, I could be of any service to him or the committee I'd be very glad to cooperate. This second meeting was in Whitley's office in the Southern Building. The first meeting was in the same place, and I left it only to make the telephone call to Zachary referred to above, from the pay phone on the first floor. Mr. Whitley personally guaranteed to defray expenses incurred, such as phone, in contacting Zachary for him.

On the whole, I feel he acted in a most fair and just manner.

(Signed) David D. Mayne

13. A letter purported to be signed "Mike" to David Mayne, dated December 19, 1937, together with an envelope postmarked Asheville, North Carolina December 19, 1939, addressed to Mayne.

December 19, 1939

D. D. Mayne,
229 Bond Building,
Washington, D. C.

Dear Dave:

Locating our man involved a trip of 2200 miles, which was completed upon my arrival here at one o'clock this morning.

The whole plan has been vetoed, due to certain developments or factors which cannot be discussed in this letter. A definite strategy has been worked out to meet the present situation, and, after knowing all the details myself I am convinced that the idea we discussed had better be shelved, for the present at least.

We are grateful to you for your interest and cooperation in this matter and I am sure that you will be just as highly gratified as any of us if the strategy contrary to that which we planned, finally proves to be the most effective.

With kindest personal regards and every good wish, I remain

Sincerely yours,

"Mike"

Envelope

Mr. D. D. Mayne
229 Bond Building
Washington, D. C.

14. A letter purported to be signed "III" to "Dear Dave" dated January 2, 1940.

Jan. 2nd, 1940

Dear Dave:

Was in country over week end.

Arriving in town this Am. found certain delayed mail, and an enclosing note from Chief to you-- After reading I suggest you destroy.

It looks, if plans carry out, that the meeting in Washington will mean much to our future-----The continuation Dies Committee appears to be the big issue--Keep your ear to the ground while in conference with our friends. George and J. T., will be largely responsible in going "on record" for or against Dies Committee.

You know the score here but do not commit yourself.

Am rushed to death this Am., so adios

Yours

III

15. A letter purported to be signed "Pelley" addressed to "Dear Dave" dated December 25, 1939.

EXDR 625 V-L
12-25-39

Dear Dave:

Just a note of thanks for your splendid cooperation with Roy/ It is regrettable that a certain plan could not have been consummated, but I just could not agree to appearance-----not because of any distrust of Dies----but because of other complications over which Dies has no control and which affairs are not as yet in a state of understanding much less controllable/

Continue advise thru Larry, and before many days I trust one whom you know may call on you advising you of policy adopted with reference to support of continuation of Dies Committee, after which it may appear possible for you to "get back into the harness" keeping daily contact with affairs on "Hill"/

With my kindest wishes to you for a happy and prosperous New Year, I am

Sincerely yours,

Pelley"

- 15-a. Envelope postmarked Asheville, North Carolina dated January 2, 1940 addressed to Mayne.

Mr. David D. Mayne
229 Bond Bldg.
Washington, D. C.

Via Air Mail

16.

A letter purported to be signed "III" to "Dear Dave"
dated January 8, 1940.

Jan. 8, 1940

Dear Dave:

Yours of the 5th arrived Saturday, the 6th, intact, as
you would like to know, I think.

Am enclosing note from Chief just arrived from Huma---
more or less humorous as to Hudson.

Get all the "low-down" you can as to Jim's and George's
reaction to continuation legislation. This is once
when we all should act in unison, forgetting personal
gripes.

Under separate cover I'm mailing Liberation for Jan. 7th.
Give it the once over and your opinion. Am honestly
doing my darndest to print the facts following Mike's
policy.

Am always pressed for time Dave therefore am making
this a note only. The whole works is practically
"up to me".

With my kindest personal wishes to you and friends, I am

Sincerely,

III

17.

A letter purported to be signed "Pelley" to "Dear Dave" dated January 4, 1940, marked H-Ag-V.L.

H-Ag--V.L.
Jan-4 th '40

Dear Dave:

Your communications received thru Larry are indeed interesting to-gether with predictions gathered on The Hill/ As you may gather from this I am on the march as it were and intend meeting Mike "somewhere" on the west coast at which time and place there will be a sufficient number present to fully go into matters relative to 1940 and 41 as well as to decide upon legislation relative to continuance of Dies Committee and strategy to be employed----Also whether or not we will actively or rather openly cooperate with other organizations/
Sorry to hear that Hudson is threatening suit against Dies--- Anything is liable to upset the apple-cart---It appears that he doesn't wish to be classed with public enemies such as yours truly---Oh well a "holier-than-thou" attitude while under fire is better than none at all---"When in doubt FIRE anyhow"---The gutters will not be running in red however when that gentleman goes into action---And what he sheds will not bear the color of blood/
Advise as soon as you learn result of Washington meeting--- Exactly what is George going to do for or against legislation--- And others---
With kindest regards,

Sincerely yours

/s/ Pelley

18. An airmail envelope postmarked January 8, 1940 from Asheville, North Carolina addressed to David D. Mayne.

Asheville, N. C.
Jan. 8 - 4:30 p.m.
Biltmore Sta.

