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FORMS.TEXT HAS 1 DOCUMENT

INBOX.1 (#211)

TEXT:

VZCZCWF055

PP HQ PG

DE WF055 356 0031

ZNR UUUUU

P 220031Z DEC 86

FM WASHINGTON FIELD (9A-NEW) (P) (C-4)

TO DIRECTOR FBI PRIORITY

ATTENTION: PERSONAL CRIMES UNIT

FBI PITTSBURGH PRIORITY

 \mathbf{BT}

9- 3,534

UNCLAS

STEVE SUSTCK; SENATOR ROBERT C. BARD - VICTIM; EXTORTION; OO: PITTSBURGH

FOR THE INFORMATION OF THE BUREAU AND PITTSBURGH DIVISION, ON DECEMBER 17, 1986, DETECTIVE THREATS SQUAD, CRIMINAL INVESTIGATIONS UNIT, UNITED STATES CAPITOL POLICE, 331 FIRST STREET, N. E., WASHINGTON, D. C., OOM 607P; TELEPHONE (202) 224-0928, PROVIDED WASHINGTON FIELD THE THE FOLLOWING INFORMATION:

ON DECEMBER 10, 1986,

SENATOR ROBERT C. BYRD, 311 HART SENATE OFFICE BUILDING,

CONSIDER EMOTIONALLY UNSTABLE

LEL 2 2 1988

b6

b6 b7C

PAGE TWO DE WF 0.055 UNCLAS

2ND STREET AND CONSTITUTION AVENUE, N. E., WASHINGTON, D. C.
20510, TELEPHONE (202) 224-3954, RECEIVED A CALL, AT APPROXIMATELY
4:05 p.m., From an individual whom she described as an elderly
WHITE MALE, POSSIBLY INTOXICATED, WHO IDENTIFIED HIMSELF AS
STEVE SUSICK, 461 AND ONE-HALF MORGANTOWN AVENUE, APARTMENT J,
FAIRMONT, WEST VIRGINIA, TELEPHONE (304) 366-6094. SUSICK
DEMANDED TO SPEAK TO THE SENATOR AND SAI HE HAD CALLED
SENATOR BYRD IN THE PAST, BUT IN THE CALLER'S WORDS, "BYRD'S
FAVORS HAVE NEVER DONE A GOD DAMNED THING. IT DIDN'T MATTER
ANYWAY BECAUSE ROBERT BYRD WOULD DIE ON HIS NEXT ELECTION
DAY." THE CALLER THEN HUNG UP.

AND IN A RAMBLING TELEPHONIC CONVERSATION ASKED
HER TO DISREGARD THE LAST MESSAGE AND, IN HIS OWN WORDS,
"TELLBYRD HE WILL HAVE TO SUFFER ON HIS OWN."

b6 b7С

AN INDICES CHECK, CONDUCTED AT WASHINGTON FIELD, WAS NEGATIVE FOR STEVE SUSICK.

ON DECEMBER 22, 1986, SPECIAL AGENT LIAISON
DIVISION, UNITED STATES SECRET SERVICE; 1800 G STREET, N. W.,
WASHINGTON, D. C., SUITE 720, TELEPHONE (02) 535-5838,

PAGE THREE DE WF 0055 UNCLAS

WAS APPRISED OF THE NATURE OF THE THREAT AND PROBABLE.

IDENTITY OF THE CALLER AND HE INDICATED THAT THE UNITED STATES

SECRET SERVICE HAD NO RECORD OF SUSICK.

LEADS: PITTSBURGH DIVISION: AT FAIRMONT, WEST VIRGINIA:

CONDUCT INDICES AND LOCAL POLICE CHECK REGARDING SUSICK.

INTERVIEW SUSICK REGARDING HIS INTENTIONS AND PRESENT TO THE

UNITED STATES ATTORNEY S OFFICE FOR PROSECUTIVE OPINION.

ADVISE WASHINGTON FIELD OF RESULTS, IN ORDER THAT THE UNITED

STATES CAPITOL POLICE MIGHT BE APPROPRIATELY, APPRISED.

CAUTION: CONSIDER EMOTIONALLY UNSTABLE.

"B**T**

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FD-340a (Rev. 10-3-77)

(Title)

(File No.) _____

Item	Date Filed	To be returned Yes No ,			Disposition	
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AUG 2 8 1987

FBI-PITTSBURGH

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Field File No.	•	_* , , ,
	iginating Document	
OO and File !	8/20/0-7	
Date Received	4 <u> </u>	Ъ6 Ъ7С
From \underline{SR}	(Name of Contributor)	
	(Name of Contributor)	
	(Address of Contributor)	,
Du.	(City and State)	
Ву	(Namé of Special Agent)	
To Be Returne	ed □ Yes ☑ No Receipt Given □ Yes [⊿ No
Grand Jury Ma of Criminal Pro	aterial - Disseminate Only Pursuant to Rule 6(e) ocedure 🗆 Yes 🖾 No	, Federal Rules
Title:		
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Reference:		•
	(Communication Enclosing Materia	d) .
Description:	☐ Original noteş re interview of	
C of	FG-T subspoena	
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10 110 (Rey, 10/82)

SUBPOENA TO TESTIFY BEFORE GRAND JURY

United States District Cor	rri NORTHERN DISTRIC	T OF WEST VIRGINIA
TO:		SUBPOENA FOR
	£ď.	☐ Person !
		Consument or Object
		Document or Object
YOU ARE HEREBY COMMANDED to date, and time specified below to testify bef		
PLACE		COURTROOM
SECOND FLOOR		COOKTROOM
300 THIRD STREET		1
		. !!
ELKINS, WV		DATE AND TIME
,		
	•	
YOU ARE ALSO COMMANDED to b	ring with you the following do	cument(s) or object(s):
		• • • • • • • • • • • • • • • • • • • •
		F 2
		RECK
		J. J. H.
		MAY
		I
		Schilly Co.
		County Otel
		} ,*
Compliance with this subpoena may be Federal Grand Jury, P. O. Box 591, V. Please see additional information on reverse		
This subpoena shall remain in effect until you on behalf of the court.	are granted leave to depart by t	he court or by an officer acting
CLERK DD M	ALLY EDCELL	DATE
LIK. W	ALLY LUDELLE	
in (
(BY) DEPUTY CLERK	ч	•
Sue	O. alwaham	May 3, 1987
	NAME, ADDRESS AND PHO	WE NUMBER OF ASSISTANT U.S. ATTORNEY
This subpoena is issued on application		Assistant U.S. Attorney
•	P. O. Box 591	, p6
of the United States of America by:	Wheeling, WV 260)03 b7c
	304/232-4026	
,		

1) If not applicable, enter "none."

169-3762-14/

Grand Jury Material - Disseminate Only Pursuant to Rule 6(e), Federal Rules of Criminal Procedure
☐ Yes CNo

Title:

Ÿ.

Reference: (Communication Enclosing Material)

Description: Original notes re interview of

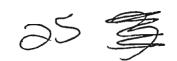
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b6 b7С AO 110 (Rev. 10/82)

SUBPOENA TO TESTIFY BEFORE GRAND JURY

United States District Court	DISTRICT NORTHERN DISTRICT	OF WEST VIRGINIA
то:	b3	SUBPOENA FOR Person
		Document or Object
YOU ARE HEREBY COMMANDED to appear ideate, and time specified below to testify before the Gr		
PLACE		COURTROOM
SECOND FLOOR 300 THIRD STREET		
ELKINS, WV		DATE AND TIME
YOU ARE ALSO COMMANDED to bring with	you the following docu	ment(s) or object(s):(1)
		<u>:</u>
•		
•		
Compliance with this subpoena may be made b Federal Grand Jury, P. O. Box 591, Wheeling Please see additional information on reverse		sted information to:
This subpoena shall remain in effect until you are grante on behalf of the court.	ed leave to depart by the	court or by an officer acting
DR. WALLY E	ONELL	DATE
(BY) DEPUTY CLERK		
Lue O. a	leaham	May 3, 1987
This subposes is issued as a sufficient		NUMBER OF ASSISTANT U.S. ATTORNEY ASSISTANT U.S. Attorney
This subpoena is issued on application of the United States of America by:	P. O. Box 591 Wheeling, WV 26003 304/232-4026	b6
+		



 ··		DETUDNIO	E CEDVIOCIS		· · · · ·
			F SERVICE(2)		
RECEIVED BY SERVER	DATE	PLACE			
	DATE	PLACE			-
SERVED					
SERVED ON (NAME)				
SERVED BY			TITLE		
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		STATEMENT OF S	ERVICE FEES		
TRAVEL		SERVICES		TOTAL	
<u> </u>		DECLARATION	OF SERVER (3)		
	Date	Signature of S			
٠		Address of Ser	ver		
					
ADDITIONAL INFO	RMATION				
		•			

²⁾ As to who may serve a subpoene and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil

Procedure.

3) "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs. USC 1825, Rule 17(b) Federal Rules of Criminal Procedure)"

[]	FBI FRANSMIT VIA: Teletype Facsimile Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS Date
1	PAGE TWO PG 9A-3762	UNCLAS
2	PLACED TO THE OFFICE OF SENATOR RO	BERT BYRD, WASHINGTON, D.C., AND
3	A SUBSEQUENT THREAT WAS MADE THROU	GH THAT TELEPHONE CALL TO SENATOR
4	BYRD. SUSICK ADVISED THAT HE HAS	NEVER MADE A CALL TO SENATOR
5	BYRD'S OFFICE AND HAS NO INFORMATI	
6	AGAINST SENATOR BYRD.	ъ6 ъ7С
7	SUSICK STATED THAT TO THE BES	T OF HIS KNOWLEDGE HE WAS HOME ON
8	DECEMBER 10, 1986, BUT NEITHER	NOR ANYONE ELSE WAS PRESENT
9	ON THAT PARTICULAR OCCASION. SUSI	CK WAS ADVISED BY THE INTERVIEWING
10	AGENT AS TO THE GRAVITY OF THE SIT	UATION AND STATED THAT IF A CALL
11	OR CALLS WERE MADE FROM SUSICK'S T	ELEPHONE NUMBER, WHICH SUSICK
12	IDENTIFIED AS 304-366-6094, TELEPH	ONE RECORDS WOULD READILY DETERMIN
13	THE EXISTANCE OF SUCH CALLS.	
14	SUSICK VEHEMENTLY DENIED MAKI	NG ANY CALLS FROM HIS RESIDENCE AT
15	ANY TIME RELATIVE TO THREATS TO SE	NATOR BYRD.
16	SUSICK ADVISED THAT HE IS CUR	RENTLY UNEMPLOYED AND HAS NOT
17.	TAKEN ANY ALCOHOLIC BEVERAGES FOR	AT LEAST A YEAR.
18	THE FOLLOWING INFORMATION WAS	OBTAINED FROM OBSERVATION AND
19	INTERVIEW: NAME, STEVE SUSICK; DO	OB, JANUARY 4, 1931; SSAN,
20	234-46-6336; RACE, WHITE; SEX, MAI	LE; HEIGHT, 6'2"; WEIGHT, 160 LBS.;
21	RESIDENCE, 461 1/2 MORGANTOWN AVEN	NUE, FAIRMONT, WV; TELEPHONE
	Approved: Transmitted(N	Number) (Time)

In Reply, Please Refer to

.File No. PG 9A-3762

	FBI CASE STATUS FORM			
¥9				
	Date: 1/1	7/86		
То:	HONORABLE WILLIAM A. KOLIBASH, WHEELING, WEST VIRGINIA (Name and Address of USA)			_
	(Name and Address of CSA)			
From:	SAC WAYNE R. GILBERT, PITTSBURGH, PA (Name of Official in Charge and Field Division) (Signature of Official in	Charge)		-
RE:	STEVE SUSICK	57	M	
,	(Name of Subject)	Age	Sex	•
You are	hereby advised of action authorized by AUSA (Name of USA or AUSA)			o6 o7C
on info	rmation submitted by Special Agent SA on 1/7/87	(Date)	<u> </u>	
(Check	One)		,	
ĽΧ	Request further investigation		. (.	X
	Immediate declination			
	Filing of complaint			
	Presentation to Federal Grand Jury			
	Filing of information			
For vio	lation of Title 18, USC, Section(s) EXTORTION; SENATOR ROBERT C. BY	RD-VICTIA	i	
Synops	United States Attorney subject Steven had been identified as making a threatening call to of Senator Robert C. Byrd on or about December 17, Subsequent interview of Susick resulted in Susick's making any such calls. The calls in question were as coming from a telephone number in Fairmont, West (WV), presently listed to Susick.	the off 1986. denial identifi	ice of led	Ъ6 Ъ7С
	would request additional information to include effective determine if the calls had been made from Susick's	ted that forts to	he	d de
	G-Pittsburgh	 PA-370	12-3	# FBI/DOJ 3

PG 9A-3762

* through records, and further determine any background that may reflect upon Susick's mental stability.

Airtel

4/1/87

TO:

DIRECTOR, FBI

(ATTN: PERSONAL CRIMES UNIT)

FROM:

SAC, WASHINGTON FIELD OFFICE (9A-5507) (C-4) (P)

STEVE SUSICK SENATOR ROBERT C. BYRD. - VICTIM; EXTORT ION; OO: PITTSBURGH

Re Pittsburgh teletype to Bureau, dated 12/23/86.

The United States Capitol Police has requested the status of the investigation so they can conclude their threat assessment for Senator BYRD.

ARMED AND DANGEROUS

2-Bureau ②-Pittsburgh 1-WFO

WTR:rlw (5)

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b7C

FEDERAL BUREAU OF INVESTIGATION

Date of transcription $4/2/87$	
<u>1</u> ,	
STEVE SUSICK, 461½ Morgantown Avenue, Fairmont, West Virginia (WV), (304)366-6094, was interviewed at his residence. At the time of interview, was also present.	.b6 .b7C
The interviewing Agent properly identified himself and advised SUSICK that he would interview him concerning two telephone calls that were place allegedly from SUSICK'S telephone number at Fairmont, WV, to the office of SENATOR ROBERT BYRD, Washington, DC. Special Agent (SA) further advised SUSICK that the calls in question were threatening in nature.	Ъ6 .b7С
SUSICK confirmed that his telephone number was, in fact, (304)366-6094. SUSICK advised that basically he and have access to his telephone and stated that he was not aware of any telephone calls made from his residence on or about December 17, 1986, to the office of SENATOR ROBERT BYRD.	b6 b7С
SUSICK advised that he has not had a drink in over a year and had no explanation as to how these calls could possibly be made from his residence.	
admonished SUSICK as to the severity of these types of calls and further noted to SUSICK that an examination of toll records would be made with the concurrence of the United States Attorney's (USA), Office to determine if, in fact, the calls had been made from his residence.	Ъ6 Ъ7С
At this time, the interview was terminated.	
Investigation on 12/23/86 ay Fairmont, WV File PG 9A-3762	<u> </u>
b6 b7C Date dictated 3/23/87	

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.

FEDERAL BUREAU OF INVESTIGATION

FEDERAL BOREAG OF INVESTIGATION
Date of transcription 4/2/87
ì
STEVE SUSICK, 461½ Morgantown Avenue, Fairmont, West Virginia (WV), (304)366-6094, was interviewed at his residence. Also present at the time of interview,
Special Agent (SA) advised SUSICk that he was re-contacting him in reference to prior discussion relative to threatening calls made to the Office of SENATOR ROBERT BYRD.
SUSICK, who is currently unemployed, stated that to the best of his recollection, he was at his residence on December 17, 1986. SUSICK noted that he does drink and may have had intoxicating beverages during the Christmas holidays.
SUSICK stated that he has no recollection of making any calls to SENATOR BYRD'S Office and stated that to his knowledge no other individual had access to his phone during this period of time.
SUSICK could provide no further information investigative assistance.
Investigation on 2/25/87 at Fairmont, WV File # PG 9A-3762 - 7
by SA ts 56 Date dictated 3/23/87

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XX



4/22/87

TO:

DIRECTOR, FBI

(ATTN: PERSONAL CRIMES UNIT)

FROM:

SAC, PITTSBURGH (9A-3762) (P)

STEVE SUSICK: SENATOR ROBERT C. BYRD - VICTIN EXTORTION OO: PITTEBURGH

Re Washington Field Office to Bureau, 4/1/87.

For information of Bureau and Washington Field Office, captioned matter is still under investigation by Pittsburgh Division. At present time formal request has been made through the U.S. Attorney's Office, NDWV, Wheeling, WV, to obtain telephone toll records for captioned subject during the month of December 1986. At this time U.S. Attorney's Office has indicated there may be Grand Jury scheduled for May but tentative dates have not been set at this time. Investigation by Pittsburgh Division has resulted in Interviews of captioned subject on two separate occasions. Subject has denied any knowledge of calls being made from his residence and further stated that he was not personally involved in these calls. Subject has been admonished as to the gravity of such calls and was advised that toll records would be obtained to verify the existence of these calls from his residence.

ARMED AND DANGEROUS.

3 - Bureau

2 - WFO (9A-5507) (C-4)

2 - Pittsburgh

NGK/pc

b6 b7C

In the opinion of the writer, SUSICK has made these calls but was probably intoxicated at the time. SUSICK has indicated that he has a history of alcoholism and has received treatment in the past.

U.S. Attorney's Office stated that they will not render opinion in this matter until toll records are obtained and reviewed.

Investigation through local police agencies concerning SUSICK and possible history of telephone calls of this nature has been negative.

Investigation at Pittsburgh Division continuing.

ARMED AND DANGEROUS.

Memorandum





То	:	SAC PITTSBURGH (9A-3.762) (P)	Date 7:/14/87
From	;	SA b6 b7c	
Subject	:	STEVE SUSICK; SENATOR ROBERT C. BYRD - VICTIM; EXTORTION (OO: PG)	*·.

To date all logical investigation has been concluded to include the subpoena Subject was interviewed, and at the tome of

Interview these records were provided to him for his examination. Subject has repeatedly denied knowledge of any calls to the office of SENATOR ROBERT BYRD and is at a loss to explain numerous calls from his home residence phone to SENATOR BYRD'S office and to the White House, Washington, D. C.

'This matter will be presented to Assistant United States .Attorne for his prosecutive opinion.

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RGK/lab

1*

b6 b7C SEARCHED GEN JUL 1 5 1987 FBI - PITTSBURGH

FEDERAL BUREAU OF INVESTIGATION

1 Date of transcription	
STEVE SUSICK, 46 1/2 Morgantown Avenue, Fairmont, West Virginia (WV), (304)366-6094, was interviewed at his residence.	
At the time of interview. the interviewing Agent displayed to SUSICK copies of subpoensed	
	£d.
SUSICK stated that he has no recollection of such calls and cannot explain why all of these calls were made from his residence phone.	
SUSICK did note that one other person besides had access to this phone. SUSICK noted that this individual is who currently resides at Fairmont, West Virginia,).
At this time the interview was terminated.	
	-
Investigation on 6/3/87 Fairmont, VA PG 9A-3762	0
SA RGK/lab b6 Date dictated 6/22/87	_

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FEDERAL BUREAU OF INVESTIGATION

			<u>1</u>		Date of tran	scription	8/17/87	•	
			was in	ıterviewe	d at hi	s resi	dence.		6 7C
advised[ne of the n					Agent		6 7C
									.b6 .b7С
Washingto when the	e from SUSIC on, D.C. Federal Bu ation and i	n reau. of In	ence to oted th vestiga	the off nat he be ation (FB	ice of came aw 31) init	Senato vare of liated	r BYRD, the ca an	alls	Ъ6 Ъ7С
location day recall th	and 10, 1986, and he reason f	when the c stated to or the arg	alls we hat he ument a	were outere alleg recalls got into	of SUS gedly ma that wh an argu	SICK'S ade fro nen he ument k	resider om that returne out he	nce on ed tha cannot	b6 .t b70
Senator to recei	hat SUSICK BYRD, parti ve food sta and SUSIC ntly writte not receive	cul <u>arly Se</u> mps K was deni n letters	y with nator I ed the to Sen	Senator BYRD beca food sta ator ROCK	ROCKEFI	ELLER a SICK ha	and ad atter had	mpted	.b6 b70
that he	ast acts im has no dire nally has n	ct knowled	when in	ntoxicate t calls v	ed were mad		state	đ	.b6 .b7С
investig	ative assis	could pro	vide n	o furthe	r infor	mation	of		6 7C
Investigation on	8/10/87	Fai	rmont,	wv		File # PG	9A-376	2-/	
by_SA		RGK/I	lab	.b6 .b7C	te dictated	8/10/8	7		

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XXX AIRTEL

8/27/87

TO:

ACTING DIRECTOR, FBI

FROM:

SAC, PITTSBURGH (9A-3762) (C)

STEVE SUSICK; SENATOR ROBERT C. BYRD - VICTIM; EXTORTION; (OO: PITTSBURGH)

Enclosed for information of receiving offices is a copy of letter from the Pittsburgh Division to the USA'S Office, Wheeling, WV. The letter enclosed is self-explanatory.

Based upon the opinion provided by USA'S Office, noting there was insufficient evidence for possible criminal indictment against SUSICK, Pittsburgh Division is conducting no further investigation in this matter and considers captioned case closed.

2 - Bureau (Encl. 1)
2 - Washington Field Office (Info) (Encl. 1)
(1) - Pittsburgh RGK/Imp (5)

1*

Soweh Gen Follows Indexed Filed

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b7c





U.S. Department Justice

Federal Bureau of Investigation

In Reply, Please Refer to File No.

Post Office Box 1315 Pittsburgh, Pennsylvania 15230

August 27, 1987

Honorable William A. Kolibash, United States Attorney Federal Building Room 243 Wheeling, West Virginia 26003

> RE: STEVE SUSICK;

> > SENATOR ROBERT C. BYRD - VICTIM;

EXTORTION;

Dear Sir:

of Steve Susick; one interview of and sul	opoenaed ba
	b6 b70
This is to confirm the conversation on July 22, 198 between Assistant United States Attorney (AUSA) and Special Agent (SA)	87. b6 b7c
At that time, SA reiterated to AUSA previous converations between them concerning this matter and further indicated that all logical investigation had been concluded. Aside from the enclosed documents, SA advised AUSA that a review of available law enforces agency records had failed to logate any additional information.	
agency records had failed to locate any additional informat that would show prior similar acts on the part of Steve Susick. The Manager Additional informat acts on the part of Steve Susick.	3742- 13

REVIEW TAS AND TOS AND THICHE AS REQUIRED

1 - Addressee

- Bureau

- Washington Field Office

- Pittsburgh (9A-3762)

RGK/lmp

(4)

b6

b7C

Bicentennial of the United States Constitution (1787-1987)

Search Gen

After consideration of the facts, AUSA requested that the FBI forward to his office, completed investigation and he in turn would draft a letter to Senator Robert Byrd as to the course in completion of the investigation. AUSA stated that in his opinion, based upon available facts, there was not sufficient evidence to seek a possible indictment against Susick.

Unless advised to the contrary by your office, the FBI is conducting no further investigation in this matter.

Very truly yours,

WAYNE R. GILBERT Special Agent in Charge b6

Ъ7С

Ъ6 Ъ7С

BY:
Supervisory Special Agent

1611/2 MGTAVE. U-32 FOR FBI.
in Mobile Hame
Behind Auto Dlaya

12/23/86 09:33:37 RE.WV0000000.WV0250100.

TXT

RESPONSE FOR SUSICK • /S ERR/ **ERROR-INVALID OWNER INFO. OR VEHICLE NOT ON FILE ** NO MORE PAGES

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NCIC:OW.WV0250100.NAM/SUSICK.STEVE.DOB/010431.SOC/234466336

MESSAGE FROM NCIC 12/23/86 09:43:16 NO NCIC WANT SOC/234466336 NO NCIC WANT DOB/010431 NAM/SUSICK, STEVE

b6 b7C

12/23/86 09:34:50

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TXT

RESPONSE FOR SUSICK

·S

LIC NUM ------DRIVER NAME------ HGTH WGT BIRTH DT ----CITY---- STATS

ID23778 SUSICK

STEVE

6-02 160 01/04/31 FAIRMONT

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NO MORE, PAGES

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SOC/234466336 RST/
SEX/M RACE/W WGT/160 HGT/6-02 EYE/BE DOB/01/04/31
LN/ID23778 ISU/07/23/85 EXP/.

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POINTS/00

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NO MORE PAGES

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U.S. Department of Justice



Å

United States Attorney
Northern District of West Virginia

Post Office Box 591 Wheeling, West Virginia 26003 (304) 232-4026

September 1, 1987

Senator Robert C. Byrd Federal Building Room 1006 500 Quarrier Street Charleston, WV 25301

RE: STEVE SUSICK

Dear Senator Byrd:

FOIMS 98 94-3762 94-3762-6

In December, 1986, our office was advised of your concern about two (2) phone calls, one of which was of a threatening nature, which were made to your Washington, D.C. Office on December 10, 1986. first phone conversation, the caller identified himself as Steve Susick and gave your representative a Fairmont, West Virginia phone Apparently some threatening remarks were made during the course of that phone conversation. A second call was made shortly thereafter by the same individual in which the previous threatening statement was apparently disavowed. In view of your concern, the Federal Bureau of Investigation conducted an investigation to determine whether or not these phone calls were made by the individual who identified himself as Steve Susick. Susick was interviewed by FBI Agents on three (3) occasions. On all three (3) occasions he denied making said telephone calls, but indicated that he may have been drinking at that time. The representative from your office who received the telephone calls indicated that the individual did sound A review of Susick's telephone records for that period intoxicated. of time do indicate that two (2) calls were made to your office on December 10, 1986, at 4:03 p.m. and at 4:06 p.m. In addition, there are several calls during that same time period to a number which is listed for the White House. I am not aware of any Secret Service investigations of these calls. Therefore, I would assume none of these calls were threatening in nature.

FBI Agents also interviewed	
) He	
disavowed any knowledge of the phone calls, but did indicate that	
Susick was upset with you and Senator Rockefeller because Susick's b	6
<u>attempt to obtain</u> Food Stamps was⊰5denied. ▷	,7C
also indicated that Susick does have a drinking	
problem and in the past acted impulsively when intoxicated. The FBI	
\$1.65 A. 35	

Po

Senator Robert C. Byrd Page 2 September 1, 1987

Agent who interviewed Susick indicated that Susick was not an eminent threat to you or any member of your staff. The Agent also advised Susick of the serious nature of the activity involved herein.

A review of available law enforcement agency records had failed to locate any additional information which would show prior similar acts on the part of Susick.

After reviewing this case, it is my opinion that Susick's activities do not warrant prosecution. The evidence is circumstantial since no one can directly attribute the calls to Susick. This, coupled with the fact that the second call apparently disavowed the threat made during the first conversation, would make the possibility of a conviction in this case very difficult. However, we will continue to monitor Susick's activities. If a similar situation occurs in the future or additional information is obtained, I will reevaluate my decision.

If you or any member of your staff wish to discuss this matter further, please contact me.

Very truly yours,

WILLIAM A. KOLIBASH UNITED STATES ATTORNEY

wak/fet
cc: FBI b6
b7c

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 4 Page 7 ~ b3 Page 9 ~ b3 Page 11 ~ b3 Page 19 ~ b3

FORMS: TEXT HAS 1 DOCUMENT	
INBOX.29 (#4308)	
VZCZCWF055 231-1 LILL	
PP HQ PG	1000
DE WF055 356 0031	ecleg
ZNR UUUUU	
P 220031Z DEC 86	-
FM WASHINGTON FIELD (9A-NEW) (P) (C-4)	
TO DIRECTOR FBI PRIORITY	- 1
ATTENTION: PERSONAL CRIMES UNIT	- *
BI PITTSBURGH PRIORITY	
UNICLAST	
STEVE SUSICK; SENATOR ROBERT C. BYRD - VICTIM; EXTORTION;	
OO:PITTSBURGH	
FOR THE INFORMATION OF THE BUREAU AND PITTSBURGH	71/
DIVISION, ON DECEMBER 17, 1986, DETECTIVE	b6
THREATS SQUAD, CRIMINAL INVESTIGATIONS UNIT, UNITED STATES	b7c
CAPITOL POLICE, 331 FIRST STREET, N. E., WASHINGTON, D. C.,	
ROOM 607P, TELEPHONE (202) 224-0928, PROVIDED WASHINGTON FIELD)
WITH THE FOLLOWING INFORMATION / / / / / / / / / / / / / / / / / / /	//-/
ON DECEMBER 10, 1986, RECEPTIONIST	·
TO SENATOR ROBERT C. BYRD, 311 HART SENATE OFFICE BUILDING,	
CAUTION: CONSIDER EMOTIONALLY UNSTABLE (10 FED 13 987	,
W. Hg.	,
Relayed to	
U.S. Secret Service	
6-13-193	2
RI31 ERE	4
U-SLT 1-1987	¥-

PAGE TWO DE WF 0055 UNCLAS 2ND STREET AND CONSTITUTION AVENUE, N. E., WASHINGTON, D. C. 20510, TELEPHONE (202) 224-3954, RECEIVED A CALL, AT APPROXIMATELY 4:05 P.M., FROM AN INDIVIDUAL WHOM SHE DESCRIBED AS AN ELDERLY WHITE MALE, POSSIBLY INTOXICATED, WHO IDENTIFIED HIMSELF AS STEVE SUSICK. b6 b7C FAIRMONT, WEST VIRGINIA, TELEPHONE SUSICK DEMANDED TO SPEAK TO THE SENATOR AND SAI HE HAD CALLED SENATOR BYRD IN THE PAST, BUT IN THE CALLER'S WORDS, "BYRD'S FAVORS HAVE NEVER DONE A GOD DAMNED THING. IT DIDN'T MATTER ANYWAY BECAUSE ROBERT BYRD WOULD DIE ON HIS NEXT ELECTION DAY." THE CALLER THEN HUNG UP. SUSICK THEN CALLED BACK IN FIVE MINUTES AND SPOKE TO b6 b7C AND IN A RAMBLING TELEPHONIC CONVERSATION ASKED HER TO DISREGARD THE LAST MESSAGE AND. IN HIS OWN WORDS. "TELLBYRO HE WILL HAVE TO SUFFER ON HIS OWN." AN INDICES CHECK, CONDUCTED AT WASHINGTON FIELD, WAS NEGATIVE FOR STEVE SUSICK. ON DECEMBER 22, 1986, SPECIAL AGENT LIAISON b6 b7C DIVISION, UNITED STATES SECRET SERVICE, 1800 G STREET, N. W., WASHINGTON, D. C., SUITE 720, TELEPHONE (02) 535-5838,

PAGE THREE DE WF 0055 UNCLAS

WAS APPRISED OF THE NATURE OF THE THREAT AND PROBABLE

IDENTITY OF THE CALLER AND HE INDICATED THAT THE UNITED STATES

SECRET SERVICE HAD NO RECORD OF SUSICK.

LEADS: PITTSBURGH DIVISION: AT FAIRMONT, WEST VIRGINIA:

CONDUCT INDICES AND LOCAL POLICE CHECK REGARDING SUSICK.

INTERVIEW SUSICK REGARDING HIS INTENTIONS AND PRESENT TO THE

UNITED STATES ATTORNEY'S OFFICE FOR PROSECUTIVE OPINION.

ADVISE WASHINGTON FIELD OF RESULTS, IN ORDER THAT THE UNITED

STATES CAPITOL POLICE MIGHT BE APPROPRIATELY APPRISED.

CAUTION: CONSIDER EMOTIONALLY UNSTABLE.

BT

#0055

NNNN

	K 2 P
	FORMS FTEXT HAS I DOCUMENT
	INBOX.3 (#4732)
	TEXT: 24 DEGIS & WILLIAM
	PG00007 357 2238Z
	RR HQ WF
	DE PG
	R232238Z DEC 86
	FM PITTSBURGH (9A-3762)(P)
	TO DIRECTOR (9A-NEW) ROUTINE
	WFO (9A-NEW) ROUTINE
1	PT Production
-1	UNCLAS Discontinues and a second seco
	STEVE SUSICK: SENATOR ROBERT C. BYRD - VICTIM, EXTORTION, OO: PG
	REWFOTEL TO PITTSBURGH DECEMBER 23, 1986.
	PITTSBURGH INDICES NEGATIVE WITH RESPECT TO CAPTIONED SUBJECT.
	INSTANT DATE INQUIRY THROUGH FAIRMONT POLICE DEPARTMENT, FAIRMONT
	WV, FAILED TO IDENTIFY ANY RECORD FOR CAPTIONED SUBJECT.
	INSTANT DATE SUBJECT, STEVE SUSICK WAS INTERVIEWED AT HIS
	RESIDENCE, FAIRMONT, WV. SUSICK STATED b7C
	THAT HE CURRENTLY LIVES AT HIS RESIDENCE WITH
	9-70411-2
	SUSICK ADVISED THAT TO THE BEST OF HIS KNOWLEDGE HE WAS AT HIS
	RESIDENCE ON DECEMBER 10, 1986. SUSICK WAS ADVISED THAT ON THAT
	PARTICULAR DATE AT APPROXIAMTELY 4:00 PM, A TELEPHONE CALL WAS
	10 FLU 13 1337
	10 F
	3
	131
	R131 June 1 1 4 1987

PAGE TWO

PG 9A-3762

UNCLAS

PLACED TO THE OFFICE OF SENATOR ROBERT BYRD, WASHINGTON, D.C., AND A SUBSEQUENT THREAT WAS MADE THROUGH THAT TELEPHONE CALL TO SENATOR BYRD. SUSICK ADVISED THAT HE HAS NEVER MADE A CALL TO SENATOR BYRD'S OFFICE AND HAS NO INFORMATION WHATSDEVER CONCERNING A THREAT AGAINST SENATOR BYRD.

SUSICK STATED THAT TO THE BEST OF HIS KNOWLEDGE HE WAS HOME ON
DECEMBER 10, 1986, BUT NEITHER NOR ANYONE ELSE WAS PRESENT
ON THAT PARTICULAR OCCASION. SUSICK WAS ADVISED BY THE INTERVIEWING
AGENT AS TO THE GRAVITY OF THE SITUATION AND STATED THAT IF A CALL
OR CALLS WERE MADE FROM SUSICK'S TELEPHONE NUMBER, WHICH SUSICK
IDENTIFIED AS TELEPHONE RECORDS WOULD READILY DETERMINE
THE EXISTANCE OF SUCH CALLS.

SUSICK VEHEMENTLY DENIED MAKING ANY CALLS FROM HIS RESIDENCE AT ANY TIME RELATIVE TO THREATS TO SENATOR BYRD.

SUSICK ADVISED THAT HE IS CURRENTLY UNEMPLOYED AND HAS NOT TAKEN ANY ALCOHOLIC BEVERAGES FOR AT LEAST A YEAR.

THE FOLLOWING INFORMATION WAS OBTAINED FROM OBSERVATION AND

INTERVIEW: NAME, STEVE SUSICK; DOB, JANUARY 4, 1931; SSAN,

234-46-6336; RACE, WHITE; SEX, MALE; HEIGHT, 6'2"; WEIGHT, 160 LBS.;

RESIDENCE, FAIRMONT, WY: TELEPHONE

b6 b7С

b6 b7C NUMBER, b6 b7C INVESTIGATION AT PITTSBURGH DIVISION CONTINUING. BT

PG 9A-3762

UNCLAS

PAGE THREE

Date: 12-23-86 PRECEDENCE:	MESSAGE RELAY VIA TELETYPE (RESTRICTED USE)	e e e e e e e e e e e e e e e e e e e
PRECEDENCE: Oate: PRECEDENCE: Oate: PRECEDENCE:	PRIORITY DRO	357/WWW
го:	FEDERAL GOVERNMENT	
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☐ White House/WH/	☐ Director National Security Agend	cy/NSA/
☐ Bureau of Alcohol Tobacco Firearms/BATF/	☐ Director Naval Investigative Serv	rice/DIRNAVINSERV/
☐ Central Intelligence Agency/CIA/	☐ Drug Enforcement Admin./DEA/	
☐ CIA DCD/DCD/	☐ FAA Washington HQ/FAA/	the state of the s
☐ Dept. of Energy HQS/DOEHQ/	☐ HQ AFOSI Bolling AFBDC/AFOS	Si/
☐ Dept. of Energy Germantown DIV/DOE/	□ INSCOM Ft. Meade/INSCOM/	
☐ Dept. of Justice/DOJ/	☐ Nuclear Regulatory Commission.	/NRC/
□ Dept. of State/DOS/	☐ U.S. Customs Service/UCS/	
☐ Dept. of the Army/DA/	☐ U.S. Immlgration & Naturalization	n Service/INS/
□ Dept. of Treasury/DOT/	U.S. Secret Service/USSS/	
Defense Intelligence Agency/DIA/	Other:	(IN)
Classification: Wholas		Ü
Addressee Internal Distribution		
For:	9_	

Approved By:

Tele Ext. Room/Div.:

FC as Originator: Tele Ext. SOR7-Div. 6

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS CENTER

b6 b7C

60 SEP 21 1987

See Attached

06 9/17 mil B

USE AND PREPARATION OF FORM 0-73

Restrictions on Use

- Only incoming teletype messages within the categories listed in MIOG Section 1.6-1.7 pages 1251 & 1252 may be prepared using form 0-73.

