

BH 157-352

RECOMMENDATION:

62
SAC, Birmingham, with the assistance of SA [REDACTED] who has extensive knowledge concerning this case, has evaluated the request of Mr. BAXLEY and it is felt that, in the admitted absence of information other than what was furnished to him by an informant in 1971, compliance with his request be resisted. Mr. BAXLEY declined to elaborate on the nature of his informant's information and was generally vague in providing a basis for conducting additional investigation, other than to state that with the passage of time an atmosphere of cooperation may have developed in which certain individuals may be willing to provide information concerning this matter.

As to the individuals on whom Mr. BAXLEY requested information (see page 2 of LHM), with the exception of the unidentified Birmingham Police Lieutenant, the files of the F.B.I., Birmingham contain numerous references, inasmuch as during investigation of this case they were contacted because of their association or affiliation with individuals who, because of their background or other reason, might have knowledge concerning this matter. It should also be pointed out that considerable information developed on each of these individuals could possibly have originated from confidential sources whose position in the community and in some instances personal safety are contingent today on maintaining the confidentiality of the information furnished in this matter. For this reason, the Bureau may desire to have an official personally discuss this matter with the Civil Rights Division, Department of Justice, in order to insure that the Bureau's interests are fully protected.



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

Birmingham, Alabama
April 29, 1975

RE: UNKNOWN SUBJECTS;
BOMBING OF SIXTEENTH STREET
BAPTIST CHURCH,
BIRMINGHAM, ALABAMA,
SEPTEMBER 15, 1963.
BOMBING MATTERS

For the information of the Department of Justice, Attorney General WILLIAM J. BAXLEY, State of Alabama, Montgomery, Alabama, at his request, was contacted on April 21, 1975, by the Special Agent in Charge, F.B.I., Birmingham, Alabama, at which time Mr. BAXLEY advised that his office had information from an informant which he felt justified additional inquiry in captioned matter. Mr. BAXLEY declined to identify the informant and indicated he desired that the results of certain investigation conducted by the F.B.I. during its exhaustive investigation in this matter be made available to his investigators for use in pursuing his informant's information. He also indicated that Agents of the F.B.I. could participate in joint investigation with his investigators, but, whether or not F.B.I. Agents did participate, it was his intention that investigation would be conducted as a result of information from this informant.

It should be noted that during April, 1971, Mr. BAXLEY contacted the FBI, Birmingham, shortly after he was elected to the office of Attorney General for the State of Alabama, at which time he indicated that one of the great aims during his term as Alabama Attorney General would be to solve captioned matter. At that time he indicated that his investigators had been in contact with a source and that this source could possibly provide information concerning captioned matter. Mr. BAXLEY would not identify this source or the nature of the information that the source could possibly provide. At that time he requested the results of several interviews of individuals suspected by him of involvement in

This document contains neither
recommendations nor conclusions of
the FBI. It is the property of
the FBI and is loaned to your agency;
it and its contents are not to be
distributed outside your agency.

ENCLOSURE

157-1025-1728

RE: UNKNOWN SUBJECTS;
BOMBING OF SIXTEENTH STREET BAPTIST CHURCH,
BIRMINGHAM, ALABAMA, 9-15-63.

4-29-75

this case, along with results of considerable F.B.I. investigation as to the gathering of evidence, identities of individuals developed from investigation as being in the Birmingham area during the period of the bombing, and to review results of certain F.B.I. polygraph examinations conducted during investigation of this case. After making this request, Mr. BAXLEY was informed that inasmuch as this case was under active investigation at the time his request was being referred to the Assistant Attorney General in charge of the Civil Rights Division, Department of Justice. Mr. BAXLEY did not pursue his request further at this time.

During an appointment with Mr. BAXLEY, on April 25, 1975, it was determined that he was in possession of no additional information from the informant that had not been available to him in April, 1971. It was his feeling that with the passage of time certain individuals who had been previously interviewed by the F.B.I. may be inclined to broader cooperation with law enforcement officers than they were when initially contacted.

b7c

[REDACTED]

Mr. BAXLEY was informed that it should be borne in mind that the vast majority of the F.B.I. investigation, including interviews with many individuals, was conducted in some instances over ten years ago, and that considerable difficulty might be encountered in reconciling information provided by these individuals to the F.B.I. with their current recollection. Mr. BAXLEY seemed determined in proceeding ahead in order to fulfill his original goal of solving this case during his tenure as Alabama Attorney General. He requested that the results of interviews with the following individuals be made available at this time:

b7c

[REDACTED]

RE: UNKNOWN SUBJECTS;
BOMBING OF SIXTEENTH STREET BAPTIST CHURCH,
BIRMINGHAM, ALABAMA, 9-15-63.

4-29-75

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[REDACTED]

With the exception of [REDACTED]

[REDACTED] the files of the F.B.I., Birmingham contain numerous references on each of the above individuals, inasmuch as during investigation of this case they were contacted because of their association or affiliation with individuals who, because of their background or other reason, might have knowledge concerning this matter. It should also be pointed out that considerable information developed on each of these individuals could possibly have originated from confidential sources whose position in the community and in some instances personal safety are contingent today on maintaining the confidentiality of the information furnished in this matter.

Mr. BAXLEY claimed that any investigative reports provided by the F.B.I. would be available only to authorized investigators of his office. Mr. BAXLEY was advised that his request would be referred to the Civil Rights Division, Department of Justice for appropriate action.

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall

- 1 - Mr. N. P. Callahan
- 1 - Mr. J. B. Adams

DATE: 5/6/75

FROM : [REDACTED]

- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]

SUBJECT: BAPBOMB

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:

- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

This is the case of the bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/15/63, which resulted in the deaths of 4 Negro girls, injuries to 16 other persons and extensive property damage.

My memorandum 4/22/75 advised you that Mr. William J. Baxley, Attorney General, State of Alabama, had contacted Mr. Reed in the Director's Office indicating he had additional information in this matter and that he desired to see SAC, Birmingham, in that regard. SAC, Birmingham, conferred with Baxley on 4/25/75 and this memorandum advises you of the results and also recommends action to be taken.

As you were previously advised, Baxley previously contacted FBIHQ in April, 1971. During resulting contact by SAC, Birmingham, he indicated he had an informant believed by him to be of material assistance and he requested certain results of our prior investigation. His request was referred to the Civil Rights Division (CRD) (instant case supervised by that Division) and he was so advised. We told CRD we were taking no further action regarding his request in the absence of specific instructions and no such instructions have been received from CRD

When recontacted in response to his current request, Baxley advised an informant, whom he declined to identify, had provided information he felt warranted additional investigation. He said it was the same information he had in 1971, that he had not had the opportunity to develop same, but felt that with the passage of time, certain individuals previously contacted may now be cooperative. He asked that FBI Agents participate jointly

157-1025

Enclosures - letter dated 5/8/75 sent 5/9/75

[REDACTED]

CONTINUED - OVER

62

MAY 13 1975

WTC

Memorandum to Mr. W. R. Wannall
Re: BAPBOMB
157-1025

with his investigators in the "additional investigation." He was told this could not be done but that if there existed additional information constituting a basis for logical investigation, upon receipt we would conduct such investigation. Baxley said he preferred that the investigation be controlled from his office.

Baxley said if Agents were not available to participate in the joint investigation, he would appreciate receiving results of certain aspects of our prior investigation to assist him. He said any reports furnished would be made available only to authorized investigators of his office.

SAC, Birmingham, recommended that the above request be resisted. He pointed out that Baxley declined to elaborate on the nature of the "new information" and was generally vague about it. The results of investigation he requested consists of interviews of individuals previously interviewed by us based on their association with other individuals who, because of their background or activities, may have had knowledge concerning the case. SAC, Birmingham, feels disclosure of the requested information could lead to a breach of confidentiality concerning persons previously interviewed and suggested the matter be discussed with the CRD to insure that our interests are fully protected.

Our responsibility appears to consist of forwarding Baxley's request to CRD for its consideration; any other action appears inappropriate at this time.

ACTION:

(5-8-75)
Attached for approval is a letter to CRD enclosing an LHM setting out details of this matter and advising that no further action is being taken in the absence of a specific CRD request.

JBK
/pm

10

- 1 - W. P. Callahan
- 1 - Mr. J. B. Adams
- 1 - Mr. [REDACTED]

May 8, 1975

Assistant Attorney General
Civil Rights Division

Director, FBI

- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]

REC 44 157-1025-1729

UNKNOWN SUBJECTS;
BOMBING OF THE 16TH STREET
BAPTIST CHURCH, BIRMINGHAM,
ALABAMA, SEPTEMBER 15, 1963
BOMBING MATTERS

Reference is made to my memorandum dated April 12, 1971, wherein you were advised that Mr. William J. Baxley, Attorney General of the State of Alabama, had requested the results of certain aspects of investigation conducted by this Bureau in captioned case. As you were advised at that time, Mr. Baxley was told his request had been referred to your Division.

Mr. Baxley has again contacted this Bureau requesting results of certain aspects of FBI investigation in captioned case. He was again told that his request would be referred to the Civil Rights Division. Enclosed is a memorandum setting out details of that contact.

No further action will be taken by this Bureau regarding Mr. Baxley's request in the absence of specific instructions from you.

Enclosure

MAILED 7
MAY 9 1975
FBI

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____ (9)
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Plan. & Eval. _____
- Spec. Inv. _____

NOTE:

See memorandum [REDACTED] to W. R. Wannall dated 5/6/75, captioned "BAPBOMB" and prepared by [REDACTED]

54 MAY 29 1975

MAIL ROOM TELETYPE UNIT

UNITED STATES GOVERNMENT

Memorandum

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv.
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection
- Intell.
- Laboratory
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

- 1 - N. P. Callahan
- 1 - J. B. Adams
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- DATE: 12/2/75
- 1 - [REDACTED]
- 1 - [REDACTED]

TO : Mr. W. R. Wannall *wpw/RED*

FROM : [REDACTED]

SUBJECT: BAPBOM

BAPBOM is the code word for the investigation of the bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/16/63 which resulted in the deaths of 4 Negro girls, injuries to 16 other persons and extensive property damage. Purpose of this memorandum is to advise of the receipt of a request on 12/1/75, via Robert Havel, Director, Office of Public Information, Department of Justice, from William J. Baxley, Attorney General, State of Alabama, for certain results of our investigation in captioned case.

On 4/5/71 Mr. Baxley, then recently elected as Alabama Attorney General, contacted FBIHQ advising he had launched an inquiry into this case and desired assistance. He said he had an informant whom he declined to identify, whom he believed to be of material assistance. He requested the names of witnesses who could place certain suspects in Birmingham on 9/16/63, any available information as to automobiles then operated by the suspects, nature of explosive device or devices used in the bombing and advice as to any polygraph tests afforded to the suspects. He also wanted to interview the polygraph operator(s) who may have administered any such examinations. His request was referred to the Civil Rights Division with the statement that the FBI was taking no further action in the absence of a specific request from the Department. Mr. Baxley was advised of the referral. No instructions were received from the Department.

Mr. Baxley again contacted FBIHQ on 4/18/75 indicating he had additional information in this matter and when contacted by SAC, Birmingham, he stated he had information from an informant whom he declined to identify which warranted contact with numerous individuals previously interviewed by the FBI. He declined to elaborate on the information but indicated it was essentially the same information he had in 1971. He requested that FBI Agents

[REDACTED] (8) *43c*

Bu File 157-1025

CONTINUED - OVER
 DEC 9 1975
 [REDACTED] *43c*



Memorandum to Mr. Wannall
Re: BAPBOM

jointly participate with his investigators in any additional investigation which might be conducted and that if this were not possible, that results of our prior interviews of certain named individuals be made available to him. He was advised that if he had any new information, we would conduct any necessary additional investigation but that Agents could not be made available to assist him. SAC, Birmingham, recommended that the request be resisted because Baxley declined to explain the nature of his "new information" and because disclosure of results of prior interviews might lead to breaches of confidentiality regarding persons previously interviewed. However, Mr. Baxley's request was again forwarded to the Civil Rights Division with advice that we were taking no further action in the absence of specific instructions from the Department. No such instructions were received. Departmental Attorney William Gardiner, Civil Rights Division, subsequently inquired telephonically as to the action desired by the Bureau in this matter. It was pointed out to him that Baxley declined to furnish any of his information to us, the disclosure of some of the investigations requested might result in compromising confidentialities, but that the decision regarding dissemination was that of the Department.

Mr. Havel was apprised of the above background. He requested that the Civil Rights Division be contacted and that he be advised of the results. On 12/1/75 this matter was discussed with Departmental Attorney Gardiner who stated the Department's case is closed, that it has no objection to furnishing the requested information to Baxley and that he, Gardiner, will forward a communication so stating. Mr. Havel was advised accordingly.

Our investigation in this matter was closed in 1973 except for the submission by Birmingham of logical fingerprints for comparison with latent prints recovered during the investigation.

ACTION

1. It is recommended that upon receipt of the Department's communication, SAC, Birmingham, be instructed to make available to Mr. Baxley the results of our prior interviews of persons previously named by him.

2. SAC, Birmingham is being alerted telephonically of the impending request.

ASAC
CML
ENL
Advised 12/2/75

WPA/Jul

[Redacted]

WJC

[Redacted]

WJC

[Redacted]

PLAINTEXT

TELETYPE

1 - N.P. Callahan
1 - J.B. Adams
1 - [REDACTED]
1 - [REDACTED]
1 - [REDACTED]
1 - [REDACTED]

URGENT

TO BIRMINGHAM (157-352)

FROM DIRECTOR (157-1025) - 1730

DECEMBER 5, 1975

BAPBOM EX 104

REBHAIRTEL TO DIRECTOR DATED APRIL 29, 1975, ENCLOSING LHM AND BUCAL DECEMBER 4, 1975.

ON DECEMBER 1, 1975, ALABAMA STATE ATTORNEY GENERAL WILLIAM BAXLEY CONTACTED DEPARTMENT OF JUSTICE AND RESTATED HIS REQUEST PREVIOUSLY MADE TO YOU IN APRIL, 1975, FOR RESULTS OF CERTAIN ASPECTS OF FBI INVESTIGATION IN CAPTIONED MATTER.

BY LETTER DATED DECEMBER 3, 1975, CIVIL RIGHTS DIVISION HAS ADVISED IT INTERPOSES NO OBJECTION TO RELEASE OF ANY INFORMATION FROM BUFILES IN THIS MATTER TO MR. BAXLEY. THEREFORE, YOU SHOULD COMPLY WITH HIS REQUEST.

IF ANY INFORMATION REQUESTED WOULD TEND TO DISCLOSE SOURCES WHOSE IDENTITY CANNOT BE DISCLOSED, YOU SHOULD FURNISH PERTINENT INFORMATION ORALLY SO AS TO PROTECT SUCH SOURCES.

ADVISE MR. BAXLEY PROMPTLY OF THE RECEIPT OF DEPARTMENT AUTHORIZATION FOR RELEASE OF INFORMATION REQUESTED BY HIM.

UPON COMPLETION OF DISSEMINATION, ADVISE FBIHQ AND IDENTIFY INFORMATION FURNISHED TO MR. BAXLEY.

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____

Asst. Dir.:
Admin. _____
Comp. Syst. _____
Ext. Affairs _____
Files & Com. _____
Gen. Inv. _____
Ident. _____
Inspection _____
Intell. _____
Laboratory _____
Plan. & Eval. _____
Spec. Inv. _____
Training _____
Legal Coun. _____
Telephone Rm. _____
Director Sec'y _____

END

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

SEE NOTE PAGE TWO

DEC 05 1975

TELETYPE

5 5 DEC 19 1975

MAIL ROOM

TELETYPE UNIT

NOTE:

42
Memorandum ██████████ to Wasmall, 12/2/75, ██████████
advised of the receipt of Baxley's request. Memorandum
recommended that upon receipt of Department's authorization,
SAC, Birmingham, would be instructed to make necessary
dissemination to Baxley; it was also recommended that SAC,
Birmingham, be alerted to impending request. Latter aspect
handled by telephone call to ASAC, Birmingham, on 12/2/75.

UNITED STATES GOVERNMENT

Memorandum

Director

TO : Federal Bureau of Investigation

DATE: DEC 3 1975

FROM : J. Stanley Pottinger
Assistant Attorney General
Civil Rights Division

JSP:WLG:ljr

SUBJECT: Unknown Subjects; *Lyndon*
Bombing of Sixteenth Street Baptist Church
Birmingham, Alabama, September 15, 1963;
BOMBING MATTERS

DJ 144-1-906

Reference is made to a conversation between Special Agent [redacted] of your Bureau and William L. Gardner of this Division on December 1, 1975, concerning the renewed request made by Alabama State Attorney General William Baxley for access to certain statements and memoranda of interview in your file on this matter. Reference is also made to your memorandum of May 8, 1975, concerning the request which Mr. Baxley made of the SAC in Birmingham, Alabama some time prior to May 8.

Your memorandum of May 8 was the subject of several telephone conversations between [redacted] and Mr. Gardner. Attached hereto is a Division file memorandum reflecting those conversations, which Mr. Gardner read to [redacted] on December 1 and in which [redacted] re-concurred.

