OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REG. NO. 27
5010-106

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. DeLoach

DATE: February 13, 1969

FROM : A. Rosen

SUBJECT: MURKIN

1 - Mr. DeLoach
1 - Mr. Rosen
1 - Mr. Malley
1 - Mr. McGowan
1 - Mr. Long
1 - Mr. Sullivan
1 - Mr. Bishop

Tolson
DeLoach
Mohr
Bishop
Casper
Callahan
Conrad
Felt
Gale
Rosen
Sullivan
Tavel
Trotter
Tele. Room
Holmes
Gandy

SYNOPSIS:

Motions filed by attorneys for James Earl Ray in state court were acted upon by Judge W. Preston Battle on February 7, 1969. He has reserved decision to require the return of a states' subpoena to the Clerk of the Criminal Court; he denied motion to permit conference between William Bradford Huie and Ray and denied motion to permit the taking of exclusive photographs of the defendant; and denied depositions to be taken out of state from some individuals, however, he is agreeable to having SAC Hitt of Atlanta and Atlanta rooming house operator appear in a pre-trial suppression hearing. (Ray stayed in Garner's rooming house in Atlanta, and search was conducted by consent of Garner.) No motion to suppress has been filed to date. Huie's testimony before Shelby County Grand Jury will be made available to us on a confidential basis. We received additional information from local prosecutor, who learned it from Huie, concerning Ray's alleged treatment by a Doctor Schwartz in Birmingham and his dealing in marijuana in Mexico. Memphis authorities desire female employee of Canadian Government interviewed concerning Ray's statements regarding Negroes in an effort to establish his anti-Negro sentiments and her willingness to testify.

ACTION: If approved,

1. We will instruct Memphis that if and when such motion to suppress is filed, a copy should be obtained and the Atlanta Office will be instructed to furnish full details covering all points set out in motion to suppress;

2. The Birmingham Office will be instructed to conduct appropriate investigation regarding Doctor Schwartz;

3. Legat Mexico will be instructed to request the appropriate authorities to determine if Ray was dealing in marijuana in Mexico; and

4. Legat Ottawa will be instructed to request the Royal Canadian Mounted Police to interview female employee of the Canadian Government regarding Ray's statements to her and determine her willingness to come to Memphis and testify.

REL: jms
(8)

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