

UNITED STATES GOVERNMENT

Memorandum

TO: Mr. DeLoach *DeLoach*

DATE: October 1, 1968

FROM: A. Rosen *Rosen*

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

SUBJECT: MURKIN

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

Mc *Sullivan*

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SYNOPSIS:

This is the case involving the murder of Martin Luther King, Jr. With reference to the dissemination of investigative reports in this case to Mr. Phil M. Canale, Jr., State Attorney General, Shelby County, Tennessee, there has been absolutely no delay in furnishing pertinent reports to him on our part. With Departmental approval we furnished a copy of our prosecutive summary report, as well as ten additional investigative reports to Mr. Canale. These reports contain the information of evidentiary value to the prosecution of the state violation involved.

Since the Department did not authorize us to furnish the results of our fugitive investigation to locate Ray, such reports were not furnished to Mr. Canale at that time. Although these reports did not pertain directly to the prosecution of the state violation it appeared to us they might be of value to Mr. Canale since they clearly established his fugitive status and his use of various aliases to avoid apprehension. Consequently by memorandum dated 9/18/68, we raised the question with the Department as to whether such fugitive reports should be forwarded to Mr. Canale. To date we have received no reply from the Department, although on 9/30/68, D. Robert Owen of the Civil Rights Division advised he intends to proceed to Memphis on 10/1/68, to discuss the case with Mr. Canale and prior to his departure will advise us what additional reports should be furnished Mr. Canale.

Mr. Canale has advised our Memphis Office that the purpose of his letter was to "needle" the Department into taking action. He stated the cooperation between his office and the FBI has been extraordinary and he realizes the delay in furnishing pertinent reports is attributable solely to the Department and not to the FBI.

ACTION:

Upon receipt of authorization from the Department, we will disseminate the designated reports to Mr. Canale.

REC 49 44-37761-5225

OCT 3 1968

REL:jms/cs (6)
54 OCT 15 1968

SEE DETAILS PAGE TWO...

Handwritten notes:
 - *personally with*
 - *Bob*
 - *no need for*
 - *10/1/68*

Rosen to DeLoach memorandum
RE: MURKIN

DETAILS:

This is the case involving the murder of Martin Luther King, Jr.

With reference to the dissemination of investigative reports in this case to Mr. Phil M. Canale, Jr., State Attorney General, Shelby County, Tennessee, there has been absolutely no delay in furnishing pertinent reports to him on our part.

Immediately upon completion of our investigation with Departmental approval, we furnished Mr. Canale a copy of our prosecutive summary report.

By memorandum dated July 24, 1968, we advised the Department that Mr. Canale had contacted our SAC in Memphis and stated that in a conversation with Assistant Attorney General Fred M. Vinson of the Criminal Division, Vinson had informed Canale that he, Canale, might desire, for information purposes, to obtain additional investigative reports prepared by us in this matter. In this same memorandum we requested the Department to advise us which specific reports it desired be furnished to Mr. Canale.

In accordance with authority set forth in Department memorandum August 6, 1968, we furnished Mr. Canale ten additional investigative reports, as well as original documents provided to us by the Department relating to the extradition proceedings of Ray.

These reports, as well as the prosecutive summary reports contained the information of evidentiary value to the prosecution of the state violation involved.

Since the Department did not authorize us to furnish to Canale the results of our extensive fugitive investigation to locate and apprehend Ray, such reports were not furnished Canale.

Although these reports did not pertain directly to the prosecution of the state violation; it appeared to us they might be of possible value to Mr. Canale since they clearly established Ray's fugitive status and his use of various aliases to avoid apprehension. Consequently, by memorandum dated September 18, 1968, we raised the question with the Department as to whether such fugitive type reports should be disseminated to Mr. Canale.

Rosen to DeLoach memorandum
RE: MURKIN

To date we have received no reply from the Department although on 9/30/68, D. Robert Owen of the Civil Rights Division of the Department advised that he intends to proceed to Memphis on 10/1/68, to discuss the case in detail with Mr. Canale. Owen stated that prior to his departure he would furnish us a memorandum advising which additional reports should be furnished to Mr. Canale at this time.

Mr. Canale has informed us that he has experienced no delay by the FBI in furnishing him pertinent reports, in fact he has stated that the cooperation between his office and the FBI has been extraordinary. Mr. Canale stated he is well satisfied with the reports presently in his possession, as they contain the facts and evidence pertinent to the prosecution of the case in state court. He stated he is, however, desirous of obtaining reports relating to the fugitive aspects since they clearly establish Ray's fugitive status and his use of various aliases to avoid apprehension. He further advised that the only purpose of his letter was to "needle" the Department into taking action, and he realized the delay in furnishing pertinent reports is attributable solely to the Department and not the FBI.

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