This Division's position remains the same; we have no objection to release of any information from the Bureau's files to the Attorney General of Alabama. We are in no position to assess whether granting the request would jeopardize Bureau sources or whether the request is not made in good faith.

SAC, BH, advised 5³⁰ PM, 12/4/75 [redacted]

TEL TO SAC, BH 12/5/75 [redacted]

ENCLOSURE

Bu File 157-1025

REC-57

157-1025-1731

DEC 9 1975



5 DEC 19 1975

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

67c

cc TO BH by R/S
12/8/75
67c

AL

AL
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67c

We have reviewed the file and Mr. Baxley's request and have no objection to your complying with it.

Attorney General Baxley has been informed by the SAC in Birmingham that the entire file can be revealed to him if Bureau headquarters approves. Please inform the field office that you have no objection to cooperating with Mr. Baxley. Thank you for your efforts in this regard.

The File

July 23, 1975

William L. Gardner
Deputy Chief
Criminal Section

WLG:ljr

DJ 144-1-906

62c
I had several conversations with [redacted] of the Bombing Unit of the Bureau (Tel. 175-4661) concerning their memorandum of May 8, 1975. I explained to [redacted] that the request seemed somewhat unusual to us because it was not handled as a Freedom of Information Act request and that it would appear to be as much a Bureau decision as anyone else's whether to divulge the contents of the reports. I also stated that the underlying letterhead memorandum from Birmingham seemed to indicate that disclosure would jeopardize present Bureau sources, and that we were in no position to make a judgment on that question. Accordingly, I called to seek their opinion as to what decision they expected on disclosure.

[redacted] checked with the SAC in Birmingham and informed me subsequently that the SAC felt the request by State Attorney General Baxley was not made in good faith and that they were not particularly enthusiastic about furnishing the information.

We agreed that Baxley had been responded to by the SAC and told that the reports would not be forthcoming and that he should take the matter up with the Civil Rights Division. Baxley has not done so. We agreed not to send a written response but to file the request. We further agreed that if Baxley renewed his request either to us or to the Bureau we would authorize an oral briefing as to the contents of the statements, thus preserving any parts deemed to be confidential.

cc: Gardner

ENCLOSURE

157-1022 - 1731

cc to BH by P/S
12/8/75

UNITED STATES GOVERNMENT

Memorandum

- 1 - N. P. Callahan
- 1 - B. Adams
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
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- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____

TO : Mr. W. R. Wannall *WRW*

DATE: 12/22/75

FROM : [REDACTED] *62c*

SUBJECT: BAPBOMB

BAPBOMB is the code word for the investigation of the bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/16/63, which resulted in the deaths of four Negro girls, injuries to sixteen other persons and extensive property damage. Purpose of this memorandum is to advise of receipt of a request from the Mayor of Birmingham to review FBI files regarding above case, regarding any other race-related bombings which occurred in Birmingham during the period 1961-63 and concerning the beating of Freedom Riders at the Trailways Bus Station, Birmingham, on 5/14/61.

^B My letter dated 12/15/75, received by our Birmingham Office on 12/17/75, Birmingham Mayor David Vann requested that he be allowed to see FBI files regarding captioned case and any other "race-related bombings" in Birmingham during the period 1961-63. Birmingham teletype dated 12/17/75, advising of receipt of request, also advised efforts were being made to contact Mayor Vann for clarification of his request. A second letter dated 12/17/75, was received by Birmingham from Mayor Vann in which he requested that he also be allowed to see FBI files on the beating of the Freedom Riders on 5/14/61, at the Trailways Bus Station, Birmingham.

SAC, Birmingham contacted Mayor Vann on 12/18/75, at which time Vann advised that the appearance of Gary Thomas Rowe before a U. S. Congressional committee (apparently referring to the testimony of former FBI Klan informant Gary Thomas Rowe, Jr. before the U. S. Senate Select Committee on Intelligence Activities, on 12/2/75) caused the Freedom Riders incident to become the subject of discussion by the Birmingham City Council. As a result Vann had the Birmingham Police Department review its records concerning incidents of such nature during the early 1960's. After receiving the results of the review, he felt that examination of FBI files on the Freedom Riders case and captioned case would provide him with

157-1025
1 - 149-1684

Enclosure - Sent 12-24-75

REC-60

157-1025-1732

17 DEC 30 1975



5010-108

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

CONTINUED - OVER

EMPE

Memorandum to Mr. W. R. Wannall
Re: BAPBOMB
157-1025

a more thorough understanding of law enforcement efforts in these matters. He said any files made available would be reviewed by two "top" Birmingham Police Officers under the direction of the Chief of Police and one of Vann's legal aides would also be present.

SAC, Birmingham advised Vann that FBI files, in their entirety, would not be made available and that information from such files could only be released with the approval of the Department of Justice. Vann was unable to elaborate further on the nature of his request by way of being more specific as to the type or nature of information he desired. He asked that the usual steps seeking approval of his request be instituted and that if possible, he be advised prior to 12/29/75 of the approval or disapproval of his request.

You will recall that we previously received a request for certain information from our files on captioned case from the Attorney General of Alabama. Following receipt of Departmental approval, dissemination of the requested information was instituted by our Birmingham Office and is continuing at the present time.

ACTION:

Attached for approval is a letter transmitting to the Civil Rights Division the request of Mayor Vann.

[REDACTED]

h7c

- 1 - N. P. Callahan
- 1 - J. Adams
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]

b7c

Assistant Attorney General
Civil Rights Division

December 23, 1975

Director, FBI (157-1025)

- 1 - [REDACTED]
- 1 - [REDACTED]

UNKNOWN SUBJECTS
BOMBING OF THE 16TH STREET
BAPTIST CHURCH, BIRMINGHAM,
ALABAMA, SEPTEMBER 15, 1963,
BOMBING MATTERS

Baptomb

Reference is made to your files 144-1-554,
144-1-906, and 144-2-310.

This is to advise that by letter dated
December 15, 1975, received by our Birmingham Office
on December 17, 1975, Mayor David Vann, Birmingham,
Alabama, requested that he be allowed to review FBI
files containing the results of investigation in
captioned case, as well as FBI files concerning any
other "race-related bombings" which occurred in
Birmingham during the period 1961-63. In a second
letter, dated December 17, 1975, he requested that he
also be allowed to review FBI files regarding the
beating of the Freedom Riders on May 14, 1961, at the
Trailways Bus Station, Birmingham.

Mayor Vann was contacted by the Special
Agent in Charge of our Birmingham Office on December 18,
1975, at which time he was advised that FBI files in
their entirety could not be made available to him and
that the authority of the Department of Justice would
be required prior to the furnishing to him of any
information from such files. When asked to be more
specific about the information he was seeking, he was
unable to elaborate. However, he requested that
necessary steps seeking approval of his request be
instituted. He stated that any files made available
would be reviewed by two officials of the Birmingham
Police Department under the direction of the Chief of
Police and that one of his legal aides would also be
present.

REC-5

157-1025-11

DEC 30 1975

1 - 149-1684

(12)

SEE NOTE PAGE 2

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
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- Laboratory _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Off. Coun. _____
- Telephone Rm. _____
- Director Sec'y _____

MAIL ROOM TELETYPE UNIT

Assistant Attorney General
Civil Rights Division

Mayor Vann requested that, if possible, he be advised prior to December 29, 1975, as to whether his request had been approved or disapproved.

Obviously, FBI files as such can not be made available to Mayor Vann in view of the fact that they may contain information which could compromise confidentialities, identify confidential sources and disclose confidential investigative techniques. As to making information from such files available to him, it would appear that the information desired will have to be specifically defined both for the purpose of your decision as to its release and for the purpose of locating such information in FBI files. As indicated above, Mayor Vann was unable to furnish specifics.

However, in view of the nature of Mayor Vann's request, this matter is being forwarded to you for your consideration. Your advice is requested.

As a related matter of interest, you will recall that a request for the results of certain information of FBI investigation in captioned case was recently received from Mr. William J. Baxley, Attorney General of the State of Alabama. Following receipt of your authorization, dissemination of that information to Mr. Baxley was instituted and is continuing.

NOTE:

62
See Memo [redacted] to Wannall 12/19/75 captioned
"BAPBOMB, [redacted]"

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

Asst. Dir.:

ASST. DIR. OF COMM. DIVISION
DEC 14 1961

1074
Ident.

TELETYPE

RE BIRMINGHAM TELETYPE TO BUREAU, 12/13/61
A TELETYPE DATED DECEMBER 13, 1961, FROM THE
CITY OF BIRMINGHAM, ALABAMA, MADE AN ADDITIONAL REQUEST
TO THE BUREAU OF INVESTIGATION
TO HIS REQUEST FOR INFORMATION CONCERNING RACE RELATED
BOMBINGS IN BIRMINGHAM AND ASKED IF HE WOULD BE ALLOWED TO

SEE THE FILES ON THE MURKING OF FREEDOM RIDERS WHICH OCCURRED
ON MAY 14, 1961, AT TRAILWAYS BUS STATION IN BIRMINGHAM. HE
REFERRED TO NEWSPAPER ACCOUNTS INDICATING THAT INVESTIGATION
WAS CONDUCTED. MAYOR VANN REQUESTED ADVICE AS TO WHAT ACTION
TO BE TAKEN IN ORDER FOR HIM TO RECEIVE THIS INFORMATION.

MAYOR VANN WAS CONTACTED THIS DATE BY THE SAC, BIRMINGHAM,
BIRMINGHAM, CONCERNING HIS REQUEST, AT WHICH TIME HE ADVISED
THAT WHEN THE GARY THOMAS ROWE CONGRESSMAN TESTIFIES IN OFFICE
THE FREEDOM RIDERS INCIDENT TO BECOME A SUBJECT BEFORE THE

REC-5 1581025-173

Memo TO [redacted]

Memo TO AAG, CID [redacted]

56 JAN 3 1976

cc [redacted]

PAGE TWO BH 157-3520

BIRMINGHAM CITY COUNCIL, BIRMINGHAM, ALABAMA, HAS REQUESTED TO CONDUCT A REVIEW OF ITS RECORDS CONCERNING INCIDENTS OF THIS

OF THE BIRMINGHAM POLICE DEPARTMENT. THE POLICE DEPARTMENT HAS ADVISED THAT A REVIEW OF FBI FILES ON THE FREEDOM RIDER CASE AND THE BAPTIST CASE WOULD PROVIDE HIM WITH A MORE THOROUGH UNDERSTANDING OF LAW ENFORCEMENT EFFORTS IN THESE MATTERS. MAYOR VANN WAS UNABLE TO BE SPECIFIC AS TO THE TYPE OR NATURE OF INFORMATION DESIRED FROM FBI FILES. HE ADVISED THAT SHOULD FBI FILES BE MADE AVAILABLE THEY WOULD BE REVIEWED BY TWO TOP BIRMINGHAM POLICE OFFICERS UNDER THE DIRECTION OF CHIEF OF POLICE JAMES C. PARSONS AND ONE OF MAYOR VANN'S LEGAL AIDES WOULD BE PRESENT.

MAYOR VANN WAS ADVISED THAT UNDER NO CIRCUMSTANCES WOULD FBI FILES BE ACCESSIBLE IN THEIR ENTIRETY TO ANY INDIVIDUAL AND ONLY UNDER CERTAIN CONDITIONS, ONE OF WHICH WOULD BE TO OBTAIN APPROVAL FROM THE DEPARTMENT OF JUSTICE, WOULD INFORMATION BE MADE AVAILABLE TO DULY CONSTITUTED LAW ENFORCEMENT AUTHORITIES. MAYOR VANN WAS UNABLE TO ELABORATE FURTHER ON THE NATURE OF HIS

PAGE THREE BY 157-3

REQUEST, BUT ASKED THAT ALL STEPS FOR APPROVAL OF SUCH

REQUESTS BE INSTALLED

AT ALL POSSIBLE. A DELAY OF THE APPROVAL OF SUCH REQUESTS

BE CONVEYED TO HIM FROM THE

END

157-3-10

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

DEC. 17 1975

TELETYPE

- Dep. A.D.-Inv. _____
- Asst. Dir.: _____
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. *WJH* _____
- Laboratory _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Legal Coun. _____
- Telephone Rm. _____
- Director Sec'y _____

13
NR000 BR PLAIN

7:40 PM WTEL DECEMBER 17, 1975 RJR

TO: DIRECTOR (157-1025)

FROM: BIRMINGHAM (157-922)

0 CONFIDENT

BY LETTER DATED 12/15/75 (RECEIVED FBI, BIRMINGHAM, TEN N. W., 12/17/75), MAYOR DAVID VANN, CITY OF BIRMINGHAM, ALABAMA, REQUESTED HE BE ALLOWED TO SEE THE FBI FILES RELATIVE TO THE INVESTIGATION INTO THE BOMBING OF THE SIXTEEN STREET BAPTIST CHURCH ON 9/15/68. HE INDICATED THIS REQUEST WAS GENERATED BY THE CITY COUNCIL OF BIRMINGHAM, AND IN HIS LETTER HE DECLARED THAT HE WOULD KEEP ALL INFORMATION RECEIVED FROM THE FBI IN THE STRICTEST CONFIDENCE. IN ADDITION HE ASKED FOR ANY INFORMATION AVAILABLE ON OTHER RACE RELATED BOMBINGS WHICH OCCURRED IN BIRMINGHAM DURING THE PERIOD BETWEEN 1961 AND 1968.

ST-117

REC-65

157-1025-17

17 JAN 14 1976

EFFORTS TO CONTACT MAYOR VANN THIS DATE FOR CLARIFICATION AND MORE SPECIFIC DETAILS CONCERNING HIS REQUEST NEGATIVE. HOWEVER, IT IS EXPECTED CONTACT WILL BE MADE ON
END PAGE ONE

MEMO TO WANNALL 12/22/75

MEMO TO HAG, ERD 12/23/75

70 JAN 23 1976



[Handwritten signature]



PAGE TWO BR 157-332

MORNING OF 12/16/75. MAYOR VANN WILL BE ASKED TO SPECIFICALLY IDENTIFY INDIVIDUALS WHO WILL HAVE ACCESS TO FBI FILES SHOULD THEY BE MADE AVAILABLE AND HE WILL ALSO BE ASKED IF THERE IS ANY SPECIFIC AREA OF INVESTIGATION IN WHICH HE IS PARTICULARLY INTERESTED, SO THAT IF POSSIBLE SOME LIMITATION CAN BE MADE TO HIS REQUEST. AS TO THE OTHER PART OF HIS REQUEST CONCERNING INFORMATION ON ANY RACE RELATED BOMBINGS IN BIRMINGHAM BETWEEN 1961 AND 1968, MAYOR VANN WILL BE FACTUALLY INFORMED THAT BECAUSE OF THE LACK OF SPECIFICITY IT WOULD BE EXTREMELY DIFFICULT, IF NOT IMPOSSIBLE, TO HONOR HIS REQUEST.

MAYOR VANN, OF COURSE, WILL BE INFORMED THAT REQUESTS OF THIS NATURE MUST BE SENT TO FBI HEADQUARTERS AND TRANSMITTED TO THE DEPARTMENT OF JUSTICE FOR CONSIDERATION AS TO APPROVAL OR DISAPPROVAL. THE BUREAU WILL BE ADVISED BY TELETYPE IMMEDIATELY FOLLOWING CONFERENCE WITH MAYOR VANN CONCERNING HIS REQUEST.

END PAGE TWO

PAGE THREE ON 157-302

ADDENDUM:

BY WAY OF BACKGROUND, AS A RESULT OF NATIONAL PUBLICITY GENERATED BY GARY THOMAS ROWE'S TESTIMONY BEFORE CONGRESSIONAL COMMITTEE, A BIRMINGHAM CITY COUNCILMAN ENTERED MOTION BEFORE COUNCIL TO REVIEW POLICE ACTIONS DURING KLAN ATTACK ON FREEDOM RIDERS ON 9/14/61. THE COUNCIL VOTED DOWN THIS MOTION; HOWEVER, MAYOR VANN ASSURED THE COUNCIL THAT HE WOULD REVIEW BIRMINGHAM POLICE RESPONSE TO EVENTS OCCURRING DURING THIS PERIOD. MAYOR VANN FEELS THAT REVIEW OF FBI FILES IN BARBOND CASE WOULD PROVIDE ^RINSIGHTNESS TO HIS INVESTIGATION.

END

1 - N. F. Callahan
1 - J. E. ...
1 - [REDACTED]
1 - [REDACTED]
1 - [REDACTED]
1 - [REDACTED]
1 - [REDACTED]
1 - [REDACTED]

47

PLAINTEXT

TELETYPE

URGENT

TO SAC, BIRMINGHAM (157-352)

JANUARY 22, 1976 ^{3 per k}

FROM DIRECTOR, FBI (157-1025)

BAPECO

PERSONAL ATTENTION

REBTEL DATED DECEMBER 18, 1975.

DEPARTMENT HAS ADVISED IT WILL DEFER TO FBI REGARDING REQUEST OF MAYOR VANN. COPY OF DEPARTMENT'S LETTER FOLLOWING SEPARATELY.