Mr. D. D. Mayne
229 Bond Bldg.
Washington,
D. C.

VIA AIR MAIL

all 67c
[REDACTED] Examiner in the Technical Laboratory of the Bureau was summoned before an Executive Session of the Dies Committee on February 1, 1940 where he made an examination of photostatic copies of some of the letters included in the above list, for the purpose of identifying typewriters which might have been used in their preparation. At the time of this examination there was made available to him Remington Typewriter #RL-87,785 which was reported to have been obtained from the home of subject MAYNE in Springfield, Virginia. There was also an L. C. Smith Typewriter #536,930-SR which was reported to have been obtained from the office of [REDACTED]

[REDACTED] identified as having been prepared on the Remington Typewriter #RL-85,785 letters dated July 22, 1938, marked by [REDACTED] as #1, August 25, 1939 marked #2, October 3 1939 marked #4, December 7, 1939 marked #5, October 25, 1938 marked #8; and as having been prepared on L. C. Smith typewriter #536,930-SR the letter dated January 4, 1940 marked #3.

There were also submitted for examination, letters dated December 25, 1939 marked #6 and July 26, 1939 marked #7.

It is to be noted that the letter of July 26, 1939 is one of the four letters quoted by Congressman HOOK in his extension of remarks and was not identified by [REDACTED] at the time he appeared before the Dies Committee.

b7C

On February 10, 1940 Special Agents [redacted] and [redacted] interviewed [redacted]

[redacted] Dies Committee investigating un-American activities, Room 531 Old House Office Building. Request was made for permission to obtain exemplary copies from the typewriters obtained from the home of subject MAYNE and from the office of [redacted]. [redacted] stated that he could not permit Agents to obtain specimens from the typewriters without Committee authority. A request was also made for the letter of July 22, 1938 and other evidence in this case. [redacted] stated that he was of the opinion that none of the evidence in this case should be turned over to the Department of Justice until after the transcript of testimony had been revised, explaining that the stenographer who reported the hearings before the Dies Committee was confused as to the identity of persons who testified, that in some instances the transcript showed that he, [redacted] had made certain statements which were not made by him and in other instances others were quoted making statements which he had made.

all
b7C

[redacted] stated that he anticipated that the transcript would be revised by Tuesday, February 13, 1940 at which time all of the evidence would be submitted to the Department of Justice.

Thereafter Agents conferred with the Honorable JOSEPH STARNES of Alabama, Acting Chairman of the Dies Committee, and made a request of MR. STARNES for the evidence in this matter. MR. STARNES advised that the evidence would be readily made available to Agents after the Committee had heard WILLIAM DUDLEY PELLEY, whose testimony was being taken by the Committee on that date. MR. STARNES requested that Agents return to the Caucus Room where the Dies Committee is holding its session, at about 3:30 P.M. when the evidence would be turned over to Agents. In accordance with this arrangement, Agents [redacted] and [redacted] appeared at the Caucus Room and remained until the adjournment of the Committee on that date, February 10, 1940, at which time the Committee went into an executive session after which MR. STARNES informed Agents that the Committee had considered this matter and had taken the position that the evidence be assembled and turned over to the Department of Justice together with a transcript of testimony on Tuesday, February 13, 1940. It is to be noted that this in effect was the position taken by [redacted]

b7C

"The statement of what the committee had learned, made public by Representative JOE STARNES, acting chairman, did not confine itself to the matter of the Pelley letters. MR. STARNES announced that the committee has affidavits showing that "certain parties in New York City had offered large sums of money to the affiants for the purpose of obtaining documentary evidence showing a connection or a collusion between Chairman DIES and the Christian Front."

"In this respect the Sun learned that on Thursday night representatives of the Dies Committee, working with private detectives, arranged a "plant" in New York City, in which \$4,000 was offered by a magazine editor for such documents. The committee representatives had with them false papers to be turned over in exchange for the money. Dictaphones recorded what was said, while the hidden detectives observed what was done.

