ASSISTANT ATTORNEY GENERAL
CIVIL DIVISION

Department of Justice
Washington 20530
JUN 26 1970

Bernard Fensterwald, Jr., Esq.
927 - 15th Street, N. W.
Washington, D. C. 20005

Dear Mr. Fensterwald:

Mr. Rolapp has asked me to respond to Mr. Weisberg's letter to him of June 2, 1970, concerning the case of Harold Weisberg v. United States Department of Justice, Civil Action No. 718-70, U.S.D.C. D.C. A copy of that letter is enclosed herewith. I am writing to you instead of directly to Mr. Weisberg because you represent him in this litigation.

I have been assured by individuals in this department who have examined our file on James Earl Ray that Mr. Weisberg has been given access to all papers which he requested in his complaint. These papers had been forwarded to us by the State Department and were not yet in any kind of a permanent file. When our attorneys inspected them in connection with this litigation the papers examined by Mr. Weisberg were contained in a plain unmarked file folder. We are therefore unaware of what file folder Mr. Weisberg has in mind. If you have any question about this, please contact me.

We would appreciate it if you would pass this information along to Mr. Weisberg, and we assume that you will take steps to have this lawsuit dismissed before the hearing set by the Court on July 7, 1970 on all pending motions.

Sincerely yours,

Carl Eardley

CARL EARDLEY
Deputy Assistant Attorney General