

Dear Richard,

9/29/93

More tired than yesterday when I returned from my physical therapy this morning I started to go over the copies of pages of Posner's book preparatory to beginning to write it and I found in them some records that two weeks ago I put aside ~~form~~ two of the ~~three~~ enclosed chapters, then conceived of one.

I want you to have these so you can see that there is documentation I cannot now produce from searches. These were in my office files.

I send some text hoping you will insert it because I am now too tired/and so that you will not be delayed on the retyping. I'll have copies in a file I have for corrections and insertions.

If you'd rather, I can do this later, at a time of the day I'm not so tired.

The State records is complete/. The ^{others} to ~~others~~ are first pages only. I'm keeping with the draft of each chapters the documentation for it and xeroxes of the Posner pages referred to.

I'm also enclosing the record about @dio about which Posner was both deceptive and a liar, so you and Herman won't worry about my using that word.

Which, of course, you can change if you'd like to.

Thanks and best wishes,



Duran insert

(Confirming that the Mexican police had beaten Duran up is the "airgram" from the Mexico City embassy of December 2, 1963 ^{after declassification} that I got from the State Department reporting the official Cuban protest over her mistreatment. The embassy's paraphrase of what the Cuban protest said is that among other things, like being insulted, ~~the~~ she was "physcally mistreated.")

ORIGIN/ACTION

44-5

DEPARTMENT OF STATE

AIRGRAM

POLIT CUBA-MEX
NR 506 11 US
FOR RM USE ONLY

RM/R	REP	AF
1		
ARA	EUR	FE
NEA	CU	INR
		5
E	P	IO
	1	
L	FBO	AID
2		
	<i>u/m</i>	<i>s/p</i>
	1	1
AGR	COM	FRB
INT	LAB	TAR
TR	XMB	AIR
ARMY	CIA	NAVY
	10	
OSD	USIA	NSA
	8	3
	<i>u/m</i>	<i>u/m</i>
	1	1

44
A-631
NO.
LIMITED OFFICIAL USE
TO : DEPARTMENT OF STATE
FROM : AmEmbassy MEXICO CITY
SUBJECT : Mexico Rejects Cuban Note on Oswald Case
REF :

HANDLING INDICATOR

(1)

R
Jan

DATE: 2 December 1963

The Mexican and Cuban Governments have clashed over the investigation conducted by Mexican police into the activities of Lee Harvey Oswald, President Kennedy's suspected assassin, while he was in Mexico from September 26 to October 3. Mexican Foreign Minister Manuel TELLO BOSQUES, had been instructed to return as "unacceptable" the Cuban Government's note of November 26 which had protested the action of Mexican police in questioning an employee of the Cuban Consulate in Mexico City about Oswald's reported application for a Cuban transit visa during his visit.

The Mexican press had reported previously that Mexican authorities were investigating Oswald's activities in cooperation with United States authorities, including the FBI.

In its note, the Cuban Government had charged that its Consulate's employee, Señora Silvia DURAN, had been detained by police on November 23, held in prison until midnight, physically mistreated, and subjected to insinuations about alleged "intimate relations" with Oswald. The Cuban note said that this "illegal" investigation corresponded to the plan of reactionaries in the U.S. who were using President Kennedy's assassination to promote a war policy on the basis of accusations against Cuba and the Soviet Union. Alleging that the Mexican police actions had disregarded the minimum guarantees owed to employees of a consular office, the Cuban note concluded that the incident had damaged the friendly relations between the two countries.

In order to explain his decision to reject the Cuban note, Foreign Minister Tello issued the following statement on November 26:

Exempted from automatic decontrol
LIMITED OFFICIAL USE

FORM 4-62 DS-323

DEPARTMENT OF STATE

CLASSIFIED

REC-50

REGISTERED 828307

Drafted by: POL/DEBostar/bb
Clearances: DEPT. OF STATE A/CDC/WR
RECEIVED BY: D. ZISCHNER DATE 2/21/81
TS AUCH.
D. CLASSIFIED X UNCLASSIFIED X
RELEASE DETERMINED

Contents and Classification Approved by: R.W. Adams
DEC 5 1963
12/2/63

Five H...
Manual Section

CONFIDENTIAL

H-631

Mexico City

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- 2 -

"The Ministry of Foreign Affairs is prepared to consider the complaint of the Revolutionary Government of Cuba solely in those respects which are pertinent and as long as it is phrased in accordance with diplomatic norms.