YOU SHOULD IMMEDIATELY CONTACT MAYOR VANN AND ADVISE HIM DEPARTMENT HAS DEFERRED TO THE FBI REGARDING HIS REQUEST. ADVISE HIM THAT INFORMATION IN CAPTIONED MATTER IS PRESENTLY BEING FURNISHED TO ATTORNEY GENERAL WILLIAM J. BAXLEY, STATE OF ALABAMA, IN CONNECTION WITH INVESTIGATION BEING CONDUCTED BY MR. BAXLEY AND THAT FBI FEELS MAYOR VANN'S REQUEST WOULD MORE PROPERLY BE DIRECTED TO MR. BAXLEY INASMUCH AS FURNISHING OF INFORMATION BY FBI TO OTHER LOCAL AND/OR STATE OFFICIALS COULD CONCEIVABLY INTERFERE WITH MR. BAXLEY'S INVESTIGATION.

SUBMIT LHM FOLLOWING CONTACT WITH MAYOR VANN SO THAT THE DEPARTMENT MAY BE APPROPRIATELY ADVISED IN THIS MATTER.

END

REC-50

157-1025-1736
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JAN 26 1976
229

TELETYPE

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Legal Coun. _____
- Telephone Rm. _____
- Director's Sec'y _____

1 - 149-1684

NOTE:

See memorandum to Wannall dated 1/21/76, captioned as above.

INITIALED
DIRECTOR'S OFFICE

5 FEB 9 1976

MAIL ROOM

TELETYPE UNIT

N. P. Callahan
J. B. Adams

1 [REDACTED] LA
1 [REDACTED]
1 [REDACTED]

PLAINTEXT

TELETYPE

URGENT

TO SAC, BIRMINGHAM (157-352)
FROM DIRECTOR, FBI (157-1025)

42
FEBRUARY 2 1976
JANUARY 30, 1976
RENT

1 [REDACTED]
1 [REDACTED]

BAPBOMB.

REURTEL DATED JANUARY 26, 1976.

THE REQUEST OF MAYOR VANN REFERRED TO IN REFERENCED TELETYPE IS BEING REFERRED TO CIVIL RIGHTS DIVISION OF THE DEPARTMENT AND YOU SHOULD SO ADVISE MAYOR VANN.

FOR YOUR INFORMATION, MAYOR VANN'S REQUEST IS BEING FORWARDED TO THE DEPARTMENT ADVISING OF THE MANNER IN WHICH HIS PREVIOUS REQUEST WAS ANSWERED AND REQUESTING CONCURRENCE IN MAKING A SIMILAR RESPONSE TO HIS CURRENT REQUEST.

END

REC-15/57-1095-173

[REDACTED]
(10)

EX-115

FEB 4 1976

NOTE:

See memorandum [REDACTED] to W. R. Wannall, dated 1/28/76, captioned as above, prepared by [REDACTED]

RECEIVED
2 ST 6/18/76
COMM-FBI

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Legal Coun. _____
- Telephone Rm. _____
- Director Sec'y _____

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

FEB 02 1976
TELETYPE

INITIALED
DIRECTOR'S OFFICE

61 FEB 12 1976

MAIL ROOM TELETYPE UNIT

GPO 51

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FEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET

41

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- Deleted under exemption(s) b2, c, d with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
- Information pertained only to a third party. Your name is listed in the title only.
- Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld for the following reason(s):

For your information: _____

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UNITED STATES GOVERNMENT

Memorandum

TO : Director
Federal Bureau of Investigation

DATE: JAN 12 1976

FROM : JSP
J. Stanley Pottinger
Assistant Attorney General
Civil Rights Division

JSP:WLG:vap
DJ 144-1-906

SUBJECT: Unknown Subjects;
Bombing of the 16th Street
Baptist Church, Birmingham,
Alabama, September 15, 1963,
BOMBING MATTERS



Reference is made to your memorandum dated December 23, 1975.

We have reviewed your above referenced memorandum concerning the request by Mayor David Vann of Birmingham, Alabama for access to FBI files in the above captioned matters. Our view with respect to this request is similar to the one we expressed with respect to the request of Alabama Attorney General Baxley, although we note that because Mayor Vann is not a law enforcement official he has far less of a legitimate claim for access to these materials. It is our view, however, that the Bureau is in the best position to determine whether disclosure of your files would "compromise confidentialities, identify confidential sources and disclose confidential investigative techniques." Accordingly, we defer to your Bureau on this question. Let me add that it appears that the Mayor's request was made prior to your disseminating any information to Attorney General Baxley. Perhaps if you can advise the Mayor of your cooperating with Mr. Baxley, the Mayor would withdraw his request.

40 JAN 15 1976

h2c
Memo [redacted] TO WANNALL

REC-3 157-1025-1739
25
JAN 14 1976

1/19/76 [redacted]
Teletype to SAC, Birmingham
1/20/76 [redacted]



cc to BH by A/S
EB 2/17/76 [redacted]

FEB 10 1976

UNITED STATES GOVERNMENT

Memorandum

- 1 - N. P. Callahan
- 1 - J. B. Adams
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]

(Attn: [REDACTED])

DATE: 1/21/76

- Assoc. Dir. _____
- Dep. AD-Adm. _____
- Dep. AD-Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

TO : Mr. W. R. Wannall *WRW*

FROM : [REDACTED] *42*

SUBJECT: BAPBOM

BAPBOM is the code word for the case involving the bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/16/63.

Purpose of this memorandum is to recommend action regarding a request from the mayor of Birmingham, David Vann, to review FBI files regarding captioned case.

By memorandum dated 12/22/75 (copy of same and its enclosure attached for ready reference) you were advised Mayor Vann, through our Birmingham Office, requested permission to conduct above-mentioned file review. He stated recent Congressional hearings raised the issue of local law enforcement efforts in Birmingham during racial incidents in early 1960s and he felt above file review might provide him with a more thorough understanding in that regard. He was told information from FBI files could only be released with approval of the Department of Justice and that his request would be forwarded to the Department.

By memorandum 1/13/76 the Civil Rights Division advised in effect that decision as to release of information would be left to the Bureau.

You will recall that at the present time our Birmingham Office is, with Departmental authorization, furnishing certain information from its files in captioned case to William J. Baxley, Attorney General, State of Alabama, in connection with investigation presently being conducted by him in captioned matter. Inasmuch as the ranking law enforcement officer of the State is presently inquiring into this case, in effect, assuming local investigative jurisdiction, it would appear improper for the FBI to furnish

Enclosures - sent 1-23-76
157-1025
1 - 149-1684

EX 104

REC-3 157-1025-1741

CONTINUED - OVER
25 FEB 4 1976



FEB 27 1976
135

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

Memorandum to Mr. Wannall
Re: BAPBOM
157-1025

information in that regard to Alabama officials of lesser rank. Doing so might subject the Bureau to criticism of taking action of a nature which might interfere with the Attorney General's investigation. The proper course of action appears to be that of advising Mayor Vann that the Bureau has been authorized by the Department to respond to his request, that the Attorney General of Alabama is conducting investigation in this matter, that information from Bureau files is being furnished to the Attorney General and that the Bureau feels the Mayor's request would be more properly made to the Attorney General so as to avoid possible interference with the Attorney General's investigation.

Coordinated with the Office of Legal Counsel.

ACTION:

Attached for approval is a teletype to SAC, Birmingham, instructing him to contact Mayor Vann and advise him in line with the above observations.

WRW/TM

[REDACTED]

67c

FBI

Date: 1/21/76

Transmit the following in _____
(Type in plaintext or code)

Via AIRTEL AIRMAIL - REGISTERED
(Precedence)

TO: DIRECTOR, FBI (157-1025)
FROM: SAC, BIRMINGHAM (157-352)(P)
SUBJECT: BAPBOMB

2 Copies made by C.T.
for review by Rowe Task Force
Date 12/11/78
Cover pg 1 & 2 of
Entire Enclosure

Re telephone call to ASAC CARL F. FREEMAN, Birmingham,
1/16/76, from Bureau Supervisor _____ Division 5.

[REDACTED]

[REDACTED]

b7c 10

[REDACTED]

157-1025-176

Feb 4 15 JAN 24 1976

ENCLOSURE

- 1 - Bureau (Encls. 12)
- 1 - Birmingham

[REDACTED]

[REDACTED]

Approved: 59049 21970 K1 edy Special Agent in Charge

Sent _____ M Per _____

K115-

BH 157-352

b7c

Birmingham has been unable to locate any copies of the material furnished by [redacted] in its files, although it appears that this information was probably obtained from the Birmingham files and furnished to the Birmingham Police Department at an unknown time, with the exception of the information relating to a fishing bobber.

Birmingham has reviewed all FBI Laboratory Reports in the Bapbomb and related bombing cases and no mention was ever made in these reports of a fishing bobber being found at any of the crime scene searches.

The above information is being furnished to the Bureau to aid them in their search to attempt to locate copies of this material.

b7c
19

Birmingham is continuing its file reviews regarding [redacted] based upon information relating to [redacted] which was also furnished to Birmingham by [redacted] on 1/19/76. Upon completion of the necessary review, Birmingham will submit by separate communication an appropriate letterhead memorandum setting forth copies of the information furnished by [redacted] as well as the results of any investigation conducted by the Birmingham Office in connection with [redacted]

**SUMMARY OF INVESTIGATION,
BOMBING OF 16TH STREET BAPTIST
CHURCH, BIRMINGHAM, ALABAMA,
SEPTEMBER 15, 1963**

I. PHYSICAL EVIDENCE AT SCENE

A complete crime scene was conducted with the aid of laboratory experts and Bureau Agents. The scene was protected by the Birmingham Police Department by roping off the area and placing armed guards.

a. An examination of the material, consisting of wood, metal, and masonry located in the vicinity of the explosion forwarded to the FBI Laboratory failed to identify the type of explosive due to a lack of residue.

b. No fragments of a mechanical timing device, fuse, or blasting caps were found. It should be noted, however, that a small red plastic and wire piece was located at the crime scene and was identified as part of a fishing bobber.

II. CHRONOLOGICAL SUMMARY OF PRELIMINARY INVESTIGATION

A complete neighborhood embracing several blocks in each direction from the church was conducted. Interviews in this area number in the hundreds. The owners of all license numbers recorded by persons on the bomb site 9/15/63, as well as those recorded by Bureau Agents during the pertinent time the two Sundays following, as well as interview of all stores open in the vicinity at the pertinent time, was conducted. Automobile owners were identified and interviewed as to reasons why they were in the vicinity and for investigative leads.

The church has a membership roster of 400 names. Of these, about 150 were in attendance at the time of the bombing. All have been located and interviewed, but nothing pertinent developed.

ROBERT EDWARD CHAMBLISS

66
ROBERT EDWARD CHAMBLISS, 2505 32nd Avenue, North, Birmingham, Alabama, (phone 323-5140); age 59 years; born January 14, 1904, Pratt City, Birmingham, Alabama; employed as truck driver by Rebuilt Auto Parts Company, 919 3rd Avenue, South, Birmingham, Alabama, (phone 322-3579).
[REDACTED]

CHAMBLISS is considered a logical suspect, based upon his past activities and associations; his extreme anti-integration views; his acts of physical violence against Negroes; and his free use of dynamite in terrorizing tactics, which has earned for him the nickname of "Dynamite Bob". Formerly employed by the City in the Garbage Department, CHAMBLISS was discharged because of unfavorable publicity, brought about by the brutality of his acts.

670
CHAMBLISS has been active in Ku Klux Klan activities, since at least 1946, was Exalted Cyclops of the Klavern until 1951, when he abandoned open Ku Klux Klan activities because of unfavorable publicity.
[REDACTED]

CHAMBLISS has been interviewed at length by FBI Agents on September 28, 1963, and October 11, 1963, at which time he denied participation or knowledge of the present bombings. He has been the subject of numerous surveillances during which time it was established that he has been in contact with known members of the Ku Klux Klan and with well known pro-segregationist leaders of the Birmingham area. From interview, CHAMBLISS has admitted association with these people and has identified himself as being a strong segregationist.

It has been established that CHAMBLISS was at home or in the immediate vicinity on the morning of September 15, 1963, through interview of [REDACTED]
67010

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FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

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Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

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Information pertained only to a third party with no reference to you or the subject of your request.

Information pertained only to a third party. Your name is listed in the title only.

Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

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For your information: _____

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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

JAN 26 1976

TELETYPE

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Dep.-A.D.-Inv.	_____
Asst. Dir.:	
Admin.	_____
Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	<i>WJF</i>
Laboratory	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Legal Coun.	_____
Telephone Rm.	_____
Director Sec'y	_____

7:15 P.M. REEL JAN 26, 1976 P#8

TO DIRECTOR, FBI (157-1025)

FROM BIRMINGHAM (157-352) (P)

RE BUREAU TELETYPE TO BIRMINGHAM, JAN. 23, 1976.

REVIEW OF BIRMINGHAM FILES CONDUCTED BASED ON LETTER FROM BIRMINGHAM, ALA. MAYOR DAVID MANN, JAN. 13, 1976, REQUESTING ALL BIRMINGHAM FBI FILES IN THE FOLLOWING TWELVE BOMBINGS, WHICH OCCURRED BETWEEN DEC. 26, 1966 AND APRIL 1, 1968. ACCORDING TO BIRMINGHAM FILES, NO ACTIVE INVESTIGATION WAS CONDUCTED BY THE FBI IN THE FOLLOWING SEVEN BOMBINGS: (1) BOMBING OF RESIDENCE FRED L. SHUTTLESWORTH, 3191 29TH AVE. N., BIRMINGHAM, ALA., DEC. 26, 1966. (2) BOMBING OF DETWEL BAPTIST CHURCH, BIRMINGHAM, ALA., JUNE 20, 1960. (3) BOMBING OF RESIDENCE WILLIAM W. MCGOWAN, 1134 18TH AVE. N., BIRMINGHAM, ALA. JULY 17, 1962. (4) BOMBING OF DETWEL BAPTIST CHURCH 18TH AND STONEY ST., BIRMINGHAM, ALA., JULY 17, 1962. (5) BOMBING OF TRIUMPH, THE CHURCH OF CHRIST, TEMPLE NO. 7, BIRMINGHAM, JULY 17, 1962. (6) BOMBING OF ST. LUKE WELLS BAPTIST CHURCH, 12TH AVE. N. & 2ND ST. N., BIRMINGHAM, ALA., JULY 17, 1962. (7) BOMBING OF DETWEL BAPTIST CHURCH, BIRMINGHAM, ALA., DEC. 14, 1960.

EX-116

REC-15 157-1025-1742

1742

FEB 10 1976

Memorandum
1/29/76
4076
WANNALL
+105

Memorandum TO WANNALL
2/3/76
Letter to AAG, CAD
2/9/76
675

PAGE TWO

BR 157-352

ACTIVE INVESTIGATION WAS CONDUCTED BY THE BIRMINGHAM FBI IN THE INITIAL STAGES OF THE FOLLOWING THREE BOMBING CASES; HOWEVER, IN NOVEMBER, 1968, THESE CASES WERE INVESTIGATED JOINTLY WITH IN CONNECTION OF THE BOMBING OF THE 16TH STREET BAPTIST CHURCH OF APRIL 19, 1968: (1) BOMBING OF RESIDENCE OF ARTHUR SWORDS, 1026 6TH ST., BIRMINGHAM, ALA., APR. 27, 1968. (2) BOMBING OF HOME OF W. S. HINE, 701 12TH ST., TRULEY, BIRMINGHAM, ALA., APR. 11, 1968. (3) BOMBING OF W. S. GASTON HOTEL, 1511 5TH AVENUE, BIRMINGHAM, ALA., APR. 11, 1968.

ACTIVE INVESTIGATION WAS ALSO CONDUCTED BY THE BIRMINGHAM FBI IN CONNECTION WITH THE BOMBING OF THE RESIDENCE OF W. L. GOSWELL, 1818 12TH AVENUE, BIRMINGHAM, APRIL 1, 1968.

(12) THIS CASE WAS CONDUCTED PARTIALLY IN THE INVESTIGATION OF THE BOMBING OF THE BIRMINGHAM, ALA. MARCH 31 - 25, 1968.

IT IS NOTED THAT LANCE WALKER ADVISED THAT HIS SERVICES WOULD BE MORE PROPERLY DIRECTED TO ATTORNEY GENERAL WILLIAM S. BOWEN, THE STATE'S CHIEF LAW ENFORCEMENT OFFICER,

PAGE THREE BH 157-350

INFORMATION AS BIRMINGHAM WAS FURNISHED TAMELY INFORMATION CONCERNING THE 1000 LIND OF THE 10TH ST. BAPTIST CHURCH.

AS SET FORTH ABOVE, ALL OF THE CASES REFERRED TO BY VAIN WERE CONDUCTED IN CONJUNCTION WITH THE CASE INVOLVING THE BOMBING OF THE 10TH ST-BAPTIST CHURCH ON SEPT. 15, 1963.

SA [redacted] WILL BE MADE TO CONTACT MAYOR WALKER ON JAN. 3, 1978 AS OUTLINED ABOVE.