 Use of Form 0-73 is restricted to incoming teletype messages received at FBIHQ Communications Center within the last 72 hours.
- 3. Addressees must be Bureau Offices (LEGAT/Field) or other Government Agencies. Geographical location must be indicated if other Government Agency is located outside the Washington, D.C. area.
- 4. Editing of message text is restricted to typed or printed changes of a word or two. Changes to the existing text involving more than a word or two will require the originator to initiate a new message using Form 0-93. Administrative data may be added immediately following the text and must be identical for all addressees.
- Teletype meesages received by the Communications Center that do not meet the above criteria shall be returned to the originator for preparation using Form 0-93.

Preparation of 0-73 Form (Yellow)

- 1. Date & Precedence Type or print date and indicate precedence by checking the appropriate box.
- Addressee(s) Type or print addressee(s) immediately following the "TO:" or place a check mark in the appropriate box. Note: When using block "Other," indicate geographical location if addressee(s) is located outside Washington, D.C. If addressee(s) is a military installation, the name of the base, fort, or station must be listed to ensure delivery.
- Classification Type or print the classification and if appropriate the caveat and warning notices.
- Addressee Internal Distribution Complete when the originator wishes the message to be distributed to a known entity within a Headquarters Agency (i.e. Division, Section, Unit, etc.). List the addressee(s) abbreviation and the internal distribution, i.e. a message to Dept. of State, Dept. of Justice, and Defense Intelligence Agency; list on the "For" line(s) as follows: Example: For: DOS For SY/TAG; DOJ for Asst. AG Criminal Div.; DIA For DSOP. Messages which do not list internal distribution shall be delivered to the agency headquarters where their analyst will effect In-house distribution.
- Subject Type or print the subject in the space provided or check "see attached" if subject is identical to attached message.
- Originator's Boxes Type or print the originator's name, telephone extension, room number, and division.
- Approved By Box Indicate approval for transmission by initialing the approved by box. Note: The person approving the message is solely responsible for assuring all necessary editing changes are accurate and are legible.

Preparation of Message To Be Transmitted

- Duplicate Copy & Notations Xerox 1 copy of the incoming teletype message. A notation shall be made on the original incoming teletype indicating one copy made for relay to SACS ______, (or LEGATS) _____, (or Government Agencies) _____.
- Editing of Duplicate Copy (Heading) Using a lead pencil ONLY draw single lines through the first and last lines of the message heading; connect these lines from top right to bottom left forming a "Z" figure. (Do Not Obliterate the Heading)
- Editing Changes to the Text (See Restrictions on Use, item 4)
- Administrative Data Type or print administrative data immediately following the text.

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INBOX 29 (#4708)	
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	" September 2 -
- LINEL AC	
	· · · · · · · · · · · · · · · · · · ·
STEVE SUSICK: SENATOR ROBERT C. BYRD -	
FBI, WASHINGTON FIELD, WASHINGTON, D.C., AND DOCTOTORS OF THE STREET	DVISED BY TELETYPE DECEMBER 23, 1986, AS
FOLLOWS:	
FOR THE INFORMATION OF THE BUREN	RemVMD-36-Notes BANK CHA
DIWIGION ON DECEMBER 17, 1986, DETECT	IVE
THREATS SQUAD, CRIMINAL INVESTIGATIONS	UNIT, UNITED STATES
CAPITOL POLICE, 331 FIRST STREET, N. E	., WASHINGTON, D. C., b6
ROOM 607P, TELEPHONE (202) 224-0928, P	
	TOVIDED WHOTHING OF TILLED
WITH THE FOLLOWING INFORMATION:	$\mathbf{v}_{i} = \mathbf{v}_{i} + \mathbf{v}_{i} $
ON DECEMBER 10, 1986,	
TO SENATOR ROBERT C. BYRD, 311 HART SE	NATE OFFICE BUILDING,
CAUTION: CONSIDER EMOTIONALLY UN	STABLE
•	•

PAGE THE DE WE 0055 UNGLACE

2ND STREET AND CONSTITUTION AVENUE, N. E., WASHINGTON, D. Catalogo	
20510, TELEPHONE (202) 224-3954, RECEIVED A CALL, AT APPROXIMATELY	
4:05 P.M., FROM AN INDIVIDUAL WHOM SHE DESCRIBED AS AN ELDERLY	
WHITE MALE, POSSIBLY INTOXICATED, WHO IDENTIFIED HIMSELF AS	
STEVE SUSICK,	 .b6
FAIRMONT, WEST VIRGINIA, TELEPHONE SUSICK	Ъ7С ,
DEMANDED TO SPEAK TO THE SENATOR AND SAIDHE HAD CALLED	
SENATOR BYRD IN THE PAST, BUT IN THE CALLER'S WORDS, "BYRD'S	
FAVORS HAVE NEVER DONE A GOD DAMNED THING. IT DIDN'T MATTER	
ANYWAY BECAUSE ROBERT BYRD WOULD DIE ON HIS NEXT ELECTION	
DAY." THE CALLER THEN HUNG UP.	
SUSICK THEN CALLED BACK IN FIVE MINUTES AND SPOKE TO	•
AND IN A RAMBLING TELEPHONIC CONVERSATION ASKED	Ъ6 Ъ7С
HER TO DISREGARD THE LAST MESSAGE AND, IN HIS OWN WORDS,	
"TELL BYRD HE WILL HAVE TO SUFFER ON HIS OWN."	
· · · · · · · · · · · · · · · · · · ·	
ON DECEMBER 22, 1986, SPECIAL AGENT LIAISON	.b6
DIVISION, UNITED STATES SECRET SERVICE, 1800 G STREET, N. W.,	b7C

WASHINGTON, D. C., SUITE 720, TELEPHONE (02) 535-5838,

PAGE THREE DEWINO OF STUNE PAGE

WAS APPRISED OF THE NATURE OF THE THREAT AND PROBABLE

IDENTITY OF THE CALLER AND HE INDICATED THAT THE UNITED STATES

SECRET SERVICE HAD NO RECORD OF SUSICK.

CAUTION: CONSIDER EMOTIONALLY UNSTABLE.

BT

- WANTER

	1 AND AND SUBMITTED AND SUBMIT
FD-36 (Rev. 8-2	
• ~	TRANSMIT VIA: PRECEDENCE: Teletype Immediate Facsimile XX AIRTEL Routine CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS Date 4/22/87
1 2 3 4 5 6	TO: DIRECTOR, FBI (ATTN: PERSONAL CRIMES UNIT) FROM: SAC, PITTSBURGH (9A-3762) (P) STEVE SUSICK; SENATOR ROBERT C. BYRD - VICTIM EXTORTION OO: PITTSBURGH
7	
8	Re Washington Field Office to Bureau, 4/1/87.
9	For information of Bureau and Washington Field Office, captioned matter is still under investigation by Pittsburgh Division. At present time formal request has been made through the U.S. Attorney's Office, NDWV, Wheeling,
11	WV, to obtain telephone toll records for captioned subject during the month of December 1986. At this time U.S. Attorney's Office has indicated there may be Grand Jury scheduled for
12	May but tentative dates have not been set at this time.
13	Investigation by Pittsburgh Division has resulted in interviews of captioned subject on two separate occasions. Subject has
14	denied any knowledge of calls being made from his residence and further stated that he was not personally involved
15	in these calls. Subject has been admonished as to the gravity of such calls and was advised that toll records would be
16	obtained to verify the existence of these calls from his residence.
17	ARMED AND DANGEROUS.
18	3 Bureau 12 APR CC TO
19	2 - WFO (9A-5507)(C-4) 2 - Pittsburgh
20	RGK/pc (6)

_____ Transmitted _____(Number)

Per

(Time)

Approved: _

21

PG 9A-3762

In the opinion of the writer, SUSICK has made these calls but was probably intoxicated at the time. SUSICK has indicated that he has a history of alcoholism and has received treatment in the past.

U.S. Attorney's Office stated that they will not render opinion in this matter until toll records are obtained and reviewed.

Investigation through local police agencies concerning SUSICK and possible history of telephone calls of this nature has been negative.

Investigation at Pittsburgh Division continuing.

ARMED AND DANGEROUS.

JULIEC O 3 1097

FD-36 (F	Rev. 8-29-8	85)	₹ FΒi		^
		TRANSMIT VIA: ☐ Teletype ☐ Facsimile KXX AIRTEL	PRECEDENCE: ☐ Immediate ☐ Priority ☐ Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS Date 8/27/87	<i>v</i> s
	1	TO: ACTING DIRE	ECTOR, FBI		
	2	FROM AC, PITTSE	BURGH (9A-3762) (C) .	
	3	STEVE SUSICK; SENATOR ROBERT C. BY	YRD - VICTIM;		
911	4	EXTORTION; (OO: PITTSBURGH)	•		•
	5				,
	6	letter from the Pitt	tsburgh Division	receiving offices is a to the USA'S Office, Whe	
	7	The letter enclosed	-	_	
	8 9	there was insufficient against SUSICK, Pit	ent evidence for tsburgh Division	ided by USA'S Office, no possible criminal indict is conducting no further siders captioned case co	tment c
	10	Investigation in the	is macter and con	siders captioned case of	Personal Property of
	11				÷)
	12				
	13				
	14		Main		
	15/5		CALOSURE		
	16 (2)- Bureau (Encl. 1))		
	17	2 - Washington Field 1 - Pittsburgh RGK/lmp	d Office (Info) (Encl. 1) 9-70///-	6
	18	(5)		The second second	1
	19		1*	D AUG 30 1987	
	20				

Transmitted

(Number)

(Time)

Approved:

21

±U.S. GPO: 1987 — 181-486



U.S. Department Justice

Federal Bureau of Investigation

In Reply, Please Refer to File No.

Post Office Box 1315 Pittsburgh, Pennsylvania 15230

August 27, 1987

Honorable William A. Kolibash, United States Attorney Federal Building Room 243 Wheeling, West Virginia 26003

RE: STEVE SUSICK;

SENATOR ROBERT C. BYRD - VICTIM;

EXTORTION;

Dear Sir:

Enclosed for your assistance are three (3) interviews	_
of Steve Susick; one interview of and	.b3
	b6
	b7C
This is to confirm the conversation on July 22, 1987, between Assistant United States Attorney (AUSA) and Special Agent (SA)	Ъ6 Ъ7С
At that time, SA reiterated to AUSA previous converations between them concerning this matter and further indicated that all logical investigation had been concluded. Aside from the enclosed documents, SA advised AUSA that a review of available law enforcement agency records had railed to locate any additional information that would show prior similar acts on the part of Steve	ъ6 ъ7С

Enclosures



9-704//- 4 Bicentennial of the United States Constitution (1787-1987) After consideration of the facts, AUSA requested that the FBI forward to his office, completed investigation and he in turn would draft a letter to Senator Robert Byrd as to the course in completion of the investigation. AUSA stated that in his opinion, based upon available facts, there was not sufficient evidence to seek a possible indictment against Susick.

Unless advised to the contrary by your office, the FBI is conducting no further investigation in this matter.

Very truly yours,

WAYNE R. GILBERT Special Agent in Charge

BY:

b6
Supervisory Special Agent

b7C

b6

b7C

1 17 DEC 9 1988.

		_		_		
	INBOX.19 (#4767)	Octy FD	GECEIVED .			
	TEXT:	APF 9 7 3 24 14	TELECT! TUMP		100	\hat{D}^{\perp}
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<i>.)</i> k	ZNR UUUUU '	•	·	· · · · · · · · · · · · · · · · · · ·	100 3 3740 - 1	
	P 090500Z APR 88			-	2000	ı
	FM FBI WASHINGTON MET	TROPOLITAN FIELD	OFFICE (9A-NEW)	(P)(C-4)	از امارید از امارید از استان میشود از	i ii Ii
,	TO DIRECTOR FEI PRIOF	RITY		GA)	HOTO BOOY -	·]
	SACRAMENTO PRIORITY		-			
J.	BT					
`	UNCLAS	\times				7
	VLADIMIR ALEXANDER	ATKE SENATOR ROB	ERT C. BYRD - V	ICTIM;		
	EXTORTION (A); OO:SAC	CRAMENTO.	•		1. C	
	ON APRIL 8, 1988	B, DETECTIVE	TINU	ED STATES	.b6 .b7C	
	CAPITOL POLICE, WASHI	INGTON, D. C., FU	ENISHED WASHING	чот		
	METROPOLITAN FIELD OF	FFICE (WMFO) ORIG	INAL LETTER AND	ENVELOPE		
	SENT TO VICTIM. ENVE	ELOPE BEARS POSTM	ARK, "TEHACHARI	, CALIFORNIA,		
	APRIL 5, 1988," ON PO	DSTAL METER NUMBE	R 6024480.			
	THE LETTER WRITT	FEN IN CALLIGRAPH	Y DETAILS THE P	RISON		
	CONDITIONS AT THE CAL	LIFORNIA CORRECTI	ONAL INSTITUTION	N AT	· sand	ニクト
	TEHACHARI, CALIFORNIA	A. THE LETTER IS	SIGNED BY "VLA	DIMIR ZATKO."	1=1	
	ON THE FIRST PAGE OF	THE LETTER IS WR	TTTEN TTHE POP	E AND SENATOR	(C	140

DE-132 X-1,2

PAGE TWO DE WF 0009 UNCLA

FYRD WILL SOON BE ASSASSINATED. KGB." THIS WRITING IS NOT CALLIGRAPHY.

SUBJECT IS A WHITE MALE; SIX FERT ONE INCH TALL; 185 POUNDS;
BLUE EYES; BROWN HAIR; DATE OF BIRTH, FEBRUARY 10, 1946; SOCIAL
SECURITY NUMBER, 087-40-0564; FBI NUMBER, 362-764-F.

b6

b7C

DETECTIVE ADVISED THAT ZATKO IS PRESENTLY SERVING A
LIFE SENTENCE FOR ROBBERY WITH GREAT BADLY INJURY, PAROLE IS
HIGHLY UNLIKELY. ZATKO ASSAULTED ANOTHER INMATE WHILE IN PRISON
AND IS IN MAXIMUM SECURITY UNIT AND IS CONSIDERED DANGEROUS.

WMFO IS NOT SUBMITTING THE EVIDENCE TO THE LABOPATORY AT THIS TIME.

LEADS: SACRAMENTO DIVISION: AT TEHACHARI, CALIFORNIA:

CONTACT PRISON OFFICIALS AND DETERMINE WHEN SUBJECT WILL BE
ELIGIBLE FOR PAROLE AND CONTACT AUSA FOR PRELIMINARY PROSECUTIVE
OPINION. ADVISE WMFO.

ВΤ

#0009

NNNN

6-147 (1-13-81)

CRIMINAL INVESTIGATIVE DIVISION

INFORMATIVE NOTE



Date_

7/13/88

Re: DR. WLADIMIR ZATKO; UNITED STATES
DISTRICT COURT JUDGE GERHARD A. GESELL --VICTIM; ASSAULTING A FEDERAL OFFICER;
OO: SACRAMENTO

On 7/12/88, Judge Gesell furnished the b7C Washington Metropolitan Field Office with an priginal letter sent to him by the subject. The subject indicated that retired General offered \$250,000 to his (Zatko's)

to assassinate Judge Gesell and two other individuals.

The United States Marshals Service has been advised of this incident.

By way of background, Zatko is serving an indeterminate life sentence and presently confined at the California Correctional Institution, Tehachapi, California. He is mentally ill and a prolific letter writer. Zatko is well known to FBIHQ, the Sacramento Field Office and the United States Secret Service. Our Sacramento Office is attempting, through the prison authorities at Tehachapi to limit Zatko's outgoing mail. The United States Attorney's Office, Sacramento, California, has previously declined to prosecute Zatko due to his life sentence.

Investigation is continuing.

	APPROVED: Adm. Servs.	Off. of Cong.
Br	Crim. Inv.	& Public Affs ///A Off. of Lia.
	DirectorInspection	Q Inil. Ails
	Exec. AC- Tri Laboratory	Coch. Servs AWX
1	Exec. Ab. Legal Coun.	Training 0
1 -		1 - be
1 -	AF -	, 1 - b7
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FM FBI WASHINGTON METROPOLITAN FIELD(9A-5726)(P)(C-4)

TO DIRECTOR FBI/IMMEDIATE/

FBI SACRAMENTO/IMMEDIATE/

ВТ

UNCLAS

CITE: //3920//

PASS: PERSONAL CRIMES UNITA

SUBJECT: DR. VLADIMIR ZATKO; SENATOR ROBERT C. BYRD - VICAL

UNITED STATES SENATE; EXTORTION (A); OO: SACRAMENTO

DR. VLADIMIR ZATKO; ASSOCIATE JUSTICE HARRY BLACKM

VICTIM, UNITED STATES SUPREME COURT; EXTORTION (A);

OO: SACRAMENTO

DR. VLADIMIR ZATKO; UNITED STATES DISTRICT COURT

JUDGE GERHARD A. GESELL - VICTIM, UNITED STATES

2 JUL 29 RC

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S (3440-1444)

PAGE THREE DE WF 0008 UNCLAS RECENT PAST. THEREFORE, THE ORIGINAL LETTER IS NOT BEING FORWARDED TO THE FEDERAL BUREAU OF INVESTIGATION (FBI) LABORATORY FOR EXAMINATION AT THIS TIME. LEADS: WASHINGTON METROPOLITAN FIELD DIVISION: AT WASHINGTON, D. C .: 1) WILL CONTACT DR. ZATKO'S COUNSELOR AT **b**6 b7C THE CALIFORNIA CORRECTIONAL INSTITUTION, TEHACHAPI, CALIFORNIA, BY TELEPHONE ON JULY 13, 1988, AND DETERMINE IF ZATKO HAS LIVING IN MIAMI AND THEREAFTER, SET OUT APPROPRIATE LEADS. 2) WILL FORWARD COPIES OF THREAT LETTER TO SACRAMENTO AND THE CALIFORNIA CORRECTIONAL INSTITUTION. ВТ #0008 NNNN

VIAdimir Alexander ZA+KT

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TO DIRECTOR FBI/IMMEDIATE/

FBI SACRAMENTO/IMMEDIATE/

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UNCLAS

CITE: //3920//

DR. VLADINIA ZATKO; SENATOR ROBERT , C. BYRD - VICTIM, UNITED STATED SENATE; EXTORTION (A); OO: SACRAMENTO; DR. VLADIMIR ZATKO; ASSOCIATE JUSTICE HARRY BLACKMUN - VICTIM, UNITED STATES SUPREME COURT; EXTORTION (A); OO: SACRAMENTO; DR. VLADIMIR ZATKO;

UNITED STATES DISTRICT COURT JUDGE GERHARD A. GUSELL - VITCHIN; UNITED STATES DISTRICT COURT, WASHINGTON, D.C.; LATORTION (A).

RE MMFO TT TO THE BUREAU 7/12/88.

DEC 12 1988

PAGE TWO DE UF 0029 UNCLAS

WAFO HAS RECLASSIFIED THIS CASE. WAFO'S NEW FILE NUMBER IS 89A-1101.

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CITE:	//3920//			
SUBJECT	: VLADIMIR ALEXANDER ZAT	TKO: SENATOR ROBER	O T C. BYRD -	.b6 .b7C
VICTIM:	EXTORTION (A) SC; VLADIN	•		
	HARRY BLACKMUN U.S. SUPP		,	21 1 L
	TELCAL ON 7/1/88 BETWEEN		WMFO AND SSA	1-7
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ON	7/1/88, LT.	U.S. SUPREME	COURT POLICE,	L 18 ₁₉₈₈
LIACUTNO	TON D.C. FURNISHED UNEO	UTTH AN OPTETNAL	THREAT LETTER	Management Management Color

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AND ENVELOPE POSTMARKED "TEHACHAPI, CALIF. 6/28/88." THE LETTTER

PAGE TWO DE WF 0005 UNCLAS

IS ADDRESSED TO HONORABLE HARRY BLACKMUN U.S. SUPREME COURT. THE RETURN ADDRESS IS LISTED AS DR. V. ZATKO, B-34189, BOX 1902-A TEHACHAPI, CAL. 98561.

THE LETTER IS A HAND WRITTEN "PETITION FOR A WRIT OF HABEAS CORPUS." WRITTEN AT THE TOP OF THE PETITION IS "THE POPE AND JUSTICE BLACKMUN WILL SOON BE ASSASINATED, K.G.B."

LT. BORRUSO IS AWARE THAT ZATKO IS IN PRISON AT TEHACHAPI
CCI BUT REQUESTED AN UPDATE ON HIS STATUS.

ON 7/5/88 CALIFORNIA CORRECTIONAL

FACILITY. TEHACHAPI, CALIFORNIA WAS CONTACTED TELEPHONICALLY AT

(805-822-4402 EXT, 3125) BY WMFO. HE ADVISED HE IS THE COUNSELOR

FOR VLADIMIR ZATKO. HE ADVISED ZATKO IS A PROLIFIC LETTER

WRITER. HE ADVISED ZATKO IS A LIFE PRISONER WITH NO RELEASE

DATE. HE ADVISED THAT WHEN A RELEASE DATE IS ASSIGNED FOR ZATKO

IT WILL BE BETWEEN 3 AND 5 YEARS IN THE FUTURE AND HIS CONDUCT IN

THE INTRIM WILL REFLECT WHETHER OR NOT HE IS RELEASED ON THAT

DATE. HE ADVISED THAT WRITING THREATENING LETTERS WOULD BE

DETRIMENTAL TO HIS OBTAINING HIS RELEASE.

REQUESTED A COPY OF THE THREATENING LETTER AND A
LETTER REQUESTING A "FLAG" BE PUT IN ZATKO'S RECORDS REGARDING

Ъ6 Ъ7С PAGE THREE DE WF 0005 UNCLAS

THE NOTIFICATION OF THE FBI UPON HIS RELEASE FROM PRISON.

WMFO WILL DRAFT THE LETTER REQUESTING THE FLAG IN ZATKO'S RECORDS AND WILL FORWARD A COPY OF THE THREAT LETTER TO SACRAMENTO FOR THEIR RECORDS. WMFO IS NOT FORWARDING THE ORIGINAL LETTER TO THE FBI LABORATORY AT THIS TIME. IT IS NOTED THAT AUSA, EASTERN DISTRICT OF CALIFORNIA DECLINED PROSECUTION OF ZATKO ON 4/21/88 ON A SIMILAR THREAT. LT. U.S. SUPREME COURT POLICE, WASHINGTON, D.C. ADVISED OF THE ABOVE INFORMATION ON 7/5/88. NO LEADS FOR SACRAMENTO AT THIS TIME.

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	TRANSMIT VIA ☐ Teletype ☐ Facsimile ☑ AIRTE		PRECEDENCE: Immediate Priority Routine	CLASSIFIC TOP SE SECRE CONFIL UNCLA UNCLA Date	CRET T DENTIAL SEFTO		
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SC 89A-184 MRM/bmac

(title continued)

DR. VLADIMIR ZATKO; SENATOR ROBERT C. BYRD-VICTIM; UNITED STATES SENATE; EXTORTION (A); OO: SACRAMENTO

DR. VLADIMIR ZATKO;
ASSOCIATE JUSTICE HARRY BLACKMUN-VICTIM.
UNITED STATES SUPREME COURT
EXTORTION (A)
OO: SACRAMETNO

DR. VLADIMIR ZATKO;

UNITED STATES DISTRICT COURT JUDGE
VICTIM,

UNITED STATES DISTRICT COURT,

WASHINGTON, D.C.; EXTORTION (A) OO: SACRAMENTO

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RE: Miami teletype to the Bureau, 7/6/88; WMFO teletype to the Bureau, 7/12/88; and telephone conversation between SSA FBI Headquarters and SSRA Fresno RA, Sacramento Division.

For the information of receiving offices VLADIMIR ZATKO is a prolific letter writer who is currently serving two life sentences at the Southern Maximum Security Complex (SMSC), Tehachapi, California. In recent weeks, ZATKO has written numerous pieces of correspondence to various individuals throughout the United States. The letters sent by ZATKO are usually directed to judges, congressmen, and other individuals who are at the time receiving a great deal of media coverage. In addition to those individuals referenced in the captioned titles, ZATKO has recently communicated threats against President Reagan and the Pope. The referenced letters sent by ZATKO contain various possible threats and extortion attempts.

SC 89A-184 MRM/bmac

ZATKO was first introduced into the California Penal System in 1971 following a conviction and sentencing of one year to life for second degree robbery and 6 months to ten years for grand theft auto. While assigned to San Quentin Prison, ZATKO took a hostage (the prison chaplain) in an attempt to escape. Prison authorities are convinced that ZATKO was not really trying to escape, but believed that he was only attempting to get additional time added to his sentence so he would not be deported to his native Czechoslovakia. In 1976, when again being considered for parole, ZATKO took another prisoner hostage and received an additional sentence. ZATKO claimed that these actions were designed to again avoid deportation to Czechoslovakia.

ZATKO has been the subject of numerous inquiries directed to the Federal Bureau of Investigation Office in Sacramento, California. His letter writing began while he was incarcerated at Folsom Prison, Repressa, California and has continued subsequent to his transfer to Tehachapi, California. It is noted that in the past, matters similar to those captioned have been presented to the United States Attorney's Office in Sacramento, California for prosecutorial opinion. All prosecution has been declined.

Contacts with the United States Secret Service as far
back as August of 1974 resulted in that agency conducting quarterly
checks of ZATKO's status. On 7/20/88, contact of SA
U.S. Secret Service at Bakersfield, California revealed that
those contacts had been suspended in view of the fact that ZATKO
was not considered a serious threat also referenced
the fact that ZATKO is still serving <u>life sen</u> tences, and that
he has exhibited a mental conditionalso related that
ZATKO had refused most interviews with his agency. However,
in two interviews which he submitted to, ZATKO either denied
ill feelings against the public officials to whom he had written
or he completely denied ever having written any threatening letters.

b6 b7C SC 89A-184 MRM/bmac

The contact of prison officials at the SMSC at Tehachapi, California revealed that ZATKO's communications were usually sent by way of confidential legal mail. Specifically, on 7/20/88, Captain Investigative Services Division for the SMSC advised that his department had no authority to screen mail sent under the classification of legal mail. As such did not believe that his department could take any action to limit ZATKO's letter writing.

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As such all field offices are being advised of ZATKO's activities so that they can be forwarned in the case of any future instances in which a complainant brings a threatening communication to their attention. All field offices should note that the referenced letters are the work of an incarcerated mental patient and that undue concern should not be raised regarding the substance of the material contained in ZATKO's communications or threats he might make.

The following information concerning ZATKO is provided to all receiving offices to assist in propex indexing.

Vladimir Alexander Zatko Name Vladimir A. Vatko, / Alexander Vladimir Zatko, Aliases Dr. Vladimir Zatko Race White Sex Male DPOB 2/10/46, Czechoslovakia Height 6'1" Weight 185 Blue Eyes Hair Brown #B34189 Prison ID Current Residence Southern Maximum Security Complex, Tehachapi, California

In view of ZATKO's current status at the SMSC, and his past activities and known mental condition, no further investigation is being conducted by the Sacramento Division.



b6 b7C

Mr. 7111100 P. Bogora (original and one)
Doputy Attornoy Ganaral

July 20, 2059

Dirogior, FBI

Essuah Robert C. Byrd

Bllaneous - Information concerning

(ESPIONAGE)

A source which has furnished reliable information in the past has advised that the Souist Embassy has been contacted by the office of Congressman Robert C. Byrd of West Virginia to obtain a visa application so that the Congressman can visit the USSR.

It is requested that dissenination of the above information be limited, and that if disseminated, adequate measures be taken to protect our source, which involves soverage of the Soutet Enbassy, Washington, D. C.

65-30092

Assistant Attorney General William F. Tompkins

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

AIRTEL

RBI WASH FIELD

7/21/55

DIRECTOR, FBI (65-30093) DEFERRED

SODAÇ, WASHINGTON, D. C., IS - R.

ongressman ROBERT C. BYRD of West Virginia. b7C the Soviet Embassy to see that b7E forms for a visa application are sent to the Congressman. Later on the same date, unidentified man from the Office of Congressman ALBERT DAVID BAUMHART, JR., of Ohio, advised that he had b7C two constituents in his office today who want to get Russian b7E visas in order to establish trade there. Later on the same date, b6 b7c Secretary from the Office of Congressman THOMAS J. DODD of b7E Connecticut, called to find out how the Congressman should go about applying for a visa to the Soviet On \$/21/55. volunteered the information to SA that the following members of Congress have applied or will be applying for Soviet visas to visit the USSR in the coming weeks to 6 Senator and Mrs. WILLIAM A. PURTELL of Connecticut; Senator and b7c Mrs. GEORGE W. MALONE of Nevada; Senator ALLEN J. ELLENDER, BR., of Louisiana; Representative JOHN J. RHODES of Arizona; Representative PATRICK J. HILLINGS of California, and Secretary to Congressman HILLINGS: and Congressman ROBERT C. BYRD of West Virginia. further advised that he knows that members of the office staffs of some LEW:jcr (4) 105-16597 AIRTEL

of the above officials have visited the Soviet Babassy in Washington in connection with obtaining the necessary visas for
such travel but he does not know their identities or the
specific dates on which such visits to the Soviet Babassy were
made. requested that his name be kept confidential
in this matter

for info of Bureau. No investigation contemplated by WFO.

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LAUGHLIN

INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Alnited States Senate December 27, 1962

Respectfully referred to Congressional Liaison Federal Bureau of Investigation Department of Justice Washington 25, D. C.

for such consideration as the communication herewith submitted may warrant, and for a report thereon, in duplicate to accompany return of inclosure, with particular reference to any available information on the organization listed as supplier of leaflet.
By direction of

Robert C. Byrd,

RCB:mm

Correspondence from the Reverend

Hurricane,

マーヒミわセロノーとう

READING COPY

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsq

December 20, 1962

Bro. Byrd: I am writing in regard to the inclosed pamphlet on "Destruction of this Republic Plotted". I would like to hear from you on the matter. I am son. We live between Charleston and Hurricane, known as Teays Valley. This plot in my opinion should be closely I was converted under Bro. considered. Ansted, W. Va., I am a very close friend of Rev. Bro. I was born at Coal City, W. Va. The reason I told you about my friends are, and the place' of conversion and birth so you would know who I am. All the information you give me will be held confidential. Please let me hear from you so I will know what to do. Sign:

Address:

b6 b7C

Hurricane, W. Va.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/1sq

Destruction of this Republic Plotted

EXCERPS FROM THE BOOK

'The Treasonable Fourth Degree Oath of the Knights of Columbus Burke McCarty

FOR EXTRA COPIES WRITE: The Challenger Finleyville, Penna.

Price 10 cents each or 25 for \$1.00

ROMAN CATHOLIC OATHS

We print the Oaths or ''Obligation'' of the Knighs of Columbus and shall dissect it with our knowledge and interpretation, and will say that no statement contained in this pamphlet, has ever . been questioned or denied in our knowledge, by any of the Knights of Columbus, We print it in full as it is given on page 13 of the ''Knights of Columbus vs Criminal and Malicious Bigorty'' pamplet issued by the Supreme Board, K. of C., Nov., 1914, as follows:

"I swear to support the Constitution of the United States.

- ''I pledge myself as a Catholic Citizen and Knight of Columbus to enlighten myself upon duties as a citizen and to conscientiously perform such duties entirely in the interest of my country and regardless of all personal consequences.
- .' 'I pledge myself to do all in my power to preserve the integrity and purity of the ballot and to promote reverance and respect for law and order.
- "I promise to practice my relegion openly and consistently, but without estentation, and to so conduct myself in public affairs and in the exercise of public virtue as to reflect nothing but credit upon our Holy Church, to the end that she may flourish and our country prosper to the greater honor and glory of God."

(Supreme Council seal.)

Signed... Wm. J. McGinley Supreme Secretary

IN ORDER TO GET the real significance of the above oath one must try to understand the Roman Catholic psychology. We must also endeavor to learn the SINCERITY with which the Oath is taken; in other words, HOW IT WORKS OUT WHEN CARRIED TO FINAL ANALYSIS.

TO BEGIN WITH, bear in mind that the Roman Catholics claim that America be longs to them by the RIGHT OF DISCOVERY. That Christopher Columbus was a Roman Catholic, his expedition was financed by the Roman Catholic King and Queen of Spain. The Children in the Catholic schools are told that this country really should be called COLUMBIA.

THE K. OF C. are the MILITANT ARM of the papacy to recover America for the "HOLY Mother Church''. You notice the OATH says: I pledge myself as a CATHOLIC CITIZEN...he does not pledge himself as an AMERICAN CITIZEN...the two are as far apart as the poles; as far apart as the confessional box and the ballot box.

THE KNIGHTS OF COLUMBUS does not have to guess what his duties are as a CATHOLIC citizen. He has had this impressed upon him from the cradle up, in the parochial school, from the pulpit, and through the confessional. And now let us see what this CATH means.

CHIEF DUTIES OF A CATHOLIC CITIZEN

THE POPE, of course, is the highest authority. The Pope usurps the authority of God. He speaks to the Catholic laity through his encyclical letters. Leo XIII, when speaking of himself, capitalizes the same as the Deity. "We" and "Our" is the way it is written. The kind of obedience Catholics must render to the Pope is explicitly given by him in his "Great Encyclicals," page 193, which says:

> "Union of minds, therefore, requires together with a perfect faith, complete submission of the will to the Church and to the Roman Pontiff as to COD HIMSELF."

Therefore when Leo XIII or John XXIII sent his encyclical out as the 'Chief Duties of a Catholic Citizen,'it was a COMMAND which was to be obeyed as coming from God HIMSELF. This command is reflected in the above Oath, as you will see.

'The chief element of this duty (Catholic citizen) consists in openly professing unflinchingly the Catholic doctrine and in PROPAGATING IT TO THE UIMOST POWER.' See Great Encyclicals, page 189.

The Pope does not say, 'Your chief duty as a Catholic citizen is LOYALTY TO THE COUNTRY of which you are a native. No, sir; a Catholic citizen's chief duty is to openly profess his faith and to ''propagate that faith to its utmost''

NOW, THE ABOVE OATH, ''I promise to practice my religion openly and consistently...to reflect nothing but credit upon our Holy Mother Church'' WHY? ''that she may flourish.'' is all in perfect accord with what they learned as the chief duty of Catholic citizens.

YOU WILL NOTICE the complacency with which this Fourth Degree oath assumes participation in PUBLIC AFFAIRS and PUBLIC virtue. If you will take the trouble to look into it, you will find the Catholics in official positions are Knights of Columbus. They are the ones whom the Church has groomed to conduct public affairs in this THEIR country....Columbia (America). They are the ones whom the Pope has directed to conquered America. The USA is the only country where the papacy. HAS A COMPLETE AND SATISFACTORY COOPERATION WITH THE STATE!

THE PACE TO MAKE AMERICA CATHOLIC QUICKENS

IN THE WHITE HOUSE......John F. Kennedy.....Roman Catholic ATTORNEY GENERAL......Robert Kennedy.....Roman Catholic

VICE PRESIDENT......Lyndon B. Johnson...The first American to receive the Grand Cross of
Merit from the Roman Catholic Order of Malta.(Los
Angeles CITIZEN NEWS. Oct. 14, 1961.

SENATE....M. J. Mansfield Maj. Leader.....Roman Catholic

House of Rep....J. W. McCormack.......Probably the next Speaker of the House. Roman
Catholic, with many awards for 'service to Church'.

DIRECTOR OF PEACE CORPS...R. S. Shriver, Jr..Roman Catholic and brother—in—law to John F. Kennedy.

(The Peace Corps. is merely a Roman Catholic Front abroad.)

PRESIDENTIAL AIDE......Larry O'Brien....Roman Catholic, got his political beginnings with such smooth-tongued Irishmen like James M. Curley, David Walsh; now Special Assistant for Congressional Relations...He sees to it that Kennedy's Administration Programs become public law. Time 9-1-61.

DIRECTOR OF THE C.I.A....John M. McCone....Very, very much Roman Catholic, close friend of
Cardinal McIntyre, and the pope.(Central Intelligence
Agency...responsible for Cuban Fiasco.

PERSONAL REPRESENTATIVE TO

THE VATICAN.....Thomas K. Finletter.......AP News, Nov., 1961...John Kennedy makes contact with

Pope John the XX111 ..the very thing he promised not
to do.

THAT ''I swear to support the Constitution of the United States' cannot be taken literally and sincerely by the members of this Roman organization as AMERICAN Citizens. That must be taken if taken at all...with mental reservation. ''I swear to support the Constitution of the United States until such time as we are in a position to change it and make it in KEEPING WITH OUR HOLY MOTHER CHURCH.''

FOR INSTANCE, Romanists are commanded by the Church to not only participate in public affairs, but to 'endeavor above all, to introduce effectual measures, so that as becomes a Catholic people, PUBLIC PROVISION MAY BE MADE FOR THE INSTRUCTION OF YOUTH IN RELIGION and true morality.''
(Great Ency., page 130L

WHEN CHURCH AND STATE CONFLICT

THESE ROMAN CITIZENS, When the laws of the State conflict with the laws of the 'Holy Mother' church, are oath-bound to support the Church...regardless of personal Consequences. The Pope tells them:

٠;

to live for. Left to himself, nothing else on earth could have induced such a contection in waiting like a common criminal, with three others of his kind, to spring upon an inaccent victin he did not even know by sight, meet him with a friendly innocent smile and greeting, enter the room of a stranger, and in a most cowardly wanton way do him to death.

WILLIAM BLACK well knew, as every other ex Romanist knows, that he was a target; a 'marked man', when he took upon himself this mission. The fact that he was armed, and the fact that he felt it necessary to carry as a body guard a man who was an expert shot with him, shows that William Black knew the Jesuit oath on the Congressional records, and what it involved. Every ex-Catholic knows it.