"The terms of the note which Chancellor Raul sent to our Ambassador in Cuba on November 26 are unacceptable and, in consequence, Ambassador Bosques has received instructions to return it.

"Incidentally and for the information of public opinion, the Ministry points out that Señora Duran is a Mexican national and her protection--in the event that she should have needed it or should need it--is guaranteed by Mexican law."

"By virtue of this same nationality, the fact that Señora Duran is employed by the Cuban consulate neither confers upon her diplomatic immunities or privileges, nor removes her from the jurisdiction of the competent Mexican authorities."

The exchange was one of the most acrid on record between the two Governments since Castro came to power, and there has also been a sharp reaction among public groups in Mexico. Under the headline "All Sectors Applaud The Decision," the newspaper Ultimas Noticias, for example, quoted a number of spokesmen as strongly backing the Mexican position and declaring irately that the "bosses of the firing squad" had nothing to teach Mexicans about individual guarantees. Nevertheless, it is not believed that either Government will consider it in its best interest at this time--barring, of course, further developments of a similar nature--to press this issue to a point where relations would be seriously damaged or a break in relations would be considered likely.

For the Ambassador:

Robert W. Adams
Counselor of Embassy

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Insert with Alvarado or "national security" claim by CIA (missed in rush, on my desk)

After the Report was issued, after the Commission's life had ended officially, when with the assistance of a borrowed Air Force historian, Dr. Alfred Goldberg, Rankin and a small ^{few} were preparing the twenty-six volumes for publication and the Commission's files for transfer to the National Archives, Richard E. Long, then in ^{M/} ~~FBI's~~ the General Investigative Division (He was later ^{promoted to be the} appointed an assistant director of the finance and personnel division) wrote Rankin in Hoover's name, under Hoover's signature, asking a suppression of Alvarado Ugarte's name from FBI records the Commission had. The CIA had actually identified him as "the Complainant" but as Raymond, Rocca, then ^N Agleton's top assistant at the CIA, told Sam Popich, the FBI's liaison with the CIA that, in Rocca's words, "CIA would prefer that Alvarado's name not be placed in the public record." (Hoover to Rankin, 10/22/64, FBI headquarters "Oswald file," 105-82555-518^P)

Further reflecting the spuriousness of many if not most CIA "national security" claims is its notice in a Helms memo to Rankin of June 1, 1964. It listed seven teletypes relating to Alvarado attached to it and stamped ^{with} a "WARNING NOTICE" on each page, "SENSITIVE SOURCES AND METHODS INVOLVED." When these records were declassified April 10, 1972 and given to me there is no source of any "sensitivity" or ^{of} any kind involved, nothing at all on "methods," but perhaps the CIA might claim "sensitivity" for its efforts to ^{phony a case} make out a case that Alvarado Ugarte was a Communist although it was known that he was a Samoza agent. One name that the CIA excised is that of its known ^{M/} Mexico station chief. ~~Other FBI~~ (Commission Document 1000)

A "not Recorded" FBI record also in that Oswald file reveals that then ~~M/~~ CIA Director John McCone went up to Capitol Hill with the inflammatory account of the Alvarado Ugarte fabrications, trying to sell them to Gerald Ford, then a Commission Member. McCone did not know that Ford was ^{an FBI} a Commission informer on the Commission. (I have a file of FBI records on this in my "subject" file.) That, according to the records of the FBI's Domestic Intelligence Division, was not the only effort ^{CIA's McCone's} ~~made~~ to get attention to the Alvarado Ugarte fabrications:

] "(1) He allegedly informed Congressman Jerry Ford that the CIA ^{had} ^o ~~and~~ uncovered a plot in Mexico City indicating that Lee Harvey Oswald had received \$6,500 to assassinate President Kennedy.

] "(2) McCone allegedly made this same statement to Drew Pearson."

("Not Recorded" FBI records are duplicates filed in other than the recorded or ^{Serialized and} indexed copy. Drew Pearson then wrote the most widely distributed newspaper column, "Washington Merry-Go-Round.")

The "Action" recommended is that, without mention of Ford's name, the FBI's liaison with the CIA, ^{S.M.} Papich, confront McCone with the allegations and told that he made "false statements."

This memo of December 19, 1963, reflects that the CIA and McCone were still sticking with the disproven Alvarado Ugarto fabrication.