May 29, 1970

Mr. Robert F. Henson
President, Hennepin County
Bar Association
1200 Title Insurance Building
Minneapolis, Minnesota 55401

Dear Bob:

As you complete your year as President of the Hennepin County Bar Association I wanted to tell you that I think that you have been an outstanding president and that you have handled admirably some very difficult and sensitive problems during this past year.

I hope that the discussion on the resolution at the annual meeting did not create difficulties for you. When the committee is appointed I would like to know the name of the chairman as I have some information concerning another matter that I would like to pass on to him.

Once again congratulations on an excellent job under difficult circumstances.

Very truly yours,

Douglas R. Heidenreich
Dean

DRH:lg

RESOLUTION

as adopted at the Annual Meeting of the members of the Hennepin County Bar Association, May 27, 1970.

WHEREAS the members of the Hennepin County Bar Association are deeply concerned over the possibility that basic human freedoms and constitutional rights of private citizens have been disregarded, and

WHEREAS it is a stated purpose of the Hennepin County Bar Association to ". . . increase the usefulness of the profession in promoting the due administration of justice," and

WHEREAS it is the duty of lawyers to speak out through the organized bar in support of the constitution of the United States and in opposition to unconstitutional and oppressive tactics whenever it appears that such tactics may have been used,

NOW THERFORE BE IT RESOLVED that the Hennepin County Bar Association deplores any action by the Minneapolis Police Department to suppress lawful political expression and activity, and

BE IT FURTHER RESOLVED that the President of the Hennepin County Bar Association be empowered and is hereby directed immediately to appoint a special committee to investigate the general activities of the Minneapolis Police Department, and

BE IT FURTHER RESOLVED that copies of this resolution be distributed forthwith to Mayor Charles Stenvig, Police Chief Basil Lutz and Hennepin County Attorney George M. Scott.

RESOLUTION

WHEREAS the attached article from the May 11, 1970, Minneapolis Tribune and subsequent newspaper reports give rise to the question of whether the police power of the City of Minneapolis is being used for the suppression of political speech and activity, and

WHEREAS the members of the Hennepin County Bar Association are deeply concerned over the possibility that basic human freedoms and constitutional rights of private citizens have been disregarded, and

WHEREAS it is a stated purpose of the Hennepin County Bar Association to ". . . increase the usefulness of the profession in promoting the due administration of justice," and

WHEREAS it is the duty of lawyers to speak out through the organized bar in support of the constitution of the United States and in opposition to unconstitutional and oppressive tactics whenever it appears that such tactics may have been used,

NOW THEREFORE BE IT RESOLVED that the Hennepin County Bar Association deplores the apparent use of the Minneapolis Police Department to suppress political expression and activity, and

BE IT FURTHER RESOLVED that the President of the Hennepin County Bar Association be empowered and is hereby directed immediately to appoint a special committee to investigate this particular incident and the general activities of the morals squad and tactical squad of the Minneapolis Police Department, and

BE IT FURTHER RESOLVED that copies of this resolution be distributed forthwith to Mayor Charles Stenvig, Police Chief Basil Lutz and Hennepin County Attorney George M. Scott.

Police Arrest 19 at Home of 'U' Professor

By PAT MARX
Minneapolis Tribune Staff Writer

Minneapolis police raided a University of Minnesota professor's home Saturday night where a party was being held to raise money and organize a protest against a North Dakota antiballistic missile (ABM) construction site.

Nineteen persons, including Matthew Stark, president of the Minnesota Civil Liberties Union (MCLU), were arrested and charged with being in a disorderly house.

Prof. David Lykken, 42, who teaches psychology at the university, was the host at the party at his home, at 4600 Emerson Av. S. He was arrested on a charge of operating a disorderly house.

Those arrested were released without bail from Hennepin County Jail early Sunday.

According to a police report filed by Kenneth Tidgwell, police morals squad officer who led the raid, police saw a sign at the university advertising the party.

Police arrived at the party at about 10 p.m. and purchased one bottle of beer with a "previously marked $5 bill," which was placed in a basket by Lykken. Another basket, not used to take beer money, had a sign which said, "Donations for ABM fund," the report said.

Minutes later the morals squad, assisted by the tactical squad, placed all of those present under arrest.

Lykken's wife, Harriet, said that 16 policemen burst into the home and without a warrant seized a large amount of peace literature, private letters and personal property, including some scientific papers.

Persons who were at the party said that policemen, during the raid, made offensive remarks about the group's activities.

"This raid has a chilling effect on freedom of speech and assembly," Lynn Castner, executive director of the MCLU, said. MCLU has offered the defendants active legal assistance.

"This is the first raid in our community against a group of people gathered to express support for peace programs," Castner said.

MCLU maintains that no illegal activities took place at the party.

The purpose of the party was to raise money for a trip to the Nakoma, N.D., construction site for an antiballistic missile complex, where the group planned to protest.

