

Senator Kennedy. It was discussed yesterday that the device was on Mr. Oliver's phone. It was mentioned that was known or at least swept by the FBI.

Mr. Gray. That is correct, and I believe it was also swept by the C. & P. Telephone Co., Senator, if my memory is correct.

Senator Kennedy. Do you know what it was doing still on the phone in September?

Mr. Gray. We didn't find anything there on the phone in June, sir.

Senator Kennedy. It wasn't there in June?

Mr. Gray. No, sir. The C. & P. Telephone Co. also reported that they found nothing. They came in there, of course, on June 17, 1972, and they reported that they found absolutely nothing. They dismantled handsets, terminal boxes, speakers, and wiring in the framework to which the incoming trunklines were wired for further distribution. They found nothing.

Senator Kennedy. Did they look into Mr. Oliver's phone, do you know specifically?

Mr. Gray. I didn't ask about that specifically, but they stated - I did ask, "Does this dismantling of handsets mean you actually dismantled the telephone into which we speak?" and the answer to that was "Yes."

Senator Kennedy. You don't know just from your report there whether that included the Oliver phone?

Mr. Gray. No; but I certainly read it to include all handsets in that particular area.

Mr. Gray. ... My recollection is that after we got up, I went to Mass with two of the agents. This I specifically remember because we got lost trying to walk to Mass and they had to come find us in a Cadillac. ...

Senator [Kennedy], I have checked the record and the following is a chronology of the early morning reports received by the FBI concerning the burglary, alleged bombing attempt and the Interception of Communications violation.

Our Washington Field Office (WFO) Duty Agent received the initial telephonic notification from Inspector James Munroe of the Metropolitan Police Department (MPD) at about 4:30 am on 6/17/72. This notification was simply of the brief facts of the burglary then known. The burglary presented a possible Interstate Transportation of Stolen Property violation if the value of the stolen property amounted to \$5,000 or more. At approximately 6:30 am on 6/17/72, MPD detectives in viewing the evidence recovered, thought one of the items was a bomb or an incendiary device. Shortly thereafter, MPD informed WFO by telephone that the five men who had been arrested at the Watergate in the office of Democratic National Headquarters were possibly attempting to place a bomb in it. The Special Agent in Charge was thereafter advised by WFO Duty Agent and Agents were dispatched to the Second District Headquarters under the assumption that an attempted bombing had taken place. When FBI Agents arrived at the police station between 8:45 am and 9:00 am, they were informed by the MPD Bomb Squad that the device did not appear to be a bomb as originally reported. Examination of the device by FBI Agents determined it was part of what appeared to be a self-made electronic listening device. This was an immediate indication of a possible violation of the Interception of Communications statutes, which are within the primary investigative jurisdiction of the FBI.