END

2/1

11
Supervisor
[redacted]
42
B.H,
INSTRUCTED
TO HOLD
CONTACT WITH
MAYOR IN
ABOYANCE
PENDING
BUREAU
INSTRUCTION
1/29/76
RXX

ALL FBIHQ ACK TKS CLR

Memorandum

Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.:

- Admin. Serv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Rec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

1 N. P. Callahan
 1 - J. B. Adams
 1 - [REDACTED]
 (Attch: [REDACTED])
 DATE: 2/5/76
 1 - [REDACTED]
 (Attch: [REDACTED])
 1 - [REDACTED]
 1 - [REDACTED]
 1 - [REDACTED]
 1 - [REDACTED]

TO : Mr. W. R. Wannall *WR*

FROM : [REDACTED] *62*

SUBJECT: BAPBOMB

BAPBOMB is the code word for the case involving the bombing of the 16th Street Baptist Church, Birmingham, Alabama, on 9/16/63.

Purpose of this memorandum is to obtain approval of attached letter to the Civil Rights Division (CRD) forwarding request of David Vann, Mayor of Birmingham, for review of FBI files regarding twelve bombing incidents which occurred in Birmingham during the period 1956-1965.

My memorandum of 1/28/76 advised of receipt of above request from Mayor Vann, which request was preceded by an earlier request. The earlier request was forwarded to the CRD of the Department and the Department subsequently deferred to the Bureau. It was recommended and approved that Mayor Vann be advised his request would be more appropriately directed to William Baxley, Attorney General of Alabama, to whom information regarding captioned matter is being furnished in connection with investigation being conducted by Mr. Baxley. By above-mentioned memorandum of 1/28/76 it was recommended and approved that Mayor Vann's current request be forwarded to the Department, advising the Department of the manner of disposition of the Mayor's prior request and requesting concurrence in responding in like manner to his current request.

Extensive file review to locate necessary information so that the Department could be appropriately referred to the incidents in question has been completed.

ACTION:

Attached for approval is a letter to the CRD forwarding Mayor Vann's request, advising CRD of the manner of disposition of Mayor Vann's prior request and requesting concurrence in similar handling of his current request.

Enclosure *sent 2/9/76* [REDACTED]

157-1025

REC-48

157-1025-174

EX-116

FEB 13 1976



5010-108

(9) 56 FEB 27 1976

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. W. R. Wannall *Wannall* *hzc*

FROM : [REDACTED]

SUBJECT: BAPBOMB

- 1 - Mr. N. P. Callahan
- 1 - Mr. J. B. Adams
- 1 - [REDACTED]

DATE: 1/28/76

- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection *hzc*
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

BAPBOMB is the code word for the case involving the bombing of the 16th Street Baptist Church in Birmingham, Alabama, on 9/16/63.

Purpose of this memorandum is to advise of receipt of another request from David Vann, Mayor of Birmingham and review of certain FBI files.

By memorandum 12/22/75 you were advised Mayor Vann had requested to review FBI files in captioned case, the beating of Freedom Riders on 5/14/61 at the Trailways Bus Station, Birmingham, and "any other race-related bombings" which occurred in Birmingham during the period 1961 to 1963. The request was forwarded to the Civil Rights Division and the Department subsequently deferred to the Bureau. It was recommended and approved that SAC, Birmingham be instructed to advise Mayor Vann that the Department had deferred to the FBI regarding the request, that information in captioned case was being furnished to William Baxley, Alabama Attorney General, in connection with investigation being conducted by Mr. Baxley, and the FBI feels that his, Vann's, request would be more properly directed to Mr. Baxley inasmuch as the furnishing of information by the FBI to other local and/or state officials could interfere with Mr. Baxley's investigation.

EX-116 REC-48 157-1025-799
FEB 18 1976

Mayor Vann has now asked to review FBI files regarding 12 named bombings which occurred in Birmingham during the period 12/25/56 to 4/1/65. Birmingham has determined that no investigation was conducted regarding seven of those bombing incidents (which occurred during the period 12/25/56 to 12/14/62). Birmingham also advised investigation was conducted regarding the other five cases named by Mayor Vann but that such investigations were conducted in conjunction with captioned case.

Enclosure - sent 2-2-76 *hzc*

157-1025

CONTINUED - OVER

[REDACTED] *hzc*

Memorandum to Mr. Wannall
Re: BAPBOM
157-1025

SAC, Birmingham, has recommended that Mayor Vann be advised that his current request would be more properly directed to Attorney General Baxley, as he was advised regarding his prior request. SAC, Birmingham, stated that unless advised to the contrary, he would so advise Mayor Vann on 1/30/76. On 1/29/76 Supervisor [REDACTED] Birmingham, was telephonically instructed to hold in abeyance the proposed contact with Mayor Vann pending the receipt of Bureau instructions.

RECOMMENDATIONS:

1. That a letter be directed to the Civil Rights Division forwarding Mayor Vann's current request, advising the Department of the manner in which his previous request has been answered and requesting concurrence in response in a like manner to his current request. Appropriate file review is being conducted to locate necessary information so that the Civil Rights Division may be appropriately referred to prior information furnished to that division relating to the cases in question.

2. That attached teletype be sent to SAC, Birmingham, instructing him to advise Mayor Vann that the Mayor's current request is being referred to the Department.

h7c
[REDACTED] TO WANNALL
2/5/76 [REDACTED]
Letter TO AAG, CD 2/9/76
[REDACTED]

[REDACTED]

1 - N. P. Callahan

1 - J. B. Adams

1

(Attn)

February 9, 1976

Assistant Attorney General
Civil Rights Division

REC-48

Director, FBI

EX-116

157-1025-1746

(Attn)

1

1

1

1

UNKNOWN SUBJECTS
BOMBING OF THE 16TH STREET
BAPTIST CHURCH, BIRMINGHAM,
ALABAMA, SEPTEMBER 15, 1963,
BOMBING MATTERS

Reference is made to my letter dated December 23, 1975,
and your letter responding thereto dated January 13, 1976, your
file JSP:WLG:vap, DJ 144-1-906.

Referenced communications concerned a request by
Mayor David Vann of Birmingham, Alabama, for access to FBI files
relating to captioned matter. In response to a request for
advice as to the proper response to Mayor Vann's request,
referenced letter dated January 13, 1976, stated that the Civil
Rights Division (CRD) would defer to the FBI.

You are advised that Mayor Vann was told that information
regarding the captioned matter is presently being furnished to
William J. Baxley, Attorney General of the State of Alabama, in
connection with investigation being conducted by Mr. Baxley and
that the FBI feels that his, Mayor Vann's, request would be
more properly directed to Mr. Baxley inasmuch as the furnishing
of information by the FBI to other local and/or State officials
could conceivably interfere with Mr. Baxley's investigation.

A second request has been received from Mayor Vann.
He has asked to review the files of the Birmingham Office of
the FBI concerning the following bombing incidents which occurred
in Birmingham during the period from December 25, 1966, to
April 1, 1965. No investigation was conducted by the FBI regarding
the first seven incidents listed below. There is indicated, after
each of those incidents, the communication or communications by
which the facts regarding each incident were furnished to the
Department.

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Plan. & E. _____
- Spec. Inv. _____
- Training _____
- Legal Coun. _____
- Telephone Rm. _____
- Director Sec'y _____

REFERENCE VERIFIED
REC-48

157-1025

RECEIVED

FEB 2 1 35 PM '76

SEE NOTE PAGE FOUR

(11)

FEB 27 1976

MAIL ROOM TELETYPE UNIT

Assistant Attorney General
Civil Rights Division

1. Bombing of residence of Fred L. Shottlesworth, 3191 29th Avenue, North, Birmingham, December 25, 1956. (Letter to the Assistant Attorney General in charge of the Criminal Division dated December 26, 1956, captioned "Bus Segregation in Intrastate Commerce, State of Alabama, Civil Rights." That letter confirmed information previously furnished telephonically on the same date to the Chief of the Civil Rights Section of the Criminal Division.)

2. Bombing of the Bethel Baptist Church, Birmingham, June 29, 1958. (Letter to the Attorney General dated June 30, 1958, captioned "Racial Situation, North Birmingham, Alabama.")

3. Bombing of residence of William Blackwell, 1104 12th Avenue, North, Birmingham, July 17, 1958. (Letter to the Assistant Chief of Staff for Intelligence, Department of the Army, dated July 18, 1958, copy to the CRD.)

4. - 5. Bombing of New Bethel Baptist Church, 13th Avenue and Sipsay, Birmingham, January 17, 1962;

Bombing of Triumph, the Church and Kingdom of God in Christ, Temple #7, Birmingham, January 17, 1962;

Bombing of St. Luke AME Zion Church, 12th Avenue and Cahaba, Birmingham, January 17, 1962. (Letter to the Attorney General dated January 17, 1962, copy to the CRD, captioned "Unknown Subjects; Bombings of New Bethel Baptist Church; St. Luke American Methodist Episcopal Zion Church; Triumph Church and Kingdom of God in Christ, Number Seven, Birmingham, Alabama, January 16, 1962; Bombing Matters." Also, memorandum dated January 17, 1962, at Birmingham, forwarded to the CRD on January 19, 1962, captioned "Bombing of New Bethel Baptist Church; St. Luke's A.M.E. Zion Church; Triumph Church and Kingdom of God in Christ, No. 7, January 16, 1962, Birmingham, Alabama.")

Assistant Attorney General
Civil Rights Division

7. Bombing of Bethel Baptist Church, Birmingham, December 14, 1962. (Letter to the Attorney General dated December 15, 1962, copy to the CRD, captioned "Unknown Subjects; Bombing Vicinity of Bethel Baptist Church, Birmingham, Alabama, December 14, 1962; Bombing Matters." Also, memorandum dated December 15, 1962, at Birmingham, captioned "Unknown Subjects; Bombing of Bethel Baptist Church, Birmingham, Alabama, December 14, 1962," copy forwarded to the CRD on December 17, 1962.)

8. Bombing of residence of Arthur Shores, 1026 Center Street, North, Birmingham, August 20, 1963.

9. Bombing of residence of A. D. King, 721 12th Street, Ensley, Birmingham, May 11, 1963.

10. Bombing of A. G. Gaston Hotel, 1510 5th Avenue, North, Birmingham, May 11, 1963.

11. Bombing of residence of T. L. Crowell, 1312 24th Avenue, North, Birmingham, April 1, 1965.

12. Bombing devices found in Birmingham, March 21-22, 1965, and April 1, 1965.

67c
Regarding incident #8, the facts were furnished to the CRD on August 30, 1963, by memorandum dated August 27, 1963, at Birmingham. No investigation was instituted. However, the residence was again bombed on September 4, 1963, and investigation was conducted at the request of the Assistant Attorney General in charge of the CRD. The report of SA [redacted] dated October 13, 1965, at Birmingham, captioned "Bombing of Residence of Arthur Shores, 1026 Center Street, North, Birmingham, Alabama, September 4, 1963, Bombing Matters," furnished to the Department on October 22, 1965, contained the final results of investigation reported under that caption.

67c
Regarding incident #9, investigation was conducted and the report of SA [redacted] dated July 16, 1963, at Birmingham, captioned "Unknown Subjects; Bombing of Residence of Rev. A. D. W. King, Birmingham, Alabama, May 11, 1963, Bombing Matters," furnished to the Department on July 22, 1963, contained the final results of investigation reported under that caption.

Assistant Attorney General
Civil Rights Division

63c
With regard to incident #10, investigation was conducted and the report of SA [redacted] dated July 22, 1963, at Birmingham, captioned "Unknown Subjects; Bombing of Gaston Hotel, Birmingham, Alabama, May 11, 1963, Bombing Matters," furnished to the Department on August 2, 1963, contained the final results of investigation reported under that caption.

As to incidents #11 and #12, investigation was conducted and the report of SA [redacted] dated February 7, 1969, at Birmingham, captioned "Bombing Devices Found at Birmingham, Alabama, March 21-22, 1965, and April 1, 1965, Bombing Matters," furnished to the Department on February 12, 1969, contained the final results of investigation reported under that caption.

Investigation regarding incidents #8, #9, and #10 was consolidated into the investigation of captioned matter and results thereafter were incorporated into reports prepared in captioned case. Also investigation regarding incidents #11 and #12 was conducted in conjunction with the continuing investigation in captioned matter. Therefore, the objection made to Mayor Vann's prior request arises again regarding his current request.

It is proposed that regarding incidents #1 - #7, Mayor Vann be advised that the FBI conducted no investigation concerning those incidents, and that he be further advised as follows. The FBI conducted investigation regarding incidents #8 - #12 but in view of the fact that those investigations were conducted in varying degrees in conjunction with the investigation of captioned matter, his request would be more appropriately directed to Attorney General Baxley, in view of the fact that investigation in captioned matter is being conducted by Mr. Baxley, and information regarding captioned matter is being furnished to Mr. Baxley. Your concurrence in this proposed course of action is requested.

NOTE:

63c
See memorandum [redacted] to Wannall dated 2/5/76,
captioned RABDOM [redacted]

UNITED STATES GOVERNMENT

Memorandum

- 1 - Mr. N. P. Callahan
- 1 - Mr. J. B. Adams
- 1 - Mr. [REDACTED]

- Assoc. Dir.
- Dep. AD Adm.
- Dep. AD Inv.
- Asst. Dir.:
- Adm.
- Comp. Syst.
- Ext. Affairs
- Files & Com.
- Gen. Inv.
- Ident.
- Inspection
- Laboratory
- Plan. & Eval.
- Spec. Inv.
- Training
- Legal Coun.
- Telephone Rm.
- Director Sec'y

TO : Mr. W. R. Wannall *Wannall*

FROM : [REDACTED] *42*

SUBJECT: BAPBOMB

SYNOPSIS:

Bapbomb is code word for investigation of bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/16/63. Purpose of memorandum is to advise of results of file review concerning information furnished to Bureau officials by [REDACTED]

[REDACTED]

RECOMMENDATION:

EX-116

157-1025-174

While it appears that results of interviews of [REDACTED]

in 1966 were inadvertently not furnished to our Birmingham Office at that time or were purposely withheld, the ^{23 Statute} 1976 of Limitations has run on the Federal aspects of this case. Therefore no further action appears warranted in this matter [REDACTED]

157-1025

SEE DETAILS PAGE 2 *67c*

F78

75 MAR 8 1976

[REDACTED]

Memorandum to Mr. W. R. Wannall
Re: BAPBOMB

DETAILS:

Bapbomb is the code word for the case involving the bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/16/63.

Purpose of this memorandum is to advise of the results of a file review, at FBIHQ and our Birmingham Office, based on information furnished to Mr. Callahan and Mr. Adams early in January, 1976, by [REDACTED]

[REDACTED]

b7c
10

A review of the case file was initiated at FBIHQ and by our Birmingham Office. It was determined that there is no information in Bureau files regarding any fishing bobber being found at the crime scene in this case. Birmingham has advised its file review extended to Laboratory reports in related bombing cases and no mention could be found of such an article. The file review also indicated that the only reference to the name [REDACTED] concerned the interview of an individual named [REDACTED] who was a possible witness.

b7c
10

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FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

4 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deleted under exemption(s) b7c, d with no segregable material available for release to you.

Information pertained only to a third party with no reference to you or the subject of your request.

Information pertained only to a third party. Your name is listed in the title only.

Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld for the following reason(s):

For your information: _____

The following number is to be used for reference regarding these pages:

157-1025 - 1745 pgs 3-6

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X NO DUPLICATION FEE X
X FOR THIS PAGE X
XXXXXXXXXXXXXXXXXXXXX

b7c

[REDACTED]

MOBILE FILES REGARDING WILLIE EDWARDS, JR., CONTAIN
BULLET MAR. 22, 1957, ENTITLED , "WILLIE EDWARDS JR., MISSING
PERSON" ENCLUSING COPIES OF LETTER FROM [REDACTED]

[REDACTED]

b7c

625

[REDACTED] REGARDING EDWARDS. BUREAU
 INSTRUCTED THAT AN AGENT SHOULD CONTACT [REDACTED] TO DETER-
 MINE IF ANY CIRCUMSTANCES EXISTED WHICH WOULD BRING THE CASE
 WITHIN THE BUREAU'S INVESTIGATIVE JURISDICTION. ~~ITXX~~ IF NOT, FULL
 NAME AND DESCRIPTIVE DATA REGARDING EDWARDS SHOULD BE OBTAINED
 AND FURNISHED BUREAU SO AN IDENTIFICATION DIVISION FILE CHECK
 COULD BE MADE ON BEHALF OF THE RELATIVES. CONTACT WITH [REDACTED]

[REDACTED]

MOLETS APR. 8, 1957 FURNISHED INFORMATION ATTN: IDENTIFI-
 CATION DIVISION FOR MISSING PERSONS NOTICE TO BE PLACED
 IN IDENTIFICATION FILE. SECOND LETTER NOTED [REDACTED] NOT PER-
 SONALLY ACQUAINTED WITH EDWARDS AND HE COULD FURNISH NO ADDI-
 TIONAL INFORMATION CONCERNING EDWARDS DISAPPEARANCE IN HIS
 LETTER TO THE BUREAU MAR. 14, 1957. MOLET APR. 29, 1957, SAME
 CAPTION ADVISED MONTGOMERY NEWSPAPER APR. 24, 1957, CONTAINED
 NOTICE THAT EDWARDS BODY HAD BEEN FOUND IN ALABAMA RIVER APR.
 23, 1957.

[REDACTED]

625

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XXXXXX

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

2

Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deleted under exemption(s) b7c, d with no segregable material available for release to you.