Fifth District Congressman Donald Fraser called the raid an "outrage." He said he plans to ask the U.S. Justice Department and the Hennepin County Attorney to investigate the incident.

"(This was) a political move on the part of those policemen involved," Fraser said, "It is quite clear that they (the police) had in mind the political factors of the party."

Police Chief Basil Lutz, who had not seen the report, said, "This (the raid) doesn't seem to be anything other than ordinary. A disorderly house is a disorderly house."

According to a police report those arrested and charged were:

Phyllis Ames, artist, 79 Clarence Av. SE.

Margaret D. Bates, 330 Oak Grove St.

Virginia Enkel, wife of attorney, 5316 Vincent Av. S.

Sally A. Buckley, teacher, 1896 Yorkshire Av., St. Paul.

Orin Doty and his wife Lois, 3625 2nd Av. S.

Ronelda Gutknecht, University Hospitals dietician, no permanent address.

Barbara B. Greenwald, 4726 Fremont Av. S.

Kay and Marty Halverson, 186 Westchester Dr., West St. Paul.

Barbara J. Harrison, 4432 Colfax Av. S.

Carol A. Hegnauer, 1227 SE. 4th St.

Lykken and his wife.

Lucille A. Moses, 6324 Barrie Rd., Edina.

Wm. Ben Otterness, Minnesota Public Welfare Dept., and his wife Eleanor, Minnesota Branch of Women's International League for Peace and Freedom, 131 Orlin Av. SE.

Stark, 813 University Av. SE.

Paula Westerland, wife of attorney, 134 Arthur Av. SE.

May 12, 1970

City Editor
The Minneapolis Star
425 Portland Avenue
Minneapolis, Minnesota 55415

Dear Sir:

Each succeeding news story about the recent arrest of 19 people in the home of a University Professor seems to add an additional obscene facet to an already chilling horror story. As each additional element comes to light the reader is overwhelmed by an irrepressible sense of rage and frustration compounded by the fear that his home may be next.

I have written to County Attorney George Scott endorsing Congressman Fraser's reported suggestion that an investigation be made of the incident. I have further suggested that the Grand Jury investigate the entire question of the use of the police morals squad and tactical squad. I hope that other concerned citizens will swell to a deafening roar the demand for action to eliminate these patently unconstitutional practices and to establish safeguards which will insure that similar events will not take place in the future.

Very truly yours,

Douglas R. Heidenreich
Dean

DRH:lg

May 11, 1970

Mr. George M. Scott
Hennepin County Attorney
400 Court House
Minneapolis, Minnesota 55415

Dear Mr. Scott:

I enclose a copy of a story from the May 11th issue of The Minneapolis Tribune which story carried the headline, Police Arrest 19 at Home of 'U' Professor. As I read with horror and disgust the details as reported by the writer of the article I wondered to myself whether this really could happen in 1970 in the United States or whether this was a report from a 1930's German newspaper with the names and description of circumstances slightly changed.

I noticed that Congressman Fraser is said to be planning to ask your office and the United States Justice Department to investigate. I heartily endorse this suggestion and further ask that the Grand Jury be asked to investigate the entire question of the use to which the police morals squad and tactical squad are put.

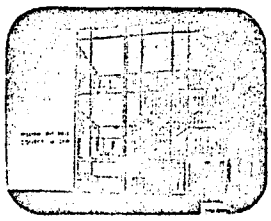
Irrespective of the fact that a technical violation of the law may have occurred (and we all well know that these technical violations are as they should be ignored by the police in virtually every other instance) the storm trooper tactics of the department in making these arrests must not go without objection and investigation. I am taking the liberty of sending a copy of this letter to the Minneapolis Tribune in the hopes that other citizens concerned for basic human freedoms will endorse this request for action.

Very truly yours,

Douglas R. Heidenreich
Dean

DRH:lg
Copy to: Editor, Minneapolis Tribune

WILLIAM MITCHELL
College of Law
2100 SUMMIT AVENUE □ ST. PAUL, MINNESOTA 55105
TELEPHONE: 612-698-3885



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Dean

May 11, 1970

To: Members of the Executive Committee,
The Criminal Law Committee and the
Individual Rights and Responsibilities Committee
of the Hennepin County Bar Association

Gentlemen:

I enclose a copy of a resolution which I hope to offer at the annual meeting of the Hennepin County Bar Association which as I understand it will be held on Wednesday, May 27, 1970.

Before making a formal request to have the resolution placed on the agenda I am sending it to you as members of the Association who would have a particular interest in this matter. I have no vested interest in the language and I would appreciate any suggestions or comments that you might have. I would also appreciate any expression of support for or opposition to this proposal that you might wish to make.

I would like to submit the proposal by the end of the week so I would appreciate your prompt response if you care to make any. Thanks for your interest.

Very truly yours,

Douglas R. Heidenreich

DRH:lg

Enclosures