## KILTY-LAB HAY NO FILES

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UNITED CHAIRS DISTRICT COURT

FOR THE DESTRICT OF COLUMBIA

HAROUD MEISBERG,

Plaintiff,

VO.

Civil Action No.

THE UNITED STATES DEPARTMENT

OF JUSTICE,

Dowondant.

Deposition of JOHN KILLY

Washington, D.C. October 12, 1979

Pages 1, thru 55

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Washington, D.C. 20002
546-6666

- In a room that was full of file cabinets.
- Of just that case, or just generally FBI files?

I don't know what other -- there may have been more, another case there. I know I started in one file drawer and went up and down a number of file drawers. I don't remember if there were other file drawers in the room or not.

Does the FBI Laboratory have its own files on scientific examinations that it conducts in cases?

No. We put our information regarding our examinat-Λ ions, that goes in the so-called file, the case file. thing was titled 44-something or other.

-38861?

Okay. That's where the information is. you to go somewhere else to find it, but that's where the information is.

- What do you mean by Central Records? by the term "Central Records"?
  - I have never used it. I don't know.
  - You have never used that term?
  - No. You used it.
  - Right, that's correct.

On FBI Laboratory documents there is sometimes a file number, which would be a case file number, and sometimes

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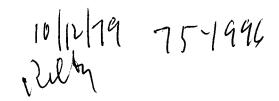
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there is also a lab number. What does the lab number signify?

- A It signifies the submission.
- Is there any index maintained in the FBI lab, or any laboratory index, of specimens submitted or tests performed?

A No, in response to that question, there is a considered or indices that have anything to do with the examinations performed or the specimens submitted.

- Is there any index of cases which the FBI has performed examinations?
  - A Yes, there is.
- Q Would that index contain references to examinations and tests that had been performed?
- A What do you mean by "references"? It has no information regarding the examinations conducted in that indices.
  - Q What would the indices have, then?
- A There's a laboratory number on it and a place submission, or city of submission, wherever it came from -- you know, FBI Milwaukee or whatever it is. And the number of specimens submitted.
  - Q Is there any other information?
- A I don't know of any other information. There could well be. I have never had any reason to look at it.
  - Q When you have the number that you retrieve from the

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Q So even if a case is going on, you don't keep it?

A No, not at all. All the data and the report, a copy of which, they're all in the main file.

g But the lab itself keeps no separate files?

A There are no files in the laboratory that I know or

U Other than the tickler copies?

A That's not a file. I just keep them in a desk drawer, as a mutter of fact. Every month, at the end of a 90-day period, after a three month's period, I put them in a white-rimmed wastepaper basket and they're thrown away.

have a file number on them, and sometimes they don't. What's the explanation for that?

A That the communication came into us and we got a report out before the letter had gone through main files and was assigned a classification. If you have to do something expeditiously, very often the report will go out with the lab number on it only. It will not have a main file number on it.

Are there any lab tickler files on the King case?

I have not just some copies of documents that I furnishad you people. I don't know if that's a tickler file or not.
Everything I have taken from the King case comes out of these
brown folder-type things that we have. There is no file in the

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physically in the laboratory.

one through four?

A As I understand the laboratory file, we did not have any laboratory files.

Well, let's not use the word "file" then. Let's just say records.

bid you search for any King records responsive to items one through four in the lab?

A There were things physically in the laboratory that were in response to these items.

- U Mathere they?
- A The this, the raw data on the soutron editation and
  - W Amything else?
- A Not to do with the results. None of the results its here were in the laboratory.
- Did you make any search to determine wheath they in the laboratory?
- There's no place in the laboratory to keep to
  - why were the neutron activation worksheets in the

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