COPELAND, A BANKER, was another dupe who took this oath to obey, 'regardless of all personal consequences.' He himself was wounded almost to death. He, too, lay in waiting for the victim in this modern, up—to—date hotel corridor. It was their Roman oath as 'Catholic citizens' which impelled these Knights of Columbus to their dastardly act.

THIS JESUIT OATH which the priest in the Knights of Columbus may take is the same, and it works out just the same. The names under which it masquerades change...Cammorist, Black Hand, clan—Na—Gaels, Knights of Columbus, Fenian, Ancient Order of Hibernians, Molly McQuires or Sinn Feins, it is identically the same.

THEIR MEMBERS will swear in court, when arraigned, that "they take no such oath," just as did the Clan-Na-gaels in the Cronin trial, and the Knights of Columbus in the Mankato Journal trial. Just as did the Molly McGuires. The facts, however, belie their statements.

IN SUMMING UP I WILL SAY IF THE KNICHTS OF-CELUMBUS DO NOT TAKE THE ALLERCED CATH ON THE CONCRESSIONAL RECORD, FEB. 15,1913 their priests may do so and the members obey them.

That this short Oath as recorded in the beginning of this article was written to suit the occasion there is no doubt.....it is a camouflage, ''I swear to support the Constitution of the United States' hides the JOKER of their CATHOLIC CITIZENSHIP. In short, it was cooked up to deceive and to offset the claim that they took the ''alleged oath' in the Congressional Record.

THE FOLLOWING IS FROM COL. HARRIS'S BOOK, THE 'HISTORY OF A GREAT CONSPIRACY' 1892, Pgs. 372-373.

Booth (the murderer) was in New York Nov. 11, 1864...on that day Booth had a letter in his possession which he accidentally dropped in a street car in the presence of Mrs. Husdpeth, the witness, who delivered it to Major General Dix the same day, and by whom as his letter was on file before this court shows, the same was transmitted to the War Dept., Nov. 17, 1864. That this letter contains these words:

"Dear Louis (Booth): The time has at last come that we have all so wished for, and upon you everything depends. As it was decided, before you left, we were to cast lots, we accordingly did so, and you are to be the Charlotte Corday of the nineteenth century.

When you remember the fearful vow that was taken by us, you will feel there is no drawback. ABE must DIE, and NOW. You can choose your weapons...the cup, the Knife, the bullet. The cup failed once, and might again. Johnson, who will give this has been like an enraged demon since the meeting, because it has not fallen upon him to rid the world of the monster...You know where to find your friends, your disguises are so perfect and complete that without one knew your face no police telegraphic dispatch would catch you...

Strike for your home, strike for your country; bide your time, but strike sure...

Charles Selby

(Does not the above sound like they had taken the Jesuits oath?)

The following was taken from 'Southey Common Place Book', third series. (Reprinted in the Methodist Magazine, 1804).

After the battle of Ross' (In Ireland) the following outh was found in the pockets of the Slain:

'I. A. B. do solemnly swear by our Lord Jesus Christ, who suffered for us on the Cross, and by the blessed Virgin Mary, that I will burn, destroy and murder all heretics, up to my knees in blood, so help me God. FOR EXTRA COPIES WRITE: The Challenger, Box I, Finleyville, Panna

PRICE: 10 cents each or 25 for \$1.00

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"But if the laws of the State are manifestly at variance with the divine law, containing enactments hurtful to the Church, or conveying injunctions hurtful to the duties imposed by religion, or if the violate them in the person of the Supreme Pontiff, the authority of Jesus Christ, THEN TRULY TO RESIST BECOMES A POSITIVE DUTY, TO CHEY A CRIME." Page 185.

NOW. WE MUST remember that the prerogative the Church Claims as its own sphere of action includes the right to MAKE LAWS and the EDUCATION OF YOUTH, as follows:

''To exclude the Church founded by God Himself from the business of life, from the power to make laws for the education of youth, is a grave and fatal error.'' Page 124.

THIS EXPLAINS THE PERSISIENT and harrassing attacts upon our Public School, contemp for our civil marriage and divorce laws; denial of public inspection of Roman institutions; flagrant violations of State and Federal Constitutions by illegal appropriations of public money to these sectarian institutions; special privileges received through intimidating or bribing unprincipled politicians and legislators.

A CAREFUL INVESTIGATION of the above facts will disclose the demoralizing effect of the subtle Jesuit system of bribery and also the peculiar and dangerous psychology of this organization known as the Pope's Militia in America...The Knights of Columbus.

ASSASSINATION OF THE REY. WILLIAM BLACK? EX ROMANIST...CONFESSION OF GUNLT

WILLIAM BLACK WAS enroute to Santa Curz, Calif., where he was to testify in a libel suit brought against the Editor of a Socialist paper in that city who had made a specific statement that the nurderous Fourth Degree Oath on the Congressional Record was true and had been taken by (Black) who would testify that he as a FOURTH DEGREE KNIGHTS OF COLUMBUS HAD TAKEN THE OATH.

IN M' OPINION IF THE 'alleged' oath is not true then for the good of the order of the Knights of Columbus, they should have appointed a committee to escort William Black in safty to Santa Cruz and allowed him to go on the witness stand and give his testimony in full and thereby settle forever this question about their fourth degree oath.

BLACK WOULD HAVE been compelled to have given all the facts pertaining to his initiation, into the Knights of Columbus, residence, date, credentials, etc., etc.

.....BUT THE FACT THAT Fourth Degree Members of the Knights of Columbus or Marshall, Texas, on February 14, 1914, 'extirpated'' William Black 'BY THE LEADEN BULLET,' thereby preventing said Black from testifying in the Santa Cruz libel case clinches the contention and is a full, complete confession of guilt to the mind of the writer beyond the peradventure of a doubt.

WHEN THE COMMAND TO assassinate William Black, "Apostate" Catholic, heretic, and MASCN, by the "leaden bullet," fell to the lot of the lay members of the Knights of Columbus at Marshall, Texas, it was obeyed to the letter, "regardless of all personal consequences."

TELECRAPHIC DISPATCHES INFORMED us that at the preliminary hearing of the murderers of Black it was brought out that their priest. "Father" Granger, was present at several secret meetings of the Knights just prior to and during Black's presence in Marshall.

THE KNICHTS OF COLUMBUS who committed that dark deed were not the common Roman thug or hoodlum type which generally makes up the ''wrecking crew'' of the papacy.

THEY WERE EDUCATED, prominent, wealthy citizens; men of families; men who could not have had any personal grievance or animosity toward this American citizen. William Black. He was a stranger to them and they had to ask him 'Are you Mr. Black?''

As American citizens these four men could have not had no personal grievance with William Black, nor against the constitutional rights of free speech and liberty of conscience which William Black insisted upon exercising.

BUT AS 'CATROLIC' citizens, which means citizens of the Pope of Rome, the 'chief duty' is to render obedience to that individual as 'to God himself,' to obey his orders which came down to them through their Archbishops, bishops and priests; they had no choice. They had to carry out the command of the black-robed members of the Knights of Columbus and their oath by the 'leaden bullet'.

"REDARDLESS OF ALL personal consequences." Let us soon what that meant in this case.

JOHN ROCERS, whose duty it seems in this case was to spring at Black and pinion his arms before he had an opportunity to get his gun, while the other three 'Catholic' citizens opened fire in their victim, was himself shot to death, and his body fell over that of the first martyr in this great battle for Human Rights in the United States.

JOHN ROCERS was a happily married man, the husband of a loving wife, and the father of eight ... children. He was up to that time a prominent, wealthy, respected citizen, with everything

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ROBERT C. BYRD 6TH DISTRICT, WEST VIRGINIA

Room 1441 New House Office Building Washington 25, D. C. ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Congress of the United States

House of Representatives

Washington, D. C.

January 10, 1930

J. Edgar Hoover, Esq. birector Pederal Lareau of Investigation United States Department of Justice Unchington 25, D. C.

beer Er. Hoover: Allow no to express to you and to be al. Wease the sincere eppreciation of myself and of my constituent, Lester, West Virginia for the premat and courteous assistance of the Bureau in the motter of b6 b7C daughter. has uritten to express his gratiques for the call main on him by the lock F.M. agent and for his advice. Thank you very much indeed for this service. With kind regark RCB:vy **b**6 cc: , b7C

> NOT RECORDED . 145 JAN 14 1958

INITIALS ON ORIGINAL

5 7 JAN 20 1958

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

ffice Memorandum • UNITED STATES GOVERNMENT

The Director

DATE: 2-17-6.

FROM : J. P. Mohr

SUBJECT:

The Congressional Record

yw 2-1

Pages 2368-2388, 2392-2406, the Senate continued its consider the of H. R. 8315, directing the Secretary of the Army to lease certain property in Missouri for school purposes. Several amendments have been offered to this bill in connection with civil rights. Pages 2371 and 2372, Senator Ervin, (D) North Carolina, and Senator Russell, (D) Georgia, commented on the question is to whether there is a need for additional civil rights legislation. Mr. Russell stated "It is not that the people can point to places where enforcement of the existing laws has broken down, unless it be due to negligence of the Department of Justice. It is simply due to the fact that there is no political mileage in undertaking to enforce the adequate existing laws." Mr. Ervin stated "Sometimes, I say with regret, men who hold public office do things in this connection which are unworthy of the offices. which they occupy. Let me be specific. In 1957 the then Attorney General of the United States, Mr. Herbert Brownell, came before our committee. Basing his p. 2371 statements upon alleged FBI reports which he refused to allow members of the committee to see, he charged that it was necessary to enact a civil rights act setting up new election machinery for the entire country, because in 3 voting precincts out of approximately 2, 200 or 2, 300 in my State of North Carolina, some few Negroes had been denied the right to register and vote." On pages 2387 and 2388, Senators Byrd, (D) West Virginia, and Long, (D) Louisiana, discuss certain provisions of civil rights legislation. Mr. Byrd advised that "While the legislation is likely to be concentrated upon the issue of voting rights, I believe that it is highly important that antibombing and antilynching provisions be included." He cites reperal bombing incidents stating "we cannot be sure that these terrorist actions are the results of foreign influence, but the pattern is much like the success. of aperation in derisin foreign countries. This possibility, of course, and the scape sity of providing the FH with power and authority to initiate the investigation of postering incidents, and the ultimate right of Federal prosecution of the culprum

In the original of a memorandum captioned and dated as above, the Congressional Record for 2 - 6 - 60 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

117 MAR 1 1960

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Memorandum to the Director Re: The Congressional Record

Mr. Long questions Mr. Byrd as to whether legislation is needed since most bombings can be handled by local police. Mr. Long stated "I happen to know that a great many sheriffs have been trained in the FBI school, and have available to them everything the Federal Government has. When they are on the scene locally, I see no reason to believe that the FBI agents would do any better job than would the local law enforcement officials. - - - Personally, I doubt if the FBI is any more efficient than some of the local sheriffs." Mr. Byrd replied "The Senator from West Virginia wishes to state that it is not his purpose or/desire to see the Federal Government preempt the law enforcement activities of the States in this field. But it is his position that local authorities are, for the most part, not equipped to handle such cases as this. - - He feels, however, that the Federal Government should be provided with authority by law to initiate action when it is evident that explosives which have been transported in interstate commerce are used in the activities of the kind described." Mr. Byrd went on to state "I feel that the FBI should have the authority to initiate investigations, and, if violation of an interstate nature has been detected, that Federal officials should have the power not only of investigation but also of prosecution of the terrorists when apprehended. If the crime is purely intrastate in nature, local authorities should, and rightly so, have the power of prosecution." Mr. Byrd advised "J. Edgar Hoover, Director of the Federal Bureau of Investigation, has said that 'bombings can be materially curbed by an aroused public opinion, a coordinated effort on the part of Federal, State, and local agencies, and stern punishment of the perpetrators."

A)

Office Memorandum • UNITED STATES GOVERNMENT

TO

The Director

DATE: 2-27-58

2-1

FROM

J. P. Mohr

2-1

SUBJECT: The Co

The Congressional Record

Robert O. Burd (Congressman)

ages A1799-A1800 Congressman Byrd, (D) West Virginia, extended his remarks to include a statement which he made to the House Committee on Post Office and Civil Service in support of salary increases for Federal classified and postal workers. Mr. Byrd stated "As we refuse Federal employees the right to bargain for their wages and working conditions they must depend upon the fair play of Congress to maintain their equitable position in the economy." He went on to state We are confronted here with the almost unbelievable spectacle of the richest country in the world today keeping a majority of its Federal employees on what is subsistence pay or less. To authorize a pay increase would only be remedying an inequality.

62-102432-

1AR 19581 INITIALS ON ORIGINAL

76 MAR 11 1958

In the original of a memorandum captioned and dated as above, the Congressional Record for 2-26-58 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

$\it 1emorandum$

Mr. DeLoach

DATE: January 2, 1963

Callahan Conrad Del.oach Evans Gale Sullivan Tavel Tele. Room Holmes

Belmont

Mohr _ Casper

: D. C. Morrell Cu

SUBJECT: SENATOR ROBERT C. BYRD

DEMOCRAT - WEST VIRGINIA

Senator Byrd submitted by communication dated 12-27-62 a letter Hurricane, West Virginia. from asked Senator Byrd about the pamphlet he enclosed captioned Destruction of this back Republic Plotted." It was indicated that extra copies of the pamphlet could be obtained from "The challenger," Box 1,/ Finleyville, Pennsylvania. The pamphlet contains excerpts from the sook, "The Treasonable Fourth Degree Oath of the Knights of Columbus, "by Burke McCarty.

The Senator would like information with particular reference to the organization listed as the supplier of the leaflet.

Nothing was located in Bufiles which could be identified with "The Challenger." It is noted that in the 40s a children's comic magazine called "The Challenger" was published by individuals connected with "The Protestant," a pro-Russian publication. Its purpose was to counteract pro-fascist and antilabor newspapers and publications among children. There appears to be no relationship between this publication which was published in New York and the one distributing this leaflet. Burke McCarty and "The Treasonable Fourth Degree Oath of the Knights of Columbus" cannot be identified in Bufiles.

The Bureau is, however, aware of the alleged oath taken by the Fourth Degree Knights of Columbus. We have received correspondence periodically over the years concerning it and it is frequently mentioned by various hate-sheet publications. It has been determined that the oath is completely spurious/and false. The alleged oath indicates that the Knights of Columbus will torment and murder any other denomination as heretics. It was originally circulated during an election campaign in Pennsylvania in 1912. The Congressional Record of 2-15-13 pages 3215 through 3221 records the details of a debate regarding this election and the circulation of this false oath. The Record clearly indicates the spurious nature of the oath and it is admitted to be such by Thomas S. Butler, the winner of the Congressional election in whose favor the oath was used. The Congressional Record of 1-29-15 contains the findings of a committee of Free Masons in California who examined the ceremonies of the Knights of Columbus and found the alleged oath as. "scurrilous, wicked and libelous --. " The Supreme Council of the Knights of Columbus

1 - Mr. Jones - Enclosures (3) 1 - Mr. DeLoach - Enclosures (3)

REC-58 62-102452 1963ORRESPONDENCE JAN 8 1963

Morrell to DeLoach memo

Re: SENATOR ROBERT C. BYRD

71 Meadow, New Haven, Connecticut, also has information available concerning the spurious nature of this oath.

Bufiles indicate limited relations with Senator Byrd. However, we have handled constituent inquiries for him in the past.

RECOMMENDATION:

That someone in your (Mr. DeLoach) office contact Senator Byrd or a member of his staff and advise that we have no information we can give him concerning "The Challenger." He should be advised of the general background on the bogus oath and be advised of the above indicated sources where he can obtain data relating to it. The copies of letter and the leaflet he furnished should be returned.

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But Senter Brysl 1/3/62 eck OPTIONAL FORM NO. 10

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BV 60324

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

UNITED STATES GOVE

Memorandum

OF

: Mr. DeLoach

DATE: 1-29-63

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Tolson
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FROM

M. A Jones

SUBJECT: SENATOR ROBERT C. BYRD (D-WEST VIRGINIA)

Senator Byrd from West Virginia served in the 83rd through 85th Congresses and was elected to the Senate in 1958 to replace veteran Senator Chapman Revercomb.

We have had friendly contact with Senator Byrd, who has contacted us on several occasions regarding constituent matters. It was reported that Senator Byrd was once a member of the Ku Klux Klan and possibly an official. At one time, he indicated that he felt that the Klan had been blamed for actions committed by others. In 1959 he contacted the Bureau regarding two missing women in West Virginia. Our jurisdiction was explained to him and he was very cordial, but very deliberate, and had his secretary on the phone to take notes. He appreciated the manner in which he was treated and stated the Bureau could count on him for support. He has also advocated widening the FBI's jurisdiction, particularly with regard to civil rights legislation concerning anti-bombing and anti-lynching provisions.

In view of the favorable attitude of Senator Byrd and the fact that he has previously indicated the Bureau could count on him for support, it is felt it would be appropriate to present him an autographed copy of the Director's new book, "A Study of Communism." It is noted that during the past session of Congress, he was a member of the Appropriations Committee.

RECOMMENDATION:

That the Director autograph a copy of his new book to Senator Byrd and that it be returned to your Office for personal presentation to him.

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1 - Mr. DeLoach

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CARL HAYDEN, ARIZ., CHAIRMAN CARL MAYDEN,
RICHARD B. RUSSELL, GA.
ALLEN J. ELLENDER, LA.
LISTER HILL, ALA.
JOHN L; MCCLELLAN, ARK.
A. WILLIS ROBERTSON, VA.
WARREN G. MAGNUSON, WASH.
SPESSARD L; HOLLAND, FLA.
SOUN STERMIS, MISS. SPESSARD L; HOLLAND, FLA.
JOHN STENNIS, MISS.
JOHN O; PASTORE, R.I;
ESTES KEFAUVER, TENN;
A. S. MIKE MONRONEY, OKLA;
ALAN BIBLE, NEV.
ROBERT C. BYRD, W. VA;
GALE W. MC GEE, WYO;
HUBERT H. HUMPHREY, MINN;
MIKE MANESIEE D. MONT.

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HEREIN IS UNCLASSIFIED MASS: DATE 10-15-2010 BY 60324 uc baw/sab/lsg LEVERETT SALTON MILTON R. YOUNG, MARGARET CHASE SMITH, MAINE THOMAS H. KUCHEL, CALIF. ROMAN L. HRUSKA, NEBR. GORDON ALLOTT, COLO. NORRIS COTTON, N.H. CLIFFORD P. CASE, N.J.

United States Senate

ALL INFORMATION CONTAINED

COMMITTEE ON APPROPRIATIONS

March 20, 1965

Mr. Tolson Mr. Belmont Mr_Mohr_ Mr. DeLoach Mr. Casper... Mr. Callahan. Mr. Conrad ... Mr. Felt. Mr. Gale... Mr. Nasen Mr. Sullivan Mr. Tavel_ Mr. Trotter. Tele. Room. Miss Holmes. Miss Gandy

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation Department of Justice Washington 25, D. C.

Dear Mr. Hoover:

EVERARD H: SMITH, CLERK THOMAS J. SCOTT, ASST. CLERK

I would appreciate it if I might have such information as you might make available to me concerning communists in the civil rights movement. I am particularly interested in information with respect to those leaders of the civil rights movement who have been shown to have pro-communist affiliations.

With kind wishes.

Sincerely yours,

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MAR 24 1965

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CORRESPONDANCE

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DATE 10-15-2010 BY 60324 uc baw/sab/lsq

DATE: 3-29-65

1 nomin Mohr DeLoach 🖁 Casper.

Callahan

Contad Gale

Rosen Sullivan

Trotter Tele. Room

Tavel. Holmes .

$\it 1emorandum$

TO

FROM

Mr. DeLoach

D. C. Morrel

SUBJECT:

REQUEST BY SENATOR BYRD, DEMOCRAT,

WEST VIRGINIA, FOR AVAILABLE INFORMATION

CONCERNING COMMUNISTS IN CIVIL RIGHTS

MOVEMENT

By letter 3-20-65, captioned Senator, with whom we have handled several constituent inquiries satisfactorily, and who was given an autographed copy of "A Study of Communism," asked for whatever data was available concerning communists in the civil rights movement. He was particularly interested in data concerning those leaders who have been shown to have procommunist affiliations.

While our relations have been cordial with Senator Byrd, it should be noted that in the mid-fifties, it was reported that Senator Byrd was once a member of the Ku Klux Klan and was a Kleagle or an organizer. Byrd reported at that time that the Klan was needed more than ever and that many of the acts attributed to the Klan were in reality committed by others.

OBSERVATIONS:

Senator Byrd is on the Appropriations Committee, and the 'climate' existing in this country in the mid-fifties concerning racial matters was not as pointed as it is today. Senator Byrd, if he had been a member of the Ku Klux Klan, does not necessarily have to share their position with the emphasis placed upon equality for all so prevalent today. However, the data in our files concerning some of the matters he mentioned are too sensitive to explain formally in a written communication, as reflected in the attached "White Paper" classified "Top Secret dated 11-27-64.

RECOMMENDATION:

That you, Mr. DeLoach, contact Senator Byrd and discuss this matter with him. It should be explained that the issues involved are pending investigative matters and much of them are classified "Top Secret" due to the sensitive sources involved. However, his attention should be directed to the

Enclosures (3) 555

1 - Mr. DeLoach

(3)

18 APR 9 1965

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CONTINUED - OVER

Memorandum to Mr. DeLoach RE: Request by Senator Byrd

material beginning on page 40 of the Director's 1965 Appropriation Testimony, and a copy is attached. Also attached is a copy of a report on rioting in this country dated 9-18-64, both of which can be given to Senator Byrd for his assistance.

 July 20, 1965

 $J_{I_{i_{1}}}$

Honorable Robert C. Byrd United-States-Senate Washington, D. C. 20510

My dear Senator:

Please accept my sincere thanks for the support you indicated in having inserted in the "Congressional Record" the guest editorial by Congressman Richard L. Roudebush published in "Roll Call" on July 15th. The public certainly needs to be informed about the ever-increasing crime problem, and I want you to know that we in the FBI appreciate your action in this matter.

Sincerely yours,

J. Edgar Hoover

(ENCLOSURE

NOTE: Congressman Roudebush has been congratulated by the Director on his re-election to Congress. He is being thanked for his editorial by separate communication. The Bureau enjoys cordial relations with Senator Byrd.

GEM:ems

(4)

DeLoach. Casper Callahan Conrad. Felt. Rosen Sullivan Tavel Trotter Tele. Room

Belmont

Mohr

TELETYPE UNIT ...

CRIME IN THE CAPITAL

Mr. BYRID of est Virginia. Mr. President, much has been said and writ-Mr. ten about the growing crime rate in the District of Columbia and the hazards which the Metropolitan Police Department faces in endeavoring to make our city safe. I believe the situation has been excellently stated in a guest edi-torial published in Roll Call which appeared on July 15. It was written by Representative RICHARD ROUDEBUSH, of Indiana, and I ask unanimous consent to have it printed in the RECORD.

There being no objection, the article was ordered to be printed in the RECORD

as follows:

Crime is rapidly becoming the No. 1 domestic problem in our Nation. It ranks, in my opinion, alongside the internal Communist threat.

As a rural Indiana resident living in a nice farming community near Noblesville, we were not fully aware of the tremendous

problems encountered in the larger cities.

One of my myriad duties in Congress is serving on the House Committee for the District of Columbia. As a "city councilman," so to speak, for the Nation's Capital, my eyes have certainly been opened to the problems of our police departments and other law enforcement agencles in controlling

J. Edgar Hoover, Director of the FBI, does not exaggerate when he says unto to is unsafe on the streets of Washington and other major American cities after dark.

The Nation's Capital becomes a jungle

after sunset, despite heroic efforts of that police department.

Police dogs roam Capitol Hill day and night

with their uniformed masters.

Newspapers run front-page articles on how to defend yourself from bodily harm and how to protect your home from robbery.

Bookstands offer specials on books dealingwi* , self-defense.

Three clerks on my staff have been taking judo courses after work for weeks now from a Marine instructor who is training Capitol Hill employees to defend themselves from possible attacks.

> The girls are quite serious about the course and are faithful in their attendance. They also carry tear gas guns in their purses, and when leaving the office after dark in the short daylight months, they are accompanied by policemen to their cars.

> A written notice on a Supreme Court bulletin board plainly states to women em-ployees, "Do not leave the building after dark unescorted."

> Police for weeks have been trying to catch a pair of perverts roaming the three office buildings of the U.S. House of Representa-

Lawlessness is on the rampage. We read of riots and open anarchy in some cities and on some campuses of institutions of higher learning. The point is rapidly being reached where martial law or military law may be required to halt crime, or we may witness citizens taking the law into their own hands

and banding together for mutual protection.
Again, in my opinion, J. Edgar Hoover has
put his finger on part of the trulble when
he stated recently that some bleeding heart
judges and social workers have been worried more about the sensibilities and rights of the criminal than the safety and well-being of law-abiding American citizens.

The increasing crime rate is to be re-

If the increasing crime rate is to be reversed, we must have strict law enforcement with fair but stern_indicial_action and no mollycoddling. Otherwise, a national crisis is inevitable

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"The Congressional Record" July 16, 1965 Page 16499

62-102432-1 ENCLOSURE

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Best Copy Available

4-572 (Rev. 7-18-63) OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27



ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

UNITED STATES GOVERNMENT

lemorandum

TO

The Director

DATE: June 27, 1965

FROM

N. P. Callahan

SUB ECT:

The Congressional Record

Robert C. 013411

Capes 13723-13733. Senator Syrt, (13) Sent Virginia, during the discussion on the appropriations for the plainted of Columbia, space concerning new apaper stories, editorials and artivities on the part of organized pressure . roups in connection with made for the north. He commented on the article from the Washington Past sublice "Master, Dyon second by upincopal Listing to. Stand on Welfare. Mr. Byrd placed this article and several others to the Assord. tie also commented on the investigation of those persons applying for accidence and stated 'I do not see why a welfare recipient should object to investigation my word then an individual win has been recommended by a counter for the position of the destrict attorney. That may be investigated by the rederal foresh of lovestly atton before the Executions code his unite to the E. . . . denate.

128 JUN 28 1965

In the original of a memorandum captioned and dated as above, the Congressional Record for -6-21-65was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of accopy the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

Original filed in:

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsq

July 19, 1965

Honorable Robert C. Byrd **United States Senate** Washington, D. C. 20510

My dear Senator:

I wish to take this means of expressing my appreciation to you for inserting in the "Congressional Record" my remarks directed to the youth of our country which appeared in the July 11th issue of the "Wheeling News-Register."

Sincerely yours,

J. Edgar Hoover

NOTE: We have enjoyed cordial relations with Senator Robert C. Byrd. The Director's remarks appear on page 16383-4 of the "Congressional Record." These originally appeared in the 7-11-65 issue of "Parade."

JRP:ems

Tolson Belmont -Mohr -DeLoach Casper_ Callahan Conrad Felt. Gale. Rosen Sullivan Tavel

JUL 29 1965





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FBI DIRECTOR SPEAKS TO AMERICA'S YOUTH

Mr. BYRD of West Virginia. resident, I was deeply impressed with the message directed to America's young folk by Director J. Edgar Hoover of the Federal Bureau of Investigation, as published in the July 11, 1965, issue of Parade, Wheeling, W. Va., News-Register.

I, therefore, request unanimous consent to have this article placed in the Record, so that Mr. Hoover's remarks may receive greater circulation.

There being no objection, the newspaper article was ordered to be printed in the Record as follows:

(From the Wheeling (W. Va.) News-Register, July 11, 1985]

AN IMPORTANT MESSAGE FOR AMERICA'S YOUTH FROM J. EDUAR HOOVER

The bedrock of this Nation's strength is unity. America was built on the faith of men who pledged their lives and ideals in a common cause. This heritage of union has been a constant factor in our national life, passed on from one generation to the next. As the melting pot of the world, the United States grew and prospered because it was able to assimilate many cultures and creeds into to usual many curtures and creecas man that heritage. Distrust and suspicion had no part in this process, yet these divinive forces have been with us continually, seeking to dilute our strength and sap our vigor.

Today the radical elements which operate at the fringes of the political and ideological spectrum are following this pattern. Spewing forth their poison of bigotry, hate and distrust, they are working to turn American against American in order to achieve their own ends. And high on their list of targets are the young people of the Nation.

I believe it is vitally important today for our youth to know these extremists for what they are and to be aware of the threat they pose.

First of all, they are not difficult to identify. They include the counterfelt patriots at the fanatic limits of the far right, such as the Ku Klux Klan, who not only take the law into their own hands on occasion but who would use the Constitution and the laws of the United States to withhold from some the liberty and justice which are guaranteed to all.

Also included are Communists and other agents of foreign ideologies on the extreme left who would destroy this country's democratic institutions and betray our freedom. Beneath the deception of surface appearances, there is much that is similar between the radicals of the two extremes. They both reject the rules of democratic society and both would undermine our traditional processes to further their own interests.

Between the fanatical poles there are, of course, many degrees of belief and expression. It is important, however, to know what is merely rebellious behavior and what is disruptive and dangerous. Orderly protest, such as that which has generally characterized the Civil Rights movement, is far removed from the area of extremism to which I am referring.

The guideposts by which young people may orient themselves in today's world often seem blurred and uncertain. At this stage in the maturing process, the perplexed adolescent becomes aware of pressures from all sides seeking to influence him along certain lines of endeavor. In this maze, the hysterical calls of bilind chanvionin and the siren songs of pseudo-liberalism may appear to offer philosophies of simplicity which are vastly more appealing than the voices of moderation and logic.

THE SIMPLE PANATICS

Simplicity is a part of the stock-in-trade of the fanatical fringe. For them there are no grays in our complex society but only black and white. This commitment to the absolute correctness of their positions and the absolute incorrectness of their opponent's can be dangerous, for it logically leads to a policy of expediency in which the means are justified by the ond.

Undoubtedly, virulent extremism of the right or left is attractive to some young peo-ple because of the implication of direct action. But the young person who feels himself drawn to the philosophics of either camp should ask himself this question-"In later years, what could be the consequences to me of such an association?"

The answer to this question is to be found many times in the files of the FBI. Time and again, we in the FBI have seen young people, leave these groups in disgust, only to find that they are later typed by their former association or that some unfortunate incidont connected with their membership, an arrest, for example, continues to embarrass

Consider the case of a young technical worker in the Midwest. In the 1950's he was approached to join the Communist Party. An idealist, he was interested in allning himself with a progressive movement to fight social injustice. The Communists exploited this idealism, beguiling him with their twofaced claims that the party offered the only sure way to the solution of the world's ills. He bought this line, joined the party and was also active in a Communist-front group.

PAST HAUNTS HIM

This naive young man quickly learned that he had made a mistake. He could not reconcile his beliefs with the godiess conspiracy of the Communists and he broke all ties with them. His brief adventure in the far left was not that easily dismissed, however, for he subsequently encountered considerable advorse reaction from citizens who knew nothing of his circumstances except that he had once been connected with the Communist Party. This unfair but very real situation has since caused him and his family much anxiety and has even been a disruptive factor in his employment.

Of course, the misfortune of this and other youthful victims of its machinations is of no concern to the Communist Party. It is enthe minds and win the support of American youth and it has no compunction about the harm it causes,

A current major program which the Comminist Party is directing against young people is the W. E. B. du Bols Clubs of America. This party-oriented youth organization, founded in June 1964, at a convention in California dominated and controlled by the Communists, has as its basic aim the promotion of Marxism-Leninism. Centered on college campuses, the Dubois Clubs represent a soft-sell approach which the Marxists believe has great promise in reaching American youth.

The party is also trying to contact young people through a massive campus speech program. This is a propaganda campaign concerned with attempting to influence student opinion at American colleges and universities to accept the party as a legitimate organization within our democratic tradition—which it is not.

Zealots of the extreme right are no less cager to win the support of young people than those on the left. Lacking the subtley of the Communist approach, these radicals have nevertheless enjoyed considerable re-cent success in their efforts to broaden their influence influence

Emotion, not reason, controls the fanatical right and it is on this level that they make

ENCLOSURE

16384

their pitch. They may clothe their rai ings in patriotic garb, passing themselves as defenders of the Constitution or protection tors of religion. They know such devi They know such devi-

But look behind this thin disguise a their true character can clearly be seen. T rorism and violence mark the activities these groups, and it is a tenet of their co ardly philosophy that they attack only weak and outnumbered.

The Ku Klux Klan and other racint grouwhich would trample upon the rights their fellow men deserve the contempt every American.

Do not be taken in by their emotion appeals. Instead, take a long, hard look the terrible acts of violence which have curred in certain of our Southern States recent months and know them for what th really are.

There is nothing honorable or patrio about any organization which condones in lessness and intimidation. The law is abo any individual or group of individuals a we must be constantly on guard again those who would shortcut or use the i to achieve their own ends.

America's young people are its future, key to continued greatness. The extremiknow this, and they also believe that youth America's Achilles' heel through which th can effectively strike at our unity.

Their campaigns to divide and subveare in full swing. But this duplicity we surely fall if our young citizens stand to be counted for the future, if they artic late their pride in our traditions and idea and shoulder the responsibilities of the heritago.

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September 22, 1965

th 10062-10243

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

I received your letter of September 16th, with enclosure, and want to thank you for your thoughtfulness in writing. It was indeed a pleasure to talk with you on the occasion of our meeting at the White House.

I can assure you that your interest in furnishing me a copy of your speech, "Contempt for Law and Order," is appreciated, and I read it with great interest.

Sincerely yours,

J. Edgar Hoov

NOTE: We have had generally favorable relations with Senator Byrd. His speech condemns the Los Angeles riots as well as riots in other parts of the country despite the fact that civil rights legislation has been passed to insure wider economic opportunities for Negroes.

authority, but attributes it to a general breakdown in respect for law

points out in his speech, however, that he does not believe that deprivation has been the main contributing factor to rebellion against constitutional

MAILED 6 COMM-FBI

and order. (

DFC:kcf

Tolson Belmont Mohr. DeLoach

Callahan Conrad _ Felt.

Gale Rosen Sullivan Tavel

Trotter Tele. Room Holmes

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DATE 10-15-2010 BY 60324 uc baw/sab/lsg

United States Senate

COMMITTEE ON APPROPRIATIONS

September 16, 1965

Mr. Tolson. Mr. Belmont Mr. Mohr.... Mr. DeLoach Mr. Casper... Mr. Callahan Mr. Conrad. Mr. Felt... Mr. Gale_ Mr. Rosen 🛎 Mr. Sulliva Mr. Tavel Mr. Trotter. Tele. Room.

Miss Holmes. Miss Gandy.

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation Washington, D. C.

Dear Mr. Hoover:

I am enclosing a copy of my August 23 Senate speech entitled, "Contempt for Law and Order." In the event you did not see it, I hope you have an opportunity to read it.

It was a pleasure to talk with you when we were both visiting at the White House recently.

I hope to see you again before many days.

Sincerely yours,

Robert C. Byrd, U.S.S

RCB: 1mc Enclosure

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United States of America

Congressional Record

proceedings and debates of the 80^{th} congress, first session

Vol. 111

WASHINGTON, MONDAY, AUGUST 23, 1965

No. 155

CONTEMPT FOR LAW AND ORDER

Mr. BYRD of West Virginia. Mr. President, a few days ago—ironically, during the week in which the Federal Government began implementation of the Voting Rights Act of 1965—yiolence and rioting erupted in Los Angeles, Calif., in Chicago, Ill., and in Springfield, Mass.—erupted and reached a stunning peak of intensity, especially in Los Angeles.

In Los Angeles of the Property of th

In Los Angeles, after a 5-day orgy of rioting, murder, racial battling, setting of fires, looting, and wanton destruction of property, evaluations of damages and probes of the basic causes are being undertaken.

undertaken.

It is reported that at least 36 people are dead—including policemen and firemen—between 700 and 800 have been treated in hospitals—and many more are believed to have been injured—more than 4,000 persons—almost all of whom were Negroes—were arrested, fire damages are estimated at \$175 to \$200 million, and it cost the taxpayers more than \$250,000 dally to keep the nearly 15,000 National Guardsmen on duty, and a like sum daily to maintain 1,000 law enforcement officers and conduct other activities necessary to control the racial insurrection.

insurrection.

Anarchy first broke out in Los Angeles in the Negro community of Watts, but it eventually spread over an area of tens of square miles, with mobs of several thousands roaming the streets of the city in total lawlessness. One reporter described the mob scene by saying:

Everyone got in the looting—grownups, old men and children—breaking windows, raiding stores, destroying cars, setting fires. Everybody started drinking—even little kids

Everybody started drinking—even little kids 8 or 9 years old.

Everybody started drinking—even little kids 8 or 9 years old.

Guns were stolen and widely distributed. The Los Angeles Fire Department reported that more than 1,000 major blazes were set. Airliners in the Los Angeles area, as they came into the city for landing, were reported to have been fired upon by snipers. Helicopters carrying persons televising the scene were also fired on. Rioters ripped up streets for chunks of asphalt to toss at police, and fire trucks, and cars containing whites. Fire alarms were too numerous to cope with. Many automobiles were overturned and burned, while countless others had windows and windshields smashed by rocks and bottles. Many occupants were dragged from cars and beaten mercilessly.

Afterward, the area was said to have the appearance of a major battlefield after a battle, with entire blocks of gutted and looted stores, their windows smashed and gratings twisted out of shape. In some areas, complete city blocks were more than 90 percent destroyed. Hundreds of commercial buildings suffered total or major damage.