Information pertained only to a third party with no reference to you or the subject of your request.

Information pertained only to a third party. Your name is listed in the title only.

Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld for the following reason(s):

For your information: _____

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Mable dtd 2-23-76

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UNITED STATES GOVERNMENT

Memorandum

- 1 - Mr. N. P. Callahan
 - 1 - Mr. J. B. Adams
 - 1 - [REDACTED]
- (Attn: [REDACTED])

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

TO : T. W. Leavitt *TWL/RSW*

DATE: 3/1/76

FROM : [REDACTED] *67c*

- 1 - Mr. [REDACTED]
- (Attn: [REDACTED])
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]

SUBJECT: BAPBOMB

BAPBOMB is the code word for case involving bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/15/63.

Purpose of memorandum is to obtain approval of attached teletype to SAC, Birmingham, furnishing instructions as to his response to request of Mayor David Vann, Birmingham, for review of certain FBI files. *A/2*

You will recall that Mayor Vann has recently requested to review files of our Birmingham Office regarding captioned case, several other named bombing incidents, and regarding the beating of Freedom Riders at the Trailways Bus Depot, Birmingham, on 5/14/61. We previously referred Vann's request to the Department and the Department deferred to us regarding response to above request.

Regarding captioned case and named bombings, it was recommended and approved that we advise Mayor Vann that no investigation was conducted regarding some of the bombings mentioned by him and that the others, which were investigated by the FBI, were so closely connected with captioned matter that it would seem his request would be more appropriately directed to William Baxley, Attorney General of Alabama, inasmuch as Baxley is currently investigating captioned matter, and information regarding captioned case is being furnished to Mr. Baxley by our Birmingham Office.

Enclosure

157-1025

[REDACTED]

CONTINUED - OVER
REC-104
157-1025
6 MAR 2 1976

157-1025-174



373

MAR 9 1976
MT 1

[REDACTED]

Memorandum to Mr. T. W. Leavitt
Re: BAPBOMB
157-1025

Birmingham was requested to advise as to whether or not a separate investigation was conducted regarding the beating of the Freedom Riders. If not, Mayor Vann was to be so advised. If active investigation had been conducted, Birmingham was requested to identify case and furnish recommendations regarding furnishing any results of that investigation to Mayor Vann.

Birmingham has advised active investigation regarding the beating incident was conducted jointly with the investigation of the burning of a Greyhound bus, carrying Freedom Riders, at Anniston, Alabama, which occurred on the same date as the beating incident.

SAC, Birmingham, recommended that Mayor Vann be advised that while free access to FBI files cannot be granted, the FBI is agreeable to discuss the Trailways Bus Depot investigation in depth with knowledgeable official of the Birmingham Police Department (BPD) to assure that the BPD has all pertinent information available to the FBI regarding the incident. Intelligence Division concurs with that recommendation.

ACTION:

Attached for approval is a teletype to SAC, Birmingham, instructing him to respond to the request of Mayor Vann in the matter recommended by him.

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

FEB 24 1976

TELETYPE

69L 03AKBH CODED

6:30 PM NITEL FEB 24, 1976 FAS

TO DIRECTOR

FROM BIRMINGHAM (157-352)

BAPBOMB

RE BUTEL, FEBRUARY 23, 1976.

AS INSTRUCTED IN REFERENCED TELETYPE, A LETTER HAS BEEN DIRECTED TO MAYOR DAVID MANN, BIRMINGHAM, ALABAMA, ALONG LINES SET FORTH WITH NO ADDITIONAL MENTION OF THE INCIDENT AT THE TRAILWAYS BUS DEPOT, BIRMINGHAM, MAY 14, 1961. *REC-104 157-1025-191*

AS REQUESTED IN REFERENCED TEL, BIRMINGHAM DID CONDUCT

INVESTIGATION CONCERNING THE BEATING OF FREEDOM RIDERS AT THE TRAILWAYS BUS DEPOT IN 1961. THE INVESTIGATION WAS CONDUCTED UNDER BH FILE 149-16, BUFILE 149-1684, UNDER DUAL CAPTION: *7 MAR 8 1976*

21 TO 157 3/2/76
[REDACTED]
[REDACTED]
[REDACTED] UNKNOWN SUBJECTS; BURNING OF GREYHOUND BUS AT ANNISTON, ALABAMA, MAY 14, 1961, CARRYING MEMBERS OF FREEDOM RIDE 1961, CORE:"

"UNKNOWN SUBJECTS; [REDACTED]
[REDACTED]
[REDACTED]
See pg 2
67c

Assoc. Dir.	_____
Dep.-A.D.-Adm.	_____
Dep.-A.D.-Inv.	_____
Asst. Dir.:	
Admin.	_____
Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	<i>WATERS</i>
Laboratory	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Legal Coun.	_____
Telephone Rm.	_____
Director Sec'y	_____

676
PAGE TWO BH 157-352

[REDACTED] - VICTIMS; VIOLENCE AT TRAILWAYS BUS DEPOT,
BIRMINGHAM, ALABAMA, MAY 14, 1961."

IN CONNECTION WITH ABOVE CASE, BIRMINGHAM RECOMMENDS
THAT MAYOR VANN BE ADVISED THAT WHILE FREE ACCESS TO FBI FILES
CANNOT BE GRANTED, THE FBI IS AGREEABLE TO DISCUSS THE
TRAILWAYS BUS DEPOT INVESTIGATION IN DEPTH WITH A KNOWLEDGEABLE
OFFICIAL OF THE BIRMINGHAM PD TO INSURE THAT THE BIRMINGHAM PD
HAS ALL PERTINENT INFORMATION AVAILABLE TO THE FBI CONCERNING
THIS INCIDENT.

END.

WHAT IS YOUR NUMBER IT IS GARBLED

NR 005

DLS FBIHQ AK TKS

1 - N. P. Callahan
1 - J. B. Adams
1 - Mr. [redacted]
(Attn. [redacted])

1 - [redacted]
1 - Mr. [redacted]
1 - Mr. [redacted]
1 - Mr. [redacted]
1 - Mr. [redacted]

CODE

TELETYPE

URGENT

TO SAC BIRMINGHAM (157-352)

MARCH 2, 1976

FROM DIRECTOR FBI

PERSONNEL ATTENTION

BAPBOMB, 157-1025-1747

REC-10 REBHTEL FEBRUARY 24, 1976.

REGARDING MAYOR VANN'S REQUEST FOR REVIEW OF FILES OF YOUR OFFICE REGARDING THE INCIDENT INVOLVING FREEDOM RIDERS AT THE TRAILWAYS BUS DEPOT, BIRMINGHAM, MAY 14, 1961, YOU ARE AUTHORIZED TO RESPOND TO HIS REQUEST IN THE MANNER RECOMMENDED BY YOU IN REFERENCED TELETYPE.

END

[redacted] b7c

NOTE:

See memorandum [redacted] to Mr. T. W. Leavitt, dated 3/1/76, captioned as above, and prepared by [redacted]

[redacted] TWL/wob

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
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- Laboratory _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Legal Coun. _____
- Telephone Rm. _____
- Director Sec'y _____

RECEIVED

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAR 2 1976

TELETYPE

MAR 12 1976

MAIL ROOM TELETYPE UNIT

UNITED STATES GOVERNMENT

Memorandum

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

- 1 - N. P. Callahan
- 1 - J. B. Adams

TO : Mr. W. R. Wannall *Wannall*

DATE: 2/20/76 (Attn)

FROM : [REDACTED]

SUBJECT: BAPBOMB

- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]
- 1 - [REDACTED]

BAPBOMB is the code word for case involving the bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/16/63.

Purpose of this memorandum is to obtain approval of teletype to SAC, Birmingham, furnishing instructions as to his response to request of Mayor David Vann, Birmingham, for review of FBI files.

My memorandum 2/5/76 (copy, with copy of its attachment, attached for ready reference) advised of receipt of a second request from Mayor Vann for a review of FBI files. It also refers to the receipt of, and disposition of, the earlier initial request of Mayor Vann for a review of our files.

Mayor Vann's ^{EX 116} second request was for review of files of our Birmingham Office regarding twelve named bombing incidents which occurred in Birmingham during the period 1956-1965. Above memorandum 2/5/76 attached for approval a letter to the Civil Rights Division (CRD) advising of the receipt of Mayor Vann's second request and seeking the Department's concurrence in a proposed response to Vann. That proposed response was to the effect that we had conducted no investigation regarding seven of the incidents. It also proposed that he be advised that as to the remaining five incidents, we had conducted investigations, but that those investigations were conducted in varying degrees in conjunction with investigation of captioned case, that we are presently furnishing information regarding captioned case to Alabama Attorney General (AG) Baxley in connection with investigation being conducted by him and that his, Vann's, request would be more appropriately directed to Mr. Baxley, inasmuch as furnishing of information by the FBI to other State and/or local officials could conceivably interfere with Baxley's investigation.

REC 12 157-1025-1748

Enclosures
157-1025

[REDACTED]

(9)

2 ENCLOSURE

MAR 4 1976

CONTINUED - OVER

108 50 5 11 1976

[REDACTED]

Memorandum to Mr. Wannall
Re: BAPBOMB
157-1025

By memorandum 2/17/76 (copy attached for ready reference) the CRD advised it concurs in our proposed response to Mayor Vann.

Attached for approval is a teletype to SAC, Birmingham, instructing that he respond to Mayor Vann in line with the above proposal. Teletype also clarifies one aspect of prior request of Mayor Vann regarding his asking for review of results of our investigation of incident involving the beating of Freedom Riders at a bus depot in Birmingham in 1961.

RECOMMENDATION:

That attached teletype be approved.

62

WVW/SSM

1 - N. P. Callahan
1 - J. E. Adams

loc

CODE

TELETYPE

URGENT

TO SAC BIRMINGHAM

FROM DIRECTOR FBI
REC 12/57-1025-
SAFEHOM

(Att: [redacted])
FEBRUARY 23, 1976

PERSONAL ATTENTION

EX-116

REBTELS JANUARY 26, 1976, AND FEBRUARY 18, 1976, AND
BUTEL JANUARY 30, 1976.

REGARDING MAYOR VANK'S REQUEST TO REVIEW THE FILES OF YOUR
OFFICE REGARDING TWELVE NAMED BOMBING INCIDENTS, THAT REQUEST
WAS REFERRED TO THE CIVIL RIGHTS DIVISION (CRD) OF THE DEPART-
MENT BY BUREAU MEMORANDUM FEBRUARY 9, 1976. BY MEMORANDUM
FEBRUARY 17, 1976, (COPY BEING FORWARDED SEPARATELY) CRD ADVISED
IT CONCURS WITH THE FOLLOWING RESPONSE TO MAYOR VANK PROPOSED
BY BUREAU MEMORANDUM FEBRUARY 9, 1976. MAYOR VANK IS TO BE
ADVISED AS FOLLOWS: THE FBI CONDUCTED NO INVESTIGATION
REGARDING INCIDENTS #1 - #7. REGARDING THE REMAINING FIVE
INCIDENTS, INVESTIGATIONS WERE CONDUCTED BY THE FBI; HOWEVER,
THOSE INVESTIGATIONS WERE CONDUCTED IN VARYING DEGREES IN CON-
JUNCTION WITH THE INVESTIGATION OF CAPTIONED CASE. AS HE WAS
PREVIOUSLY ADVISED IN RESPONSE TO HIS PRIOR REQUEST, HIS REQUEST
FOR INFORMATION REGARDING THOSE INCIDENTS WOULD BE MORE
APPROPRIATELY DIRECTED TO ATTORNEY GENERAL BAXLEY, WHO IS

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

(10)

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

RECEIVED FEB 23 1976

TELETYPE

MAIL ROOM
30 MAR 23 1976

TELETYPE UNIT

SEE NOTE PAGE THREE

wrw/ssm

PAGE TWO

PRESENTLY CONDUCTING INVESTIGATION IN CAPTIONED CASE AND TO WHOM THE FBI IS PRESENTLY FURNISHING INFORMATION IN THAT REGARD, SO AS TO AVOID THE POSSIBLE INTERFERENCE WITH MR. BAXLEY'S INVESTIGATION BY THE FBI'S FURNISHING OF SUCH INFORMATION TO OTHER STATE AND/OR LOCAL OFFICIALS.

YOUR TELETYPE FEBRUARY 18, 1976, STATES ON PAGE SIX THAT MAYOR VANN'S REQUEST FOR A REVIEW OF THE RESULTS OF FBI INVESTIGATION REGARDING THE INCIDENT OF THE BEATING OF FREEDOM RIDERS AT A BUS DEPOT IN BIRMINGHAM IN 1961 IS STILL PENDING WITH THE DEPARTMENT. FOR CLARIFICATION, THAT ASPECT WAS PREVIOUSLY REFERRED TO THE DEPARTMENT AND THE DEPARTMENT RESPONDED THERETO BY MEMORANDUM JANUARY 13, 1976, COPY OF WHICH WAS SENT TO YOU. IF AN INVESTIGATION WAS CONDUCTED BY YOUR OFFICE CONCERNING THAT INCIDENT, IDENTIFY SAME BY CASE CAPTION AND SUBMIT ALONG WITH YOUR RECOMMENDATIONS REGARDING THE FURNISHING OF ANY RESULTS OF THAT INVESTIGATION TO VANN SO THAT FURTHER CONSIDERATION MAY BE GIVEN TO HIS REQUEST. IF IN FACT NO SEPARATE INVESTIGATION WAS CONDUCTED, YOU SHOULD SO ADVISE MAYOR VANN.

YOU ARE REMINDED OF INSTRUCTIONS SET OUT IN BUREAU TELETYPE JANUARY 22, 1976, THAT UPON COMPLETION OF YOUR CONTACT WITH MAYOR VANN, AN LET REGARDING SAME SHOULD BE

PAGE THREE

SUBMITTED SO THAT THE DEPARTMENT MAY BE APPROPRIATELY ADVISED. SIMILAR INSTRUCTIONS WERE FURNISHED TO YOU BY BUREAU TELETYPE DECEMBER 5, 1975, REGARDING ADVICE TO FBIHQ UPON COMPLETION OF YOUR CURRENT DISSEMINATION TO ATTORNEY GENERAL REXLEY.

KHD

NOTE:

See memorandum *bx* [REDACTED] to Hannall, 2/20/76 [REDACTED]
captioned BAPBOMB.

UNITED STATES GOVERNMENT

Memorandum

TO : Director
Federal Bureau of Investigation

DATE: FEB 17 1976

FROM : JSP J. Stanley Pottinger
Assistant Attorney General
Civil Rights Division

JSP:WLG:ljr

DJ 144-1-906

SUBJECT: Unknown Subjects
Bombing of the 16th Street
Baptist Church, Birmingham,
Alabama, September 15, 1963,
BOMBING MATTERS

C Bnp Bomb

Reference is made to your memorandum in the above matter dated February 9, 1976, requesting our advice on your proposed response to Mayor Vann's request for information regarding this matter.

We concur in your proposed response; that regarding incidents #1 - #7, the Bureau conducted no investigation concerning these incidents; and that with respect to incidents #8 - #12 inquiry would be more appropriately directed to Attorney General Baxley.

EXP. PROC.
40 FEB 18 1976

EX-116

REC 12/57-1025-1749

3 11
5 FEB 18 1976

MEMO [redacted] TO WANNALL
2/20/76 [redacted]
Teletype TO SAC, BH DATED [redacted]
2/23/76 [redacted]
BuFile 157-1025

lrc

lrc [redacted]

cc TO BH By
0-7 3/3/76



FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

MAR 25 1976

TELETYPE

Assoc. Dir.	_____
Dep.-A.D.-Adm.	_____
Dep.-A.D.-Inv.	_____
Asst. Dir.:	_____
Admin.	_____
Comp. Syst.	_____
Ext. Affairs	_____
Files & Com.	_____
Gen. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	_____
Laboratory	_____
Plan. & Eval.	_____
Spec. Inv.	_____
Training	_____
Legal Coun.	_____
Telephone Rm.	_____
Director Sec'y	_____

NR 004 BH CODED

6:45 PM NITEL MARCH 23, 1976 FAS

TO: DIRECTOR, FBI (157-1025)

FROM: SAC, BIRMINGHAM (157-352) (P)

ATTENTION: INTD

BAPBOMB

FOR INFORMATION OF BUREAU, FORMER BIRMINGHAM, ALABAMA POLICE DEPARTMENT CHIEF JAMIE MOORE IS CURRENTLY WORKING FOR ALABAMA STATE ATTORNEY GENERAL'S OFFICE. MOORE AND OTHER INVESTIGATORS ARE CURRENTLY INVESTIGATING THE 1963 BOMBING OF THE 16TH STREET BAPTIST CHURCH, BIRMINGHAM.

AT APPROXIMATELY 8:00 PM, 3/22/76, MOORE'S CAR, A 1974 SEDAN, WAS FIRED UPON APPARENTLY FROM A PASSING VEHICLE WHILE HIS CAR WAS PARKED IN FRONT OF HIS RESIDENCE, 752 85TH STREET SOUTH, BIRMINGHAM. BULLETS STRUCK LEFT REAR DOOR, LEFT FRONT DOOR AND LEFT FRONT FENDER. NO INJURIES SUSTAINED AND MOORE UNAWARE THAT HIS CAR HAD BEEN HIT UNTIL 3/23/76.