"The affiants further stated," the Starnes statement continued, "that this testimony (the documents) was to be used to discredit Chairman DIES and the committee, and that they intended to furnish the information to Congressman HOOK."

b7C
In connection with his failure to appear before the Dies Committee, Congressman HOOK informed Agents ██████████ and ██████████ that he did not desire to appear before that committee and produce the evidence in his possession concerning the PELLEY organization because in the event he made a voluntary appearance, the evidence in his possession could be taken from him and there would be no opportunity to fully develop the evidence before that committee. He further stated that he could not be compelled to appear before the committee as a member of Congress. With reference to the article from the New York Sun which indicates that the Dies Committee through its counsel MR. RHEA WHITLEY was informed of subject MAYNE's activities, there had been no answer to the charges contained in that article by any member of the Dies Committee.

Page 1435

Congressman JERRY VOORHIS explains employment by his subcommittee of subject MAYNE.

[REDACTED]

b7C, b7D

Subject MAYNE appeared before the Rules Committee on February 6, 1940 and according to the transcript of testimony commencing on page 61, MAYNE under oath frankly admitted manufacturing the forged documents and tracing the signatures of PELLEY from his membership card in the Silvershirt Legion.

b7C

[REDACTED] for the Rules Committee, informed Agent [REDACTED] on February 20, 1940 that he recalled reporting the testimony of subject MAYNE, at which time a number of letters were exhibited to him. [REDACTED] stated that he did not examine the letters, nor did he mark them in any way, and therefore it would not be possible for him to identify these letters. He can, however, from his original notes, repeat the admissions made by MAYNE at the time certain letters were exhibited to him by Congressman FRANK E. HOOK.

[REDACTED]

b7C

b7D

[REDACTED]

[REDACTED]

[REDACTED]

67C
67D

67C On February 16, 1940 Special Agent [REDACTED] communi-
cated with [REDACTED] of the Dies Committee, for
advice as to the status of the transcript of testimony. [REDACTED]
[REDACTED] explained that the transcript had not been revised in
view of the fact that Congressmen J. PARNELL THOMAS, JOSEPH STARNES
and JERRY VOORHIS, members of the committee, had been out of town
during the week and that it had not been possible to correct the
transcript, and furthermore, Congressman THOMAS is still out of the
city and had requested that no meetings of the committee be held in
his absence.

UNDEVELOPED LEADS

THE CHARLOTTE OFFICE

AT ASHEVILLE, N. C.

In view of the finding of the Technical Laboratory with
respect to the identification of the airmail envelope postmarked
Asheville, N. C., January 2, 1940, as having been written on type-
writer, the property of [REDACTED] it is suggested that specimens
of the typewriter used by [REDACTED] be obtained and forwarded

67C

LOUIS STOKES, OH.
RICHARDSON FREYER, N.C.
WALTER E. FAUNTROY, D.C.
TYONNE BRATHWAITE BURKE, CALIF.
CHRISTOPHER J. DOOD, CONN.
MAROLD E. FORD, TENN.
FLOYD J. FITZHIAN, IND.
ROBERT W. EDGAR, PA.

EMUEL L. BARTNE, OH.
STEWART B. MCKINNEY, CONN.
CHARLES THONE, MERR.
MAROLD S. SAWYER, MICH.

Select Committee on Assassinations

U.S. House of Representatives
200 HOUSE OFFICE BUILDING, ANNEX 2
WASHINGTON, D.C. 20515

(202) 225-6224

FEDERAL GOVERNMENT

December 13, 1978

~~EXP. PROC~~

~~37 DEC 14 1978~~

12/14 2/23/79

Assoc. Dir.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Inte'l.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

b7c

William H. Webster
Director
Federal Bureau of Investigation
Washington, D. C. 20535

Dear Mr. Director:

House Select Committee on Assassinations.

Chairman Stokes asked me to respond to your letter of December 6, 1978 in reference to materials furnished to the Bureau by the Department from Harold Weisberg.

I, too, share your concern that materials that are of a sensitive character not enter the public domain.

My letter to Mr. Weisberg, of course, is not sensitive, nor are his two letters to me, both of which he apparently retained copies of.

[REDACTED]

DE-24 EX-114 REC-3 62-117290-1409X b7c, b7D

[REDACTED]

60 NOV 0 1979

LEGAL COUNSEL b7c, b7D

memo dated 1/5/79 to Mr. Bassett
LETTER to MR. BLANEY dated 1/5/79

b7c

b7c

11/9/79