And in Chicago, during the same week, the looting of stores, hurling of bottles and fire bombs, and slashing attacks on police officers constituted a similar pattern of Negro mob violence. Concurrently, violence, arson, and looting were part of racial demonstrations in Springfield, Mass.

All of this occurred against a background of precedent-shattering decisions

field, Mass.

All of this occurred against a background of precedent-shattering decisions by the Supreme Court and actions by the Congress in response to clamor from civil rights organizations for civil rights legislation. The rule of mobs in the streets has thus followed, as well as preceded, congressional enactment of the most sweeping civil rights laws, laws of questionable constitutionality urged upon Members of Congress as a means of

keeping mobs out of the streets. The Los Angeles riots occurred despite hundreds of local breakthroughs across the land to of local breakthroughs across the land to guarantee certain so-called civil rights— southern restaurants integrated, State-directed school segregation ended, ho-tels and motels integrated, and local antipoverty programs begun. They have occurred despite massive efforts to pro-vide wider economic opportunities for, and to insure greater employment of, Negrous

occurred despite massive efforts to provide wider economic opportunities for, and to insure greater employment of, Negroes.

Time and time again last year I received letters from my constituents urging me to vote for the 1964 Civil Eights Act "to get the demonstrators off the streets." I said, during the Senate debate at that time, that the passage of the bill would not satisfy the demonstrators and that they would be back in the streets. Early this year, the marchers and the demonstrators were back in the streets. Only a fortnight ago, Congress enacted and sent to the President a voting rights bill which, by any previous Supreme Court membership, would indubitably have been struck down as unconstitutional. Yet, the demonstrators seek to drive school boards beyond what the court decisions require. They demonstrate against de facto segregation in the schools, whereas the courts have not struck down de facto segregation. They clamor against the neighborhood schools, whereas the courts have not outlawed pupil assignments to schools in the neighborhood where pupils reside. They clamor against racial imbalance in the schools whereas the courts have not ruled against racial imbalance in the schools whereas the courts have not ruled against racial imbalance and Congress has, in fact, expressly declared its interpretation of the word "desegregation," in title IV of the Civil Eights Act of 1964, as not meaning "the assignment of students to public schools in order to overcome racial imbalance." Judging from the agitation in this direction, one would get the impression that there is no quality except in an "integrated" education.

The question may, therefore, be asked: Are these destructive rebellions against the fabric of society, such as we have just witnessed in Los Angeles, solely the result of what has been called a heritage of degradation and discrimination which has brought about a sense of injustice giving rise to anarchy and lawlessness? In the judgment of many, they were given birth, to no small degree, by the

origins?

It is known that fanatic Black Muslims have agitated and contributed to mob violence in American cities. FBI Director J. Edgar Hoover has warned that there has been a rising degree of undesirable infiltration of some civil rights groups.

undesirable infiltration of some civil rights groups.

I desire to ask, as do other concerned Americans, whether the actions in Los Angeles, in Chicago, in Springfield, Morganfield, and wherever violence of this nature may occur in the future, may be said to be a logical outgrowth, in part, of the leadership of certain clergymen

who have stated a belief that it is approwho have stated a belief that it is appropriate, and even desirable, to disobey what they arbitrarily consider to be "bad" laws and to obey only those laws which they label "good" laws—In other words, that it is morally right to resort to disobedience whenever a citizen's conscience tells him that a law is unjust.

As Supreme Court Justice Frankfurter once said:

If a man can be allowed to determine for himself what is law, every man can. That means first, chaos; then, tyranny.

means first, chaos; then, tyranny.

It is shocking that some church leaders have endorsed such a program.

Of course, the clergyman has every legal right to speak, if he wishes, on controversial issues. David Lawrence said recently, in U.S. News & World Report:

But, how can a clergyman impress on the individual the importance of submitting to God's will when the pastor himself yields to passion as he participates in controversy? Isn't it really the highest duty of the clergy to heal wounds and prevent friction by teaching us the way to resolve our differences without violence or anger?

All too often, certain clergymen have

teaching us the way to resolve our differences without violence or anger?

All too often, certain clergymen have overlooked opportunities to help and succor the multitude in their own neighborhoods to participate in highly publicized nonviolent activities elsewhere that have culminated, not unexpectedly, in violence. Of course, they are well-intentioned churchmen, and they probably constitute a very small minority of all the churchmen, but one may well believe that their actions in this regard have, nonetheless, damaged, rather than helped, relations between the races.

What are the causes of the Los Angeles riots? Already the overworked expressions—"heat," "frustration," "deprivation," "poverty," "discrimination," "oppression," "exclusion from the mainstream of society," "police brutality," and so forth—are being used to explain why the riots took place. Already we are hearing those who lay the "conditions that breed violence" at the door of a "callous and indifferent society."

Yet, the Negro has long had the right to vote and a legal right to any job for which he could qualify in California. Moreover, Los Angeles, reportedly, has the lowest percentage of Negroes of the Nation's 10 largest cities.

Mr. President, while none of these factors can be ignored, I cannot believe

Nation's 10 largest cities.

Mr. President, while none of these factors can be ignored, I cannot believe that they are the sole, or perhaps even the major causes of the Los Angeles insurrection. Many of us who hold membership in this body grew up in surroundings of poverty. I represent a State which has seen more than its share of poverty in the dead past. Conditions there are better now, and most of the State is prospering. But I have seen the days when thousands, Negroes and whites alike, in the Appalachians lived in conditions of squalor, deprivation, and ill health whch could scarcely be equalled in the slums of Chicago or the ghettos of Los Angeles. There was everywhere the spectacle of mass depression, mainutrition, and misery.

A plethora of articles and feature

A plethora of articles and feature stories has appeared in national magazines and metropolitan newspapers about the economic stagnation which enveloped the southern Appalachians. Yet, these people never resorted to burning, looting, rioting, assaulting, injuring, murdering, and destroying.

murdering, and destroying.

If poverty were the root cause of crime and violence, there would have been continual chaos and revolution in those days. But there was not chaos. There was a wholesome respect for law and order. There were no welfare programs, no antipoverty programs, no Federal aid as we now know it. But there was no

disorder, and people could walk the roads at night almost everywhere in greater safety than one can be sure of at high noon today on the streets of our Nation's Capital. Negroes and whites got along Capital. Negroes and whites got along well in the community. Race tensions were virtually unknown. This is not to say that laws were never broken. They were. And those who violated the laws were punished, and the sociologists, the psychiatrists, and the politicians and judges were not expected to find excuses for the crimes committed.

psychiatrists, and the politicians and judges were not expected to find excuses for the crimes committed.

So, there is much to support the belief that poverty and alleged police brutality are not the causes but only the scapegoats for the senseless outbreaks of violence and destruction during these recent days. Not to be overlooked are the willful disobeying of court orders, the numerous sit-ins, wade-ins, lie-downs, and other violations of laws which have become the order of the day.

Such violations of laws are popularly referred to as constituting civil disobedience, but under our legal system, as it was heretofore known at least, when there is an intent to break a law, the act which follows from the intent constitutes a crime and the individual should be punished. Yet, the American public has been subjected and exposed to every conceivable kind of inconvenience by hordes of rag-tag beatniks, agitators, and professional troublemakers who insist upon lying down in the streets, blocking traffic, forming human walls in front of business establishments, swarming over private property, staging noisy sit-ins and demonstrations, and all in the innocuous name of civil disobedience. And few people have dared to voice an objection for fear of being labeled "bigot." As a matter of fact, the public has become so mesmerized by the constant stream of these day-to-day developments as to make the average citizen feel that he is out of step unless he, too, takes to the streets and gets himself arrested as a participant.

streets and gets himself arrested as a participant.

Laws are made to be obeyed by all of the people all of the time. Respect for the law is the basis for orderly government and law-abiding and peace-loving citizens, regardless of race, need to rally around the police, who, too often, play a thankless role in riotous and difficult and dangerous situations. Of course, there have been instances of police brutality, and there can be no excuse for the use of undue force by a policeman. But, all too often, the charge of police brutality is made by persons and groups when they have resisted arrest and have openly invited the use of force. The law-abiding citizen has no need to fear police brutality.

Whatever the causes for the recent mob actions in American communities, it is an obvious fact that there has been a violent breach of two cardinal principles of our American society—the respect for law and order, and the recourse to orderly process of law to seek redress of any wrongs.

Whatever the causes of the riots which appeared in markedly uniform manner.

redress of any wrongs.

Whatever the causes of the riots which appeared in markedly uniform manner and detail in areas of our Nation recently, one fact is clear, aside from the fact that no amount of excuses can be brought forth to justify them: those who disgrace our Nation by violent disobedience, and wilful flouting of the law—whether they be black men, or white men, whether in the South, North, East, or Westmust be dealt with severely. Such action cannot be tolerated. Light dealing with hoodlums who participate in these crimes will merely encourage further disrespect for the law and even greater criminal activity.

To quote Justice Frankfurter again: Lawlessness, if not checked, is the precursor of nancehy.

What beyond this if we are to attack

What beyond this if we are to attack the roots of crime and the roots of riots? First of all, those who cherish equal rights under the law should be taught to assume equal responsibility before the

Peaceful assembly is protected by the Constitution and so is the right to petition the Government against grievances. But willful violation of the law—whether the law be municipal, State, or Federal—should not be tolerated. The civil rights of all Americans are guaranteed by the Constitution and the Bill of Rights, and the individual whose rights are denied should seek redress in the courts rather than in the streets. For, as a great Associate Justice of the Supreme Court, Louis Brandeis, once said:

All rights are derived from the purposes of the society in which they exist; above all rights rises duty to the community.

second, every effort should be put forth to stamp out illiteracy, and the emphasis, for every individual, should be upon education. Education, rather than integration for integration's sake, is the important thing. Education will light the paths to mutual respect, cooperation, and better understanding. Education is the cornerstone for amicable race relations.

tions.

Booker T. Washington, one of the greatest of American Negroes, lived as a boy in Malden, W. Va., where he tolled in the salt works and in the mines. In later years, when he had become a great educator, he made a statement, the wisdom of which can benefit not only the Negro boy or girl, but also the white youth who is desirous of making a success in life:

cess in life:
When a Negro girl learns to cook, to wash
dishes, to sew, to write a book, or a Negro
boy learns to groom horses, or to grow sweetpotatoes, or to produce butter, or to build a
house, or to be able to practice medicine,
as well or better than someone else, they
will be rewarded regardless of race or color.

as well or better than someone else, they will be rewarded regardless of race or color.

Moreover, every man should have the opportunity for employment on the basis of merit, and he should expect to be chosen only on the basis of merit—and he should expect to be chosen only on the basis of merit, education, training, experience, industry, and character—not the color of his skin. Nor should the color of one's skin be a badge for preferential treatment in hiring and promotion any more than it should be a badge for discriminatory treatment.

Also, family planning is imperative, and civil rights organizations should make intensive efforts to promote such. The high birth rate among low-income Negro families simply cannot be overlooked. For, whatever importance may be assigned to unemployment as a factor in riots and other developments which have racial overtones, the fact is that, in this age of automation, cybernation, and advancing technology, the problem of unemployment will always be with us, and no amount of Government largess and costly poverty programs will constitute a manacea therefor as long as the and no amount of Government largess and costly poverty programs will constitute a panacea therefor as long as the birth rate is permitted to soar, unchecked and uncontrolled, among those families least prepared and able to provide for large numbers of children who, in later years, will be candidates for jobs which no longer exist.

Additionally, the problem of light

no longer exist.

Additionally, the problem of illegitimacy must be dealt with. In New York City's Harlem, where Negro rioting flared last year, one out of every five Negro children is illegitimate. An indication of the concomitant social evils can be seen in the fact that there were 12 times as many cases of venereal disease per 100,000 people in Harlem as there were per 100,000 people in New York City as a whole.

100,000 people in New York City as a whole.

Illegitimacy is, more and more, becoming a frightening factor in this whole equation. How the Nation can continue to close its eyes to this disturbing fact is beyond comprehension. Something is going to have to be done about it, or the burden of crime, riots, and the dole will ultimately become unbearable. Militant civil rights groups should stop blaming the white power structure for all of the ills that are visited upon the Negro community. Negroes must themselves take the lead in doing something constructive for themselves, and they can do this by waging war upon the evils of illegitimacy, as one important beginning.

ning.

The Negro's lot can be infinitely better in the future if something is done now to encourage and promote planned parenthood and parental responsibility. This is not to say that illegitimacy is non-existent among whites, but the statistics show clearly where the problem is greatest, and it should there be attacked most intensely. intensely.

intensely.

Finally, Mr. President, no amount of Government paternalism can take the place of drive and ambition, when it comes to developing the substantial and upright citizen. Hard work, perseverence, and self-accomplishment breed independence and strength, and courage and resourcefulness in the man or

woman. Somehow the glory of honest toll is going to have to be restored if this Nation is going to survive all of the dangers that confront it. There is no question but that the Central Government has a responsibility to assist, a responsibility to provide certain services, but if that Government is to endure, the people must not be encouraged more and more to depend upon the Government for the supplying of every want and every need. A nation on the dole can hever hope to maintain the moral fiber, the spiritual strength, and the rugged resourcefulness to keep her people free.

Easy money, easy living, laziness, shiftlessness—all these go hand in hand with irresponsibility, a disordered society, and ultimate decay. Somehow the glory of honest woman.

and ultimate decay.

In closing, Mr. President, let me say that I do not mean to imply that Negroes in America have not had their grievances. or that they have not, in innumerable instances, been treated unjustly. Nor, do I maintain that they should not seek redress for the wrongs visited upon them. Whether it be the man whose skin is as Whether it be the man whose skin is as black as the shades of night or the lowliest immigrant, newly arrived to these shores from Germany, Italy, or elsewhere, whose background, whose customs, and whose language are all foreign to our own, let fairness be rendered and justice be done. But the instrument for the rendering of justice and fairness is ever present in our land and under our constitutional system. Let no man or group or race of men err in the belief that the law can best be administered by takthe law can best be administered by tak-ing it into one's own hands. For, as a great Supreme Court Justice

once said:

once said:

The law that protects the wealth of the most powerful, protects also the earnings of the most humble; and the law which would confiscate the property of the one would, in the end, take the earnings of the other.

the end, take the earnings of the other.

Disobedience to law and acts of violence by a few can hurt the just cause of the many. Not alone this. The perpetuation of ours as a government of laws depends upon the preservation of the constitutional process through which the rights of minorities can be safeguarded and only through which the freedoms of all our citizens will endure. It may be a tedious process, a long and painstaking process, but, like the mills of the gods, it grinds exceedingly fine. And anything that is antithetic to that constitutional process, whether it be the street riot or the lynchman's noose, or whether it be the false doctrine of self-determination by one's conscience as to what laws should be obeyed or disobeyed does violence to this Republic and to constitutional American liberty. liberty.

OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27

UNITED STATES G ERNMENT



DeLoach Mohr Wick . Casper

Callahan

Gale

Rosen

Sullivan Tavel Trotter

Tele, Room Holmes

lemorandum

-		

Mr. Wick

DATE: 6-10-66

M. A. Jones

SUBJECT: SENATOR ROBERT C. BYRD (D - W. VA.) REQUEST FOR TAPE RECORDING WITH

DIRECTOR ON YOUTH CRIME

Gandy

My memorandum of 6-2-66, noted that Senator Byrd desired to present a five-minute radio program to his constituents on the subject of youth crime. The Senator invited the Director to make this appearance, but in the event that Mr. Hoover was not available, another Bureau representative would be satisfactory. It was recommended and approved that the Director not take time from his busy schedule to make this appearance and that a substitute be designated.

SA	of the Crime Research Section, who
has had previous experience in	appearances of this kind, has been
designated to participate in this	s program with Senator Byrd, at
1:15 p.m., Wednesday, 6-15-6	66.

b6 b7C

A series of proposed questions and answers for this interview, prepared from previously approved Bureau material, is attached herewith. It is noted that Senator Byrd's office requested that these questions and answers be submitted at least a day before the program is recorded on 6-15-66. REC- 51 62-102-430

RECOMMENDATION:

That in view of the deadline in this matter, the attached 1966 proposed questions and answers be routed through expeditiously for approval and returned to the Crime Research Section for furtherhandling.

Enclosure

1 - Mr. DeLoach - enclosure

1 - Mr. Wick - enclosure

CJH: jer (8)

COPY SENT TO MR. TOLSON



June 14, 1966

YOUTHFUL CRIME

QUESTION: It seems that today we are hearing more and more about the growth of crime among young people in the United States. Is the picture really as bad as it has been painted in recent years?

ANSWER: Let's look at it this way: During 1964, the most recent year for which the FBI has complete statistics, persons under 18 years of age were identified as the perpetrators in 37% of the serious crimes solved by police. By serious crimes, we mean murder, robbery, forcible rape, burglary, aggravated assault, larceny \$50 or more and automobile theft.

QUESTION: Some persons have been heard to say that the increase in youthful crime statistics is due in part to the continued population increase. How true is this?

ANSWER: There is some merit to this argument...but we can't disregard this fact: in recent years, the rate of arrests of persons in the young age group has risen twice as fast as their increase in population. While persons from 10 to 17 years of age comprised approximately 15% of our national population in 1964, they committed 43% of the property crimes. Nationally, the arrests of these young persons rose 17% over the previous year. It's true that better than 95% of America's young people never become involved in crime. When we talk about youthful crime, we're dealing with a very small minority of our young people. The figures I have cited, however, do indicate an alarming trend... and that is that our young people are contributing a highly disproportionate share to the over-all ENCLOSURE 62 - 102432-103

crime picture. Crime figures for the year of 1965 are now being compiled by the FBI and will be released next month. Unfortunately, they will offer no comfort whatever...but will show that youthful crime continues to soar.

QUESTION: As a newspaper reader, one of the aspects of this situation which causes me great concern is the violence connected with some of these criminal acts. We read about crimes which appear absolutely senseless...which often are all the more terrifying because of the wanton brutality displayed.

ANSWER: This is something we read about every day. A Washington, D. C., newspaper reported that two cousins, one aged 17 and the other 18, had been arrested for the brutal slaying and robbery of two boys near Louisville, Kentucky. When asked why they had murdered the two boys, one of them blamed the murders on the fact that they had been "crazy" with drink. A California paper reported that a 10-year-old boy was strangled, beaten, sexually molested and shot to death by a 16-year-old. Asked why he did it, the 16-year-old replied, "I don't know why I did it. I'm crazy." Two teenagers mugged a 63-year-old man. When he was found, he was unconscious and bleeding, having been stomped and kicked in the head repeatedly. When they left him, they took his wallet. It contained \$.30. A Philadelphia newspaper reported that a 14-year-old boy had shot

and killed his mother and father. His explanation for the slayings:
His father had given him a spanking, and his mother was always
nagging him. All of these stories are tragic and horrifying. They
can hardly be described as "juvenile delinquency." More appropriate
is the term, "youthful criminality."

QUESTION: At this point, the obvious question comes to mind: What causes youthful criminality, and why is it such a problem today?

ANSWER: Actually, there are many factors involved, but let me touch on a few that the Director of the FBI, Mr. J. Edgar Hoover, has mentioned many times in the past. First and foremost is parental failure. Too many parents are failing to give their children a set of standards and rules to live by. Too often, they see the law as something to circumvent, as when they willfully ignore the rules of traffic safety. There has been a growing trend of irresponsibility among the so-called upper-class and middle-class teenagers who feel that because of their parents' position in the community, they should be exempt from the rules that govern others.

QUESTION: In other words, it is a fallacy for us to regard youthful crime as solely a product of poor environment and substandard economic conditions.

ANSWER: It certainly is. Society has been taking the blame too long for the rampages of teenage hoodlums. In the words of Mr. Hoover, "No

doubt, society has failed our youth, but not in the way many seem to think. Rather, the dereliction has been in the failure to teach them the meaning of discipline, restraint, self-respect and respect for law and order and the right of others. Consequently, the lesson now is both painful and costly."

QUESTION:

These things are evident in so much of what we hear about today:
the public apathy to the spiraling crime rate...the attitude
demonstrated by those among us who passively tolerate immorality
and disrespect for authority...vicious attacks on policemen...
the increasing number of assaults made against defenseless persons,
usually women, while bystanders refuse to help the individual being
attacked.

ANSWER:

Summing up, I would like to point out that all of us share responsibility for the youth of America, and it's up to us to rededicate ourselves to the task of eliminating those conditions which are responsible for the criminal behavior of some of our young people. Discipline is the by-word in the development of normal law-abiding youth...discipline in the home as well as in the schools. But it must begin in the home. As Mr. Hoover has said, "The home is the very foundation on which this Nation was built, and it is here that parents must set the proper example for their children and endeavor to instill in them the basic principles of good citizenship, love of God and respect for one's fellow man."

M.

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4:50 PM

- June 16, 1966

2

MEMORANDUM FOR 1911. WOLSON N.R. DE LOACH MR. WICK

Mary Contraction of the Contract

Senator Robert C. Byrd of West Virginia called and said he was v.__doring if someone in the Eurean could prepare for him a little speech with reference to the Supreme Courtraling on Monday on police questioning of suspects.

I told the Constor I could get that done. I also told him there is a complication there which the Chief Justice tried to take care of in his opinion in that they are trying to claim there is no differentiation between the types of crime handled by the FBF and those of local authorities. I stated that, of course, is not entirely accurate because in Federal crimes, you generally have the case pretty well made before nothing an arrest and in local crimes you may have an attach or assault and the police officer has to make an arrest at once. I stated under the rulings we now have, a person had to be advised that he need not talk and can have a lawyer, at extern, and therefore I think it will hit the local authorities harder than the Federal authorities, but I would get him up some notes on this.

Senator Byrd stated he would appreciate it as he would like to make a speech of the Senate floor hitting that ruling.

Very truly yours,

. I spoke to Mr. Tolson about this matter and instructed that it be handled.

lek John Edgar Hoover Director Tolson DeLoach . Mohr Wick Casper. Callahan . 128 JUN 2U 1966 Conrad _ IEH:edm (7) Felt Gale Rosen Marshaw sor Sullivan

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OPTIONAL FORM NO. 10
MAY-1962 IEDITION
GSA GEN. REG. NO. 27

UNITED STATES GOORNMENT

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DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Memorandum

то

: Mr. Wick

DATE: 6-15-66

FROM

M. A. Jones

(8)

SUBJECT: SENATOR ROBERT C. BYRD (D - W. VA.)
REQUEST FOR TAPE RECORDING WITH
DIRECTOR ON YOUTH CRIME

11-2_

Tolson

Callahan Canrad -Felt ----Gale ----

Rosen

Trotter ____ Tele. Room

After the program,
/ Senator Byrd said he felt that the Director's statements
were excellent, hard hitting and exposed the sob-sister approach to
the youthful crime problem for what it is. Senator Byrd said he
agreed fully with the Director's position, he admired the Director's
courage, and he asked that his sentiments be conveyed to Mr. Hoover.

Byrd said that the Director's record of public service was unparalleled anywhere, and he knew that it would never be possible for any successor to adequately "fill his shoes." He said he hoped that for the good of the country, the Director would remain in his present position for "many, many more years."

The Senator went on to say that he was deeply concerned with the manner in which law enforcement was being hamstrung by current court decisions. He was especially distressed because of the most recent Supreme Court ruling on the matter of confessions, and he wondered how it was possible "that five men can produce a majority resulting in a decision which can have nothing else but a corrosive effect on our society." He said that the attitude of the courts today is seriously impeding the efforts of law enforcement and its latest decision will offer new encouragement to the criminal and further increase our already spiraling criminal rates.

Enclosure 6-16-66

1 - Mr. DeLoach - Enclosure

1 - Mr. Wick - Enclosure

CJH:nal (7)

317

CONTINUED--OVER

M. A. Jones to Wick Memo

RE: SENATOR ROBERT C. BYRD

Senator Byrd said that he was also greatly concerned about adequate salaries being paid to policemen. He said he felt that this is a most important aspect in the battle against crime and must receive attention in each individual community.

RECOMMENDATION:

That the attached letter over the Director's signature be forwarded to Senator Byrd.

AV W

a

June 16, 1966

REG. 51 62-102492-12

Conorable Robert C. Byrd United States Senate Washington, D. C. 20010

Ly dear Lenator:

and of your very favorable remarks concerning my administration of this Bureau, and I did want to take this opportunity to express my personal thanks.

b6 b7С

30 4/4

The problem of youthful crime is a serious one inteed, and I am pleased that you share my views regarding it. I certainly feel that this is a matter which deserves the attention of every citizen, for it is only in this way that we will be able to combat the apathy that exists in some quarters and find an effective solution to our hation's crime problem.

MAILED 27

JUN 161966

COMM-FEI

All of us in the FBI appreciate your support and confidence.

Sincerely yours, J. Edgar Hoover

 $k_{\prime\prime}$

1 - Pittsburgh

1 - Mr. DeLoach (Sent with cover memo)

1 - Mr. Wick (Sent with cover memo)

35

NOTE: See M. A. Jones to Wick Memo dated 6-15-66, captioned "Senator Robert C. Byrd, (D - W. Va.), Request for Tape Recording with Director on Youth Crime."

Tavel ____ Trotter ___ Tele. Room Holmes ___ CJH:nal (9)

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TELETYPE UNIT

OPTIONAL FORM NO. 10 MAY,1262 EDITION GSA GEN. REG. NO. 27 UNITED STATES GO

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Tolson DeLoach

Memorandum .

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- 1	•	,

: Mr. Wick

DATE: 6-2-66

SUBJECT: SENATOR ROBERT C. BYRD (D - W. VA.) REQUEST FOR TAPE RECORDING WITH

DIRECTOR ON YOUTH CRIME

Callahan Contad . Felt. Gale

> b6 b7C

in Senator Byrd's Office called me (Mr. Jones
to advise that a new National Training School for Boys will be dedicated in
the near future in West Virginia. stated that, in view of the
establishment of this new School, there has been an increased interest
among Senator Byrd's constituents in the state about youth crime. Senator
Byrd, therefore, thought that it would be timely to present a program to
his constituents on this particular topic and desired to have the Director
appear with him to make an approximately five-minute recording on the
topic of youth crime which would be broadcast prior to the dedication of
this new School. noted that if Mr. Hoover is not available
for this commitment, perhaps he (Mr. Hoover) might care to designate
another Bureau representative. She stated that she has no specific dead-
line relative to the making of this tape recording.

INFORMATION IN BUFILES:

Bufiles reflect that Senator Byrd, a former U. S. Representative, was elected to the U.S. Senate in November, 1958. We have enjoyed cordial relations with him and his office has been contacted on a number of occasions relative to constituent letters he has sent to the Bureau. He was furnished an autographed copy of "A Study of Communism" in March, 1963.

OBSERVATION:

REC-51 62-102432-

While this would afford a wonderful opportunity for the Director to present his views on the current youth problem, it is not felt that in view of Mr. Hoover's heavy schedule he would desire to participates Perhaps it would be well, however, if some Bureau representative did join with Senator Byrd in the five-minute broadcast.

1 - Mr. DeLoach

1 - Mr. Wick

1 - Miss Gandy

CRIME 1 - Miss Holmes

CONTINUED - OVER

RLR:smg/jma

(9)

M. A. Jones to Wick Memo RE: SENATOR ROBERT C. BYRD

RECOMMENDATIONS:

1. That the Director not take time from his heavy schedule to participate in this broadcast.

3K.

2. That consideration be given to designating someone (perhaps Mr. Deliant) to substitute for Mr. Hoover.

3. If Recommendation Two (above) is approved, that final arrangements be made with Senator Byrd's Office and that an appropriate script be prepared and submitted for approval.

V. Jac W

RICHARD B. RUSSELL, GA., CHAIRMAN

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HARRY F. BYRD, JR., VA.

LL, GA., CHAIRMAN
LEVERETT SALTON
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JOHN G. TOWER, TEX.

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DATE 10-15-2010 BY 60324 uc baw/sab/1sg



United States Benate

COMMITTEE ON ARMED SERVICES

June 17, 1966

Mr. Tolson
Mr. DeLoach
Mr. Mohr
Mr. Wicks
Mr. Casper
Mr. Callahan
Mr. Conrad
Mr. Felt
Mr. Gale
Mr. Rosen
Mr. Sullivan
Mr. Tavel
Mr. Trotter
Tele. Room
Miss Holmes
Miss Gandy

The Honorable John Edgar Hoover Director Federal Bureau of Investigation United States Department of Justice Washington, D. C.

Dear Mr. Hoover:

Thank you so much for your nice letter of June 16. It was kind of you to write as you did concerning my support of your programs.

With warm regards, believe me to be

-12

W

Sincerely yours,

Robert C. Byrd, U.S. 9.

RCB:yrr

Vie Copy Joseph

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LAW OFFICES

J. NORMAN STONE

QIO VERMONT AVENUE, N. W. Washington 5, D. C.

CABLE ADDRESS "STONEY"

b7C

RESIDENCE PHONES 949-9326 -949-6660

June 22, 1966

The Honorable Robert C. Byrd United States Senate Washington, D.C.

Dear Senator Byrd:

Re:

Enclosed please find copy of "hate" letter received by my client, the above-named, a welfare recipient who was one of several who picketed your home a few days ago.

Since your name is mentioned in the aforementioned letter, I thought that you might like to ask the FBI to investigate as I am certain that you would not want it to be inferred that you are associated with the anonymous writer who states that he is one of your friends.

For my part I feel certain that you had nothing to do with it, but some of those who demonstrated and others who have seen this letter seem not to be so sure.

Personally, I am of the opinion, sir. that you can alleviate much of the terror that has struck a poor woman without much education, by publicly decrying this poison pen letter and publicly disassociating yourself with the alleged "friend" of yours who wrote it and further by asking that your other "friends" cease and desist from engaging in such un-American, Communist tactics.

You are in a position of vast power which can be utilized to further the spirit of tolerance, benevolence, peace, compassion, kindness, understanding, brotherhood and love which are absolutely necessary in these days of the "reaping of the whirlwinds" whose seeds were sown by the preceding few generations of white America. REC- 93

You can lead the way to a settling of these which are surely and swiftly approaching.

Anything less than

16 JUL 1 1966

54 JUL 7

This is the statement made from one of the friends of Senator Byrd:

You and your killed Stay out of Arlangton, Va.

Sen. Byrd is welcome!

Aren't you ashamed of living on Welfare-- without <u>advertising it</u>, and asking for <u>more--</u> without a thought of working to earn your living?

This is one answer to your picketting Sen. Byrd's home.

62-102432-14

June 6, 1966

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

I want to extend my thanks for your thoughtfulness in including in the June 2nd issue of the "Congressional Record" my remarks regarding unjustifiable allegations of police brutality which were published in the June edition of the FBI Law Enforcement Bulletin.

My associates and I have deeply valued your consistent support of measures contributing to effective law enforcement, and I would not want the occasion to pass without expressing heartfelt appreciation.

MAILED 27 JUN 71966 COMM-FBI

Holmes

Sincerely yours,

J. Edgar Hoover

NOTE: Senator Byrd is on the Special Correspondents' List. DFC:car

Tolson DeLoach Mohr . Wick Casper Callahan Conrad Felt Gale Rosen Sullivan Tavel . Trotter Tele. Room

MAIL ROOM TELETYPE UNIT

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J. EDGAR HOOVER AND "POLICE BRUTALITY"

Mr. BYRD of West Virginia. Mr. President, all fair-minded persons shudder at the thought of law enforcement officials who may engage in unethical conduct. But how fair and justified is the growing cry of "police brutality"? This is a question that should concern all people who wish to see good law enforcement and the protection of our rights.

Mr. J. Edgar Hoover, Director of the Federal Bureau of Investigation, and who has had ample experience in law enforcement, should be a proper authority to analyze the growing complaint of "police

His comments are contained in the June edition of the FBI Law Enforce-: brutality." ment Bulletin. I believe they are worthy of our study. I, therefore, ask unanimous consent that they be printed in the RECORD.

There being no objection, the article was ordered to be printed in the RECORD,

as follows: [From the FBI Law Enforcement Bulletin, June 1, 1966]

MESSAGE FROM THE DIRECTOR

(By John Edgar Hoover, Director)

Law enforcement today is being degraded, purposely in many instances, by the wide-spread and indiscriminate use of the term 'police brutality."

This practice is called a guilt-by-language This practice is called a guilt-by-language process by some individuals. They may be right. For example, the word "juvenile" has been associated with "delinquency" so often and so long that now, when used alone, it has a disagreeable connotation to much of

"Police brutality" conjures up visions of the public. hulking men in uniform clubbing and beating innocent people. Rarely, however, does the term fit the circumstances to which it is applied. It is used in wild accounts of onforcement officers' lifting limp demonstrators who block busy thoroughfares, in references to oral commands by policemen who disperse potential troublemakers, in depicting efforts by officers to halt violations of the law, and in describing any number of other sworn duties performed by policemen.

1.6 6.00

June 2, 1966 ·

CO

We know there is a calculated and deliberate attempt by some groups to inflame hostility against law enforcement by charging "police brutality" without cause. To a large degree they have succeeded. The term is bandled about in all media of communication without serious consideration as to its true meaning or its harmful effect on a profession which is charged with enforcing the basic rules of civilized living.

I agree with a growing number of responsible news editors, public officials, and law-abiding citizens that it is high time to get this "pet slogan" into a better perspective. We do not deny there have been instances of misuse of force by enforcement officers, but such incidents are not as prevalent as the public has been led to believe. A general and accepted principle of the law has been that an officer may use such force as is necessary to make lawful arrests, proteet his life, and perform other specific duties. Frequently, however, the choice is not his to make; he has to use force or be maimed or killed and have the rights of all the people trampled by those who have no respect for law or due process. Even then, his best efforts often are not enough, as evidenced by the appalling number of officers assaulted and killed each year.

Policemen have the same basic rights as others. There is no reason why they should be singled out for ridicule by invalid blanket accusations. The public, the press, and law enforcement itself should launch a concorted drive to stop the semantic indictment of police. Allegations and incidents should be reported and described in realistic, impartial, and truthful terms. If an officer is assaulted while making an arrost and uses undue force to subdue the person, then call it "undue force." If an officer uses profane language to a citizen, then describe it as profane language. If an officer is thought to be biased or prejudiced in his treatment of groups or individuals, then the complaint should so state. But the constant cry of "police bru-tality" as a catch phrase, exploited and used as camouflage for illegal conduct, is dead wrong. It is a stigmatization of police by

61

RICHARD B. RUSSELL, GA., CHAIRMAN

WILLIAM H. DARDEN, CHIEF OF STAFF

JOHN STENNIS, MISS. STUART SYMINGTON, MO. HENRY M. JACKSON, WASH. SAM J. ERVIN, JR., N.C. HOWARD W. CANNON, NEV. ROBERT C. BYRD, W. VA. STEPHEN M. YOUNG, OHIO DANIEL K. INOUYE, HAWAII THOMAS J. MCINTYRE, N.H. DANIEL B. BREWSTER, MD. HARRY F. BYRD, JR., VA. LEVERETT SALTONSTALL, MASS. MARGARET STROM THU JACK MILLER JOHN G. TOWER, TEX.

E SMITH, MAINE D, S.C. WA

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DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Alnited States Senate

COMMITTEE ON ARMED SERVICES

August 16, 1966

Mr. Casper _ Mr. Callahan Mr. Conrad -Mr. Felt Mr. Gale Mr. Rosen _ Mr. Sullivan Mr. Tavel . Mr. Trotter . Tele. Room . Miss Holmes Miss Gandy.

Mr. Tolson 🍱

Mr. DeLoach

Mr Mohr

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation United States Department of Justice Washington, D. C.

Dear Mr. Hoover:

Thank you for taking the time to write me your very kind letter concerning my speech, which appeared in a recent issue of the Congressional Record.

As I am sure you know, I am very concerned over the crime situation in the country today.

With best wishes, I am

Sincerely yours,

RCB: mg

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August 26, 1966

Mr. Tolson Mr. DeLoach

Mr. Callahan .

Mr. Conrad -Mr. Felt

Mr. Gale

Mr. Rosen Mr. Sulliy

Mr. Fave Mr. Trotter

Tele. Room. Miss Holmes -

Miss Gandy -

MR. DE LOACH:

W.E.B. DU BOIS CLUBS OF AMERICA; INQUIRY BY SENATOR ROBERT BYRD

(D - W. VA.)

ROBERT C. BYRD

Senator Byrd telephonically contacted my office yesterday afternoon and inquired if someone could stop by his office to "brief" him concerning the DuBois Clubs which, he understood, was sponsoring a demonstration in Washington this weekend.

SA Bowers kept this appointment with the Senator. Bowers furnished the Senator copies of articles, speeches and statements by the Director which contain information about the DuBois Clubs, other reprint data we have available concerning the organization, some public-source-type information regarding the planned demonstration this weekend which had been previously furnished to friendly news media contacts. The Senator indicated he was going to make a speech on the floor of the Senate in the near future concerning the DuBois Clubs and he was most appreciative of our assistance. He will not attribute the information to us.

RESPECTFULLY,

R. E. WICK

REC- 97 MCT-18 62 - 102432

Ma Aug 31 1985,

1 Mr. Tolson 1 - Mr. DeLoach 1 - Mr. Sullivan - Mr. Jones

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August 12, 1966

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

I have seen the "Congressional Record" which contains your speech given on August 10th. You are indeed to be complimented for this excellent presentation.

We in the FBI, and I am sure all in law enforcement, are most grateful that you spoke so forcefully about the crime situation and the problems confronting those of us charged with the responsibility for coping with increasing lawlessness.