EX-115

REC-49

157-1025-

ACCORDING TO CAPT. JACK LEGRAND, BIRMINGHAM, ALA., FORMER KLAN MEMBERS ARE SUSPECTED INASMUCH AS MOORE IS INVOLVED IN INVESTIGATION OF CAPTIONED MATTER FOR STATE ATTORNEY GENERAL'S OFFICE. BIRMINGHAM CONDUCTING NO INVESTIGATION EXCEPT CONTACT

55 APR 7 1976

PAGE TWO BH 157-352

WITH KLAN SOURCES. BUREAU WILL BE ADVISED OF ANY PERTINENT DEVELOPMENTS.

END

cc [REDACTED] b7c

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. T. W. Leavitt *TWL/SSM*

FROM : [REDACTED]

SUBJECT: BAPBOM

1 - N. P. Callahan

1 - J. B. Adams

1 - [REDACTED]

DATE: 3/30/76

1 - [REDACTED]

1 - [REDACTED]

1 - [REDACTED]

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.: _____
- Admin. _____
- Comp. Syst. _____
- Ext. Affairs _____
- Files & Com. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell.
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

PURPOSE: The purpose of this memorandum is to respond to the Director's question regarding significance of article appearing in 3/20/76 edition of New York Times. Article stated that according to Alabama State Attorney General (AG) William Baxley, FBI failed for four years to respond to Baxley's 1971 request for results of FBI investigation into captioned case, which involved the bombing of the 16th Street Baptist Church, Birmingham, Alabama, 9/15/63. *file*

SYNOPSIS: Above-mentioned article inaccurately states FBI withheld information concerning captioned case from Mr. Baxley from 1971 to 1975. Baxley's initial request, made in 1971, was referred to the Department and Baxley so advised. No reply received from the Department. Request renewed in April, 1975; again referred to the Department and Baxley so advised. Third request received from Baxley in December, 1975; referred to Department and Department authorized dissemination which began promptly thereafter and is continuing.

CURRENT BUREAU POLICY: Not applicable.

RECOMMENDATIONS: Submitted for Director's information.

APPROVED: _____
 Assoc. Dir. _____
 Dep. AD Adm. _____
 Dep. AD Inv. _____
 Asst. Dir.: _____
 Admin. _____

Comp. Syst. _____
 Ext. Affairs _____
 Gen. Inv. _____
 Ident. _____
 Inspection _____
 Intell. _____
 Laboratory _____
 Legal Coun. _____
 Plan. & Eval. _____
 Rec. Mgmt. _____
 Spec. Inv. _____
 Training _____

157-1025

[REDACTED]

REC-57

157-1025-1751
5 APR 5 1976

CONTINUED - OVER

ST-116

ENCLOSURE

57 APR 23 1976
1778

[REDACTED]

Memorandum to Mr. Leavitt
Re: BAPBOM
157-1025

DETAILS: BAPBOM is the code name for our investigation of bombing of 16th Street Baptist Church, Birmingham, Alabama, 9/15/63.

Article captioned "~~63~~ BOMBING DATA WITHHELD BY F.B.I." appeared in 3/20/76 edition of New York Times. Article states that Alabama State AG William Baxley, in 1971, requested results of FBI investigation in captioned case but that the FBI "withheld" the requested information until December, 1975. The article stated that the information was given to Mr. Baxley "only after a newsman learned of the Bureau's refusing to cooperate with the Baxley investigation and inquired about it in Washington." The Director asked, "What about this?"

The article is inaccurate. The facts are set out below.

On 4/5/71 Baxley called FBIHQ advising he had recently become AG of Alabama, that he wanted to furnish any possible help he could to the FBI to solve captioned case and that he would like to talk to someone in that regard. When contacted by SAC, Birmingham, on 4/6/71, Baxley advised he had launched an inquiry into captioned case and desired FBI assistance. Specifically, he requested names of witnesses who could place certain suspects in Birmingham on the date of the bombing, any available information as to automobiles then operated by those suspects and the nature of the device or devices used in the bombing. He also requested the results of polygraph tests given to suspects and asked to interview the operator(s) who administered the tests. Baxley's request was referred to the Civil Rights Division (CRD) (case handled by that division). Our referral letter stated that no further action would be taken by the FBI regarding Baxley's request in the absence of specific instructions from CRD. On 4/14/71 SAC, Birmingham, advised Baxley his request had been referred to CRD. Baxley said he was going to call Jerris Leonard (then Assistant AG in charge of CRD), with whom he was personally acquainted to seek Departmental clearance for desired information. No reply to our referral letter was received from CRD.

CONTINUED - OVER

Memorandum to Mr. Leavitt
Re: BAPBOM
157-1025

On 4/18/75 Baxley telephonically contacted Mr. Reed in the Director's Office, stating he had additional information in this matter and desired to see SAC, Birmingham, in that regard. He was contacted by SAC, Birmingham, on 4/21/75 and an appointment was scheduled for 4/25/75. At that time Baxley advised an informant, whom he declined to identify, had provided information which he felt warranted additional investigation. He said it was the same information he had in 1971, that he had not had the opportunity to develop same but felt that with the passage of time, certain individuals previously contacted might be willing to provide information beneficial to the solving of the case. He asked that FBI Agents participate jointly with his investigators in the "additional investigation." He was told this could not be done, but that if he had any additional information constituting a basis for logical investigation, we would, upon receipt of such information, conduct any necessary additional investigation. He said he preferred that such investigation be controlled from his office. He said if Agents could not participate in a joint investigation he would appreciate receiving results of certain aspects of our investigation, particularly results of interviews of suspects. His request was referred to the CRD and he was advised of the referral. Our referral letter again stated no action was being taken by the FBI regarding Baxley's request in the absence of specific instructions from CRD.

In July, 1975, Departmental Attorney William L. Gardner, CRD, telephonically inquired of Bureau Supervisor [REDACTED] as to the action desired by the FBI regarding Baxley's request. It was pointed out to him that Baxley declined to furnish any of his information to the FBI, that disclosure of some of the results of investigation might compromise confidentiality, but that as indicated in our referral communications, we were taking no action in the absence of specific instructions from CRD. 62

On 12/1/75 Baxley contacted Robert Havel, Office of Public Information, Department of Justice, requesting certain results of FBI investigation in this matter. Havel was apprised of the receipt and disposition of Baxley's prior requests. Havel

Memorandum to Mr. Leavitt
Re: BAPBOM
157-1025

requested that the matter be discussed with CRD and this was done on the same date. At that time Mr. Gardner of CRD stated the Department's case was closed, that the Department had no objection to furnishing the requested information to Baxley and that CRD would forward a communication so stating. That communication, dated 12/3/75, was subsequently received and SAC, Birmingham, was immediately advised. He was instructed to comply with Baxley's request and was also instructed that if any requested information would tend to disclose sources whose identities could not be disclosed, the requested information was to be furnished orally in a manner to protect the sources. SAC, Birmingham, was also instructed that upon completion of the dissemination, FBIHQ was to be advised, identifying the information disseminated.

SAC, Birmingham, advised on 3/30/76 that Baxley's request has been received in phases, that the latest aspect of the request has been handled and Birmingham is awaiting receipt of the next phase of the request.

**63 BOMBING DATA
WITHHELD BY F.B.I.**

**Alabama Official Confirms
That Bureau Ignored His
Requests for 4 Years**

By WAYNE KING
Special to The New York Times
MONTGOMERY, Ala., March 18 — The Federal Bureau of Investigation withheld the results of its inquiry into the 1963 bombing of a Birmingham church from the Alabama Attorney General for more than four years despite repeated requests for the data.

The state's Attorney General, William Baxley, confirmed that the bureau had withheld its extensive information — which other sources said included the incriminating results of a polygraph test given to a man suspected of making the bomb — from the time of his initial request in 1971 until last December. Mr. Baxley's office has been conducting its own investigation into the bombing, which killed four black children, since he took office in 1971.

The F.B.I. information was given to Mr. Baxley only after a newsman learned of the bureau's refusal to cooperate with the Baxley investigation and inquired about it in Washington.

An F.B.I. spokesman in Washington said that when the request for the information was received in 1971, it was sent to the Civil Rights Division of the Justice Department, which had control of the information, the spokesman said. Four years later, he said, the Justice Department got around to responding.

No Reason Offered

The spokesman had no explanation of why the information was held up. Local law enforcement officials, particularly in racially troubled Southern areas, often have complained of difficulty in obtaining such F.B.I. data.

A Justice Department official, said, in response to the statement from the F.B.I. spokesman, that no one in the Civil Rights Division could be found who remembered the bureau passing on Mr. Baxley's request in 1971.

Mr. Baxley said, that his investigation of the bombing was continuing, adding, "We're confident that we're making progress."

Although the case has never been officially closed, it was inactive, both at the state and Federal levels, when Mr. Baxley took office in 1971.

Mr. Baxley, asked about the difficulty in getting the F.B.I. information, said that he understood the bureau's reluctance to release such information during the early 1960's, when there was some fear on the part of the bureau that its information might be leaked by unsympathetic law enforcement officers in the South. But he said he considered such fears groundless today.

Investigation Hindered

The refusal of the bureau to provide the information meant that state investigators were unable to develop leads turned up by the bureau at the time, and it also entirely forestalled the questioning of certain individuals since it was felt that there should not be any contact with them until it was known what they might have told the F.B.I.

Among the withheld information, the Times has learned, was he report of lie detector test administered to a suspect believed to have made the bomb used in the explosion, and believed placed by another party, a prime target of the Baxley inquiry. The test showed that the suspect lied when he denied having made the bomb in his home workshop. Polygraph test results are not admissible in court as evidence in such cases, but they do provide important corroboration to investigators. The man is now dead.

As a result of the renewed state inquiry into the church bombing, Mr. Baxley, office has already brought unrelated murder indictments against three former Ku Klux Klansmen accused of forcing a black man to jump to his death from a bridge outside Montgomery 18 years ago.

"There were a whole series of bombings — two others in Birmingham, plus one here, previously unsolved — that we could make a case on right now," Mr. Baxley said, "but the statute [of limitations] has run out."

Mr. Baxley said those bombings were related to the church bombing in Birmingham.

"We're about a smidgen of an inch away from solving one that occurred near an occupied dwelling — and there is no limitation on that," Mr. Baxley said.

Motivated by Hatred

Asked about the relationship between the Birmingham bombings and those in Montgomery and elsewhere in the South, Mr. Baxley said, "The relationship is haphazard. Some were related, some were not."

"All were motivated by intense hatred. Another relationship is that they were all done by the scum of the earth."

Mr. Baxley said that some of the individuals implicated in the fatal Birmingham church bombing referred to themselves as "the missionaries" or "the missionary group."

- Dep. AD Inv.
- Asst. Dir.:
 - Admin. _____
 - Comp. Syst. _____
 - Ext. Affairs _____
 - Files & Com.
 - Gen. Inv.
 - Ident. _____
 - Inspection
 - Intell.
 - Laboratory _____
 - Legal Coun. _____
 - Plan. & Eval. _____
 - Spec. Inv. _____
 - Training _____
 - Telephone Rm. _____
 - Director Sec'y _____

- The Washington Post _____
- Washington Star-News _____
- Daily News (New York) _____
- The New York Times 49
- The Wall Street Journal _____
- The National Observer _____
- The Los Angeles Times _____

MAR 20 1976

Date _____

what about this?

EX 103

ENCLOSURE

157-102-75
5 APR 5 1976

REC-36

*memo file to [unclear]
RJD:adm
2/30/76*

FBI

Date: 3/16/76

Transmit the following in _____
(Type in plaintext or code)

Via AIRTEL AIRMAIL
(Precedence)

TO: DIRECTOR, FBI
ATTENTION: EXTERNAL ARRAIRS DIVISION

FROM: SAC, BIRMINGHAM (80-171)

SUBJECT: RELATIONS WITH NEWS MEDIA

Bapborn

Attached is a news article from Page 1 of "The Birmingham News" dated 3/14/76 written by ANDREW KILPATRICK, staff writer for the above paper.



The Bureau is requested to expeditiously furnish Birmingham any information regarding receipt of information as contained in tape obtained by Miami Police Department; if tape or information in tape furnished to Warren Commission and if not furnished, the reason why it was not furnished.

These answers will be greatly appreciated and will be made available to KILPATRICK upon receipt.

- 2 - Bureau (Enc. 1)
- 1 - Birmingham

EX-110 ENCLOSURE REC-92 457-1025-1752

62-109060-3477 Dallas report of SA [redacted] dated 7/6/64

AP 119-126 - contains the info from source + resulting investigation. It was sent to J. Lee Rankin of Warren Comm. by letter of 8/19/60. Birmingham Prop 620

officer SA [redacted] advised by phone 4/8/76.

Approved: *[Signature]* Sent *17* APR 13 1976
Special Agent in Charge FBI New York *hold tape.*

56 APR 28 1976

COPIES FILED IN 62-109060-

Also King, Kennedy slayings Church bombing talk recorded by police

By **ANDREW KILPATRICK**
News staff writer

The bombing of Birmingham's Sixteenth Street Baptist Church in 1963—as well as the possibility of killing President John F. Kennedy and Dr. Martin Luther King Jr.—were discussed in a 20-minute conversation which was recorded by a room bug planted in a Miami hotel room Nov. 9, 1963, according to Miami police.

The conversation was between a police informer and a "states' rights" advocate.

The Miami police, because they did not have jurisdiction over the crimes, said they turned the information over to the FBI.

But an FBI spokesman in Washington D.C., who recently indicated the tape was not a good lead, said he could not really comment about it because Sen. Frank Church's U.S. Senate Intelligence Committee is studying the Kennedy assassination.

HE SAID information about the tape had been turned over to the Warren

Commission, which investigated Kennedy's assassination, and he said questions about the tape would have to be addressed to Warren Commission members.

But the 14-volume Warren Commission report makes no mention of the

tape. And J. Lee Rankin of New York City, general counsel for the Warren Commission, said Friday, "I don't recall such a tape," and he said information about the tape had not come to him. Others who served on the Warren Commission said they had no recollection of the tape.

In the Miami conversation, which took place 55 days after the church bombing, and 13 days before the Kennedy assassination, the states' rights advocate describes a now-dead Tennessee Ku Klux Klan official who talked about how the church was bombed



KENNEDY

The men talking in the hotel room discussed ways to kill Kennedy... "best way would be off a building with a high-powered rifle."

AND THAT'S how Kennedy was killed in Dallas, Tex., Nov. 22, 1963.

The Birmingham News recently interviewed now-retired Miami policeman Everett Key who planted the bug, and The News recently listened to the barely audible tape while checking a

number of leads about the church bombing.

Both men who took part in the hotel conversation are dead.

But before the states' rights advocate died, a Miami News reporter, Bill Barry, now a free lance writer, interviewed him by phone. Barry said the man at first denied knowing anything about plans to kill Kennedy, but he apparently soon realized the Barry's questions were based on the tape police had let Barry hear.

(Indicate page, name of newspaper, city and state.)

1
The Birmingham News
Birmingham, Ala.

Date: 3/14/76
Edition: Sunday
Author: Andrew Kilpatrick
Editor: John W. Bloom
Title: BAPBOMB

Character:
or
Classification:
Submitting Office: Birmingham

XXX Being Investigated

157-1025-1752

BARRY SAID the man changed his story from "not knowing" to "not wanting to talk about it."

Then, the man's wife picked up the phone extension, Barry said, and told her husband the reporter was trying to pin something on him. Barry said after that, "the conversation deteriorated," and the man wouldn't talk any more about the incident.

The man, described by Barry as "a gad-about political figure in Georgia," later died from an apparent space heater accident in his home. Miami police said the informer, Willie Sommerset, died of natural causes.

In 1967, two Birmingham policemen went to Miami and listened to the conversation a week after its existence was reported. They returned and filed a one-page memo in which they concluded there was no proof the Klansman mentioned in the tape had anything to do with the church bombing. Besides, they didn't know where the man was, they reported.

BUT LAST WEEK Birmingham police asked for and received a copy of the conversation from Miami police. Capt. Jack LeGrand confirmed Birmingham police now have the tape and are studying it.

The tape was made nine days before Kennedy came to Miami Nov. 18, 1963, to give a speech at the Orange Bowl, a speech in which he promised to return the Cuban Bay of Pigs brigade flag to Cuban soil following the ill-fated Bay of Pigs invasion of April 1961.

After listening to the tape, Miami police insisted Kennedy take a helicopter to a spot near the Orange Bowl rather than go by motorcade as planned.

In the tape, the states' rights advocate speaks of "a young ex-Marine who really knows his business," who was "in town" and was well-known in Chattanooga, Nashville and New Orleans, and who knew the Klan.

THE MAN said the try to get Kennedy in Miami "is just a trial run," and admitted, "It'll be a hard proposition to get him."

The man also talked of how "it's in the works" to get King, calling him, "the Brown Bomber," and the men talked about where King lived in Atlanta.

