

# Memorandum

**TO :** Honorable J. Edgar Hoover  
Director  
Federal Bureau of Investigation

**DATE:** May 14, 1971

**FROM :** Richard G. Kleindienst *RKX.*  
Deputy Attorney General

**SUBJECT:** *Lee Harvey Oswald*  
Freedom of Information Request -  
Paul L. Hoch

Mr. Tolson	✓
Mr. Sullivan	✓
Mr. Mohr	✓
Mr. Brennan	CD
Mr. Callahan	✓
Mr. Casper	✓
Mr. Conrad	✓
Mr. DeLoach	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Tavel	✓
Mr. Walters	✓
Mr. Soyars	✓
Tele. Room	✓
Miss Holmes	✓
Miss Gandy	✓

A copy of a request submitted by Mr. Paul L. Hoch for access to FBI records is attached. *And?*

Would you please give me your comments and recommendations regarding this request.

Please return the attached materials when you are through with them. *B*

*Let's Notify AG  
5/22/71  
6/1/71*

**EXP. PROC.**  
MAY 20 1971  
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EX-109

REC-3

105-22555-5665

15 JUN 8 1971

ENCLOSURE  
MAY 22 11 57 AM '71

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F B I

*S*

Mr. Richard Kleindionst  
Deputy Attorney General  
Department of Justice  
Washington, D.C. 20530

REGISTERED MAIL  
JUN 10 1971

*Registered  
mail*

Dear Mr. Kleindionst:

By this letter and the attached Form DJ-118, I am requesting access to the items denoted as Qc37, Qc38, and Q39 in Warren Commission Document 7, the report of FBI SA Gemberling dated December 10, 1963 at Dallas. On page 323 of that report (attached for your convenience), the requested items are described as follows:

- Qc37 One photograph of envelope bearing postmark "NEW ORLEANS LA 8 JUN 1963 1 30 PM", bearing handwritten address "The Worker 23 W. 26th St. New York 10, N. Y." and handwritten return address "P. O. Box 30061 New Orleans, La."
- Qc38 Photographs of two-page handwritten letter to "The 'Worker' 23 W. 26th St.," signed "Lee H. Oswald"
- Q39 Post Office change of address card, POD Form 3573; postmarked at New Orleans, La., bearing address "The Worker 26 W. 23th St. New York 10, N Y"

In connection with the first two of these items, I am aware that what was claimed to be the originals of some of Lee Harvey Oswald's correspondence with the Worker was turned over to the Government by that organization shortly after the assassination and is in the files of the Warren Commission. However, this request is for the specific photographs that are referred to in CD 7.

My letter of April 9 to you explicitly requested an acknowledgement within a reasonable time; I have so far received none. I also noted in that letter that there has been no response at all to my letter of March 8, which was directed to Mr. Rolapp. In addition, there has been no response to my requests of December 9. (That letter was acknowledged by Mr. Rolapp on December 14, by means of a pre-addressed return postcard which I provided.) Please check your file and tell me if these letters are there. If they have been mislaid, I will of course replace them. My requests are not frivolous and I feel that a delay of over four months is not consistent with the spirit of the Freedom of Information Act.

Sincerely yours,

*Paul L. Hoch*

Paul L. Hoch

ENCLOSURE

5665



EST FOR ACCESS TO OFFICIAL RECORDS UNDER 5 U.S.C. 552(a) and 28 CFR PART

See instructions for payment and delivery of this form at bottom of page

NAME OF REQUESTER <b>Paul L. Hoch</b>		ADDRESS (street, city, state and zip code) <b>1735 Highland Place, Apt. 25 Berkeley, Ca. 94709</b>	
DATE <b>May 10, 1971</b>			
DO YOU WISH TO RECEIVE COPIES? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF YES, SO INDICATE (no more than 10 copies of any document will be furnished).		NUMBER OF COPIES REQUESTED <b>1</b>	OFFICE AND CITY WHERE RECORD IS LOCATED (if known) <b>FBI, Washington or New Orleans</b>
DESCRIPTION OF RECORD REQUESTED (include any information which may be helpful in locating records)			

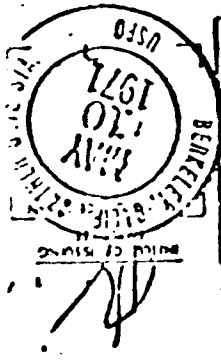
The items identified as Qc37, Qc38, and Q39 in Warren Commission Document 7. (Please see my letter of this date to Mr. Kleindienst for further information.)

LITIGATION: DOES THIS REQUEST RELATE TO A MATTER IN PENDING OR PROSPECTIVE LITIGATION?  YES  NO

FILL IN IF IN PENDING LITIGATION →	COURT (check one)	DISTRICT	NAME OF CASE	DOCKET NUMBER
	<input type="checkbox"/> FEDERAL <input type="checkbox"/> STATE			

*Paul L. Hoch*  
SIGNATURE

FOR USE BY DEPARTMENT OF JUSTICE ONLY | A MINIMUM FEE OF \$3.00 MUST ACCOMPANY THIS REQUEST. (Do not write in this box)



BUYER'S CITY, STATE AND ZIP CODE <b>BERKELEY, CA. 94709</b>	NO POSTAGE NECESSARY IF MAILED IN THE UNITED STATES
POSTAL CODE <b>94709</b>	
POSTAL NAME <b>PAUL L. HOCH</b>	FROM
POSTAL ADDRESS <b>1735 HIGHLAND PLACE, APT. 25</b>	
POSTAL CITY, STATE AND ZIP CODE <b>BERKELEY, CALIF. 94709</b>	PAY TO THE TREASURER OF THE UNITED STATES

ONE QUARTER IDENTIFYING \_\_\_\_\_  
4¢ IN MONITORING SERIAL \$ 1.00 \_\_\_\_\_  
TIONAL PAGE \_\_\_\_\_  
COPY \$ 1.00 EACH \_\_\_\_\_  
SEAL OF \_\_\_\_\_

1,994,486,200

PAY THIS AMOUNT TO THE POSTAL CENTER

Payment under this section shall be made in cash, or by United States money order, or by check payable to the Treasurer of the United States. Postage stamps will not be accepted.