EMILED II 5 J : 1966 COMNI-FBI

Sincerely yours,

J. Edgar Hoover

1 - Pittsburgh - Enclosure

NOTE: The Bureau furnished cooperation to Senator Byrd in connection with several speeches which he incorporated into his presentation to the Senate on 8-10-66. Senator Byrd is on the Special Correspondents' List.

SAW:mel (4)

MAIL ROOM TELETYPE UNIT

CONGRESSIONAL RECORD — SL

August 10, 1966

York Times of July 31, 1966, a copy of which is enclosed. This article points out that the Federal Government is, of itself, harvesting millions of board feet a year from virgin Redwood timber supplies. Has the Department of Agriculture been requested to

Department of Agriculture been requessed ocease cutting until the issue is resolved?

Because of your keen and sincere interest in the park site for the people of your constituency perhaps, before our responding in kind to your letter, it might be well if we had an opportunity for a discussion.

Very truly yours, RAGAN & MASON. WILLIAM F. RAGAN.

cc: The Honorable Alan Bible, Henry M. JACKSON, B. EVERETT JORDAN, FRANK E. MOSS.

Ехнивгт 3

JULY 26, 1966.

Mr. ROBERT S. LUNTEY, Assistant Chief, Office of Resource Planning, San Francisco Planning and Service Center, National Park Service, 450 Golden Gate Avenue, San Francisco,

DEAR MR. LUNTEY: This will respond to pour letter requesting permission to take certain photographs of our property for purposes of showing them to the Senate Sub-Committee concerned with the proposed national park.

Please be advised that we have conferred with our Counsel in Washington, and we hereby deny your request. As you should be aware five members of the Sub-Committee, including the Chairman of the full committee, were recently in Crescent City and personally visited our lands. In addition to that the same group flew over the entire territory by helicopter. Accompanying the senators were representatives of the Park Service. As we are aware, many factors con-Service. As we are aware, many factors con-cerning this proposed park have been distorted and photographs similarly can cause an erroneous impression.

We consequently see no reason why in such a short space of time the expense of photographs to make expensive montages to impress the committee is necessary. Consequently, this request is denied.

Very truly yours,

RELLIM REDWOOD Co.,

DARRELL H. SCHROEDER Vice President.

THE JOURNAL

On request of Mr. Mansfield, and by unanimous consent, the Journal of the proceedings of Tuesday, August 9, 1966, was approved.

THE GROWING PROBLEM OF CRIME IN THE UNITED STATES

Mr. BYRD of West Virginia. President, today this Nation is faced with a tremendous problem in a word which is appearing-unfortunatelyeach day in headlines of our newspapers-and that word is "crime." We live in an era of increasing crime and violence. Two mass murders have occurred in less than 3 weeks—in Indiana on July 14, and on August 1 in Texas—and a total of 24 persons died.

At this very moment somewhere in our country citizens are being murdered, assaulted, raped, and robbed. Though completely innocent themselves, they may bear for the remainder of their lives the scars given them by hoodlums and desperados. The time has come for every American to be concerned.

A Washington Wall

When we mention crime, we should not visualize merely a stolen car, a burglarized filling station, or a victim of assault. These are the evidences of crime-but in our complicated world of today crime has a much more far-reaching complex status than the common conception of murder or theft. There are, of course, the so-called above ground crimes; namely, murder, assault, and theft. But, today, crime also abounds underground—in gambling, corruption, malfeasance in office, and is often known as organized crime. Crime also relates to probation and parole statutes, to law enforcement agencies, to sex offenders, to the failure of citizens to understand their responsibilities in society.

Today I want to take sufficient time to discuss some aspects of the crime problem.

NATIONAL CRIME PICTURE

The waves of lawlessness are beating strongly against the shorelines of our national life. According to the FBI's Uniform Crime Reports, 2,780,000 serious crimes were reported during 1965, representing a 6 percent increase over the previous year. Of course, the total number of criminal acts that occur is unknown because many crimes never come to the attention of the police. This is an appalling tragedy.

Since 1958, crime has increased six times faster than our population growth. No aspect of crime is today taking a holiday. Last year, crimes of violence—that is, murder, nonnegligent manslaughter, forcible rape, robbery, and aggravated assault—climbed 6 percent as a group. Property crimes of burglary, larceny \$50 and over, and automobile theft were also up 6 percent, resulting in total property stolen in excess of \$1 billion.

In 1965, a serious crime was committed every 12 seconds, with a burglary occurring every 27 seconds, an auto theft every 60 seconds, a robbery every 4½ minutes, a forcible rape every 23 minutes, and a murder every 53 minutes.

Crime showed no favoritism to any area of this Nation. Geographically, all regions registered increases, led by the Western States with a 10-percent rise, followed by the Northeastern States, up 8 percent, and the North Central and Southern States, up 4 percent.

Most of us would probably surmise that crime is increasing in large cities of at least 250,000 in population. This assumption is indeed correct, with crime reflecting a 4-percent jump.

But the rapidly expanding suburban areas around our big urban centers reflected an 8-percent jump-twice that of cities. This is the area where allegedly law-abiding, well-behaved, intelligent people live-yet in these areas we find lawlessness growing with fantastic speed. However, the FBI reports show that many of the offenders in suburbia are nonresidents. For example, in the Maryland and Virginia suburbs of the Washington, D.C., metropolitan area, 31 percent of all persons taken into custody were nonresidents of the communities in which they were arrested.

The rural areas showed a 3-percent jump. My own State of West Virginia, Reports.

a so-called poverty-stricken State, was 49th among the 50 States in the overall crime rate per 100,000 inhabitants, 49th in the number of burglaries, 50th in the number of larcenies, and 50th in the number of auto thefts.

The crime picture is today one of America's great, black spots of shame. Like a giant mushroom cloud, it puts its sooty finger on every American, regardless of where he may live.

Just why is crime on such a spree in a society which calls itself rational and intelligent? Why, last year, was murder up 6 percent, forcible rape up 9 percent, robbery up 6 percent, aggravated assault up 6 percent, burglary up 6 percent, and automobile theft up 5 percent?

The inner core of this tragedy is reflected even more in the statistics from the FBI concerning juvenile misbehavior. Last year, 63 percent of all arrests for serious crimes involved persons under 21 years of age. While the increase in the 10- to 17-year-age group population was 17 percent in the period 1960-65, police arrests of persons under 18 years of age, for serious crimes, jumped 47 percent during that period. Thus, it can be clearly observed that the percentage increase in the criminal involvement of those young persons, as measured by police arrests, is more than triple their percentage increase in the national population. However, it should be remembered that only a small percentage of the total young age population becomes involved in criminal acts—less than 5 out of 100.

Last year, persons under the age of 25 comprised 74 percent of all police arrests for serious crimes in large cities, 72 percent in rural areas, and 78 percent in the suburbs.

Male arrests for all crimes outnumbered female arrests 7 to 1; however, female arrests continued to increase more rapidly in 1965. Female arrests, overall, accounted for 13.4 percent of the total. 18 percent of the forgery, 20 percent of the fraud, 17 percent of the embezzlement, 17 percent of the criminal homicide. 4 percent of the auto theft, and 22 percent of the larceny arrests.

Nonwhites accounted for 52 percent of the arrests for forcible rape, in cities and suburbs, and 59 percent of the murders and nonnegligent manslaughters.

In 1965, the clearance, or police solution, rate nationally was 24.6 percent, virtually unchanged from 1964. Significantly, however, according to the FBI Uniform Crime Reports for 1965, there was a 5-percent decrease from the previous year in the number of adults found guilty and a sharp 13-percent increase in the number of acquittals and dismissals. Three out of every 10 murder defendants were either acquitted or their cases were dismissed at some prosecutive stage, over one-third of those charged with forcible rape were acquitted or had their cases dismissed, and over one-third of the persons charged with aggravated assault won freedom through acquittal or dismissal.

A significant fact emerges-

States the 1965 FBI Uniform Crime

24 1

62 = 1 ENCLOSURE

In earlier times, before the harvest of redwoods began, there were approximately 2 million acres of coast redwoods in California. Less than 20 percent of the original virgin forest now remains. Less than 3 percent of the original virgin redwood forest is in parks today.

redwood forest is in parks today.

No one is more conscious than I of the constitutionally protected rights of the owners of private property. The right to hold and dispose of private property is basic to our way of life. But should not every citizen, property owner or not consider his obligation to society as a whole?

The bill I sponsor is supported by the President, the Secretary of the Interior, the Governor of California, and many conservation-minded Senators and Congressmen and citizens. The Save-the-Redwoods League urges its adoption. But, as the wheels of the legislative machine slowly turn, the private owners of this priceless natural resource have, it seems to me, a responsibility to their fellow-citizens, a moral obligation far transcending the normal legal rights and obligations of landowners. They have, I think, an obligation to respect the efforts of the people's representatives to preserve these giants. Theirs is a responsibility to stop slashing down these ancient trees. hell-bent on their almost complete obliteration.

Some of these redwoods have taken 2,000 years to grow to their present grandeur. Those who would sever them from the earth are not answerable to Congress or the courts. They are, however, answerable to the people of this country, and to posterity. These giant trees belong to the ages.

On July 13, 1966, I wrote Miller-Rellim Redwood Co. again urging it to announce "a suspension of cutting in vital areas of virgin redwoods within the proposed park boundaries until Congress had had time to act on this legislation." Mr. President, I ask that my July 13 letter to Miller-Rellim be included in the Record at the conclusion of my remarks.

The VICE PRESIDENT. Without objection it is so ordered.
(See exhibit 1.)

Mr. KUCHEL. Nearly a month has passed and no responsive answer or announcement has been heard. I have received one letter from Mr. Miller's secretary and one from his attorney, but none from the man in whose hands the fate of the Redwood National Park lies. Mr. President, I ask that the letter's which I have received from Mr. Miller's secretary and his attorney be included in the Record at the conclusion of my remarks.

The VICE PRESIDENT. Without objection, it is so ordered.

(See exhibit 2.)
Mr. KUCHEL. The sum of the responses from Miller-Rellim Redwood Co. is delay. And as the private owner stalls off my efforts to achieve a suspension of cutting within the proposed park boundaries, what is happening on the land? What is happening, Mr. President, is that Miller-Rellim Redwood Co. has slammed the gates to its property shut in order to keep the Congress from knowing how much and how fast it is cutting. I ask to have printed in the

RECORD at the conclusion of my remarks a letter which Mr. Darrell H. Schroeder, vice president of Miller-Rellim Redwood Co., wrote to the National Park Service on July 26, 1966, denying the Park Service access to the Miller property so that the Park Service might be prevented from presenting the true facts as coming hearings on the legislation.

The VICE PRESIDENT. Without

The VICE PRESIDENT. Without objection, it is so ordered.

(See exhibit 3.)

Mr. KUCHEL. Mr. President, this is a fight for the people. It is a fight to preserve as a national park a plot of ground on which still stand these living giants. It is a fight against the spoliation of whole mountains, against the marauding devastation of virgin forests. It is a fight in which the people of my State and our country ought to enlist to protect and to preserve a little, a precious little, ground on which the mighty redwoods grow.

When kadd up what I have seen first-hand in visiting the Miller-Rellim property, what I have seen in aerial photographs, what I have heard from administration officials, what I have heard from respected conservationists, plus Miller-Rellim's failure satisfactorily to respond to my repeated request, I am compelled to conclude that the Miller-Rellim Redwood Co. is pursuing a program designed to destroy the park value of this portion of its timberlands by cutting out its heart.

I again urge Miller-Rellin voluntarily to suspend cutting in vital areas of virgin redwoods within the proposed park boundaries until Congress has had time to act on this legislation. I ask the company to do so in a spirit of cooperation and with an awareness of the responsibilities imposed upon it as trustee of a great vanishing natural resource.

EXHIBIT 1
U.S. SENATE,
COMMITTEE ON
INTERIOR AND INSULAR AFFAIRS,
July 13, 1966.

Mr. Harold A. Miller, President, Miller-Rellim Redwood Co., P.O. Box 356,

Crescent City, Calif.

DEAR MR. MILLER: During the recent Redwood National Park field hearings held by the Parks and Recreation Subcommittee of the Senate Committee on Interior and Insular Affairs in Crescent City, California, it was disclosed that in recent months your company has been moving its cutting operations into virgin stands of redwoods on your

tions into virgin stands of redwoods on your property south of the boundary of Jedediah Smith State Park. Since you own substantial redwood acreage outside the proposed park boundaries, I asked

you, during the hearings:
"Would it not be better, Mr. Miller, in the
future for us to agree that, while this legislation is under discussion in the Congress,
precautions be taken that the area contemplated to be used as a park be left alone to
the greatest extent economically feasible?"

Your reply was:
"It would certainly not be feasible. You just cannot move your operation around that

No one is more conscious than I of the constitutionally protected rights of the owners of private property. The right to hold and dispose of private property is basic to our way of life.

The few remaining old growth redwoods

represent a priceless, treplaceable part of our American heritage. As the wheels of the legislative machine slowly turn and as legislation to create a Redwood National Park is pending in Congress, I believe that you, as the owner of properties which include this natural resource have a responsibility to our fellow citizens a moral obligation, which far transcends the normal legal rights and obligations of land-holding. I believe that you have an obligation to respect the efforts of your fellow citizens to preserve some of these glants, and not to frustrate those efforts or render them meaningless. Yours is responsibility to refrain from felling these ancient trees at the very time some of us in Washington are attempting to save them.

ington are attempting to save them.

I again urge you to publicly announce, in a spirit of cooperation and with an awareness of the responsibilities imposed upon you as trustees of this disappearing natural resource, a suspension of cutting in vital areas of virgin redwoods within the proposed park boundaries until Congress has had time to act on this legislation

act on this legislation. With kindest regards, Sincerely yours,

THOMAS H. KUCHEL, U.S. Senator.

Ехнвт 2

Miller Redwood Co., Crescent City, Calif., July 18, 1966.

Hon. THOMAS H. KUCHEL, U.S. Senate,

Washington, D.C.

MY DEAR SENATOR KUCHEL: In Mr. Miller's absence, I wish to acknowledge receipt of your letter of July 12th. While a photocopy of your letter has been forwarded to Mr. Miller, it is unlikely that he will have an opportunity to reply until after his return to this office on August 3rd.

Very truly yours,
Velma Jeremiah
Mrs. Velma Jeremiah,
Secretary to Mr. Harold A. Miller.

RAGAN & MASON, Washington, D.C., August 2, 1966. Hon. Thomas H. Kuchel,

U.S. Senate,

Washington, D.C.

DEAR SENATOR KUCHEL: On July 13, 1966, you wrote to Mr. Harold Miller, President of Stimson Lumber Company. For your teady reference, a copy of your letter is attached hereto.

In your letter you asked Mr. Miller to publicly announce, with the awareness of his responsibilities that he is suspending cutting in a "vital area of virgin Redwoods."

Mr. Miller and I have discussed your letter and it was agreed that I would respond as outlined below. However, I have recently been ill and consequently have not had the opportunity of responding to your letter until today.

Before responding in substance, I must refer to the record of the hearings at which time your point was also raised, and at which time I pointed out that over fifty members of Congress have supported legislation to impose the park elsewhere. I think you must agree that the predominance of support for a Redwood National Park is not on the locus of the Administration's proposal. As was pointed out in the hearings, the park proposal has been bending for a number of years and the predominant support for a park is not in the area affecting the Miller land.

We therefore respectfully request that you advise as to whether or not similar letters were sent to other companies that are involved in cutting adjacent to the other and more heavily supported park proposal.

I would also like to call your attention and again not as a response in kind to your subject letter—to an article in the New

IGRESSIONAL RECORD — SENAT

Since 13-72, acquittals and dismissals for the serious crimes, as a group, have risen 14 per cent.

The offense which had the highest percentage of acquittals and dismissals was forcible rape with 43 percent.

According to the FBI Uniform Crime Reports, 53 of America's finest law enforcement officers were killed last year by the brutal assaults of criminal desperados. During the 6-year period, 1960-65, a total of 278 officers were killed by criminal actions. Records showed that, of those arrested for murdering these policemen, 76 percent had been arrested on some criminal charge prior to the time they killed the policemen, and, very significantly, over onehalf of the group had been previously arrested for assaultive-type crimes such as rape, robbery, assault with a deadly weapons, and so forth. In fact, nine had been charged on some prior occasion with an offense of murder, seven of whom had been paroled on the murder charge. Sixty-eight percent of the persons responsible for the murders of the policemen had prior convictions on criminal charges, and more than two-thirds of the group had received leniency in the form of probation or parole on at least one of these convictions. More than one of every four of the murderers was on parole or probation when he killed a police officer.

The number of serious crimes is an affront to a nation which prides itself on being civilized. Murder and assault are throwbacks to the jungle, where man lived on the skill of his knife and spear. Surely, one of the characteristics of an intelligent and rational society is the opportunity of citizens to live in safety—whether in their homes, or on the streets or at their daily work.

Just who are the hard-core criminals today? Do we have any information about them?

THE HARD-CORE CRIMINAL

The FBI has undertaken a most revealing study of selected hard-core criminals. These studies indicate that our total criminal population is much smaller than total annual crime would suggest. The explanation is that our rate of criminal recidivism is high. For example, the FBI studied the criminal histories of selected murderers, bank robbers, and fugitive felons. Of the 900 persons arrested for murder at some stage in their careers, it was disclosed that they had an average of more than 6 arrests over a 9-year span. Twelve percent of these offenders had more than one murder charge on their record.

What did the FBI study show about bank robbers—always a dangerous breed of desperados? For bank robbers arrested and charged in 1963 and 1964 their average age was 31 and their average criminal career was over 10 years. During this time, they had averaged five arrests, almost one-half of them for serious crimes. More than three-quarters of these bank robbers had been arrested for other crimes prior to their arrest and charge for bank robbery. Only a small number of bank robbers—

3 percent—had repeated this crime after first being arrested for bank robbery. Why this small rate of recidivism? The answer probably lies, according to Mr. J. Edgar Hoover, in the high conviction rate and prison terms given by the courts.

These facts indicate that the high volume of offenses in this country are being committed by a relatively small criminal population. The intensity of this criminal activity is highest in the younger age groups.

What does this mean? Simply this—more preventative action is needed in the early years to prevent these youngsters from being hard-core criminals. Moreover, we must look frankly at some of the abuses of judicial leniency.

PAROLE AND PROBATION

Although parole and probation are vitally necessary to the American judicial system, they are, unfortunately, frequently abused. The 1964 annual report of the U.S. Board of Parole pointed out that the maximum sentence imposed by the Federal courts during 1964 was 50.4 months, while the average stay in prison of all Federal prisoners was only 17.5 months. This clearly shows that Federal prisoners are serving much less than half of their intended sentences.

Has parole or probation or other forms of leniency such as the suspended sentence or the conditional release tended to rehabilitate criminals, lessen the crime rate, or stop recidivism? An FBI study of some 92,000 criminal offenders in 1963-64 showed that 76 percent were repeaters—that is, they had a prior arrest on some charge. Leniency in the form of probation, suspended sentence, parole, or conditional release had been afforded to 51 percent of the offenders. After the first leniency, this group averaged more than three new arrests. Murders, rapes, and aggravated assaults committed by those on probation all attest to the fact that there is indeed a severe lack of insight surrounding these cases.

Headlines of every major newspaper in the country reflect the daily onslaught on the American citizenry by deranged individuals who have received undeserved judicial leniency. In 1964, one of these sadists, a man who had pleaded guilty to two vicious murders in 1956 and was subsequently convicted and sentenced to life imprisonment, was set free to roam the streets again. This individual possessed nothing less than a 47-year-old criminal record. Yet, only 8 years was the penalty for his act. Less than a year later, this man was before the bar of justice again, this time for his alleged participation in a dual murder.

Another recent, tragic example of undeserved leniency involved a midwestern individual who had served 8 years in prison for the brutal slaying of two western police officers. The two policemen were cut down in the line of duty while attempting to arrest their slayer. The man was sentenced to life imprisonment and 25 years, the sentences to run concurrently. However, after only 8 years

had transpired, the prison opened its doors feeling that society's debt had been paid.

I am not a man without compassion or forgiveness, but it outrages my sense of righteousness to think of this man walking free in society—a man who had cut short the lives of two officers of the law.

This is not an isolated case. Cases such as the ones I have described constantly arise. Undeserved parole and probation are open invitations to criminals, whether they be smalltime hoods, or bigtime operators, to continue their assaults against society.

Therefore, it is mandatory that a scrupulous eye be affixed to judicial leniency. Common sense dictates that our society must be protected from people who, convicted of violent crimes, will do everything within their power to continue their nefarious way.

SEX CRIMES

Outside of murder itself, perhaps the most reprehensible crime perpetrated is that of rape. Last year, there were 22,470 forcible rapes or assaults in the United States. Above and beyond this figure many of these crimes are never reported to the police, primarily because of fear or embarrassment on the part of the victims.

For the period 1960-65, forcible rapes have increased 36 percent. These statistics can be more easily understood when we realize that in 1965, 61 such offenses occurred each day of the year—a rape every 23 minutes.

The rapist, the child molester and the "peeping tom" are basically depraved individuals. Unfortunately, sex crimes are the ones particularly susceptible to recidivism, that is, people with records of such offenses tend to commit them over and over again. Often, however, these people are placed on probation, especially if it is a first offense or they are sent to hospitals for "rehabilitation." Sadly enough, in many cases, this period of "rehabilitation" only consists of a short time after which the individual is released. A few days or weeks later he is again arrested for the same crime.

LAW ENFORCEMENT TRAINING

American law enforcement today stands on the front line against the criminal. In 1965, according to the FBI Uniform Crime Reports, the ratio of police to population in 3,613 cities with a population of 109 million represented some 1.7 officers per 1,000 population. Actually, this manpower is inadequate to perform the mounting task facing law enforcement. Today, especially in large cities, an ever greater demand is being made for placing officers on patrol duty. Often, for the sake of safety, they must go in pairs. But, as can be seen, patrol duty is an enormous drain on manpower. Too often, the chief of police does not have the men to do what he knows should be done.

In the suburbs, with a population of 40 million, which are today registering the largest increases in crime, the police employee ratio drops to 1.2 per thousand

population. Actually, the average ratio of police to population has remained pretty much unchanged since 1958, despite an increase in the volume of crime, an increase in motor vehicle registrations, and a constantly rising demand for other police services.

What are the factors back of the appalling increase in the volume of crime here in America? There are, obviously, many factors such as population growth, a high rate of mobility, and so forth. However, there are two factors to which I especially wish to address my comments at this time. One of these concerns civil disobedience and demonstrations, and the other concerns recent court decisions which make more difficult the arrest, prosecution, and conviction of criminals.

CIVIL DISOBEDIENCE AND DEMONSTRATIONS

Over the past three or four years our society has been subjected to a virtual wave of demonstrations. America has been afflicted by an epidemic of acts of Laws, so-called civil disobedience. whether in the form of municipal ordinances or in the form of State statutes, have been willfully and intentionally disobeyed by individuals and by groups. Private property has been subjected to deliberate trespass, and mobs have taken to the streets, interfering with commerce, creating disorder, and breaching the peace.

Wherever the so-called nonviolent movement has gone, violence has all too often accompanied it. In many instances it could have been, and was, anticipated that the highly publicized "nonviolent" demonstration or march would likely provoke violence, and it was probably hoped by some that it would do so. Violence was, in some instances, apparently the catalyst so nec-

essary for success. Aided and encouraged by vote-seeking politicians, by some segments of the big city press, by various church groups, and by sincere do-gooders, those who advocated, paritcipated in, and led demonstrations went on to advocate, participate in, and lead greater and larger demonstrations. From demonstration to demonstration, march to march, headline to headline—so it went. To lie down in the streets and be carted off to jail was heralded by some as an act of Christian witnessing, and a record of arrest for acts of so-called civil disobedience was considered a badge of honor for the person with such a record. To march in front of television cameras, arm in arm with demonstrators, became the craze of the times.

Civil disobedience was sometimes advocated from some of the pulpits throughout the land and was encouraged, upon occasion, by public officials whose voices joined in the refrain "we shall overcome." Sit-ins, wade-ins, and walk-ins became the order of the day. Demonstrators chained themselves one to another, to form human walls in front of business establishments. Children in schools were exhorted to absent themselves and participate in marches and demonstrations in violation of the law. Court orders were flouted by demonstration leaders. Frequently, the mobs

were so large that the police were helpless to make arrests, and wrongdoers went on their merry way unchallenged. Not uncommonly, mobs converged upon jails to demand that those persons arrested for violating the laws be released to violate the laws again.

Literally hundreds of agitators, troublemakers, publicity seekers, as well as good and noble men and women crusading for what they believed to be a just cause, converged from all points of the compass upon troubled communities traveling by bus, by train, by airplane, and on foot to participate in this march or that march and then to depart as hurriedly as they had arrived. they left behind them aroused passions, renewed hatreds, and exacerbated frictions was of little consequence. The march, after all, had gone forward to reach its goal, and had, therefore, been a success. Men and women sought to build or embellish reputations by participating in the marches or by getting themselves arrested, thus hoping to gain a little local, or even national, notoriety.

These acts of so-called civil disobedience were proclaimed time and time again by important public personages to be in the finest of American tradition. and it became rather commonplace to hear glowing references made to the Boston Tea Party as an act of civil disobedience on the part of our forebears and come to be equated with acts of civil disobedience lately being witnessed. Human rights were loudly proclaimed to be superior to property rights—among the oldest and most basic of natural and human rights-and demonstrators arrested and convicted for trespassing on private property were exculpated by the U.S. Supreme Court and their convictions voided.

It was said to be good Christian doctrine to disregard manmade laws which conflicted with one's own conscience. If one felt a particular law to be wrong, then he was to consider himself free, by a higher moral law, to disobey such a manmade law or ordinance. In other words, each individual was to become the selfdeterminer of those laws which he would obey and those laws which he would rot This was a curious and strange doctrine, indeed, in a government reputed to be a government of laws and not a government of men.

In the face of such a situation as I have described, is it any wonder that we have observed a growing disrespect for law and order? Should it come as a surprise that young people, seeing their parents and activist members of the clergy engaging in demonstrations and acts of civil disobedience, would come to believe laws are made to be broken rather than kept? Is it any wonder that young people came to look upon an arrest record as a matter of little or no concern? And, if it was excusable-or even popular-to disobey a municipal ordinance or to become involved in a minor infraction of the law, need one draw the line, and, if so, where?

If one law could be flouted with impunity. why could other laws not be similarly disregarded? If one could cavalierly disobey a municipal ordinance, why not disobey a State statute? If one could commit a misdemeanor and go unpunished, why not a felony? If it was the accepted norm for one's parent to break the law and heap abuses upon policemen, why was it not equally acceptable for the student to be disrespectful toward his teacher? In such an atmosphere of permissiveness, civil disobedience, and disrespect for civil law, the seeds of crime took deeper root, and the Nation is now reaping the harvest.

HANDCUFFS ON LAW ENFORCEMENT

During recent years many court decisions have been rendered in the general field of civil liberties which affect the day-to-day work of law enforcement. From a society in which some constitutional rights were often ignored or overlooked, we have now become a society in which no constitutional right of any person is too unimportant for the courts and public opinion to scrutinize.

As a result, a number of court decisions have strengthened the rights of the individual and restricted the power of the police. No American, in any way, wants to see any abrogation of civil liberties or abuse of constitutional privileges. Yet, there is conclusive evidence that some judges, in their decisions, are today unnecessarily fettering law enforcement; that is, putting unrealistic

handcuffs on the police.

Take, for example, a Chicago judge's decision in March 1965, which acquitted two defendants in a case in which two plainclothes police officers were attacked in a street assault. One of the officers was so severely gashed, he spent 23 days in the hospital, where 28 stitches were required to close his wound. One of the assailants had a broken beer bottle and the officers, after identifying themselves. drew their pistols and ordered the man to drop the bottle, which he refused to do.

In releasing the two men, the judge said:

The right to resist unlawful arrest is a phase of self-defense. What is a citizen to do when he is approached by two officers with a gun?

Seldom has a more unrealistic judicial decision been rendered. Here was a case of a defendant who had used a broken beer bottle to attack officers who had properly identified themselves and who had drawn their weapons in justifiable circumstances. Yet, the arresting officers were criticized.

Never must we forget, Mr. President, that the citizens of the community also Where the balance is have rights. weighted to heavily in favor of the criminal, giving him every break and putting

cuffs unnecessarily on the police, the cause of good society is not promoted.
On June 13, the U.S. Supreme Court hung yet another anchor around the necks of this Nation's police officers.

The 61-page decision, written by Chief Justice Warren and the concurrence of Justices Black, Douglas, and Brennan, came as no particular surprise. It is in keeping with the trend of decisions which these men have handed down for yearsdecisions which hamper effective law enforcement, elevate individual rights out of perspective and regulate the overall rights of society to a secondary position.

EBut there are many who were surprised to see Justice Fortas joining these four to form a majority and thus enable the Supreme Court to once again impede law enforcement. It was, after all, only last year that Justice Fortas testifying before the Judiciary Committee of this body which was considering confirmation of his appointment to the Supreme Court, declared that he believed the "adequate opportunity" for police interrogation of persons accused or suspected of a crime is absolutely essential to law enforcement.

In the words of an editorial from the June 15, 1966, issue of the Washington Evening Star, under the decision which Justice Fortas helped to make effective, "opportunity for police interrogation becomes, not adequate, but virtually impossible. Law enforcement, and especially the public, will suffer accordingly," the newspaper declared.

This landmark decision—and indeed it must be so characterized since it introduces an entirely new concept into police operations—interposes for the first time the full impact of the fifth amendment protection against self-incrimination on the police-suspect rela-

The Court said:

tionship.

We hold "that when an individual is taken into custody or otherwise deprived of his freedom by the authorities and is subjected to questioning, the privilege against self-incrimination is jeopardized. Procedural safeguards must be employed to protect the privilege. . . .

Here are the safeguards demanded by the five-men—the rules which they have imposed on all the police officers of this land:

He (the suspect) must be warned prior to any questioning that he has the right to remain silent, that anything he says can be used against him in a court of law, that he has the right to the presence of an attorney, and that if he cannot afford an attorney one will be appointed for him prior to any questioning if he so desires. Opportunity to exercise these rights must be afforded to him throughout the interrogation. After such warnings have been given, and such opportunity afforded him, the individual may knowingly and intelligently waive these rights and agree to answer questions or make a statement. But unless and until such warnings and waiver are demonstrated by the prosecution at trial, no evidence obtained as a result of interrogation can be used against him.

The Honorable J. Edward Lumbard, chief judge of the Second Circuit Court of Appeals, in September 1963, wrote in the American Bar Association Journal that there have been two distinct trends in the criminal law during the last 40 years—"to strengthen the rights of the individual and to restrict the powers of the police."

In April 1964, Jenkin Lloyd Jones, noted editor and newspaper columnist, summed up the feelings of many in a column he called "Weeping for the Innocent" with these words:

It is time that decent Americans begin to yell bloody murder. The robbers have been chasing the cops long enough. Let's turn the race around. Let's recognize that honest people have some rights, too, and that among these rights is the protection afforded by making it dangerous to rob, loot, maim or murder them.

Well, a lot of decent Americans have been yelling bloody murder, but their shouts have gone unheeded by a Supreme Court which seems to hear only the sentimental and illogical gush of the small minority intent on elevating the rights of the individual above the rights of society. So, the scales of justice, which should be maintained at a delicate balance, have gradually but steadily been tipped in favor of the lawless.

Chief Justice Warren went to great lengths in his 61-page decision to belittle the impact which his "safeguards" will have on law enforcement. Blandly he asserted:

The limits we have placed on the interrogation process should not constitute an undue interference with a proper system of law enforcement . . . our decision does not in any way preclude police from carrying out their traditional investigatory functions.

Yet, Mr. President, police interrogation of suspects long has been a traditional investigatory function, and the Courtimposed "safeguards" certainly will preclude police from carrying it out.

The Chief Justice cited the "exemplary record of effective law enforcement" on the part of the Federal Bureau of Investigation which through the years has advised suspects:

At the outset of an interview, that he is not required to make a statement, that any statement may be used against him in court, that the individual may obtain the services of an attorney of his own choice and, more recently, that he has a right to free counsel if he is unable to pay.

He devoted four pages in his decision to outlining the FBI's procedures.

But is there justification for the Chief Justice's assertion that "the practice of the FBI can readily be emulated by State and local enforcement agencies"? He dismissed the argument that the FBI deals with different crimes from those dealt with by State authorities as not mitigating the significance of the FBI experience.

Justice John Harlan, in his dissent, rightly noted:

In spite of the Court's obiter dictum ... there is some basis for believing that the staple of FBI criminal work differs importantly from much crime within the ken of local police.

Then in a classic understatement, Justice Harlan declared:

The skill and resources of the FBI may also be unusual.

Justice Harlan also pointed out that FBI agents in the past have not been encumbered by the now-required affirmative "waiver" before they could ask questions, nor were they previously prevented from attempting to prevail upon a suspect, who has said he did not want to talk, to change his mind.

To date, I have noted no comment by FBI Director J. Edgar Hoover concerning the most recent Supreme Court decision which further complicates the work of the profession to which he has dedicated his life. But one can gain some insight into his feelings from the following passage from a statement he made in 1960:

We are faced today with one of the most disturbing trends that I have witnessed in my years of law enforcement—an over-

zealous pity for the criminal and an equivalent disregard for his victim.

The Chief Justice also devoted considerable space to an attempt to show that the British have not suffered from similar safeguards in effect since 1912. Justice Harlan pointed out several significant differences in our newly formed rule of police interrogation and the British judges' rules.

That many British subjects are less than satisfied with their form of criminal justice also is quite evident. An article published in March 1965, in the American Bar Association Journal by Lord Hartley Shawcross, noted British lawyer, is a good example. He wrote that crime in Britain pays because "more and more people get away with it." He declared:

We cling to a sentimental and sporting attitude in dealing with the criminal. We put illusory fears about the impairment of liberty before the promotion of justice. How are our liberties protected by making criminals and suspects a privileged class? The activities of the criminals are a far more serious invasion of our privacy and our liberties than those of the police.

This eminent British lawyer, with years of experience under the judges' rules, has learned his lesson the hard way. He has seen the folly of subordinating the rights of society to the rights of the individual in criminal matters. Thanks to our Chief Justice and his four associates, we must now experience this same folly.

The Chief Justice and his four concurring Associate Justices were not satisfied on June 13 with merely imposing new and severe restrictions on law enforcement. They also took the occasion to malign law enforcement through direct accusation and innuendo in a seemingly gratuitous manner. The Chief Justice quoted numerous excerpts from what he referred to as police manuals and texts to show the sinister trickery police are instructed to use in an effort to induce a confession.

But, as Justice Tom Clark pointed out in his dissent, not one of the so-called police manuals "is shown by the record here to be the official manual of any police department, much less in universal use in crime detection." The manuals quoted, said Justice Clark, are "merely writings in this field by professors and some police officers." Justice Clark also declared:

The police agencies—all the way from municipal and state forces to the federal bureaus—are responsible for law enforcement and public safety in this country. I am proud of their efforts, which in my view are not fairly characterized by the Court's opinion.

To which I say, "Amen."

One of the greatest achievements of American law enforcement has been in preserving, nurturing, and strengthening the proper relationship of the individual to the state.

This Nation emerged on the basic principle that the individual must be protected from the tyranny of the state.

Law enforcement has assumed a frontline role in fighting to preserve and strengthen the integrity of free government, the dignity of man, the supremacy of law over force—the basic freedoms we hold priceless. The continuing challenge is to define and preserve the proper balance between the rights of the individual and those of society.

This challenge was being met in true democratic fashion. Justice Harlan pointed out in his dissent that there now is a massive reexamination of criminal law enforcement procedures on a scale never before witnessed. Involved in this vital project is a special committee of the American Bar Association, a study group of the American Law Institute, the President's Commission on Law Enforcement and Administration of Justice, and several other groups equipped to do practical research. Some of the best minds in all fields affected by and relating to law enforcement are involved in this undertaking.

As Justice Harlan asserted, great concern has been expressed that the long-range and lasting reforms being formulated by these careful studies may be frustrated by the Court's too rapid departure, from existing constitutional standards. Justice Harlan continued:

Despite the Court's disclaimer, the practical effect of the decision * * * must inevitably be to handicap seriously sound efforts at reform, not least by removing options necessary to a just compromise of competing interests. Of course, legislative reform is rarely speedy or unanimous, though this Court has been more patient in the past. But the legislative reforms when they came would have the vast advantage of empirical data and comprehensive study, they would allow experimentation and use of solutions not open to the courts, and they would restore the initiative in criminal law reform to those forums where it truly belongs.

Let me underscore the last part of Justice Harlan's comment—the restoration of the initiative in criminal law reform to those forums where it truly belongs. One wonders if the Chief Justice and his associates have not become intoxicated by their recent forays into the field of legislation. Could it be that they viewed the various studies as a threat to their newly asserted power to legislate criminal law rather than rule upon it?

The Chief Justice and his four concurring Associate Justices "encourage Congress and the States to continue their laudable search for increasingly effective ways of protecting the rights of the individual while promoting efficient enforcement of our criminal laws." But they warn at the same time that any congressional or State action must go at least as far as the rules promulgated by the Court.

Justice Byron White in his dissent declared:

The most basic function of any government is to provide for the security of the individual and of his property. These ends of society are served by the criminal laws which for the most part are aimed at the prevention of crime. Without the reasonably effective performance of the task of preventing private violence and retaliation, it is idle to talk about human dignity and civilized values.