Further, the man on the tape said the Klansman told him the Birmingham

Aaron Rosenfeld, a former Birmingham fire marshal who was the first investigator to reach the scene after the church was bombed Sept. 15, 1963, said the bombing was a dynamite explosion. He said he—and as far as he knows—federal officials who sifted the debris, did not come up with any bomb parts, but he said he could tell it was a dynamite explosion because of the odor.

Knowledge of the Miami tape came to light when Sommerset told Barry of its existence. He and Sommerset went over the taped conversation and Barry reported the story.

At that time the FBI had practically no comment about the tape.

The Miami tape leaves unanswered questions.

Was information about the tape really turned over to the Warren Commission as the FBI claims? What evaluation did the FBI make of the incident?

Was the incident really a case of a serious threat against the life of a president?

Was it just wild talk in the night or was there something to it?

FBI

Date: 4/12/76

Transmit the following in _____
(Type in plaintext or code)

Via AIRTEL AIRMAIL - REGISTERED
(Precedence)

TO: DIRECTOR, FBI (157-1025)
FROM: SAC, BIRMINGHAM (157-352) (P)
SUBJECT: BAPBOMB

Re Bureau airtel to Birmingham, 3/2/76.

Enclosed for information of the Bureau is a copy of letter from DAVID VANN, Mayor of Birmingham, Alabama, to SAC, Birmingham, dated 3/26/76, in which Mayor VANN responds to Birmingham letters to him dated 2/25/76 and 3/5/76 relative to captioned matter.

[Redacted]

[Redacted]

b7c

1cc EID unit

② - Bureau (Enc. 2)
2 - Birmingham

ENCLOSURE (RM)

EX-111

REC-13

157-1025-1753

APR 14 1976

[Redacted]

b7c

[Redacted]

[Redacted]

Approved: _____

Special Agent in Charge

Sent _____

APR 30 1976

b7c

b6



City of Birmingham, Alabama

DAVID VANN
MAYOR

OFFICE OF THE MAYOR

March 26, 1976

Mr. L. R. Kirkpatrick
Special Agent in Charge
Federal Bureau of Investigation
1400 - 2121 Building
Birmingham, Alabama 35203

Dear Mr. Kirkpatrick:

I appreciate your two letters to me dated February 25th and March 5th, 1976, relative to the investigation of race related bombings and violence in Birmingham during the early 1960's.

As outlined in your February 25th letter, the Birmingham Police Department will work with and through the Alabama Attorney General regarding the 16th Street Church bombing. The Birmingham police officials assigned to this investigation are already working closely with representatives of Attorney General Baxley's Office, and any request for additional information will be forwarded to the FBI through the Attorney General.

Captain Jack E. LeGrand is the senior Birmingham police official directing the Trailways Bus Depot incident investigation. A copy of your March 5th letter has been forwarded to him, and I am sure he will contact you if discussions are needed as outlined in your letter.

If any changes are needed in these procedures, I will contact you. Pending that necessity, we will work within the framework you have established.

Thank you for your cooperation thus far in this matter. I do regret that there does not appear to be an effective way to make all information available to our law enforcement officials. I continue to believe that your confidential files on informants, etc. would be most helpful and that some way to achieve a higher degree of cooperation should be available.

Sincerely,

157-1025-1753
David Vann

David Vann

ENCLOSURE



Assoc. Dir.	.....
Dep.-A.D.-Adm.	.....
Dep.-A.D.-Inv.	.....
Asst. Dir.:	.....
Adm. Serv.	.....
Ext. Affairs	.....
Fin. & Pers.	.....
Gen. Inv.	.....
Ident.	.....
Inspection	.....
Intell.	.....
Laboratory	.....
Legal Coun.	.....
Plan. & Eval.	.....
Rec. Mgnt.	.....
Spec. Inv.	.....
Training	.....
Telephone Rm.	.....
Director Sec'y	.....

WILLIAM J. BAXLEY
ATTORNEY GENERAL

GEORGE L. BECK
DEPUTY ATTORNEY GENERAL

E. RAY ACTON
EXECUTIVE ASSISTANT

WALTER S. TURNER
CHIEF ASSISTANT ATTORNEY GENERAL

LUCY M. RICHARDS
CONFIDENTIAL ASSISTANT

JACK D. SHOWS
CHIEF INVESTIGATOR

June 1, 1976

Let. 7/20

*See file
Proceeds
suggested
by file*

Honorable Clarence M. Kelly
Director
Federal Bureau of Investigation
Washington, D. C.

Dear Director Kelly:

As you may know the Attorney General of Alabama and the Police Department of the City of Birmingham, Alabama have reopened the investigation into the 1963 bombing of the 16th Street Baptist Church in Birmingham. We have been jointly working on the investigation for approximately six months. In the course of the investigation we have received some information from the FBI Office in Birmingham--primarily 302 form reports of interviews with suspects and other Ku Klux Klan members in the Birmingham area at the time.

We are now at a point in the investigation where we would like to interview a number of the FBI agents who worked on the case in 1963 and '64 in Birmingham. I have enclosed a list of the names of these agents.

We feel that it is necessary for our investigators to talk to these agents to develop background information on the case which is not included in the reports that are contained in the case file. These agents undoubtedly spoke to a great many people and had leads of which we are unaware.

EXP. PROC. 35 JUN 17 1976

ENCLOSURE

6/23/76

ST-113

67c

64-64

157-101-12

JUN 17 1976

REC. UNIT

Honorable Clarence M. Kelly
Page Two
June 1, 1976

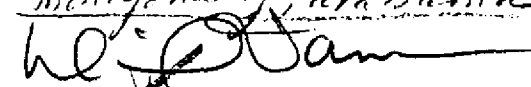
We would greatly appreciate it, therefore, if you would authorize these agents to meet with our investigators and discuss the case. If you could provide us with a list of the current addresses of the agents we will arrange to meet them at places convenient to them.

We greatly appreciate your cooperation in this matter.

Sincerely,



WILLIAM J. BAXLEY
Attorney General of Alabama
Montgomery, Alabama



DAVID VANN
Mayor, Birmingham, Alabama

WJB/gr
Enclosure

XXXXXX
XXXXXX
XXXXXX

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

1 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

Deleted under exemption(s) b7c with no segregable material available for release to you.

Information pertained only to a third party with no reference to you or the subject of your request.

Information pertained only to a third party. Your name is listed in the title only.

Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld for the following reason(s):

For your information: _____

The following number is to be used for reference regarding these pages:
157-1095-1253X encl

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REC-64

June 23, 1976

ST-113

157-1025 - 1753X

1 - Mr
1 - Mr
1 - Mr
1 - Mr.

Honorable William J. Baxley
Attorney General
State of Alabama
Montgomery, Alabama 36130

Dear Mr. Attorney General:

This letter will acknowledge receipt of your letter, also signed by Mayor David Vann, on June 17, 1976. Please be advised that I am currently reviewing your request and will give you a response to it in the near future.

Sincerely yours,

C. M. Kelley

Clarence M. Kelley
Director

Bufile 157-1025

1 - Honorable David Vann
Mayor
Birmingham, Alabama

1 - SAC, Birmingham (Enc.)
Copy of incoming

MAILED 10
JUN 23 1976
FBI

- Assoc. Dir.
- Dep. AD Adm.
- Dep. AD Inv.
- Asst. Dir.
- Adm. Serv.
- Ext. Affairs
- Fin. & Pers.
- Gen. Inv.
- Ident.
- Inspection
- Intell.
- Laboratory
- Legal Coun.
- Plan. & Eval.
- Rec. Mgnt.
- Spec. Inv.
- Training
- Telephone Rm.
- Director Sec'y

NOTE: Based on incoming letter dated June 1, 1976, received June 17th.

APPROVED: <input checked="" type="checkbox"/>	Ext. Affairs.....	Laboratory.....
Assoc. Dir. <input checked="" type="checkbox"/>	Fin. & Pers.	Legal Coun. <input checked="" type="checkbox"/>
Dep. AD Adm. <input checked="" type="checkbox"/>	Gen. Inv.	Plan. & Eval. <input checked="" type="checkbox"/>
Dep. AD Inv. <input checked="" type="checkbox"/>	Ident.	Rec. Mgnt.
Asst. Dir. <input checked="" type="checkbox"/>	Inspection.....	Spec. Inv.
Adm. Serv. <input checked="" type="checkbox"/>	Intell.	Training.....

MAIL ROOM TELETYPE UNIT

REC-64

157-1075-175 BX

July 20, 1976

-113

Honorable William J. Baxley
Attorney General
State of Alabama
Montgomery, Alabama 36130

1
1
1

Dear Mr. Attorney General:

This letter is a further response to your letter of June 1, 1976.

In the spirit of cooperation, I will authorize the Special Agents on your list who are currently on duty in the FBI to answer your inquiries. Further, as all of the Agents are now assigned to field divisions other than Birmingham, it would be difficult for them to determine the necessary parameter of discussion to avoid affecting investigations which may be pending in our Birmingham Office. Therefore, I suggest you furnish me with written inquiries to be forwarded to the Agents for prompt reply.

MAILED 6
JUL 21 1976
FBI

Sincerely yours,
G. M. Kelley

Clarence M. Kelley
Director

1 - Honorable David Vann
Mayor
Birmingham, Alabama

Assoc. Dir. _____
Dep. AD Adm. 1 - SAC, Birmingham
Dep. AD Inv. _____

Asst. Dir.:
Adm. Serv. _____
Ext. Affairs _____
Fin. & Pers. _____
Gen. Inv. _____
Ident. _____
Inspection _____
Intell. _____
Lab. _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Spec. Inv. _____
Training _____
Telephone Rm. _____

LDT
See Note Page 2

[Redacted]

File 157-1075

161
ASSOCIATE DIRECTOR

JUL 19 3 25 PM '76

RECEIVED

67c

MAILED 9
31 AUG 9 1976
TELETYPE UNIT

Honorable William J. Baxley

NOTE:

Based on incoming letter dated June 1, 1976, and the Director's interim reply dated June 23, 1976.

This matter concerns an investigation being conducted by the Attorney General of Alabama and the Police Department of Birmingham into the 1963 bombing of a church in Birmingham. Pursuant to a prior request, the Birmingham Office has furnished copies of investigative reports.

The current request is to interview 23 Special Agents who may have personal knowledge concerning the FBI investigation of the church bombing which may assist the Attorney General in his current inquiry. Of the 23 Special Agents named in the Attorney General's list, only the following are currently on duty:



k2c

In view of fact Director is indisposed at Bethesda, this letter should resolve his "See Me" on incamin

APPROVED:	Ext. Affairs.....	Laboratory.....
Assoc. Dir.....	Fin. & Pers.....	Legal Coun.....
Dep. AD Adm.....	Gen. Inv.....	Plan. & Eval.....
Dep. AD Inv. <i>JMB</i>	Ident.....	Rec. Mgmt.....
Asst. Dir.:	Inspection.....	Spec. Inv.....
Adm. Serv. <i>sm</i>	Intell.....	Training.....

67
Airtel

1 - UAF
[REDACTED]

7/1/76

TO: SAC, Birmingham (157-352)

FROM: Director, FBI (157-1025)

BAPBOMB

ReButels to Birmingham dated 12/5/75 and 2/23/76.

Advise status of dissemination being made to Attorney General William Baxley in captioned matter.

[REDACTED] 67c

REC-23

157-1025-175

5 JUL 6 1976

ST-III

MAILED Z
JUL 1 1976
FBI

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Serv. _____
- Ext. Affairs _____
- Fin. & Pers. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Rec. Mgnt. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director Sec'y _____

56 MAIL ROOM

TELETYPE UNIT

76

67c [REDACTED]

[REDACTED] 67c

FBI

Date: 7/9/76

Transmit the following in _____ (Type in plaintext or code)

Via AIRTEL AIRMAIL (Precedence)

TO: DIRECTOR, FBI (157-1025)
FROM: SAC, BIRMINGHAM (157-352)
SUBJECT: BAPBOMB

Copies made by C.T.
for review by Rowe Task Force
Date 7/21/78
Entire Serial

Re Bureau airtel to Birmingham, 7/1/76.

Birmingham has been furnishing information from its files to GEORGE W. ROYER, JR., Assistant Attorney General, Office of the Attorney General, State of Alabama, WILLIAM BAXLEY, from captioned case since 12/12/75. Birmingham has not furnished any information which would tend to reveal informants or confidential sources. Based on his request for specific information, the items which have been furnished to ROYER are as follows:

On 12/12/75, copies of the following FD-302s were furnished to ROYER:

- [Redacted]
- 67c 9/16/63
- 9/25/63
- 10/1/63
- 10/10/63
- 11/1/63
- 12/21/64

REC-52 157-1025-175

ST-111

21 JUL 12 1976

- 2 - Bureau
- 1 - Birmingham

1cc [Redacted] (3) 67c
EID
UNIT

[Redacted]

Approved: KAB
Special Agent in Charge
JUL 28 1976
378

Sent _____ M Per _____

[REDACTED]

10/3/63

[REDACTED]

5/20/63
9/18/63
10/1/63
10/31/63
11/7/63

Interview with [REDACTED]
10/7/63

b7c, D

[REDACTED]

10/7/63

[REDACTED]

1/10/64
10/16/64
1/7/65
1/13/65

[REDACTED]

9/24-25/63
9/30/63
10/9/63
10/20/63
11/26/63
2/10/65.

[REDACTED]

9/30/63

[REDACTED]

10/21/63

On 12/12/75, ROYER was also furnished with available photographs of individuals named above and their vehicles as well as photographs of the crime scene in Birmingham's possession.

BH 157-352

The following items were furnished to ROYER
on 12/12/76: (copies of FD-302s)

62010

[REDACTED]

9/21/63

[REDACTED]

11/27/63

Insert reflecting summary of polygraph
interviews with several of the above-named
individuals.

Copy of FBI Laboratory Report dated 9/20/63.

On 12/19/75, ROYER was furnished with copies
of the following FD-302s:

62010

[REDACTED]

9/28/63

[REDACTED]

10/23/63

[REDACTED]

10/9/63

[REDACTED]

10/10/63

[REDACTED]

10/10/63

[REDACTED]

9/17/63

9/15/65

[REDACTED]

9/19/63

[REDACTED]

9/15/63

[REDACTED]

9/15/63

BH 157-352

b7c

[REDACTED]

9/18/63

[REDACTED]

9/18/63

[REDACTED]

9/28/63

[REDACTED]

9/28/63

[REDACTED]

9/28/63.

Insert setting forth information to locate a [REDACTED] 9/20/63.

On 3/5/76, ROYER was furnished with copies of FBI Identification records for the following named individuals:

b7c

[REDACTED]

17c 19

[REDACTED]

9/27/63

[REDACTED]

9/30/63

[REDACTED]

10/1/63

[REDACTED]

10/1/63

[REDACTED]

10/1/63

[REDACTED]

10/1/63.

[REDACTED]

10/10/63

FD-302 of [REDACTED]
10/23/63
10/24/63

FBI Laboratory Reports dated
10/1/63
10/14/63
10/15/63
10/22/63.

Birmingham, as mentioned above, has furnished ROYER with all information requested by him with the exception of any informant or source material and since Birmingham has not received any additional requests for information from its files from ROYER or Attorney General BAXLEY's Office, since 3/5/76, Birmingham is placing this matter in a closed status at this time.

XXXXXX
XXXXXX
XXXXXX

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

6 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- Deleted under exemption(s) b7c, d with no segregable material available for release to you.
- Information pertained only to a third party with no reference to you or the subject of your request.
- Information pertained only to a third party. Your name is listed in the title only.
- Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

_____ Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

_____ Page(s) withheld for the following reason(s):

For your information: _____

The following number is to be used for reference regarding these pages:
157-1025-1255, pgs 2, 3, 4, 5, 8 and 10

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X FOR THIS PAGE X
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FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep.-A.D.-Adm.	_____
Dep.-A.D.-Inv.	_____
Asst. Dir.:	
Adm. Serv.	_____
Ext. Affairs	_____
Fin. & Pers.	_____
Gen. Inv.	_____
Ident.	_____
Inspection	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Eval.	_____
Rec. Mgmt.	_____
Spec. Inv.	_____
Training	_____
Telephone Rm.	_____
Director's Sec'y	_____

BHO046 2372030

PP HI

DE BH

P 242030Z AUG 07 76

AUG 24 1976
TELETYPE



FM BIRMINGHAM (157-352) (P)
TO DIRECTOR (157-1025) PRIORITY
BT

b7c

E F T O
BAPBOMB

REBUTEL AUGUST 23, 1976.

SAC, BIRMINGHAM HAS NO OBJECTION TO BUREAU PROPOSAL
FOR RESPONDING TO BAXLEY'S REQUEST TO INTERVIEW AGENTS AS
CONTAINED IN RETEL. HOWEVER, BAXLEY'S PATENTLY FALSE
STATEMENT THAT I HAVE QUOTE STOPPED RETURNING HIS
ASSISTANTS' TELEPHONE CALLS UNQUOTE SHOULD ALERT FBIHQ,
AS IT HAS THIS OFFICE, TO INSURE THAT CONDITIONS FOR DEALING
WITH BAXLEY IN ANY AREA OF HIS INVESTIGATION ARE TO BE
CLEARLY PRE-SET IN WRITING AND IN ACCORDANCE WITH ESTABLISHED
PROCEDURES AND GUIDELINES AVAILABLE TO ADEQUATELY PROTECT
THE CONFIDENTIALITY OF OUR FILES WHERE APPROPRIATE. IN THIS
REGARD, THE BUREAU MAY DESIRE TO GIVE SERIOUS CONSIDERATION
TO HAVING A REPRESENTATIVE OF THE OFFICE OF LEGAL COUNSEL,

ST-105 REC 99/157-1025 1750

7 SEP 14 1976



b7c

PAGE TWO BH 157-352 E F T O

FBIHQ PRESENT DURING PROPOSED INTERVIEWS TO PROVIDE A BROADER BASE OF EXPERIENCE IN THESE MATTERS THAN MIGHT BE AVAILABLE FROM THE BIRMINGHAM PRICIPAL LEGAL OFFICER.