This form may be delivered to any of the offices listed in 28 C. F. R. 16.2 or mailed to: Office of the Deputy Attorney General, Department of Justice, Washington, D. C. 20530

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DL 89-43  
RFG:BJD

Under date of November 26, 1963, the FBI Laboratory advised as follows:

Specimens received November 25, 1963, from FBI, New Orleans.

- Q35 U. S. Post Office Form POD 3575; Change of Address Order dated September 24, 1963, signed "LEE H. OSWALD"
- Q36 U. S. Post Office Form POD 1093 (two parts), dated June 3, 1963, signed "L. H. OSWALD"
- Q37 One photograph of envelope bearing postmark "NEW ORLEANS LA 8 JUN 1963 1 30 PM", bearing handwritten address "The Worker 23 W. 25th St. New York 10, N. Y." and handwritten return address "P. O. Box 30061 New Orleans, La."
- Q38 Photographs of two-page handwritten letter to "The Worker 23 W. 25th St.," signed "Lee H. Oswald"
- Q39 Post Office change of address card, POD Form 3573, postmarked at New Orleans, La., bearing address "The Worker 23 W. 25th St. New York 10, N Y"
- K24 Application for Employment form for William B. Rally and Co., Inc., New Orleans, bearing known handwriting of LEE H. OSWALD
- K25 Xerox copy of Form W4, Employee's Withholding Exemption Certificate, bearing known hand printing and signature of LEE H. OSWALD
- K26 Xerox copies of nine pages of employment report bearing known hand printing and handwriting of LEE H. OSWALD

CONFIDENTIAL

The Deputy Attorney General

June 1, 1971

EX-109  
REC-105-82555-5665

Director, FBI

- 1 - Mr. D. J. Dalbey
- 1 - Mr. H. A. Schutz
- 1 - Mr. V. A. Branigan
- 1 - Mr. L. Whitson

EMERGENCY OF INFORMATION REQUEST:  
PAUL L. KOCH

Your communication of May 14, 1971, forwarded a copy of a request submitted by Mr. Paul L. Koch dated May 10, 1971, and its enclosures. u

Mr. Koch requests copies of certain items mentioned in Warren Commission Document number 7 as having been examined by the FBI Laboratory as possible samples of the handwriting, handprinting or signatures of Lee Harvey Oswald. The items specified by Mr. Koch were a photograph of an envelope addressed to "The Worker 23 W. 26th St. New York 10, N. Y." postmarked at New Orleans, June 8, 1963; photographs of a two-page handwritten letter to "The Worker" signed Lee H. Oswald; and Post Office change of address card bearing the address "The Worker 26 W. 23th St. New York 10, N. Y." u

The envelope mentioned above is referred to only in the listing appearing on page 328 of Warren Commission Document number 7. However, the two-page letter is summarized on page 3 of Commission Exhibit number 826. The change of address card is mentioned on page 4 of Commission Exhibit number 826. This Commission Exhibit is published in Volume XVII of the hearings before the President's Commission on the Assassination of President Kennedy. Although the change of address card is in the National Archives as FBI exhibit D-21, the photographs of the other two items are not identified as material included in the exhibits in this case. u

You will note that the photographs relate to the investigative period prior to Oswald's departure from New Orleans and several months before the assassination of President John F. Kennedy. u

DATE AGENCIES ADVISED BY ROUTING SLIP(S) OF CLASSIFICATION DATE

JUN 1 1971

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CONFIDENTIAL

CLASSIFIED BY 2048  
EXEMPT FROM GDS CATEGORY II  
DATE OF DECLASSIFICATION INDEFINITE

59 JUN 9 1971

MAIL ROOM TELETYPE UNIT

The Deputy Attorney General **CONFIDENTIAL**

As was pointed out in the letter from this Bureau dated May 20, 1971, regarding a such broader request on the part of Mr. Hoch, investigation of Oswald prior to the assassination was for law enforcement purposes, and items relating thereto should be exempted from public scrutiny. The change of address card, now identified in the National Archives as FBI exhibit D-21, has been available for public scrutiny. However, the other two items, the photographs, have not been released, and should not be released to Mr. Hoch. U

It is suggested that Mr. Hoch be told that he should limit his requests to material that has been released for public disclosure. U

A copy of Mr. Hoch's request and its enclosures are returned herewith. U

Enclosures - 3

NOTE:

Mr. John F. Simmons, National Archives, advised on 5/27/71 that he had no record of the photographs, but the change of address card was in the Archives. U

The change of address card mailed by Oswald to "The Worker" but to the wrong address, bears a stamp on its face "Received 7/8/63 from CSNY 48 S." U

NOTE CONTINUED PAGE THREE

- 2 -

**CONFIDENTIAL**