My research indicates that the majority of Americans feel the Court has interpreted the Constitution as a charter of freedom for those who have chosen to ignore the Constitution and all our laws, who have chosen to defy law and

order with their every deed, who have chosen to demand and expect every right for themselves while denying any rights to others.

Insuring maximum safety for the innocent sometimes works to provide protection for the criminal. Perhaps that
is an unavoidable side effect, but our
system of justice should exist not just
to exonerate the wrongly accused but
also to convict and punish the guilty.
Clearing the innocent and convicting
the guilty both are important methods
for providing protection to the many
millions of members of society who think
the criminal is a greater threat to their
well-being than is the police officer.

Many of our forefathers came from countries where this was not necessarily true. The State and its police were a greater threat to them and their property than the few criminals around. For this reason our Founding Fathers insisted on certain protections against police invasion of privacy and violation of rights. Thank God for them. But let us not interpret them out of all proportion—let us not so impede the work of our law enforcement agencies that they cannot provide the protection we want and need.

Always we hear the cry raised by the proponents of individual rights that we are in danger of a police state. But when the Constitution and Bill of Rights were enacted in the 18th century and interpreted with a much narrower view, we did not have a police state. We did not have a police state. We did not have a police state 100 years ago, 10 years ago, nor even the day before the Supreme Court made its landmark decision. Nor were we in danger of having one.

This Nation is in the midst of a war on crime—a war which must be won if we are to remain a free people with any rights either for society or the individual. The gravity of the situation can be seen in the fact that crime over the years since 1958 has increased six times faster than our national population growth.

We need all our resources in the fight against crime. We need especially the full services of our law enforcement agencies. These we cannot have now because five men on the Supreme Court have chosen to once again place a hindrance, a needless hindrance, in the path of law enforcement.

No thinking person can contest that the "safeguards" will impede effective law enforcement.

Listen to the words of Justice White's strong dissent:

The rule . . . will measurably weaken the ability of the criminal law. . . . It is a deliberate calculus to prevent interrogations, to reduce the incidence of confessions and pleas of guilty and to increase the number of trials. . . There is, in my view, every reason to believe that a good many criminal defendants, who otherwise would have been convicted on what this Court has previously thought to be the most satisfactory kind of evidence, will now, under this new version of the Fifth Amendment, either not be tried at alkor acquitted if the State's evidence, minus the confession, is put to the test of litigation. I have no desire whatsoever to share the responsibility for any such impact on the present criminal process.

In some unknown number of cases the

Court's rule will return a killer, a rapist of other criminal to the streets and to the environment which produced him, to repeat his crime whenever it pleases him. As a consequence, there will not be a gain, but a loss, in human dignity. The real concern is not the unfortunate consequences of this new decision on the criminal law as an abstract, disembodied series of authoritative proscriptions, but the impact on those who rely on the public authority for protection and who without it can only engage in violent self-help with guns, knives and the help of their neighbors similarly inclined.

And then Justice White made what is perhaps the most pathetic statement contained in the entire 61 pages of the Court's decision and the 49 pages of dissent. He said:

There is, of course, a saving factor: the next victims are uncertain, unnamed and unrepresented in this case.

Was this not another way of saying that the Court once again was playing Russian roulette with countless Americans who think they have a right to protection from all types of criminals?

One of the cases decided by the Supreme Court in handing down its 5-to-4 decision gives good insight into what impact the new "safeguards" may have on the war against crime. I refer to the case of Ernesto A. Miranda against State of Arizona.

Miranda was arrested 10 days after an 18-year-old girl was kidnaped and forcibly raped near Phoenix, Ariz. Taken the police station, he was picked out of a lineup by the victim. He then was taken into another room and questioned by two officers. At first he denied his guilt, but after a short time he confessed and provided both a detailed oral and written statement, all of which was completed in less than 2 hours. There was no contention that any force, threats, or promises had been used. The statement he signed contained the wording that the confession was voluntary and made "with full knowledge of my legal rights, understanding any statement I make may be used against me."

The Chief Justice and his four concurring Associate Justices reversed the conviction since Miranda had not been advised of his right to consult with an attorney and since his right not to be compelled to incriminate himself was not

effectively protected.

Concerning the decision, Justice Harlan had this to say in dissent:

One is entitled to feel astonished that the Constitution can be read to produce this result. These confessions were obtained during brief daytime questioning conducted by two officers and unmarked by any of the traditional indicia of coercion. They assured a conviction for a brutal and unsetting crime, for which the police had and quite possibly could obtain little evidence other than the victim's identification, evidence which is frequently unreliable. There was, in sum, a legitimate purpose, no perceptible unfairness, and certainly little risk of injustice in the interrogation. Yet the resulting confessions, and the responsible course of police practice they represent, are to be sacrificed to the Court's own finespun conception of fairness which I seriously doubt is shared by many thinking citizens in this country.

There is another fact which we must now recognize and soon face as a result of the five men's new safeguards. The

August 10, 1966

GIGRESSIONAL RECORD — SENAT

safeguards are certain to necessitate much greater expenditures of tax moneys at the Federal, State, and local levels in the fight against crime.

First of all there must be funds to pay the "stationhouse lawyers" requested by suspects—criminals who failed to steal enough to be able to afford their own attorney or who squandered what they took before they were arrested. But then this cost can hardly be charged to the war against crime, for these lawyers will not be at the police station to assist in the search for truth—they will be there to help the suspect beat the rap. As Justice White pointed out in his dissent:

The Court all but admonishes the lawyer to advise the accused to remain silent. . . .

It would almost seem that the Chief Justice and his four concurring Associate Justices feel that a suspect is not capable of exercising his personal right against self-incrimination—he must have an attorney to do it for him. Justice White commented on this point:

Instead of confining itself to protection of the right against compelled self-incrimination the Court has created a limited Fifth Amendment right to counsel—or, as the Court expresses it, a "right to counsel to protect the Fifth Amendment privilege. . . ." The focus then is not on the will of the accused but on the will of counsel and how much influence he can have on the accused. Obviously, there is no warrant in the Fifth Amendment for this installing counsel as the arbiter of the privilege.

Another obvious expense which will result from the safeguards will stem from the need for more and better law enforcement officers. To get them is going to require better pay than is now being provided our police in many areas. And they are going to have to be provided better and more extensive training to enable them to cope with all the redtape imposed on them by the Chief Justice and his four concurring Associate Justices.

On June 16, I sent a telegram to Police Chief John B. Layton, Washington Metropolitan Police Department, asking him to comment on the effect which the U.S. Supreme Court ruling would have on law enforcement in the District of Columbia. He answered as follows:

The effect of this ruling, as I see it, will be to further reduce the opportunity for

obtaining an admissible confession or admission after an arrest of a defendant has been effected or his freedom of movement curtailed by the police. This decision moves the protection against self-incrimination of an individual black to an earlier time than we have previously understood it. That is the privilege against self-incrimination and right to counsel is invoked not just at the trial stage, but as soon as the defendant is taken in custody, that is at the earliest stage of custody procedures.

It would appear, therefore, that the only statements or admissions that would be admissible under this opinion would be those made outside of a custody situation or those where it can be clearly shown that the defendant made, not only, a voluntary but a "knowing" and "intelligent" waiver of his right to counsel.

In the same telegram, I asked Chief Layton if the ruling would make more difficult the work of the Police Department and, if so, why. He answered thusly:

In my judgment, the enforcement efforts of the Police Department will be made considerably more difficult. Many criminal acts are perpetrated in a manner calculated by the offender to prevent later identification. Without fairly conclusive evidence, identifying a particular offender with an offense, the questioning process, using whatever evidence had been developed to substantiate the probable cause requirement for arrest, has been an important procedure in developing additional evidence in the nature of admissions or confessions or statements, intended to be exculpatory which through investigation, might be broken down and ultimately substantiate the defendant's guilt.

Of necessity, more reliance will have to be placed on other individuals who may be witnesses to some aspects of an offense and it is remembered in this connection that many citizens already are reluctant to become involved as witnesses in Court cases. It is generally recognized that an Attorney's advice to a criminal defendant, originally, will be not to talk to the police. A defendant who would make admissions of a criminal offense in the face of such a warning, would be under strong personal compulsion to speak out. It would also seem natural that the criminal element in our society would become even more arrogant in any contact they will have with the police.

In answer to my question as to whether the ruling would "just about eliminate the use of confessions," Chief Layton answered by saying:

The answer is yes. There would be very little opportunity, as I see it, to obtain a

confession which would be ruled admissible under this Supreme Court opinion, especially if given after arrest.

I asked Chief Layton whether or not, as a result of the ruling, he foresaw an accelerated increase in crime in the Nation's Capital, to which question he responded in the following manner:

I would not predict an accelerated increase, but I would not be surprised to observe some increase in crime. Those defendants charged with crime and particularly the recidivist will be aware that he is afforded advice of counsel at an earlier stage than has been true prior to this opinion. And the scales are now balanced somewhat more in his favor.

While there are many factors causing crime, I can't help but note that the crime rate has been continuing an upward trend during a period where the exclusionary rules have been given more effect in the trial of criminal cases.

Mr. President, it certainly is regrettable that the Supreme Court, through a bare majority of its members, has become obsessed with this overemphasis of individual rights as against the rights of society. Our Nation and countless of its innocent citizens will undoubtedly suffer as a result, and, fearfully, the situation as to crime, in this country, will continue to grow worse. I hope that our Nation's highest tribunal will eventually experience a change of direction in dealing with criminals, and that public-spirited citizens everywhere will rally to the support of police departments throughout the land and speak out, at every opportunity, in behalf of obedience to law.

To quote a former Justice of the U.S. Supreme Court:

Lawlessness, if not checked, is the precursor of anarchy. (Frankfurter)

Mr. President, I ask unanimous consent to have printed at this point in the RECORD a paper prepared by the Library of Congress which shows the period of service, in terms of prior judicial experience, of the U.S. Supreme Court Justices from 1789 through 1966.

The PRESIDING OFFICER (Mr. Brewster in the chair). Without objection, it is so ordered.

There being no objection, the tabulation was ordered to be printed in the RECORD, as follows:

U.S. Supreme Court Justices, 1789-1966-Period of service and prior judicial experience

Chief justice	Date of commission	Commence- ment of service	Service terminated	Appointed by—	Prior judicial experience
John Jay John Rutledge	Sept. 26, 1789 July 1, 1795	Feb. 2, 1790 Aug. 12, 1795	June 29, 1795 Dec. 15, 1875	Washingtondo	Chief justice of New York (Colonial), 1776-79.1 Chancery Court of South Carolina, 1784-89; Supreme Court of South Carolina, 1791-94; Associate Justice of U.S. Supreme Court, 1789-91.
Oliver Ellsworth.	Mar. 4,1796	Mar. 8, 1796	Dec. 15, 1800	do	Supreme Court of Errors of Connecticut (Colonial); Superior Court of Connecticut (Colonial), 1781-85.
John Marshall Roger Brooke Taney Salmon Fortland Chase Morrison Remick Waite Melville Weston Fuller Edward Douglass White	Jan. 31, 1801 Mar. 15, 1836 Dcc. 6, 1864 Jan. 21, 1874 July 20, 1888 Dec. 19, 1010	Feb. 4, 1801 Mar. 28, 1836 Dec. 15, 1864 Mar. 4, 1874 Oct. 8, 1888 Dec. 12, 1910	July 6, 1835 Oct. 12, 1804 May 7, 1873 Mar. 23, 1888 July 4, 1910 May 19, 1921	John Adams Jackson Lincoln Grant Cleveland Taft	None. ² Do. Do.
William Howard Taft	June 30, 1921	July 11,1021	Feb. 3,1930	Harding	Judge of Superior Court, Cincinnati, 1887-92; U.S. Court of Appeals,
Charles Evans Hughes	Feb. 13,1030 July 3,1041 June 21,1046 Oct. 2,1953 Sept. 26,1789 Sept. 27,1789	Feb. 24, 1930 July 3, 1941 June 24, 1946 Oct. 5, 1053 Feb. 15, 1790 Feb. 2, 1790	(3)	-Truman Eisenhower Washington	None.
James Wilson	Sopt. 29, 1789	Oct. 5,1789	Aug. 21, 1798	ldo	None.

Footnotes at end of table.

U.S. Supreme Court Justices, 1789-1966-Period of service and prior judicial experience-Continued

Chlef justice	Date of commission	Commonce	Service terminated	Appointed by—	prior judicial experience—Continued -
		ment of service			
John Blair	Sopt. 30, 1789	Fob. 2, 1790	Jan. 27,1796	Washington	General Court of Virginia (Colonial), 1778-80; High Court of Chancers of Virginia (Colonial), 1780; Court of Appeals of Virginia, 1780-89 North Carolina Superior Court, 1777-78. Court of Maryland, 1790-91.
James Iredell Thomas Johnson William Patterson Samuel Chaso	Feb. 10, 1700 Nov. 7, 1701 Mar. 4, 1703 Jan. 27, 1706	May 13, 1790 Aug. 6, 1792 Mar. 11, 1793 Fob. 4, 1796	Feb. 1,1793 Sept. 9,1806 Juno 19,1811	do	Criminal Court of Baltimoro, 1788-91; General Court of Maryland
Bushrod WashIngton Alfred Moore Villiam Johnson Ienry Brockholst Livingston Fhomas Todd oseph Story Jairlel Duvall smith Thompson Robert Trimble	Dec. 20, 1708 Dec. 10, 1799 Mar. 26, 1804 Nov. 10, 1800 Mar. 3, 1807 Nov. 18, 1811	Fob. 4, 1790 Aug. 9, 1800 May 7, 1804 Jan. 20, 1807 Fob. 3, 1812 Nov. 23, 1811 Sept. 1, 1823 June 16, 1826	Nov. 26, 1829 Jan. 26, 1804	John Adams Jefferson ——do ——do Madison	1701-90, Nono. Superior Court of North Carolina, 1798-99.
Ionry Brockholst Livingston	Nov. 10, 1800 Mar. 3, 1807	Jan. 20, 1807 May 4, 1807	Aug. 4, 1834 Mar. 18, 1823 Feb. 7, 1826 Scpt. 10, 1845 Jan. 14, 1835	do	Superior Court of North Carolina, 1798-99. Court of Common Pleas of South Carolina, 1798-1804. Suprema Court of Now York, 1802-06. Court of Appeals of Kentucky, 1801-07.
oseph Story łabriel Duvall	Nov. 18, 1811 do Dec. 9, 1823	Fob. 3, 1812 Nov. 23, 1811	Scpt. 10, 1845 Jan. 14, 1835	Madison	Tools,
Robert Trimble	May 9, 1826	June 16, 1826	Aug. 25, 1828	Monroe J. Q. Adams	Supreme Court of New York 1802-19. Court of Appeals of Kentucky, 1807-09; U.S. District Court, Kentucky, 1808-26.
ohn McLean Ienry Baldwin ames Moore Wayno Philip Pendleton Barbour	Mar. 7, 1820 Jan. 6, 1830 Jan. 9, 1835	Jan. 11, 1830 Jan. 18, 1830 Jan. 14, 1835	Apr. 4,1861 Apr. 21,1844 July 5,1867	Jacksondo	
	ı	Мау 12, 1836	Fob. 25, 1841	do	Nono. Superior Court of Georgia, 1024-29. General Court of Virginia, 1825-27; U.S. District Court of Virginia Eastern District, 1830-36. Tennessee Supreme Court of Errors and Appeals, 1824-34. Nono.
John Catron John McKinloy Peter Vivlan Daniel Samuel Nelson	Mar. 8, 1837 Sept. 25, 1837 Mar. 8, 1841 Feb. 13, 1845	May 1, 1837 Jan. 9, 1838 Jan. 10, 1842 Feb. 27, 1845	May 30, 1865 July 19, 1852 May 31, 1860 Nov. 28, 1872	Van BurendodoTyler	None. U.S. District Court of Virginia, 1836-41. Circuit Court of New York, 1823-31; Supreme Court of New York, 1821-31.
Samuel Nelson	Feb. 13, 1845	Fob. 27, 1845	ı	I	Circuit Court of New York, 1823-31; Supreme Court of New York 1831-45.
Levi Woodbury. Robert Cooper Benjamin Robbins Curtis Ohn Archibald Campbell Nathan Clifford Noah Haynes Swayno. Samuel Freeman Miller David Davis Stephen Johnson Field William Strong. Joseph P. Bradley Ward Hunt John Marshall Harlan William Burnham Woods.	Aug. 4, 1846 Dec. 20, 1851	Sopt. 23, 1845 Aug. 10, 1846 Oot. 10, 1853 Jan. 21, 1853 Jan. 21, 1853 Jan. 21, 1852 July 21, 1862 Dec. 10, 1862 May 20, 1863 Mar. 14, 1870 Mar. 23, 1870 Jan. 9, 1873	Sept. 4, 1851 Jan. 31, 1870 Sept. 30, 1857	Polkdo	Superior Court of New Hampshire, 1817-23. District Court of Allegheny County, Pa., 1833-46. None.
olin Archibald Campbell Nathan Clifford	Mar. 22, 1853 Jan. 12, 1858	Apr. 11, 1853 Jan. 21, 1858	Sept. 30, 1857 Apr. 30, 1861 July 25, 1881 Jan. 24, 1881	Pierco	Do. Do. Do.
Samuel Freeman Miller David Davis	July 16, 1862 Dec. 8, 1862	July 21, 1862 Dec. 10, 1862	Mar. 4, 1877	do	Justice of peace, Bourbonville, Ky., 1840's. 8th Judicial Circuit in Illinois, 1848-62, Supreme Court of California, 1857-63. Supreme Court of Pennsylvania, 1857-68.
Stephen Johnson Field William Strong Joseph P. Brodlay	Mar. 10, 1863 Feb. 18, 1870 Mar. 21, 1870	May 20, 1863 Mar. 14, 1870 Mor. 23, 1870	Dec. 1, 1897 Dec. 14, 1880 Jun. 22, 1892	Grant	Supreme Court of California, 1857-63. Supreme Court of Pennsylvania, 1857-68. None
Ward Hunt John Marshall Harlan	Dec. 11, 1872 Nov. 29, 1877	Jan. 9, 1873 Dec. 10, 1877 Jan. 5, 1881	Dec. 14, 1880 Jan. 22, 1892 Jan. 27, 1882 Oct. 14, 1911	do do do Grant do do Hayes do	Now York Court of Appeals, 1865-73. County Court, Franklin County, Ky., 1858-59.
William Burnham Woods Stanley Matthews	May 12, 1881	May 17, 1881	May 14, 1887 Mar. 22, 1889	Garfield	Middle Chancery Division, Alabama, 1868-60; U.S. Court of Appea 5th Circuit, 1869-80. Court of Common Pless, Hamilton County, Ohio, 1851-53; Super-
Horace GraySamuel Blatchford	1 ' '	Jan. 9, 1882 Apr. 3, 1882	Sept. 15, 1902 July 7, 1893	Arthurdo	Court of Cincinnati, 1863-65. Supreme Judicial Court of Massachusotts, 1864-82.
Luclus Quintus C. Lamar David Joslah Brower	ı	Jan. 18, 1888 Jan. 6, 1890	Jan. 23, 1893 Mar. 28, 1910	Cleveland	Supreme Court of Pennsylvania, 1857-68. None. Now York Court of Appeals, 1865-73. County Court, Franklin County, Ky., 1858-59. Middle Chancery Division, Alabama, 1868-69; U.S. Court of Appeal 5th Circuit, 1869-80. Court of Common Pleas, Hamilton County, Ohio, 1851-53; Superl Court of Cincinnati, 1863-65. Supreme Judicial Court of Massachusetts, 1864-82. U.S. District Court of New York, Southern District, 1867-78; U. Court of Appeals, 2d Circuit, 1878-82. None.
David Joslah Brower	Dec. 18, 1889	Jan. 6, 1890	Mar. 28, 1910	Harrison	Probate and criminal courts, Leavenworth County, Kans., 1862-6 Kansas District Court, 1865-69; Supreme Court of Kansas, 1870-8 U.S. Court of Appeals, 8th Circuit, 1884-90. Circuit Court, Wayne County, Mich., 1868, U.S. District Cour Eastern District of Michigan, 1875-90.
Henry Billings Brown	1	1	May 28, 1906	do	Circuit Court, Wayne County, Mich., 1868, U.S. District Cour Eastern District of Michigan, 1875-90.
George Shivas, JrIlowell Edmunds JacksonEdward Douglas White	July 26, 1892 Feb. 18, 1893 Feb. 19, 1894	Mar. 12.1894	Feb. 23, 1903 Aug. 8, 1895 Dec. 18, 1910 Oct. 24, 1909	do Cleveland	None. U.S. Court of Appeals, 6th Circuit, 1886-03. Supreme Court of Louisiana, 1878-80. Supreme Court of New York, 1883-86; Court of Appeals of New York, 1880-05.
Ruius Wheeler Peckman	Dec. 9, 1895	Jan. 6, 1896		do	Supreme Court of New York, 1883-86; Court of Appeals of New York 1886-90.
Joseph McKennaOliver Wendell Holmes William Rufus Day	Feb. 23, 1003	1	Jan. 5, 1925 Jan. 12, 1932 Nov. 13, 1922	McKinley T. Rooseveltdo	U.S. Court of Appeals, 9th Circuit, 1892-97. Suprema Judicial Court of Massachusetts, 1882-1902. Court of Common Pleas, Ohio, 1886-90; U.S. Court of Appeals, 6t Circuit, 1899-1903.
William Henry Moody Horace Harmon Lurton	Dec. 12, 1906 Dec. 20, 1900		Nov. 20, 1910 July 12, 1914	Taft	None. Chancellor, 6th Division, Tennessee, 1875-93; U.S. Court of Appeal 6th Circuit, 1893-1910.
Charles Evans Hughes Willis Van Devanter	May 2, 1910 Dec. 16, 1910	Oct. 10, 1910 Jan. 3, 1911	June 10, 1916 June 2, 1937	do	None
Joseph Rucker Lamar Mahlon Pitney	Dec. 17, 1910 Mar. 13, 1912	do Mar. 18, 1912	Jan. 2, 1916 Dec. 31, 1922	do	Supreme Court of Wyoming, 1889-90; U.S. Court of Appeals, 8: Circuit, 1903-10. Supreme Court of Georgia, 1906-08. Supreme Court of New Jersey, 1901-08; chancellor of New Jerse
James Clark McReynolds Louis Dembitz Brandeis	Aug 29, 1014 June 1, 1916			Wilson	
James Clark McReynolds Louis Dembitz Brandois John Hessin Clarko George Sutherland Pierce Butler Edward Terry Sanford	July 24, 1916 Sept. 5, 1922	Oct. 9, 1916 Oct. 2, 1922 Jan. 2, 1923 Fob. 19, 1923	Sept. 18, 1922 Jan. 17, 1938	Wilsondo	Do. U.S. District Court, Northern District of Ohio, 1914-16. Nong.
			Mur. 8, 1930	ao	1908-23.
Marlan Fisko Stone Owen Josephus Roberts Benjamin Nathan Cardozo	Feb. 5, 1925 May 20, 1930 Mar. 2, 1932	Mar. 2, 1925 June 2, 1930 Mar. 16, 1932	July 2, 1941 July 31, 1945 July 9, 1938	Coolidge Hooverdo	None. Do. Suprome Court of New York, 1914-17; New York Court of Appea
Hugo Lafayetto Black Stanley Forman Reed	Aug. 18, 1937	1	(3)	F. Roosovelt	Polico judge, Burmingham, 1910-11.
Frankfurter William Orville Douglas Frank Murphy		Aug. 19, 1937 Jan. 31, 1938 Jan. 30, 1939 Apr. 17, 1939	Feb. 25, 1957 Aug. 28, 1962	do	None. Do. Do.
Frank Murphy James Francis Byrnes Robert Houghwout Jackson	Jan. 18, 1940 June 25, 1941	Fob. 5, 1940 July 8, 1941 July 11, 1941	July 19, 1949 Oct. 3, 1942 Oct. 9, 1954	do	Recorder's Court, Detroit, 1923-1930. None.
	Apr. 16, 1939 Jan. 18, 1940 June 25, 1941 July 11, 1941 Feb. 11, 1943 Sept. 22, 1945 Aug. 10, 1949 Oct. 5, 1949	Feb. 15, 1943 Oct. 1, 1945	Oct. 9, 1954 Sept. 10, 1949 Oct. 13, 1958	do Truman	Do. U.S. Court of Appeals for District of Columbia, 1939-43. Nonc.
Which Bloth Rutlodgo	Aug. 10, 1949 Oet. 5, 1949 Mar. 17, 1955 Oct. 15, 1956	Oct. 1, 1045 Aug. 24, 1949 Oct. 12, 1949 Mar. 28, 1955 Oct. 16, 1956	Oct. 15, 1956	do do _Eisenhower	
William Joseph Brennan, Jr	Oot. 15, 1956	Oct. 16, 1956	8	do	U.S. Court of Appeals, 7th Circuit, 1941-40. U.S. Court of Appeals, 2d Circuit, 1954-55. New Jersey Superior Court, 1950-51; Appellate Division of Ne Jersey Superior Court, 1951-52; Associate Justice of New Jerse Supreme Court, 1952-56. U.S. District Court, Western District of Missey
Charles Evans Whitaker	Mar. 22, 1957	Mar. 25, 1957	Apr. 1,1962	do	Supreme Court, 1052-56. U.S. District Court, Western District of Missouri, 1954-56; U.S. Court of Appeals, 8th Circuit, 1956-57. U.S. Court of Appeals, 6th Circuit, 1954-58.
Potter Stewart Byron R. White Arthur J. Goldberg	Oct. 14, 1958 Apr. 11, 1962 Sopt. 25, 1962 Aug. 11, 1965	Oct. 14, 1958 Apr. 16, 1962 Oct. 1, 1962 Oct. 4, 1965	Tul= 00 104r	Konnedy	None.
Arthur J. GoldbergAbe Fortas	Aug. 11, 1965	Oct. 1, 1962 Oct. 4, 1965	July 20, 1965	L. B. Johnson	Do. Do.

¹The dates indicated represent the years in which service commenced and terminated. No attempt is made to indicate months and days.

² "None" indicates that an examination of generally recognized research sources failed to disclose any judicial service.

³ Present.

Mr. BYRD of West Virginia. Mr. President, I ask unanimous consent to have printed at this point in the Record a transcript of a briefing on Ernesto Miranda versus the State of Arizona, by Mr. David G. Bress, U.S. Attorney for the District of Columbia, on June 21, 1966, and issued to the police department of the District of Columbia in the form of a memorandum dated July 15, 1966.

This memorandum will indicate the extent to which the police departments of the country will be strait-jacketed by the U.S. Supreme Court's ruling of June 13, 1966.

There being no objection, the transcript was ordered to be printed in the RECORD, as follows:

GOVERNMENT OF THE DISTRICT OF COLUMBIA, METROPOLITAN POLICE DEPARTMENT,

July 15, 1966. MEMORANDUM

Subject: Transcript of Briefing on Ernesto Mirando vs the State of Arizona by Mr. David G. Bress, U.S. Attorney for District of Columbia on June 21, 1966. To the Force:

Deputy Chief Lawrence A. Hartnett, Chief of Detectives, introduced Mr. David G. Bress, United States Attorney for the District of Columbia, and the subject matter, the recent decision handed down by the Supreme Court.

Mr. Bress, Chief Hartnett, Chief Layton, Members of the Police Department, as all of you know, last Monday, June 13, 1966, the Supreme Court handed down its decision in the Miranda case. The essence of that decision is that the privilege which the individual has against self-incrimination is jeopardized by custodial interrogation. We had not had that principle before. We had always understood that admissions and confessions were admissible in evidence if they were voluntary. This new decision injects into the law as we previously understood it, the principle that the privilege against self-inorimination does not begin at the trial where a person may not be compelled to testify against himself, but it actually begins at its earliest stage—when arrest occurs.

There has been an inkling of a move in this direction for many years. All of you know the requirement for early presentment of an arrested person before the United States Commissioner or a Committing Magistrate in General Sessions Court. Why was that necessary under Rule 5 (a) of the Federal Rules of Criminal Procedure? The reason why that was necessary was because it was felt that the privilege against self-incrimination that an arrested person had was sufficiently strong to warrant some judicial warning to him about his rights, so that he would be aware of the effect of what

he might say.

There had not been any prior decision that held that the privilege against self-incrimination began at such an early stage, that is to say, at the arrest stage.

Now without going into a detailed explanation of the Miranda case, I'm going to give you what I think is the essence of the case and how I believe practically it should affect your work in the questioning of arrested persons or non-arrested persons.

The Miranda opinion, different from so many Supreme Court opinions, sets guide lines. It is a clear opinion in many ways and I think each of you should read the entire opinion. I'm sure the Department will make copies available to you. You don't have to be a lawyer to really fully understand it. It is written in very clear terms and sets up the guidelines to govern your work.

Now, you will recall that in August, 1965, the Police Department order, I think, 9-B,

gave you specific instructions about what kind of warning to give to an arrested person, before he was questioned. You were told to tell him, in substance, that he was under arrest; that he had the right to remain silent; and that anything he said might be held against him. You also advised him that he had the right to consult with a lawyer; that he had a right to talk to any member of his family or a friend; and that if he did not have a lawyer, one would be provided for him when he first went to court. (This latter instruction meant that one would be provided for him under the Criminal Justice Act, when he appeared before the Committing Magistrate, that is, either the Commissioner or a Judge of the General Sessions Court.) Now, we continued under that order up to the present time. There was a proposal by me in the latter part of May of this year for some modification of that, but, as far as Police Department Orders are concerned, that is the order that continued up to the present time and it included the so-called 3-hour rule. Now the 3-hour rule is no longer valid under the Miranda case and you will see the reason for this shortly.

The necessity in all cases of early presentation before the Committing Magistrate is now also somewhat relaxed. The type of warning that has been given in the past by law enforcement officers is not adequate under the Miranda case. Under the Miranda case I have prepared what I consider to be an appropriate warning, the exact language of which I am not yet wedded to. I will probably try and simplify it for more effective use. That warning now should state as follows:

That warning now should state as follows:
(1) You have been placed under arrest.
You are not required to say anything to us at
any time or to answer any questions. Anything you say can be used against you in
court.

So far so good, that is not different from your prior warning.

The second part is also similar to the prior

warning:
(2) You may call a lawyer or a relative or a friend and they may come here to speak with you. A phone will be made available to you for that purpose.

That, too, is consistent.

Now, beginning with the third and fourth—there are only four paragraphs to this warning—we have the essence of the case, and I will then go about explaining it. I think it is better to give it to you in this highlight first.

(3) You have the right to consult with a lawyer before we ask you any questions and to have such lawyer present with you during such questioning. You may retain a lawyer if you are financially able to do so. If you cannot afford to hire a lawyer, one will be furnished to you if you so desire, and that is before questioning, not as in the prior case, when you go to court.

(4) If you fully understand these rights which you have, but, nevertheless, of your own free will desire to answer questions about the matter under investigation, without the presence of a lawyer, you may waive such rights and answer the questions. If you decide to answer questions now without a lawyer present, you will still have the right to stop answering at any time. You also have the right to stop answering at any time until you talk to a lawyer.

While this sounds like a heavy burden it may be productive of a few statements. That, in essence, is what *Miranda* requires, and *Miranda* is the law.

In order to insure that each officer has knowledge of this warning, it is my recommendation that it be permanently printed on some card or plastic and carried by each officer. The warning should be appropriately posted in all precincts and other places where interrogations generally occur. These steps if followed will tend to insure that arrested

persons are properly warned, so that their statements when made will be more readily admitted into evidence by our courts.

I have, therefore, developed about eight rules of conduct for the police in order for them to conform to the requirements of the Miranda case. I have given you so far the outline of a warning, now let me tell you what I think you must do, and why you must do it, in order to satisfy this new approach.

do it, in order to satisfy this new approach.

The case is perfectly clear that if a person is not under arrest and is not deprived of his freedom of action in any way (I'll ex-plain that) no warning need be given and questions may be freely asked. This would include volunteers, that is, those that confess, or give incriminating statements, without being asked any questions. Therefore, the Miranda Rule has no relationship to people who are not under arrest. Accordingly, one conclusion to draw from the case is that in the course of your investigation you may interrogate suspects before you detain a person or place him under arrest. What you learn will be admitted in evidence and it is not impaired by this decision. I said if he is not under arrest. There are also a few additional little words in there—the alternative is if he is not deprived of his freedom of action in any way. You may not have expressly stated to the suspect that he is under arrest and therefore think you have the right to interrogate him freely. You do not. If by your conduct you would lead him, probably him, possibly a reasonable person, to believe that he can get up and go at will, the law is such a person is not under arrest. If his freedom of action is limited in any way the law will treat him as though he were under arrest. Therefore, for example, if one of your officers wants to interview a man at his apartment or his home and you knock on the door and state who you are, indicate your purpose, ask if you may come in and talk and he invites you in, you can go in and talk to him to your heart's content and whatever he says to you can be used, provided that by your conduct or your expressions you lead him to believe that his freedom of action is in no way being restrained. But if you walk into that same apartment with four or five officers with drawn guns and you don't say a thing about his being under arrest, but you start asking questions, the rules and warnings of Miranda apply. So that the first principal we get from this case, the first guideline is, there is no prohibition on questioning if the man is not under arrest or he is not being detained. I also say this principle applies equally to volunteers.

The court draws the distinction, as I'm

The court draws the distinction, as I'm sure you can readily understand, between a voluntary statement and the statement of a volunteer. A voluntary statement is one that presumedly is made by the exercise of free will. It can be made in response to questions. Such a statement is always subject to challenge as to whether it was or was not voluntary; whether the overall circumstances surrounding the making of that statement were coercive or not. Whereas, a statement of a volunteer is a verbal communication by a person who calls on the phone and says, "I just shot my wife." Or, he comes into the precinct and says, "I just did something terrible—I want to tell you about it." Those are the statements of a volunteer and the fewer questions asked the better; but such statements are not inhibited by the opinion.

The next principal is that, if a person is arrested or is detained without actual arrest, he may not be asked any questions without first being warned, that is the full warning, and this applies equally to questioning at the scene, in the cruiser, and at the precinct. I know this is tough. This is a new rule.

If you are investigating at the scene and you do not have a person under arrest or if a particular person is not detained, the court

says everyone at the scene knows it is his duty to cooperate. If you are involved in a situation where there is no legal justification for the confinement of a person, then interrogation at the scene without the warning would be perfectly proper. Therefore, this highlights the importance of interrogation without arrests. But, if there is an arrest or detention, no questioning can be undertaken until the full warning is given and the wishes of the suspect complled with. Even after you have given the warning, if the person arrested or detained, either refuses to state whether he wants a lawyer or not, or, instead of refusing to state whether or not he wants a lawyer, in the alternative, he may expressly state that he does want a lawyer, in either case, of his silence or his express statement that he does want a lawyer, he has not waived his right to conusel and he may not be questioned. If, however, he states he wants a lawyer present, then it is incan't be done at the scene), then there can be no questioning in such a case until you get to the precinct—or if he has no lawyer, and this is the particularly new point, the police must make one available to him before questioning can begin. In such circum-stances therefore, where he expressly states that he wants a lawyer, the questioning must be deferred until the lawyer arrives. It is expected that the local bar association will provide a telephone number to the police to be used by them to obtain a lawyer only in those circumstances where there is the request for a lawyer.

If the program bogs down, so that the bar doesn't answer the challenge of making lawyers available then under Miranda, if the man is silent and oesn't say whether he wants a lawyer or not, or if he expressly says he does not want to talk until he sees a lawyer, unfortunately, in these circumstances Miranda

requires that there be no questioning.

Now, if a lawyer responds, either a retained lawyer, or a bar association furnished lawyer, this is the next logical step-what happens then? The arrested person should be afforded the opportunity to confer in private with that lawyer. After the conference between the lawyer and his new client, questioning may proceed in the presence of the lawyer—if the arrested person is then willing to answer questions. The lawyer may leave and may tell him that he may talk. The odds are certainly strong that the lawyer will generally advise him to say nothing, so that when the lawyer arrives and instructs him when the lawyer arrives and instructs him that there is to be no questioning that is the end of questioning. This again highlights end of questioning. This again highlights those cases where it is possible—the need for questioning pre-arrest. Where the suspect declines to be interrogated, and the lawyer goes on his business, then the individual should be presented before a Committing Magistrate or to the Commissioner. The need for speed without unnecessary delay should be complied with, although there is really no penalty which results because there is no mission to be excluded. Nevertheless, it is a rule and a statute (Rule 5(a)), and reasonably prompt presentment should take place.

During any questioning in the presence of his lawyer, the lawyer may consult with the client (and this is a new principle but logi-cally fits in here) and, if at any time during the questioning the arrested person says that he doesn't want to answer any more ques-tions, you have got to stop. If his lawyer terminates the questioning at any point, even if he consented to it in the first place, ques-tioning must thereafter stop. You can go back again and say do you want to resume? And, if they consent to resume, resumption of interrogation can take place. But even here there is no effective waiver in law by virtuc of a person answering some questions that such person thereby waives the right to remain silent as to any remaining questions.