IF MR. BAXLEY'S COMPLETED INVESTIGATION ULTIMATELY RESULTS IN SOMETHING LESS THAN PROSECUTION, THERE IS A POSSIBILITY THAT HE MAY PUBLICLY CLAIM THAT HIS EFFORTS WERE UNSUCCESSFUL BECAUSE OF THE LACK OF FBI COOPERATION.

THIS, OF COURSE, SHOULD IN NO WAY INFER THAT WE NOT COOPERATE WITH BAXLEY TO THE FULLEST EXTENT POSSIBLE;

HOWEVER, HIS STATEMENT THAT THIS OFFICE HAS NOT RETURNED TELEPHONE CALLS TO ANY REPRESENTATIVE OF HIS OFFICE HAS NO BASIS IN FACT WHATSOEVER AND, AS A MATTER OF FACT, THIS OFFICE HAS ATTEMPTED TO FURNISH MR. BAXLEY ALL INFORMATION HE HAS REQUESTED WITH EXCEPTION OF INFORMATION WHICH WOULD IDENTIFY CONFIDENTIAL SOURCES.

BT

- 1 - Mr. R. G. Held
- 1 - Mr. J. B. Adams
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- (Atten: [REDACTED])
- 1 - Mr. [REDACTED]

August 31, 1976

2 Copies made by C.T. for review by Rowe Task Force
 Date 12/1/78
 pag 1, 2, 3

REC 99 V-15
 DE-72

157-1025-1756

ST-105

Honorable William J. ~~X~~ Bayley
 Attorney General
 State of Alabama
 Montgomery, Alabama 36130

- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]
- 1 - Mr. [REDACTED]

Dear Mr. Attorney General:

This will acknowledge receipt of your letter dated July 26, 1976, advising that you consider submission of written inquiries to Special Agents of this Bureau whom you wish to interview to be unsatisfactory.

I have every desire to be as cooperative as possible in this matter, consistent with my responsibilities for maintaining the security of information in FBI files which must remain confidential. Therefore, I will authorize interviews of those Agents presently on duty with the Bureau by members of your staff, provided such interviews are conducted at Birmingham, in the presence of other FBI representatives familiar with this matter. Their presence will be necessary to insure that matters which must remain confidential are not discussed.

For your information, only 12 of the 23 Agents previously named by you are presently on duty. Also, one of the Agents you wish to interview, James Howse Rike, is deceased.

If you desire to conduct the interviews of the 12 Agents now on active duty in accordance with the above-mentioned procedure, I would ask that you contact the Special Agent in charge of our Birmingham Office to proceed with the necessary arrangements.

Your letter stated that the Agent who has been providing your staff with requested information from the files of our Birmingham Office failed to return telephone

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Asst. Dir.:
- Adm. Serv. _____
- Ext. Affairs _____
- Fin. & Pers. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Rec. Mgnt. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____
- Director's Sec'y _____

1 - SAC, Birmingham

SAC, BIRMINGHAM SEE NOTE, PAGE 2

SEE NOTE, PAGE 4

TELETYPE UNIT

MAILED 6
 SEP 1 1976
 FBI

SEP 27 1976

Honorable William J. Baxley

calls from members of your staff. For your information, I have been advised by the Special Agent in charge at Birmingham that there have been no calls from your staff which have not been responded to, and that all information which your staff has requested has been furnished except for that information which would identify confidential sources.

I feel sure that as you become aware of manpower and financial commitments involved in bringing the above-mentioned Agents to Birmingham for interviews, you will have a greater appreciation of the extent of my desire to furnish maximum possible assistance to you in this matter.

Sincerely yours,

C. M. Kelley

Clarence M. Kelley
Director

1 - Honorable David Vann
Mayor
Birmingham, Alabama

NOTE TO SAC, BIRMINGHAM

Re Bureau teletype 8/23/76 and your teletype 8/24/76. Copy of incoming previously furnished to you. For your information, above-mentioned Agents presently on active duty are:

hrc

[REDACTED]

Honorable William J. Baxley

NOTE TO SAC, BIRMINGHAM CONTINUED:

b7c

[REDACTED]

If and when arrangements are made with Mr. Baxley for interviews of above Agents, advise FBIEQ so that appropriate instructions may be forwarded to those Agents.

Referenced teletype suggests representative of Legal Counsel Division be present at interviews. Such presence not considered necessary as no legal questions are involved.

Honorable William J. Baxley

NOTE:

Captioned case concerns bombing of 16th Street Baptist Church in Birmingham, Alabama, 9/15/63, resulting in four deaths and personal injury to 16 other persons. At his request, after appropriate contact with Civil Rights Division, we furnished certain results of our investigation to Baxley. By airtel 7/9/76, Birmingham listed numerous documents furnished to Baxley and advised that no additional information had been requested by him since 3/5/76, the date on which the last documents requested were furnished.

Apparently based on results of his review of documents previously furnished, Baxley has requested to interview 23 Special Agents who participated in above investigation in Birmingham in 1963-64. Our initial response advised we would authorize submission of written questions to the Agents as a means of cooperation but maintaining integrity of our files and pending matters within Birmingham Division. Incoming advised that approach unsatisfactory. It also alleges Bureau has not been responding satisfactorily to Baxley's past requests (for facts see memorandum 3/30/76, copy attached for ready reference) and that Birmingham has not answered telephone calls from Baxley's staff.

Aspect regarding suggestion of Birmingham for presence of Legal Counsel Division representative at interviews coordinated with that Division.

APPROVED:	Ext. Affairs.....	Laboratory.....
Assoc. Dir. <i>H/cen</i>	<i>H/AB</i>	Ident. & Eval. <i>m/jef</i>
Dep. AD Adm.		Rec. Mgmt.....
Dep. AD Inv. <i>BA/cen</i>	Inspection.....	Spec. Inv.....
Asst. Dir.:	Intell.....	Training.....
Adm. Serv.....		

THE ATTORNEY GENERAL STATE OF ALABAMA MONTGOMERY, ALABAMA



WILLIAM J. BAXLEY
ATTORNEY GENERAL

July 26, 1976

ack ph.
NY

GEORGE L. BECK
DEPUTY ATTORNEY GENERAL

E. RAY ACTON
EXECUTIVE ASSISTANT

WALTER S. TURNER
CHIEF ASSISTANT ATTORNEY GENERAL

LUCY M. RICHARDS
CONFIDENTIAL ASSISTANT

JACK D. SHOWS
CHIEF INVESTIGATOR

Asst. Dir.:	
Dep. A.D.-Adm.	
Dep. A.D.-Inv.	
Asst. Dir.:	
Adm. Serv.	
Ext. Affairs	
Fin. & Pers.	
Gen. Inv.	<input checked="" type="checkbox"/>
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Rec. Mgmt.	<input checked="" type="checkbox"/>
Spec. Inv.	
Training	
Telephone Rm.	
Director Sec'y	

Honorable Clarence M. Kelley
Director
Federal Bureau of Investigation
Washington, D. C. 20535

Dear Director Kelley:

I have your letter of July 20, 1976. As you recall in our earlier letter to you we requested permission to interview the FBI agents who participated in the investigation of the bombing of the Sixteenth Street Baptist Church in Birmingham in 1963. In response to our request to interview these agents, you have requested us to submit written inquiries to be forwarded to these agents.

I must say that I am somewhat surprised by your response to our letter. As a veteran law enforcement officer, you must know from your own experience that the procedure you have suggested for interviewing the agents in question is wholly impractical and unworkable investigative procedure. The submission of written inquiries is no substitute whatsoever for face to face interviews.

I hope that this suggestion by your office is not simply another example of Bureau "footdragging" in this case. We have met repeated resistance from the Bureau every since we began requesting information concerning the church bombing in 1971. On a number of separate occasions I made personal requests for information from various Bureau high ranking personnel. Each time I simply received no answer or was put off. Finally, after making a trip to Washington myself, we were told that we could have access to FBI files on the case.

Received 8/24/76

ST-105

REC 99

151-1020-175

1cc: SAC, BH (0-7)

8/24/76

9 14
3 JUL 30 1976

FIVE

62
Ref to Kelley
cc Korman
8-31-76
[Redacted]
[Redacted]
[Redacted]
[Redacted]

EXP. PROC.
34 JUL 30 1976

Honorable Clarence M. Kelley
Page Two
July 26, 1976


However, this granting by the FBI of access to the files has been more illusory than real. My personnel who have traveled to Birmingham to obtain information from the files have been told, in effect, that only what they specifically ask for will be given to them. This, of course, presents somewhat of a problem when we have virtually no idea of what information is contained in the Bureau's files on the case in the first place. Finally, as of late, the agent in charge of providing our personnel with information from the Bureau's files in Birmingham has stopped returning my assistants' telephone calls.

I simply cannot understand the attitude of the Bureau in acting the way it has in this case. The statute of limitations has long run on any possible federal violation that could be prosecuted in the case. As a prosecutor, I would be more than willing and happy to provide any information I might have on a case on which the state statute of limitations has run if there was any hope of ever bringing a prosecution in another jurisdiction.

As I have said, I trust that your suggestion that we submit written inquiries to the agents in question is not indicative of further recalcitrance on the part of the Bureau to provide this office with information in this case. I am writing this letter in the hope that you will agree with me that this method of investigative procedure is totally impractical. I hope that you will give us permission to interview the agents who worked on the case before I am forced to pursue an alternative method of getting the information I feel we need.

We would greatly appreciate your cooperation in this matter. I look forward to hearing from you concerning our request.

Sincerely,



BILL BAXLEY
Attorney General

BB/gr
cc: David Vann
Mayor, City of Birmingham

1 - Mr. G. Held
1 - Mr. B. Adams
1 - Mr. [REDACTED]
1 - Mr. [REDACTED]

TELETYPE **PRIORITY**

REC 68
FM DIRECTOR (157-1025) — 1757 1 - Mr. [REDACTED] 8/23/76
TO BIRMINGHAM (157-352) PRIORITY 1 - Mr. [REDACTED]

BT
EX-108
PERSONAL ATTENTION
BAPBOMB

RENYLET TO WILLIAM BAXLEY, ATTORNEY GENERAL OF STATE OF ALABAMA DATED JUNE 23, 1976, ACKNOWLEDGING RECEIPT OF HIS LETTER DATED JUNE 1, 1976, COPIES OF BOTH OF WHICH WERE PREVIOUSLY FURNISHED TO YOU, AND MY LETTER TO BAXLEY DATED JULY 20, 1976, COPIES ALSO FURNISHED TO YOU.

BAXLEY'S LETTER OF JUNE 1, 1976, REQUESTED AUTHORITY TO INTERVIEW 23 NAMED AGENTS WHO WORKED ON CAPTIONED CASE IN BIRMINGHAM IN 1963 and 1964. MY RESPONSE OF JULY 20, 1976, ADVISED BAXLEY I WOULD AUTHORIZE AGENTS CURRENTLY ON DUTY TO ANSWER HIS INQUIRIES BY WAY OF RESPONDING TO WRITTEN QUESTIONS, SO AS TO AVOID POSSIBLE DISCLOSURE OF INFORMATION AFFECTING PENDING MATTERS.

MY LETTER DATED JULY 26, 1976, COPY BEING FURNISHED TO YOU SEPARATELY, BAXLEY ADVISED THAT ABOVE PROCEDURE IS ACCEPTABLE

- Assoc. Dir. _____
- Dep. AD Adm. _____
- Dep. AD Inv. _____
- Ast. Dir.:
- Adm. Serv. _____
- Ext. Affairs _____
- Fin. & Pers. _____
- Gen. Inv. _____
- Ident. _____
- Inspection _____
- Intell. _____
- Laboratory _____
- Legal Coun. _____
- Plan. & Eval. _____
- Rec. Mgnt. _____
- Spec. Inv. _____
- Training _____
- Telephone Rm. _____

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION

AUG 23 1976

TELETYPE

SEE NOTE RE WILL RECEIVED
TELETYPE RECEIVED THREE

MC 53 8 05 AM '76

MAIL ROOM TELETYPE UNIT

54 SEP 28 1976

PAGE TWO 157-1025

AND HE AGAIN REQUESTED AUTHORITY TO INTERVIEW AGENTS. HE ALSO STATED HE HAD ONLY BEEN GIVEN INFORMATION SPECIFICALLY REQUESTED IN THE PAST AND THAT "FINALLY, AS OF LATE, THE AGENT IN CHARGE OF PROVIDING OUR PERSONNEL WITH INFORMATION FROM THE BUREAU'S FILES IN BIRMINGHAM HAS STOPPED RETURNING MY ASSISTANTS' TELEPHONE CALLS."

IN THE INTEREST OF FURNISHING MAXIMUM POSSIBLE COOPERATION TO BAXLEY, FBIHQ PROPOSES RESPONDING TO BAXLEY BY STATING INTERVIEWS OF AGENTS NOW ON DUTY WILL BE AUTHORIZED IF SAME CONDUCTED IN BIRMINGHAM IN PRESENCE OF AGENT FROM YOUR OFFICE KNOWLEDGEABLE REGARDING CAPTIONED CASE TO INSURE MATTERS WHICH MUST REMAIN CONFIDENTIAL ARE NOT DISCUSSED. IF ABOVE PROCEDURE IS AGREEABLE TO BAXLEY, HE WILL BE REQUESTED TO CONTACT YOU TO MAKE NECESSARY ARRANGEMENTS. AS ARRANGEMENTS ARE MADE, INCLUDING DATES FOR SPECIFIC INTERVIEWS, AGENTS NOW ON DUTY, ALL OF WHOM ARE ASSIGNED TO OTHER DIVISIONS, WILL BE INSTRUCTED BY FBIHQ TO PROCEED TO BIRMINGHAM FOR INTERVIEW.

HE WILL ALSO BE ADVISED THAT OF THE AGENTS NAMED BY HIM, ONE IS DECEASED, AND TEN OTHERS ARE NO LONGER IN BUREAU SERVICE.

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SUTEL YOUR OBSERVATIONS AND RECOMMENDATIONS REGARDING ABOVE PROCEDURE. ALSO FURNISH FACTS REGARDING BAXLEY'S STATEMENT THAT YOUR OFFICE HAS FAILED TO RETURN PHONE CALLS FROM HIS STAFF SO THAT APPROPRIATE RESPONSE MAY BE MADE TO THAT ASPECT OF HIS LETTER.

AFFORD THIS MATTER PREFERRED ATTENTION.

BT
NOTE:

Captioned case concerns bombing of 16th Street Baptist Church, Birmingham, Alabama, 9/15/63, resulting in four deaths and personal injury to 16 other persons.

At his request, after appropriate contact with the Civil Rights Division, we have been furnishing certain results of our investigation to Baxley. By airtel 7/9/76, Birmingham listed numerous documents furnished to Baxley and advised that no additional information had been requested by him since 3/5/76, the date on which the last documents requested were furnished.

Proposed approach appears to be the only available additional cooperative step which can be taken, short of subjecting Agents to interview without benefit of informed guidance as to what they can properly discuss with Baxley's staff so as to avoid possible compromise of information in Birmingham files which must remain confidential.

Incoming letter implies that failure to make Agents available as requested, may result in issuance of subpoenas by Baxley.

APPROVED:	Ext. Affairs.....	Laboratory.....
Assoc. Dir.....	Fin. & Pers.....	Legal Coun.....
Dep. AD Adm.....	Gen. Inv. <i>[Signature]</i>	Plan. & Eval.....
Dep. AD Inv.....	Ident.....	Rec. Mgnt.....
Asst. Dir.:	Inspection.....	Spec. Inv.....
Adm. Serv.....	Intell.....	Training.....

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI (157-1025)

DATE: 9-9-76

FROM : SAC, BIRMINGHAM (157-352) (C)

SUBJECT: BAPBOMB

2 Copies made by C.T.
for review by Rowe Task Force

Date 12-11-78

Cover pg & enclosure pg
1, 2, 3

ReBHTel to Director, 8/24/76.

Enclosed for the information of the Bureau is one copy of an article entitled "The Birmingham Bombers, 1963-1976" written by BILL CORNWELL, a reporter for the Birmingham Post-Herald, which appeared in the 9/4/76 edition of "The Nation".

This article was furnished to SAC, Birmingham, by Captain Jack LeGrand of the Birmingham Police Department.

ENCLOSURE

2 - Bureau (Enc. 1)
1 - Birmingham

(3)

ST-123

DE-12

V-8
REC-90

157-1025-175

21 SEP 14 1976

8- [redacted] (INFO)

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