The Miranda case clearly says that termina-tion of questioning may take place at any time at the election of the arrested person. Needless to say, a detailed record of questions and answers should be maintained together with appropriate notations of any objections which the lawyer present may interpose to certain questions, so that you can turn over to the United States Attorney's Office as full and clear a picture as is possible of what took place during the interrogation process. Thus far we've considered what happens where he is silent and where he says he wants a lawyer—no questions. If he says he wants a lawyer, he gets the lawyer, and questioning then may be done only with the approval of the lawyer and it can be terminated at any point at the request of the lawyer or the person under arrest.

Now, we haven't obtained many statements up to this point. After the warning is given, under this decision, interrogation in the absence of the lawyer is proper where the arrested person has waived his rights under the warning. That is, every one of the rights, including the waiver of his right to remain silent, as well as his right to the presence of a lawyer. In the past, waiver has been found from the failure to ask for a lawyer in other jurisdictions. The case we now have expressly holds that waiver cannot be inferred from silence or from the failure to ask for a lawyer.

We now come to what I believe is the most important part of the whole case as far as you are concerned. The walver that I mentioned a moment ago is only valid if it is expressed, it cannot be implied; there must be an express waiver, it may be oral, it may be written. Now what constitutes the waiver? The court says that a waiver is valid, that is a waiver of the rights under this warning, (waiver to the right of counsel, waiver of the privilege against self-incrimination.) The waiver is valid only if it is voluntarily, knowingly and intelligently given. These three words—voluntarily, knowingly and intelligently—I wouldn't have too much trouble about the "voluntary" part, "knowingly" gives me some contary" part, "knowingly" gives me some con-cern, "intelligently" creates a real problem. Whenever there is any interrogation in

the absence of a lawyer, the government has, as the Supreme Court has said in this case, "A heavy burden" to demonstrate at the trial that a defendant voluntarily, knowingly and intelligently waived his privilege against self-incrimination and his right to a re-tained or appointed counsel. Therefore, while you gentlemen may get any statement you want under a waiver, we, in the United States Attorney's Office, before such statement is offered in evidence have the burden to affirmatively make a showing that the de-fendant voluntarily, knowingly and intelli-

gently waived those rights.

I said a moment ago that this waiver may be oral or written. Of course, the written waiver is preferable and I have prepared a form of witten waiver, if voluntarily signed, and knowingly signed, and signed with intelligence, then no problem will arise. But you can see how, depending upon the circumstances of the case, even though the written waiver is obtained, that the gov-ernment will have to carry a real heavy burden in getting an admission in evidence with a waiver.

As an alternative to getting a written waiver signed by the person who is now about to talk in the absence of his lawyer, it is equally satisfactory if the essence of the warning and the waiver is summarized in the signed statement of facts executed by the arrested person, provided that the summary clearly shows that the oral waiver was given before questioning began and provided further that it also shows that the waiver remained in effect without being re-voked during the entire interrogative process.

Remember, I said in connection with the illustration of what happens when the lawyer is present and you are asking questions, that questioning may be terminated at any point. That same right is not dependent upon whether there is or is not a lawyer present. The right to terminate questioning of a suspect by law enforcement officers at any point is even stronger when there is no lawver present.

Significantly, however, nothing that you obtained in questioning is valid unless the warning has been given before the questioning began. Further, even though you can show the warning before and the waiver before, the rest of the statement may be invalid unless you also foreclose the possibility that the person under arrest may have terminated the questioning after the second question. He may have said, for example, after the second question, "I don't want to say anymore." Therefore, we do have a say anymore." heavy burden, not only to show that the waiver was given before questioning began, and that it was voluntarily, knowingly and intelligently given, but that it continued unrevoked throughout the process of the entire statement.

In lieu of a separate document to be called a walver, it is adequate for our purposes if, in the summary of your statement of facts, the essence is included in the signed statement—but it is not enough to say that "I waive my rights," you have to spell out exactly what the rights are. It is not enough to say that "the warning was given before the questioning began," because the questioning may have been terminated as far as the suspect is concerned before the state-ment was concluded. Therefore, those several possibilities must be covered in the statement.

Another principle which may affect you that is to be drawn from the teaching, in this case, is that the questioning should not be lengthy in the absence of the lawyer. Even with an express waiver, even in writing, the court has stated that lengthy interrogation before a statement is made is "strong evidence" that the waiver is invalid. The court does not tell us what is short nor what is long, but it does state that if you interrogate for a long time that is an indication

that the waiver is invalid.

The Supreme Court has said that "An express statement that the individual is willing to make a statement and does not want an attorney followed closely by a statement could constitute a waiver." That is as close as the Supreme Court gets to the subject of the possible existence of an implied waiver. The implied as distinguished from the express waiver is as follows: The express waiver exists where the man says, "I know what my rights are, you have read me the warning, I understand about the privilege of selfincrimination, I understand about the right to counsel. I don't care about that, I waive the rights and I want to make a statement. I am willing to make a statement." That is an express waiver and that is valid whether it is oral or written. The implied waiver exists according to the Supreme Court where the person under arrest or in custody indicates that he is willing to make a statement (it doesn't use words of waiver)-he's willing to make a statement, and he does not want a lawyer; when that is followed by a statement closely in point of time, that could amount to an implied waiver.

Another lesson from this case is to be drawn not from Miranda but from Westover. You know we call it the Miranda case, but there were three state cases decided at the same time and one federal case. The federal case is known as the Westover case and Westover involved local police who had Westover under interrogation in Kansas City. I believe Westover was in local custody for fourteen hours and had been interrogated at length during that period, before the F.B.I.

•had arrived. The question was what the effect of the fourteen hour period of confinement and interrogation by Kansas City Police—not related to the California bank robbery that the F.B.I. was interested in. The court found the atmosphere as coercive, as a result of fourteen hours interrogation or confinement by local police which carried over to in fact the F.B.I. interrogation which only lasted two hours. I called this principal from the Westover position of the Mi-randa combine of cases to tell you the following: That when a prisoner is taken by the District of Columbia Police from another jurisdiction where he has been subjected to questioning, it is recommended that the D.C. interrogation following warning should not begin until the prisoner has been moved both in time and in place from his former

surroundings.

Had the F.B.I. taken Westover from the Kansas City Police and moved him to St. Louis or to Los Angeles, what he said to the F.B.I. would have been admitted in that

case under the prior rule.

What has happened to Mallory requirements, I know many of you must be con-As to those cases where the lawyer is present during interrogation, Mallory is of little or decreasing significance, because first there is no "unnecessary delay" involved inasmuch as you waited for the defendant to have his own lawyer present and the protection which Mallory was calculated to give to protect him in his rights by the presence of a magistrate, a judicial officer has now been given in effect by the presence of his own attorney. Therefore, the speed of presentation before the committing magistrate seems to be unnecessary any longer. is on the books, you will find it as a rule, so that when that process is over in ordinary course he should be taken before the committing magistrate but no admision in my opinion will hereafter be excluded because of any delay in presentment on Mallory grounds. grounds. However, with respect to state-ments obtained without the presence of a lawyer under the so-called express waiver or the implied waiver which I just mentioned, presentment, early presentment to the committing magistrate under Mallory is still required.

Gentlemen that is all I have to report to

you on Miranda at this time.

The following questions were asked of Mr. Bress by various members of the Department present at this talk.

Question: You stated that if we have a man under arrest, he desires a lawyer and he does not have the money to hire one, is it incumbent on us to supply the lawyer?

Answer: It's incumbent on you to supply him with a lawyer unless you want to forego taking a statement.

Question: We want to get a statement. It's 2:30 tomorrow morning that this happens, the man wants a lawyer, what do we do?

Answer: That's a new problem. What I think you will do is that the Bar Association will have to maintain, I hope, a panel of lawyers available around the clock and that the police may have the burden, and it may be a heavy burden, to contact that panel to see that a lawyer is sent in order for you to be able to question. If he has made the request, there must be a lawyer present or your questions will amount to nothing. a subsidiary point to your question, I think there is involved the question as to what happens to the Mallory requirement of pre-sentment to the committing magistrate with-out "unnecessary" delay in such a situation, and my opinion is, and I think I'm right, that since the delay is caused by his own request for a lawyer, that the delay is not "unnecessary".

Question: Should an arrested subject ask for counsel and after conferring with counsel, he is advised by counsel in the presence of the arresting officer not to make any statement or answer any questions, this arrested subject, despite this legal advice, and still in the presence of counsel, insists on giving a statement, what should the arresting officer do in this case?

Answer: If he insists on doing it in the presence of counsel, I certainly wouldn't turn it down. I would take it and hope that It might come in as a spontaneous statement. Remember, I stated initially that statements of volunteers, spontaneous statements, without interrogation, are admissible. If you don't ask the man any questions and he says he wants to tell you what happened and he tells you, without any questions, I think this is spontaneous and we would have no trouble getting it into evidence under the Miranda

Question: The problem there is still we have to prove the voluntariness of this state-

Answer: Whether he knowingly, and intelligently made the statement voluntariness is not as great a problem as being able to show that the man, under the circumstances made the statement after his lawyer told him not to, was acting intelligently and knowingly.

Question: You have a prisoner, he signs a waiver. You ask some three or four questions. Among these questions, he may reveal where he hid the weapon or other evidence. And then all of a sudden he refuses to answer any other questions. On the basis of what he has already answered voluntarily and signed a waiver, you make application with an affidavit for a search warrant. I am wondering how this will affect your affidavit or if you would be able to admit this in Court as evidence?

Answer: Based on your hypothetical question, Captain, so far, what he had said up to the time that he said he wouldn't answer any more questions, it is entirely valid and admissible. It may be the basis for an application for a search warrant. It is also admissible in evidence as an incriminating admission.

Question: Before he is arrested, talking with him and he admits to you that he had, perhaps, committed a homicide, at what point are we required to arrest him? He gives you the whole story before you make the arrest?

Answer: You should, by all means, not arrest too soon. As a matter of fact, if you should move to arrest, then you are merely foreclosing yourself from getting further information. So, I think you have answered the question yourself.

Question: Well, How long is long?

Answer: Long enough, but not too long. Question: You are in the process of executing a search warrant for narcotics, and upon arrival at the address and admittance has been gained, you notice three subjects in the room and upon a table are narcotics. You know that the narcotics belong to one of the subjects. Do you advice them of their rights, etc., before you ask the question, "To whom do these narcotics belong?" Would we be wrong in asking the question first?

Answer: I think the preliminary question should be: "What happened here? What's What's this all about? Who does this belong to?" Not addressed to any particular individual. It's not part of a series of questions. It's a matter of getting a better orientation and part of a general investigation. I don't think

that type of questioning is prohibited.

Question: Mr. Bress, I had quite a few questions, but you have answered most of them, sir. We had a case in the Fourth Precinct just the other morning, in which we had a robber, a holdup. The suspects

were captured by Captain Farran and citizens. They had been warned by one of my men on the scene at the time, of their constitutional rights under this ruling; to have the lawyer, remain silent, etc.; that they didn't have to say anything. Now, my question is this. While at the station giving instructions to these men and while the individuals were being booked, the complainant was asked what time the offense had occurred. He looked at his wrist and he said, "they took my watch, too. I don't have my watch. I don't know," With that I walked over to the Station Clerk where the subjects were being booked for the arrest. I asked the Station Clerk if these men had a watch on them. He said, yes, they both had a watch. I said, "would you let me see them or let the complainant see me see them or let the complainant see them?" With that, one of the defendants spoke up and said, "ask him what kind of watch it is, because I don't want to be blamed for something I didn't do." He said, "I didn't want to hurt anybody. I just wanted the money. I even tied the man up loosely." Now, saying he makes this admission and I did not advise him of his constitutional rights because I wasn't addressing myself to him; I was addressing myself to the Station Clerk. And say we didn't need this confession as evidence in the trial, would your office submit the statement as evidence?

Answer: Did you say you did or did not need it?

Question: Did not need it. Would you use this statement or not?

Answer: If the Assistant felt the way I do about it, he would use it, because I would characterize that as a spontaneous statement, not the result of interrogation. statement of a volunteer. You didn't put any questions to him. It wasn't in the course of interrogation. However, if the Assistant were wiser than I, and was interested in protecting his record on appeal and felt that he had a strong enough case without it, he might not use it.

Question: I understand. My question was directed with reference to a possible future interpretation of the law which we can look forward to. I'm anxious to see if that fell into the category of advising continuously during confinement of the individual.

Answer: They say sometimes that the law "a ass", but that is not true in Miranda. I don't think that this teaching requires the constant rote repetition of a warning under such circumstances.

Question: Now, one other thing. You did speak on the three-hour rule that we had been working under, and just for clarification, we know that all of this is out—with reference to interrogation-but the Court did say when an individual is in custody on probable cause, the police may, of course, seek out evidence in the field to be used in the trial against them. Such investigation may include inquiry of persons not under restraint, generally on-the-scene questions. so forth.

Answer: Yes

Question: I just brought that up, Mr. Bress, with the reference that there is no great hurry in arraigning this individual immediately or forthwith; that they do give us a limited time to complete an outside investigation free of interrogation of the person

Answer: Oh, yes. The force and effect of Mallory exists where no lawyer appears, and even though Rule 5(a) must be complied with, I think the force and effect of it has been diminished considerably now by Mi-

Question: I think this Supreme Court ruling clears up what we asked for. We asked for a clear ruling on the subject of interrogation. I think we have it. Now, one other

question, just for clarification. It is my interpretation an indigent, according to the court ruling, is any person who says, "I can't

afford a lawyer."

Answer: No. That is not correct. The mere fact that a man says he's indigent and can't afford a lawyer does not necessarily mean that the court will accept him as an indigent. In most instances, when he says he is, he generally is. But according to the UFO, The Neighborhood Legal Services Program, so-called Poverty Program, the standard of indigency is \$55.00 a week for a single person, plus \$15.00 for each dependent. If a man earns more than that, or family earnings are more than that, they are not indigent. A man carning \$55.00 a week and wife earning \$25.00 a week, are not indigent. They are not entitled to free legal

advice.

Question: We have knowledge that an individual who says that he can't afford a lawyer and wants us to appoint one is making
\$150.00 a week, where does that put us in the

interrogation angle?
Answer: I haven't considered this before. I know that we had considered it in NLSP and just denied service, but I think that for police purposes that if he says he can't afford a lawyer, you have got to assume that is true. What difference can you draw from his stating that he can't afford one when he can afford one, and the case where he says he can afford one but doesn't know one? He, in efect, is stating that "I want a lawyer." You can't interrogate him until a lawyer is

present.

Question: One other question I would like a clarification on—I think I understand, but let's say that we have an individual in custody. He's been advised of his rights as set up by the Supreme Court. He has with him his lawyer. He's been told that he doesn't have to make a statement. He goes on saying certain incriminating things or makes incriminating statements.

Answer: In response to questions? Question: In response to questions. And then he invokes after this continuous warning as the court holds must be given to him, he finally says, "I don't want to say anything else. I am going to remain silent." Then the interrogation is cut off. I think you said then the burden becomes upon the prosecutor to show that this was done timely, knowingly and intelligently. I wonder if we would be in a position to use what he did say that was incriminating?

Answer: I answered that in a prior question. Up to the point where he speaks that "I don't desire to answer anymore questions," everything that he said up to that point is valid and admissible. Anything that he says thereafter is not. It's presumed coercive unless you get from him an expression of a willingness to resume giving answers.

Question: After a defendant has had a preliminary hearing, has had the advice of counsel, has been told by his attorney to say nothing about the case, if he is interviewed while being held at the D.C. Jail and he decides to disregard the advice of his lawyer and makes a voluntary statement, what would be the effect of this ruling?

Answer: It can't be done now, couldn't be done even before Miranda. Under the decision in Queens vs U.S. in 118 U.S. App. D.C., where a lady was charged with a felony and at the preliminary hearing, the case was continued for her to obtain counsel, as she was entitled to under the criminal justice act, on the continued date when the preliminary hearing was to be held, the police officer went over to her and had a little conversation with her and she made some incriminating statements. Those statements were admitted in the trial and she was convicted. On appeal, the Court of Appeals held that those statements should not have been admitted on the grounds that her

appearance at the preliminary hearing was for the purpose of having counsel appointed, and counsel not yet having been appointed, any interrogation was prohibited because it frustrated her right to counsel. It was in violation of her right to counsel. If counsel had been appointed, then it would also have been bad because of the Masslah and Escobedo cases. I think that answers your question, does it not, even before Miranda? Certainly it would be true now. You look as though you are not satisfied.

Question: No. A previous question, you said that he could disregard the advice of his counsel?

Answer: yes. But when he disregards, he had already had the benefit of the advice of the lawyer and then has made a statement which I said might be a statement of a volunteer. Now, if he says his lawyer says I don't want you saying anything and he says I understand your advice, but I still want to make a statement, I still want to answer the question that these policemen want to put to me, I think you can still do that. The best kind of statement is one obtained in the presence of counsel.

Question: You say that we can talk to a person voluntarily of his own free will and accord and any questions that this man answers under this voluntary conversation is not considered under arrest, but yet I can cite cases under the Court of Appeals where a man has talked voluntarily to the police on the street, in the stations, in his own home and subsequently the Court of Appeals had rules that the man was detained by the police and that there is not such a thing as voluntarily being detained by the police. And consequently, any information that was drawn from this conversation was used against him in trial without the presence of a lawyer there to advise him of his rights, when the conversation began.

Answer: I am familiar with those cases. Question: Now, where do we stand if we talk to a man on the street and from the information that we gather from this conversation, we subsequently piece it together and make our case?

Answer: You stand precisely as I have indicated. That if he is being detained to the point that his freedom of action is limited those are the very words of the Supreme Court-freedom of action not being limited in any way. Now, in each of the cases that you referred to, if they had gone as far as the Court of Appeals said that the circumstances operated upon the mind of the arrested persons in these cases—that is, made him feel that he was under detention and he didn't have the freedom to move about freely, those would still be treated as arrests. Now, there may be such cases arising in the future where you do not intend to detain, but a Court may say that you did detain. man was frightened into thinking that he couldn't leave if he wanted to. That is still the test. If, he is not arrested, nor is his freedom of action limited in anyway, whatever he says to you is outside the scope of Miranda.

Question: Sir, I think the Courts later on may rule that the primary mission of my conversation with this man was because he was a prime suspect and even though he had freedom of movement, freedom of limitation, the only reason I spoke to him was the fact that he was a suspect.

Answer: I think the Supreme Court takes cognizance of the fact that investigation by police is still to be continued and is very essential and they think that people should cooperate in answering questions to the police. I think there may come a day where you don't think that you have detained a person, but a Court may well hold that you did detain. I'm sure that we have that possibility and therefore, the purpose of this discussion is to alert you to the fact that you should make a conscious effort to see to

it that the circumstances in pre-arrest questioning do not, in any way, impair the freedom of action of the man you are talking to. Tell him, "you can go." "You don't have to talk to me. You can go if you want to. You are not under arrest; I don't intend to detain you in any way, but I do have some questions." Now, it may be you are focusing on him as your prime suspect, but the focusing on him and his feelings of detention are two separate matters.

Question: I have one question. It pertains to the line-up sheet. How far can we go with the line-up sheet? Do we have to advise him? Do we have to wait for his lawyer before we start making the line-up sheet? There are quite a few questions we ask the individual in the line-up sheet.

Answer: Relating to the particular incident?

Question: No. To the person himself. You ask the person several questions; his name, address, age and try to get some background information from that individual. Has he been in the service? Family, prior record, quite a bit on the back and front of that line-up sheet. Now, how far can we go? Answer: I confess to a lack of sufficient

Answer: I confess to a lack of sufficient experience with the line-up sheets to be able to answer that question with confidence. I have seen them but I have not had occasion personally to use them. My impression is that if this is merely a background history of the individual involved, and does not relate to any effort to seek an admission or incriminating statement from him concerning the crime under investigation, then there is nothing objectional about it. You can still pursue it to your heart's content.

Question: When a suspect leaves this jurisdiction and is arrested in New York and we forward a U.S. Commissioners' arrest warrant, by a United States Marshal, to New York, you don't want him interrogated in custody in New York? The next time we see him is in the District Jail. That would be the only time that we would be able to interview him would be at the District Jail. Is that right?

Answer: If he has not been subjected to intensive interrogation in the place of arrest, I don't think that the impediment of Westover would apply. If he's just been picked up on a warrant, from the District of Columbia in New York, you can go there and start questioning him right away, provided you have given him all the warnings. If I am understanding your question correctiv.

Question: Well, say that he is arrested at 3:00 in the morning. It may be an hour or two hours before they notify us and it takes us, maybe, another three hours to get to New York or where he is. Well, that's five hours that he is in custody in New York. Would they say that he is in custody too long and that we can't talk to him there?

Answer: What was he doing during that five hours? Was he under interrogation in New York? If he was just being held in New York pending your arrival, I don't think that that is a Westover type of situation. But if he were arrested in New York—for example—on a housebreaking there, and they worked on him for a number of hours—well, Westover had fourteen hours and I don't have a crystal ball to put the right line time limit; but if they worked on him for a number of hours on one investigation and then you went to the same place and started interrogating him on another investigation, I think you would have a Westover situation. You ought to change the time and place for your questioning.

Question: Regarding juveniles, sixteen to eighteen years of age, that fall into the walver category in Juvenile Court after we have advised them of their rights. Are we going to be able to use their confession in

Answer: There are a number of cases that cross may mind that have recently been decided, that affect trials of juveniles waived to District Court and to what extent the statements made by them are admissible in evidence. The answer is that voluntary statements are not usable against them if they are made before waiver—under the Harling case. How, under Miranda, statements after waiver may also not be usedexcept when made in the presence of counsel—and that seems very unlikely. There is also the real danger of exclusion, as fruits of the poisonous tree, of evidence obtained from leads procured from pre-waiver state-

Chief Layton: Mr. Bress, one other items that I would like to have you give some further consideration to, would be a queston that was raised; that is how long can our people talk with an individual who is a suspect prior to arrest, and I'm sure that this is a hard question. But it is also a hard decision for a police officer or a detective to make out on the street in a situation where he has sufficient probable cause to justify an arrest and yet he feels that by discussing the facts in the case he may get some additional evidence that would help to assure a conviction when the case gets to Court. As I say, this is a hard question for a police officer to make out on the street, if we leave it to pect long enough, but not too long. Now, I don't know what definition I don't know what definitive answer you might be able to make on further reflection, but I would hope that you might give that

some further thought.

Mr. Bress: That might be a hard decision for you, Chief, but it's an even harder one for me; because my answer would indicate that there is a time limit and that if you fully exercise that time, the Court will say that the time was too long. I have no limit. All I can say is that the shorter the time, the safer it is. The longer the time, you impair safety by extending it. If there is no arrest and no detention, there is nothing in the case that indicates that there is any time limit at all. When there is no detention, but the longer you interrogate, I think the greater likelihood there is, particularly if you are focusing on that suspect, for an inference to be drawn that he was being detained or at least he would make it appear at a trial, months later, that he felt that he was being detained because you held him up so long. would think that nothing more specific than that can be given.

Chief Layton: On the Question of the telephone number, do you have any indication of when or what the prospects are of getting the phone number from the Bar Association

for making calls at night?
Mr. Bress: No, sir, I have no indication as of this moment when they will make it available. Now, while I have all you gentlemen in one place, there is one other problem that has been disturbing me. And that is the matter of free press and fair trial. I am concerned and I know you must be with the problem that arises from pre-trial publicity. Particularly when some well publicized cases or exciting cases are coming up for trial; and a lot of information gets into the press that furnishes the basis for the defendant asking for a change of venue or postponements of trial; no good comes from unnecessary in-formation being given to the press. The press is entitled to know everything that takes place in the Courtroom. The press is entitled to know certain things, within certain limits, that a man is arrested, what he is arrested for, what were the circumstances surrounding the arrest and so forth. They are not entitled to know—they are not even supposed to be told—what his criminal record is. The press should not be told that a man makes a confession. Those matters are likely to be disputed at a trial. So I would require that the those boards. request that there be self-restraint exercised

in releasing anything to the press, other than the basic data of time and place of arrest, the nature of the charge, identification of the man, period. Nothing about the gruesome details of the offense.

Question: I would like to say one thing. The police get blamed for a lot of this detailed information, Mr. Bress, when this information comes from another source.

Answer: I'm not blaming anybody. Question: No, but I'm sure that you realthat the press is something to deal with. Number (1)—they call up the individuals involved; the individuals pose for them; (2)—they make statements on the type and size of the gun that was used. I couldn't agree more with you in your thinking; don't misunderstand me, but I would like to clear this up. We try to stick to the basic facts, but we find it almost an impossibility because of the other ingredients in the situation, such as the people involved. So, I agree that we should keep out these statements that give all detailed information, such as the caliber of gun we might be looking for, knife or any of the things that would be admissible as evidence in the Court. But we have another problem, I'm sure, you are aware of. We don't give all the information out. Most of this information that you are talking about comes from the persons in-volved. You see their pictures in the newspapers, on television, etc. I would like to ask this question too, while I'm here. Often time we are asked for photographs of the individuals, who are arrested and that judg-ment as to whether or not we release the picture is based on many things, but I read in the papers just recently where even if you showed the I.D. picture without the number on it, the Courts were considering this an invasion of the suspected person's rights. wonder if you would say whether we should release these pictures or not.

Answer: Of a man under arrest?

Question: Yes, sir.
Answer: Well, I don't think that unless there is a question of identification involved in the case

Question: Well, there is always a question of identification in a robbery, under any circumstances.

Answer: Well, then I would—if that is a picture of the man who is under arrest—that is not your statement. This is the man who actually committed the offense. This is the man you charged?

Question: Yes, sir.

Answer: We try to exercise self-restraint in the prosecutor's office and we are under limitations on what statements we can make. You will frequently see no comment in connection with any case that is pending trial. No comment about anything that occurs or who appears before a Grand Jury. For example, we are permitted under the rules of the Department of Justice to release only the following information. Now this doesn't necessarily bind you, but I think the philosophy should be the same; the defendant's name, age, residence, employment, marital status and similar background information. That's all right. The substance or text of the charge such as the complainant, indictment or information. The identity of the investigating and arresting agencies and the length of the investigation. The circumstances immediately surrounding an arrest including the time and place of arrest, resist-ance, pursuit, possession and use of weapons in connection with arrest and the description of the items seized at the time of arrest. That is as far as we can go. Now, these are the things that I think, in your own common sense, should be the limit of what is released. Observations about a defendant's character, statements, admissions, confessions or alibis attributed to a defendant should not be made. Reference to investigative procedures such as fingerprints, polygraph examinations, ballistic tests or laboratory test should not

be made. Statements concerning the identity or credibility or testimony of prospective witnesses and statements concerning evidence or argument in the case should not be made. Those are the things that are verboten-prohibited.

Question: They are all find words and we like that, but the 251 is a public record. Also, the arrest book is public record by law. Now, we have somewhat of a problem there, I think, because the 251 Form gives a detailed report of the offense of any arrest made, etc.

Answer: I think if it is a public record, the press has access to it. Thank you, Gentlemen. It has been a pleasure to be here before you.

Deputy Chief Hartnett: Well men, as Mr. Bress has told you, this is now the law, and we will have to adjust and we will have to comply with it. I know, and you know, we will have problems accompanying this adjustment. There will be Department Orders issued later.

Now, I urge you that if you have any problems to consult with you Precinct Supervisor or Squad Leaders, so thay can present them to us and we, in turn, can present any particular problems to the District Attorney's Office for possible answer.

I doubt if I could inspire you with the

equivalent of a half-time pep talk such as Knute Rockne used to give to his Notre Dame teams, but nevertheless, I sincerely say, don't get discouraged, but get out there and do the same good job that you have been doing all along.

Do you have anything else, Chief Layton? Chief Layton: Nothing else. Mr. Bress: Chief, I would like to say one States Attorney, my relationship to the Department has been excellent. My contact with the Chief has been wonderful. The work that I have seen your men do in the course of the past seven months has been inspiring. I compliment each one of them for the fine job. I don't think there is a better Police Department in the United States—but we must strive to make it even better.

By direction of the Chief of Police:

JOHN S. HUGHES

Deputy Chief of Police, Acting Executive Officer.

Mr. BYRD of West Virginia. Mr. President, I ask unanimous consent to have printed at this point in the RECORD a general order which was issued to the metropolitan police of the District of Columbia by the Deputy Chief of Police, John S. Hughes, on July 16, 1966, the subject of which deals with the questioning of arrested persons.

There being no objection, the general order was ordered to be printed in the RECORD, as follows:

GOVERNMENT OF THE DISTRICT OF COLUMBIA, METROPOLITAN POLICE DEPARTMENT.

July 16, 1966.

[General Order No. 9-C, Series 1964] Subject: Questioning of Arrested Persons. To the Force:

Under date of June 13, 1966, the Supreme Court of the United States delivered an opinion in the case of Ernesto A. Miranda vs The State of Arizona.

In the cited opinion "Custodial Inter-rogation" is defined as: "Questioning initi-ated by law enforcement officers after a person has been taken into custody or otherwise deprived of his freedom of action in any significant way."

The Constitutional issue decided is the admissibility of statements obtained from a defendant questioned while in custody and deprived of his freedom of action.

The opinion states that the prosecution may not use statements stemming from custodial interrogation of the defendant unless it demonstrates the use of procedural safeguards effective to secure the privilege against self-incrimination.

To assure the proper procedural safeguards are employed the following measures are re-

Prior to any questioning, the person must be warned that

A. He has a right to remain silent.
B. Any statement he does make may be

used as evidence against him.

C. That he has the right to presence of an attorney whether retained or assigned.

* QUESTIONING OF ARRESTED PERSONS

In accordance with the law now defined in the opinion of the Supreme Court of the United States and recommendations of the United States Attorney, members of the

Force are directed that:
To comply with the provisions of the law the arrested person shall be clearly warned in the following terms:

You are under arrest. Before we ask you any questions, you must understand what your rights are.

You have the right to remain silent. You are not required to say anything to us at any time or to answer any questions. Anything you say can be used against you in court.

You have the right to talk to a lawyer for advice before we question you and to have him with you during questioning.

If you cannot afford a lawyer and want one, a lawyer will be provided for you.

If you want to answer questions now without a lawyer present you will still have the right to stop answering at any time. You also have the right to stop answering at any

also have the right to stop answering at any time until you talk to a lawyer.

If necessary, this warning will then be given in writing or explained in language which the arrested person can readily understand. If the arrested person is incapable of understanding any warning, by reason of alcohol, drugs, injury or other reason, the warnings may be postponed until the ar-rested person is capable of understanding the

warning and questions put to him.
Officers should remember that the critical point is the time the arrest is made or the person's freedom of action is limited, for it is then that the person must be fully advised

of his rights. If a person is not under arrest and is not deprived of his freedom of action in any way, no warning need be given and questions may be freely asked.

Information obtained by interrogation before arrest is admissable and not impaired

by this opinion. When conducting investigations, officers shall attempt to develop and complete in every detail possible the accumulation of evidence against the suspect prior to making the arrest.

Whether under arrest or not, spontaneous statements made by an individual, not in response to questions, are admissable in Accurate notes should be made of such statements.

Unsolicited or volunteered statements of persons who appear at police stations, or call in by telephone and state they have com-mitted a crime, are not barred or affected by this opinion.

If the defendant indicates in any manner and at any stage of the process that he wishes to consult with an attorney before speaking there can be no questioning

If the defendant is alone and indicates in any manner that he does not wish to be interrogated, the police may not question him.

The facts that he may have answered some questions or volunteered some statements on his own does not deprive him of the right to refrain from answering any further in-quiries until he has consulted with an attorney, and thereafter consents to be questioned.

If the accused decides to talk to his interrogators, he is still entitled to do so with the assistance of counsel.

The accused must be clearly informed that he has the right to consult with a lawyer and to have the lawyer with him during interrogation. This right does not depend on the accused making the request.

If the accused states that he wants an attorney, the interrogation must cease until an attorney is present. At that time the individual must have an opportunity to confer with the attorney and to have him present during any subsequent questioning.

If the individual cannot obtain an attorney and he indicates that he wants one before speaking to police, they must respect his decision to remain silent.

A defendant may waive these rights, provided the waiver is made voluntarily, knowingly, and intelligently. This necessarily will require proof that the defendant did completely understand and freely waive his right

Waiver of rights by an arrested person, whether oral or written, shall be witnessed by other officers, but preferably, by other civilian witnesses already involved, or otherwise willing to do so.

Questioning should not be lengthy in the absence of a lawyer. Even with an express waiver, the Court has stated that lengthy interrogation before a statement is made is evidence that the waiver is invalid.

Whenever an express waiver is given and a statement obtained without a lawyer, prompt presentment before the United States Com-missioner or the District of Columbia Court of General Sessions, as required by Rule 5(a) of the Federal Rules of Criminal Procedure, is still necessary.

The Supreme Court opinion states that an "express statement that the individual is willing to make a statement and does not want an attorney followed closely by a state-

ment could constitute a waiver."

In order to fully apprise a person interrogated of the extent of his rights, it is necessary to warn him not only that he has the right to consult with an attorney, but, also, if he is indigent, that a lawyer will be provided to represent him before questioning. If he states he wants a lawyer present, it is then incumbent upon the police to give him the opportunity to contact his own lawyer or, if he has none, to make one available to him through one of the volunteer legal agencies.

In so doing, the arresting officer shall place the call to the agency, notify the person answering, of the name of the arrested person, the place of detention and the offense charged. A written record of the date, time, and the person so notified shall be kept as a part of the case history.

If a lawyer requested by the arrested per-

son comes to the precinct station or Head-quarters, the arrested person shall be afforded every reasonable opportunity for confidential consultation consistent with safeguards against escape or the commission of an unlawful act. If no lawyer appears, and if a lawful act. If no lawyer appears, and if a relative or friend requested by the arrested person comes to the precinct station or Headquarters, it is advisable that one such person be permitted to talk for a reasonable time with the arrested person, though officers, in their discretion, may admit others.

Communication and access to an arrested person by a person other than a lawyer may be denied or postponed where there is a reason to believe that it is sought for the purpose of destroying evidence, concealing stolen property, intimidating witnesses, warning an accomplice, or arming or facilitating escape by the arested person. If such communication or access is denied, a record shall be made stating the reason.

In accordance with provisions of Chapter VI, Sections 8, 9 and 10 of the Manual, every possible effort shall be made to communicate with the person or persons whom the arrested

person wishes to notify of his arrest, including use of the telephone. A record shall be made of any request of an arrested person to communicate with another person. If there

is no request, the officer shall so note.

After the accused person has conferred with counsel, and it is felt that interrogation is necessary or likely to be productive, the officer shall repeat the warning of rights previously given to the accused, while counsel is present and then proceed with the interrogation unless or until terminated by the arrested person. Close attention should be given by the interrogator to the questions asked and the answers volunteered so that a concise and accurate résumé can be made of the statement. When possible, and with the agreement of the accused and his coun-sel, this statement should be reduced to writing and offered to the accused for his signature, if time permits and it would not otherwise cause "unnecessary delay" of arraignment.

Although speed of arraignment is of less importance now, if a lawyer is present during interrogation, it still must be considered.

When a person wanted by this Department is arrested in another jurisdiction and has been subjected to questioning by others, whenever possible, interrogation by members of this Department, after advising of rights, should not begin until the prisoner has been moved in time and place from his former surroundings.

Nothing herein prohibits questioning for information necessary for the booking and processing of a prisoner through the Identification Bureau.

Accompanying this order is a "Warning and Consent" form which shall be executed whenever an arrested person indicates willingness to waive his rights and make a state-ment. This includes a "consent to speak" portion whereby an arrested person may indicate that he desires to waive his rights and that he fully understands what he is doing. He shall be given this form to read, or if unable to read the form it shall be read to him, after which he shall be allowed to sign the "consent to speak" portion thereof. The remainder of the form shall be completed and then signed by the officer and the witnesses. Other officers may be used as witnesses; however, it is preferable to utilize other than police personnel as witnesses, if available.

A copy of this General Order, with attachment, shall be distributed to each member of the Force in accordance with the procedure outlined in General Order No. 12, Series 1958.

By direction of the Chief of Police: JOHN S. HUGHES.

Deputy Chief of Police, Acting Executive О/псет.

Order rescinded: General Order No. 9-B, Series 1964.

Mr. BYRD of West Virginia. Mr. President, I have here a "Warning and Consent" form which has been distributed to the members of the Police Department of the District of Columbia by the Deputy Chief of Police. This is a form which shall be executed whenever an arrested person indicates willingness. to waive his rights and make a statement.

The form reads as follows:

WARNINGS AND CONSENT-WARNING AS TO YOUR RIGHTS

You are under arrest. Before we ask you any questions, you must understand what your rights are.

You have the right to remain silent. You are not required to say anything to us at any time or to answer any questions. Anything you say can be used against you in Court.
You have the right to talk to a lawyer for

advice before we question you and to have him with you during questioning.

. .

" If you cannot afford a lawyer and want one,

a lawyer will be provided for you.

If you want to answer questions now, without a lawyer present, you will still have the right to stop answering at any time. also have the right to stop answering at any time until you talk to a lawyer.

The suspect is then supposed to add his signature to the form. His signature will indicate that he understands his rights in this matter and that he desires to waive his rights.

That portion of the form reads as follows:

CONSENT TO SPEAK

I know what my rights are. I am willing to make a statement and answer questions. I do not want a lawyer. I understand and No promises or what I am doing. threats have been made to me or used against

Signature Date and time Statement was read by Defendant _____ Statement was read to Defendant Signature of Officer Witnesses:

This form is to be signed by the arrested person and also by the officers and by witnesses.

I hope that Senators will read this form and the general order issued by the Metropolitan Police Department, as a result of the Supreme Court's June 13 rulings, that they may fully understand the difficult burden which now has been added to those already carried by policemen in their efforts to secure evidence leading to the conviction of persons who have committed crimes.

Mr. LAUSCHE. Mr. President, will the Senator yield?

Mr. BYRD of West Virginia. I yield. Mr. LAUSCHE. . What is the source of this statement just read by the Senator from West Virginia—"Warning and Consent," "Warning As to Your Rights," and then "Consent to Speak," and finally the signature of the accused or the suspect?

Mr. BYRD of West Virginia. The source is the Metropolitan Police Department of the District of Columbia.

Mr. LAUSCHE. Is that what they are doing now?

Mr. BYRD of West Virginia. That is what is being done.

At first, I presented for the RECORD a transcript of a briefing by the U.S. Attorney for the District of Columbia, Mr. David G. Bress. This was a briefing to the chief and to the members of the police department, and the briefing took place on June 21, which was 8 days after the Court decision on June 13.

This briefing was then put in the form of a memorandum and distributed to the police department personnel.

The next day, on July 16, the General Order No. 9-C was distributed to the members of the police force of the District of Columbia, and this had to do with

the questioning of arrested persons.

Accompanying the general order was the form which is to be signed by suspects and by arresting policemen. Policemen are to carry this form with them; and if the suspect is willing to sign the statement, showing that he knowingly, willingly, and intelligently waives his rights, the suspect is to sign, and the arresting policeman is also to sign in the presence of witnesses.

Mr. LAUSCHE. Am I correct in my understanding that prior to this Supreme Court decision, the information imparted to a suspect dealt primarily with the information that he had a right to answer questions or not to answer them, that whatever he said would be used against him in court, but that now the following statement has been added to that general procedure:

You have the right to talk to a lawyer for advice before we question you and to have him with you during questioning.

If you cannot afford a lawyer and want one, a lawyer will be provided for you.

If you want to answer questions now. without a lawyer present, you will still have the right to stop answering at any time. You also have the right to stop answering at any time until you talk to a lawyer.

Is that the substance of it?

Mr. BYRD of West Virginia. Mr. President, in answer to the distinguished senior Senator from Ohio, I shall read from the transcript of the briefing by Mr. David G. Bress. This is what he said at that time:

Under the Miranda case I have prepared what I consider to be an appropriate warning, the exact language of which I am not yet wedded to. I will probably try and simplify it for more effective use. That warning now should state as follows:

(1) You have been placed under arrest. You are not required to say anything to us at any time or to answer any questions. Anything you say can be used against you in

So far so good, that is not different from your prior warning.

Prior to the Miranda case.

Mr. LAUSCHE. I was on the bench for 10 years, and that is the warning that was usually given.

Mr. BYRD of West Virginia. Yes. To proceed, he said:

The second part is also similar to the prior warning:

(2) You may call a lawyer or a relative or a friend and they may come here to speak with you. A phone will be made available to you for that purpose.

That, too, is consistent. Now, beginning with the third and fourth—there are only four paragraphs to this warning-we have the essence of the case, and I will then go about explaining it. think it is better to give it to you in this highlight first.

(3) You have the right to consult with a lawyer before we ask you any questions and to have such lawyer present with you during such questioning. You may retain a lawyer if you are financially able to do so. If you cannot afford to hire a lawyer, one will be furnished to you if you so desire, and that is before questioning, not as in the prior case, when you go to court.

(4) If you fully understand these rights which you have, but, nevertheless, of your own free will desire to answer questions about the matter under investigation, without the presence of a lawyer, you may waive such rights and answer the questions. you decide to answer questions now without a lawyer present, you will still have the right to stop answering at any time. You also have the right to stop answering at any time until you talk to a lawyer.

That, in essence, is what the Miranda case requires, and the Miranda case is the law.

Does that answer the question of the Senator from Ohio?

Mr. LAUSCHE. That answers the question clearly.

Mr. BYRD of West Virginia. President, I ask unanimous consent to have printed in the RECORD the following articles: an editorial from the July 28, 1966, edition of the Huntington, W. Va., Advertiser; an article from the June 15, 1966, edition of the Columbus Dispatch, Columbus, Ohio; an editorial from the June 15, 1966, edition of the Columbus, Dispatch, Columbus, Ohio; an editorial from the June 14, 1966, edition of the Chicago, Ill., Tribune; an editorial from the June 15, 1966, edition of the New York Daily News; a column by David Lawrence from the June 15, 1966, edition of the Washington Evening Star; an editorial from the June 15, 1966, edition of the Washington Evening Star; and a column by Richard Wilson which appeared in the June 17, 1966, edition of the Washington Evening Star.

There being no objection, the articles and editorials were ordered to be printed

in the RECORD, as follows:

LENIENCY FOR OFFENDERS IS ENCOURAGEMENT TO VIOLENCE

The effects of leniency in dealing with criminals was made clear in the official report of the Federal Bureau of Investigation. released today, reviewing the 6-percent increase in violent crimes during 1965.

In connection with the report Attorney General Nicholas deB. Katzenbach disclosed that crimes such as murder, robbery, burglary and aggravated assault during the year numbered more than two and three-quarters million.

The FBI record of 135,000 known offenders revealed that three of every four had a prior arrest. The entire group had an average criminal career of more than 10 years during which they averaged five arrests.

Forty-eight percent had been arrested in two or more states, and over half had benefited from leniency in the form of parole, probation, conditional release or suspended sentence.

After the first leniency the group averaged

more than three arrests.

FBI records also exposed the extent to which repeaters contribute continuously to the national crime problem. A record of over 6,900 offenders who were released between January and June, 1963, after having been charged, showed that 48 percent were arrested for new crimes within two years.

Fifty-nine percent of the burglars, 70 percent of the auto thieves and 64 percent of the robbers repeated during that time.

How the United States Supreme Court and other tribunals can justify their recent trend of finding new unprecedented technicalities for releasing criminals in the face of these statistics is beyond the comprehension of the people that suffer from increasing violence

The 46-percent increase in serious crimes just since 1960 should certainly cause some effort to apply the only known remedyswift, certain and adequate punishment.

The trend of the times, however, is not only to show leniency to criminals but to create the impression that law-enforcement officers are a bunch of sadistic characters who get their kicks from brutalizing offenders.

The restrictions that the Supreme Court has thrown up to protect criminals from police questioning can open the way for almost sure acquittal from any crime.

If, for instance, Richard Speck, the man charged with the mass murder of eight Chicago student nurses, would ignore the advice of his attorney and insist on confessing despite constitutional rights recently set up by the Supreme Court, he would certainly make

a good case for a plea of insanity.

The only apparent way out of this absurd situation for law enforcement is a constitutional amendment imposing reasonable conditions for accepting voluntary confessions in evidence.

[From the Columbus (Ohio) Dispatch, June 15, 1966]

SAXDE RAPS COURT RULING ON INTERROGATION—SAYS WAY OPEN FOR LAWLESS TO "TREE TOWN"

Ohio Atty. Gen. William B. Saxbe forecast bleakly Tuesday the U.S. Supreme Court has opened the way for the lawless "to 'tree' the town."

Saxbe borrowed the phrase from Western lore. It referred to desperadoes taking six-gun control of small settlements.

The attorney general joined untold numbers of police and prosecutors who received with dismay the court's Monday decision regarding self-incrimination.

The far-reaching, 5-4 decision, laid down rules which make it impossible for police to question an uncooperative suspect and further weakened the legal effect of oral or written confessions, Saxbe said:

"I think the decision is a bunch of _____," the out-spoken attorney general fumed.

Saxbe, who has been instrumental in attempting to raise pay scales and employment qualifications for Ohio lawmen, asserted the high court has imposed a nearly insurmountable block to law enforcement.

"The police officer today has got to be a diplomat, a combat soldier, a psychologist, a social worker and an expert marksman—yet he gets paid less than a street cleaner," Saxbe stormed.

"Certainly there are places where the training—the background—of officers may be deficient, but with what those men are paid, we're lucky to have them," Saxbe argued.

The Attorney General pointed out that police, "to maintain law and order, must have the force. You can't just let the hoodlums have the muscle.
"They'il run wild while the poor police-

"They'll run wild while the poor policeman's behind the tree, reading his rule book to find out what he can do about it," Saxbe warned.

Justice John M. Harlan, one of the four who disagreed with the majority decision, had commented in his strongly worded dissent: "The social costs of crime are too great to call the new rules anything but hazardous experimentation."

Prior to the decision, attorneys general of 27 states had urged the High Court to impose no further limits on the questioning of criminal suspects.

[From the Columbus (Ohio) Dispatch, June 15, 1966]

RIGHTS OF LAWFUL SOCIETY SHAKEN BY WARREN OFINION

It takes a rare provocation to bring personalities into the ordinarily staid address of justices of the United States Supreme Court. But the division of opinion generated by Chief Justice Earl Warren's further limitation of interrogation as an instrument of law enforcement gave evidence that the popular misgivings about the chief justice's advocacy of permissiveness reach into the body of the court.

Most recent finding of the Warren-led majority which denies police the right to question suspects in criminal investigations without the subjects' consent brought a heated rebuttal from Justice John M. Harlan who contended the chief justice had introduced a "new doctrine" and warned against anyone being "fooled by it."

Justice Harlan's strongest point was made when he declared the ruling, which favors criminals over law-abiding citizens, "a onesided proposition that ignored the other side of the equation—the side of society."

of the equation—the side of society."
As in the 1964 Escobedo ruling this week's decision which extended the liberal philosophy of Escobedo was a close vote with the narrowest majority of one following the Warren leadership.

Each advancement of Chief Justice Warren's legal thinking weakens the case of the state in criminal actions. The task of law enforcement is multiplied at a time when it is already under heavy pressure from a rising crime rate.

Communism's fifth column is proffered a new security under the law and the day is readily foreseeable when contempt of official investigative bodies by the abuse of the Fifth Amendment will no longer be reprehensible.

Justice Byron R. White, another of the dissenting minority, assailed the Warren thesis as being without precedent or basis in the nation's law. He said:

nation's law. He said:
"In some unknown number of cases the court's rule will return a killer, a rapist or other criminal to the streets and the environment which produced him, to repeat his crime whenever it pleases him. As a consequence there will be not a gain but a loss in human dignity."

We concur in the dissent.

[From the Chicago (III.) Tribune, June 14, 1966] Why Police Ger Gray

A divided decision by the Supreme Court yesterday makes it even more difficult to hang a conviction on a criminal defendant. Taken in conjunction with a long series of previous holdings by the court, the decision throws up another roadblock in the path of the police and prosecutors.

The court embellished and extended its previously enunciated doctrine that a confession may not be introduced in court unless a man under arrest is given all the breaks. Police must warn a suspect from the outset that he may remain silent. He must be told that he is entitled to the presence of an attorney from the moment he is taken into custody, and even before that. He must be warned that anything he says may be used in evidence against him.

Only if the person under arrest waives these court-defined rights can the state or federal government take advantage of his admissions. But his decision to do so must be made "voluntarily, knowingly, and intelligently," and at any stage in the proceedings he may break off and demand a lawyer. It takes little imagination to see what a fruitful field these conditions open on appeal. By asking for a lawyer anywhere along the line, a defendant stands a good chance of invalidating the whole of a confession. And, if he does not exercise his protective options, it can always be contended that he was not acting "intelligently."

Chief Justice Warren, speaking for the majority, remarked that the court had arrived at its decision after reviewing its 1964 decision reversing the conviction of an Illinois defendant, Danny Escobedo, accused of murder. The court on that occasion held that any incriminating statement made after refusal of a request to see a lawyer cannot be introduced into evidence, thereby over-ruling a case decided only six years before.

In yesterday's decision, governing four criminal cases, the court expanded the Escobedo doctrine, which extended the right to counsel to a suspect in a police station. Now the right to counsel operates from the moment a suspect is taken into custody or "otherwise deprived of his freedom of action in any significant way."

Three of four cases before the court were decided on a 5 to 4 vote, and the other by 6 to 3. Convictions invalidated involved

charges in one case of the murder of a woman and the robbery of four others; of robbing two federally insured lending institutions; of the kidnap-rape of an 18-year-old girl; and the robbery of a dress shop. The court professed itself anxious "to scoure the privileges against self-incrimination."

The court began to express its aversion to confessions of any nature as far back as 1957, when it forbade federal [but not state] police to use statements produced during pre-commitment interrogation. That ruling saved Andrew Mallory from a death sentence for rape in Washington, D.C. Three years later he was convicted of the same offense in Philadelphia and is now serving a state sentence of 11½ to 23 years.

In his dissent from the Escobedo decision

In his dissent from the Escobedo decision two years ago, Justice White objected: "Until now there simply has been no right guaranteed by the federal Constitution to be free from the use at a trial of a voluntary admission made prior to indictment... Today's decision cannot be squared with other provisions of the Constitution which, in my view, define the system of criminal justice this court is empowered to administer."

Yesterday Justice White and his dissenting colleagues found themselves hollering down the old Warren rail barrel, while the majority, in Justice Black's characterization of a year ago, continued blithely to sit as "a day-to-day constitutional convention."

[From the New York (N.Y.) Daily News, June 15, 1966]

SO WHY HAVE COPS AND DA'S?

The Earl Warren Supreme Court on Monday handed down a 5-4 ruling making it extremely difficult if not impossible for police to get confessions out of arrested persons—or for courts to admit any such confessions in evidence at the ensuing trials.

Arrestees must be told on arrest that they don't have to talk to the police and can demand attorneys at once (paid by the taxpayers if the accused is broke or says he or she is), and that anything they say may be used against them.

This is the British system, plus. Remember all those expertly written English murder yarns in which Inspector Gideon or Whom-have-you of Scotland Yard tells every arrestee: "I must warn you that anything you say," etc.?

The catch is that Britons by and large are law-abiding, and many criminal strains in the British population were cut off by the old laws carrying the death penalty for dozens of offenses—whereas the American people have a tradition of rebellion, for better or worse, going back to the Revolution and Civil War.

This new ruling may force police and district attorneys to do smarter detective work and evidence-assembling. Let's only hope it doesn't turn the criminal element loose on decent people, and thereby spark revivals of Old West-style Vigilante-ism. But let's not bot on those hopes.

[From the Washington (D.C.) Evening Star, June 15, 1956]

THE NEW "SAFEGUARDS" FOR SUSPECTS (By David Lawrence)

An unwitnessed crime hereafter may never be punished, particularly if the suspect knows enough to keep his mouth shut. Police officers have just been told by the Supreme Court of the United States that, immediately after they take a suspect into custody and prior to any questioning, they must warn him that anything he says may be used against him. They must specifically advise him of his right not to answer any question and of his right to have counsel beside him during any interrogation to which he may consent.

If the suspect indicates "in any manner and at any stage of the process" that he

you with

wants to consult with a lawyer before speaking or that he does not wish to be interrogated, there can be no questioning. the prosecution demonstrates that it has used "procedural safeguards" in behalf of the defendant, even voluntary confessions are not admissible as evidence in a court,

When the Supreme Court, by a 5-to-4 decision, said this week that these "safeguards" are required by the Constitution, a sweeping change was made in the methods of handling persons accused of crime in America. Lawenforcement agencies now are confronted with new obstacles to the protection of men, women and children and to the prevention

and punishment of crime.

The Constitution does say that no individual "shall be compelled in any criminal case to be a witness against himself" and that an accused person has the right "to have the assistance of counsel for his defense." But until recent years this has been construed to refer to trial procedures, and never before have these rights been extended so broadly to include questioning at the police station. Police officers in some cases have undoubtedly intimidated persons suspected of a crime, and in other instances have managed in a tactful way to elicit what are called "voluntary" confessions.

Now if a suspect makes any statement which is later used in court, the police have to prove that before the interrogation he was fully advised of his rights and had available the services of an attorney—who must be appointed for him if he is unable to retain

appointed for him the is unable to retain one on his own. The suspect can waive such rights only if it is done "voluntarily, knowingly and intelligently."

Chief Justice Warren—joined by Justices Black, Douglas, Fortas and Brennan—says all this is in accord with the basic requirements of the Constitution. ments of the Constitution. nine members of the court—Justices Clark, White, Harlan and Stewart—dissented and take the view that the court has gone too

Certainly more police officers now will be required in order to detect crimes. Since a policeman or even a witness seldom is present when a crime is committed, it becomes difficult, if not impossible, to produce indisputable proof when those suspected of complicity in the crime cannot be questioned without their consent.

Some of the justices in the minority think that it is enough to require that a confession be voluntary and that it wasn't necessary for the court to stress the need for the presence of counsel at all times or the fact that the suspect can remain silent if he wishes. Justice White, in his dissenting opinion, declares:

"The most basic function of any government is to provide for the security of the and of his property. The rule announced today will measurably weaken the ability of the criminal law to perform in these tasks."

Justice Harlan, in his dissent, says that the court now has extended the Fifth Amendment privilege to the police station,

"Nothing in the letter or the spirit of the Constitution or in the precedents squares with the heavy-handed and one-sided action that is so precipitously taken by the court in the name of fulfilling its constitutional responsibilities.

Many states and bar associations have been struggling to find a system that would improve law enforcement, particularly with reference to the handling of suspects in police stations. Chief Justice Warren says with further efforts in that direction. But many lawyers will wonder just how any rules can be drawn up that will induce suspects to tell the police anything if even mere nversation with a person in custody canot be used in court against him and now is garded as a form of duress.

[From the Washington (D.C.) Evening Star, June 15, 1966]

GREEN LIGHT FOR CRIMINALS

The Supreme Court's 5 to 4 ruling on police questioning of criminal suspects will be received with rejoicing by every thug in the land. For without a doubt it is a ruling which will grievously handicap the police and make it much easier for a criminal to beat the rap.

The murky torrent of words embodied in Chief Justice Warren's opinion tends to obscure some aspects of the ruling. But the salient points come through clearly enough.

Henceforth, once the police have taken a suspect into custody, they cannot lawfully ask him any questions unless four warnings have been given. (1) The suspect must be plainly advised that he need not make any statement. (2) He must be informed that anything he says may be used against him in a trial. (3) He must be told that he has a right to have an attorney present throughout the questioning. (4) If the suspect is an indigent, he must be assured that he will furnished a lawyer free of charge. Unless all of these conditions are met no confession or other evidence obtained during an interrogation can be used against the suspect.

The Chief Justice makes the remarkable observation that "our decision is not intended to hamper the traditional function of police officers in investigating crime."
Intent aside, he must know that this is in fact a decision which will not only hamper but will largely destroy the traditional police function, at least as far as interrogation is

Why? Because any lawyer called in to sit beside a guilty prisoner is going to tell him to say nothing to the police. He would be derelict in his duty were he to do otherwise. In the face of this, the Chief Justice blandly suggests that there is nothing in the decision which requires "that police stop a person who enters a police station and states that he wishes to confess to a crime." How true! And how often in the proverbial blue moon

will this happen?

The deplorable fact is that this ruling, as far as the public is concerned, will most directly affect the vicious types of crimemurders, the yokings, the robberies and the rapes where it often is impossible to assemble enough evidence, without a confession, to obtain convictions. All the criminal need do is to demand a lawyer—and then the police, under the practical effect of this decision, will be unable to ask him question No. 1. What was it the President said thout ridding our cities of crime so law-abiding citizens will be safe in their homes, on the streets and in their places of busines?

The dissents by Justices Harlan, Clark, Stewart and White were sharply-worded. It is necessary to read them to understand the frality of the grounds upon which the ma-jority rests this unprecedented ruling. But a few excerpts are helpful. Justice Harlan: "Nothing in the letter or the spirit of the Constitution or in the precendents squares with the heavy-handed and one-sided action that is so precipitously taken by the court in the name of fulfilling its constitutional responsibilities." "The real concern is not the unfortunate consequences of this new decision on the criminal law * * *, but the impact on those who rely on the public authority for protection and who without it can only engage in violent self-help with guns, knives and the help of their neighbors similarly in-clined." Justice Clark: "To require all those things (demanded in the majority opinion) should cause the court to choke over more cases than (those) which it expressly overrules today."

A final point. The newest member of the court, Justice Fortas, voted with the ma-jority. But when he testified at a Senate Judiciary Committee hearing on confirmation of his appointment last year he said he believed that an "adequate opportunity" for police interrogation of persons accused or suspected of crime "is absolutely essen-tial to law enforcement." Under this decision, which Justice Fortas joined, opportunity for police interrogation becomes, not adequate, but virtually impossible. Law enforcement, and especially the public, will suffer accordingly.

[From the Washington (D.C.) Evening Star, June 17, 1966]

COURT'S 5-TO-4 RULING ON "HUMAN PERSONALITY"

(By Richard Wilson)

The demeanor of the Supreme Court when the recent opinions were read on getting confessions from suspected criminals re-vealed that the venerable justices are very wrought up over issues of high emotional content.

They are wrestling with a peculiarly modern problem much debated on the campuses of the universities and in intellectual circles. In the court's language this is the matter of respect for the "inviolability of

the human personality."

This legally obtuse language can cover a lot of ground, ranging from the college boy who does not wish to be drafted to the demonstrator in the streets and on to the beat poet who peddles the delights of LSD and marijuana, all in the name of respect

for the human personality.

The court has been seized with the problem over a wide range. The sanctity of the human personality emerges in the court's terms on such matters as the right to passports, birth control, school prayers, race relations, politics, Communist affiliations.

As most recently applied, the court comes down 5 to 4 with what amounts to a new law ending any attempt by the police to induce, trick or persuade suspected criminals into confessing. They can still confess, if they insist, but not until proof can be given that they do so of their own free will after being advised that they can remain silent and have a lawyer at their side. As a practical matter talking a criminal into confessing might as well be abandoned as a police practice from now on.

What the court is doing is debating the values of our time and not without rancor but wholly without consensus on matters vitally important to the general public.

The recent issue is only legalistically the principle of protecting the rights of the accused so that he is not intimidated or terrified by the atmosphere of the station house into acting and speaking against his own interests protected by the Constitution. If that were the case, the dissenting opinions revealed that the decision would have been better than 5 to 4.

The true issue involves the majority's eager crusading spirit tipping the balance of justice toward the criminal and without equal regard for those against whom the criminal has offended nor the responsibility of the state to protect life and property.

Social activism by the five justices usually thinking in concert is what is causing the trouble in the Supreme Court, and permits the vote of one man to decide issues of great importance. Franklin D. Roosevelt had a remedy for his time. He would have nearly doubled the court's membership so that its views would be more broadly representative, and thus more convincing.

But in Roosevelt's day the court was sanctified and immutable. One might as well have talked of increasing the membership in the Holy Trinity. Today we see the court in a different light, more as a tribunal than as a court in the hallowed sense, with five of nine tribunes issuing decisions that re-semble laws, or edicts and who delve deep into the sociological and psychological unknown for guidance in interpreting or re-

stating the Constitution.

What is being discussed here is not the school desegregation decision. That was unanimous. But for the last 12 years only one-third of the court's decisions have been unanimous, and the 5-to-4 line-up often emerges in critical cases. A 5-to-4 decision is not convincing. It can always be overturned. If President Johnson had appointed to the court a justice like John Harlan instead of Abe Fortas, the decision would have gone another way in the confessions case.

The criticism of the Warren Supreme Court is not confined to those who don't like the school prayer decision or politicians who don't like the apportionment decision or the people who now fear that Warren permissiveness will help many a murderer, rapist and narcotics peddler beat the rap. Extremists who wish to "impeach Earl Warren" have a more rational counterpart in respected law professors and members of the Supreme Court itself who are becoming increasingly sharp, not to say heated, in their objections

When there is this much smoke there is bound to be quite a fire. Chief Justice Warren added fuel to it by not merely defining the principle of freely given confessions, but by writing an edict thousands of words long on the conditions of admissible confessions. This essay was so diffuse and so fuzzy that any first year law student should be able to void a criminal's confession, no matter how freely given. Warren said, in effect, that his edict could be accepted as if it were a law until Congress or the legislatures come up with something as good of better.

Mr. BYRD of West Virginia. Mr. President, I yield the floor.

Mr. MANSFIELD. Mr. President, will the Senator from Washington yield me 1 minute?

Mr. MAGNUSON. I am happy to yield to the Senator from Montana.

Mr. MANSFIELD. Mr. President, I want to compliment and commend the distinguished Senator from West Virginia [Mr. Byrd] who has made a major speech on one of the most troublesome subjects in our country today.

He has made a great deal of research on this subject, as he always does, putting his finger accurately on the facts and figures which we need to know.

I would hope that the Senate, the administration, and the people of this country would pay attention to the remarks made by the Senator from West Virginia [Mr. Byrd], because they are to the point and call attention to a problem which is not getting better but is getting worse as the weeks go by.

Mr. BYRD of West Virginia. I thank the distinguished senior Senator from Montana.

Mr. LAUSCHE, Will the Senator from Washington yield me 5 minutes of time, please?

Mr. MAGNUSON. Mr. President, I ask unanimous consent that the Senator from Ohlo proceed on his own time for 10 minutes. The reason I am doing this is that we are running out of time on the bill.

The PRESIDING OFFICER. The Senator from Ohio is recognized for, 10 minutes.

Mr. LAUSCHE. Mr. President, I commend the Senator from West Virginia for his very effective paper presented to the Senate on this day, dealing with the severe crimp that will be imposed upon the police of our country and upon law

enforcement officials in the effective maintenance of law and order as created by the decision in the Miranda case.

Under the language of amendment 5 of the Constitution, the Supreme Court has interpreted the following clause as justifying the pronouncement that five of its judges made in the Miranda case: "nor shall—any person—be compelled in any criminal case to be a witness against himself."

The court construed that to mean that when a person is apprehended under circumstances indicating his possible connection with a crime, the officers, before they question him, in addition to what had been the practice for years gone by, must go on to tell him that he has a right to have a lawyer present; that if he does not have the money to hire a lawyer, the Government will provide him with a lawyer; that if he begins answering questions succeeding that information without a lawyer, he may determine to ask for a lawyer.

My only comment is that I wish to join with the prosecutors, the judges, and the general public in expressing the view that the majority members of the Supreme Court for some strange reason look around for justification to impose this burden upon the law enforcement officials of our country. The criminal now is shielded beyond what the framers of our Constitution ever intended. The Supreme Court has thrown practically an impregnable barrier around the criminal, that barrier being so strong that it will be incapable of penetration, and making the prosecution of criminals most difficult.

GRAND JURY FINDS COMMUNISTS ORGANIZED CLEVELAND RIOT

Mr. LAUSCHE. Mr. President, yesterday the grand jury of Cuyahoga County returned a report to the common pleas court of that county, dealing with the riots that took place in Cleveland a few weeks ago. The finding of that grand jury, in my judgment, is of the utmost importance to every citizen in the United States.

I wish to read the finding of the grand jury. It will be recalled that 96 buildings were burned down, lives were taken, bodies were injured, and many other trespasses were committed.

The grand jury of Cuyahoga County is made of 15 citizens. This particular grand jury had as its foreman Mr. Louis B. Seltzer, the former editor of the Cleveland Press, who served in the capacity of editor for 36 years.

This is what the grand jury reported:
This jury finds that the outbreak of lawlessness and disorder was both organized,
precipitated and exploited by a relatively
small group of trained and disciplined professionals in this business.

With respect to that finding, 10 days ago in Chicago I made the statement that the riots were so replete with expert action that only one conclusion could be drawn; and that was that the movements were centrally directed and planned.

The grand jury went on to say:

And by "they" is meant these profes-

were aided and abetted, wittingly or otherwise, by misguided people of all ages and colors, many of whom are avowed believers in violence and extremism, and some who are either members of, or officers, in the Communist Party.

Tragically, Mr. President, in the riots were hundreds of innocent people, and especially innocent Negroes. They did not know in their participation that in the background were Communists and organizers who precipitated and exploited the riots.

I read further from the report of the grand jury:

This jury considers it regrettable and unfortunate for the community's sake that the legal statutes of Ohio and Cuyahoga County are either so outmoded or inadequate in their scope that these responsible irresponsibles cannot at this time be reached by specific indictments for their infamous activities.

With regard to this finding, I wish to call to the attention of Senators that an amendment has been placed in the civil rights bill in the House of Representatives which would make individuals who precipitate, organize, or plan violence and riots in a community subject to Federal prosecution. When that measure comes before the Senate, it behooves us to make certain that it remains in the bill.

I shall read further from the findings of the grand jury:

This jury further believes that, even though what already happened is both regrettable and tragic in every conceivable human aspect, there is a grave potentiality for repetition of these disorders, or others like them, occurring elsewhere in this community.

I would add to that finding that there is a grave potentiality of repetition of riots not only in Cleveland but also in every metropolitan center in the country. In my judgment, the Lansing riot, the New York-Harlem riot, the Los Angeles riot, and the Cleveland riot are trial runs. They are drills under which these Communist leaders are perfecting their technique, making it possible for them to spread the destruction, spread the disorder, and spread the impotency of government throughout the country.

Mr. President, this is another finding: It was established before the jury that the leaders of the W. E. B. DuBois Club and the Communist Youth Party, with interchangeable officers and virtually identical concepts, arrived in Cleveland only a few days before the Hough area disorders.

These men who came from Chicago, New York, and Brooklyn... they were seen constantly together. They made swift contact with other Clevelanders who, the evidence showed, are leaders of the Communist Party throughout the Ohio Valley district, including Cleveland.

I repeat that the tragedy of the riots is the fact that hundreds of innocent. Negroes become enmeshed in demonstrations, not knowing at all that the Communists are standing in the background pulling the strings and directing the operations.

In Cleveland the rioters had supplies of Molotov bombs, and they met at all JFK club and discussed the planning

ACTION:

	Ιf	appro	ved,	the	Liaison	Agent	will	handle	this
matter	with	Helms	on 9	12/6	36 ₄				

A SEP 16 1966

四 UNRECORDED COPY FILED emorandum

: W. C. Sullivan

DATE: 9/13/66

D. J. Brennan, Jr

LEAK OF FBI DOCUMENTS CONCERNING

TO SENATOR ROBERT C. BYRD (D.-W.VA)

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DeLoach

Callahan Conrad _ Gale

Rosen Sullivan . Tavel . Trotter

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Reference is made to my memorandum dated 9/9/66 concerning copies of FBI documents which appeared to have been passed to Senator Byrd by the Central Intelligence Agency (CIA).

The Liaison Agent met with Richard Helms. Director of CIA, on 9/12/66, briefed him concerning this matter, and made it very clear that all of the evidence in our possession very strongly indicated that CIA was responsible for passing copies of Bureau documents to Senator Byrd. The Agent emphasized that unless CIA could establish that this was not true, we were lodging a strong protest. The Agent informed Helms that in view of the obviously serious nature of this matter, we would appreciate immediate action from CIA in order to resolve this matter with a minimum of delay.

Helms replied that it was difficult for him to believe that anyone would be so stupid to become involved in such activity, but he has learned through bitter experience that "anything is possible." He stated that he would take immediate action since he fully appreciated that a situation such as this adversely affected working relations between the two agencies. It was very apparent that Helms was decidedly disturbed over this development.

About an hour later, Helms contacted the Liaison Agent and advised that he had called in John Warner, who handles CIA's liaison with Congress. Also summoned were Warner's office Warner and his subordinates told Helms that CIA has had little or no contact with Senator Byrd and they emphatically denied being involved in the activity as described by the Bureau. Warner subsequently checked his office records and told Helms that there was no record of any contact with Senator Byrd on

SJP: jad (8).

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I'-/Mr. De Loach 1 - Mr. Wick, fig.

1 - M. A. Jones 1 - Liaison

1 - S. J. Papich

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SEP 21 1966

Memorandum to W. C. Sullivan
From D. J. Brennan, Jr.
RE: LEAK OF FBI DOCUMENTS CONCERNING

TO SENATOR ROBERT C. BYRD (D.-W.VA)

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b7C

this matter. Helms informed the Liaison Agent that under the circumstances he had no alternative but to order a thorough investigation within his agency. He gave instructions to Howard Osborne to investigate and do so thoroughly. Osborne subsequently confirmed to the Liaison Agent that Helms spelled out his instructions in no uncertain terms that "this thing had to be pinned down."

For your information, Osborne has been most cooperative with the Bureau having given us valuable assistance on numerous sensitive matters. It is believed that he will give us maximum cooperation in this particular matter.

ACTION:

Liaison will follow closely with CIA in order to resolve this in an expeditious manner.

No.12 N. De

83.00

DATE: September 7, 1966

R. E. Wick FROM

FBI DOCUMENTS CONCERNING

TO SENATOR ROBERT C. BYRD (D. -- W. VA.) ATT N

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SYNOPSIS ROBERT C. O

Following a telephonic request from Senator Byrd, SA Bowers was sent to furnish him public source information on three individuals. Expressing disappointment at brevity of data furnished, Senator Byrd stated, "Why can't a United States Senator, the best friend the FBI has in the Senate, get information directly from the FBI which he has already received from a third party." He produced Xerox copies of two FBI investigative reports and one FBI letterhead memorandum concerning

Told that only the Attorney General can release results of FBI investigations, he was asked to identify his source and to turn over the documents. He declined to name his source or to release the documents since they would lead to his source, pointing out he could not in good conscience violate a trust. He said he did not get the copies from the Department of Justice. A check of Bufiles reveals we furnished copies of the three documents in the Senator's possession to CIA on 2/3/66. CIA is only agency, aside from the Department of Justice, to get copies of two of documents. This, plus appearance of copies in possession of Senator (the appearance of so-called property stamp not used on copies sent to Department), indicates CIA was his source.

The Senator also revealed he has another documents conwhich reportedly came from the FBI and which he obtained from a different source. His description of this indicates it is a copy of a blind memorandum furnished DC Commissioner John B. Duncan. This document was not observed, and the Senator also declined to name his I source for it. The necessity to maintain FBI files inviolate was explained be to the Senator and he was cautioned that if he makes any use of the data he paraphrase it and not attribute it to FBI. He promised to carefully 🗸 protect documents, not to reveal he has them and not to attribute information to FBI.

Enclosures (5)

REC- 62

SEP-26 1966: F.

1 - Mr. DeLoach

1 - Mr. Sullivan

Mino A 200 9/9/66

Memorandum from Mr. Wick to Mr. DeLoach

Re: LEAK OF FBI DOCUMENTS CONCERNING

TO SENATOR ROBERT C. BYRD (D-W. Va.)

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b7C

RECOMMENDATIONS:

(1) That Bureau liaison representative advise CIA that Senator Byrd has copies of FBI documents which apparently could only have come from that agency. If CIA cannot prove to our satisfaction that they are not responsible for this, a vigorous protest should be lodged.

(2) That the enclosed airtel be sent to Washington
Field Office instructing the SAC to personally contact Commissioner
John B. Duncan concerning the apparent leak of part of the information
furnished him and, in the absence of proof that he or his office is not
the source of this leak to lodge a vigorous protest.

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(DETAILS - CONTINUED OVER)

	Memorandum from Mr. Wick to Mr. DeLoach	.b6	
	Re: LEAK OF FBI DOCUMENTS CONCERNING	.b6 .b7C	
	TO SENATOR ROBERT C. BYRD (D-W. Va.)		
	DETAILS:		
	Senator Byrd telephonically contacted you (Mr. DeLoach) on 9/1/66, requesting background information which we might have available on three individuals he identified as involved in recent racial disturbances in Southeast Washington. He identified these individuals	.b6	
l	as	b7C	
	Per instructions, SA David W. Bowers contacted Senator Byrd on 9/2/66 to furnish him brief public source information we have on the three individuals. Senator Byrd expressed disappointment at the brevity of the information furnished and commented, "Why can't a United States Senator, the best friend the FBI has in the Senate, get information directly from the FBI which he has already received from a third party." When asked what he meant, Senator Byrd reached into his brief case and produced Xerox copies of two FBI investigative reports and an FBI letterhead memorandum, all dealing with		Ъ6 Ъ70
	These documents are identified as: the report of SA dated 8/7/61 at Mobile, captioned "Unknown Subject Victim, Civil Rights;" the report of SA dated 9/21/61 at Mobile under the same caption; and a letterhead memorandum dated 7/29/63 at Chicago under the dual caption of "March on Washingto August 28, 1963, Racial Matters — Information Concerning (The originals of these documents are enclosed.)	m n,	Ъ6 Ъ7С
	Bowers told the Senator that the Attorney General is the operson who can release results of FBI investigations outside of Executiv Branch agencies. He was asked if he had received the copies from the Attorney General or the Department of Justice. He said he had not. He was asked where he obtained the documents. He declined to state since	е	

(CONTINUED-OVER)

Memorandum from Mr. Wick to Mr. DeLoach Re: LEAK OF FBI DOCUMENTS

he said to do so would violate a confidence. It was pointed out to him that whoever furnished him the documents had violated a confidence. His attention was directed to the statement appearing at the bottom of the first page of the three documents in his possession to the effect that the document is the property of the FBI, is loaned to the agency, is not to be disseminated outside the agency and is furnished to the agency in response to its name check request. (This information is stamped on FBI reports and letterhead memoranda sent to other agencies in answer to name check requests.)

The Senator was told that it is of the utmost importance that FBI files remain inviolate if we are to continue to receive the cooperation of the general public and particularly of our sources, many of whom risk their lives to provide us information. He again was asked for the identity of his source of these documents and he was requested to turn over the documents to Bowers. The Senator replied that in good conscience he would not identify his source nor could he turn over the documents since this would enable us to trace them back to his source. He stated that he can now fully appreciate our concern over copies of our reports getting out and commented that he will insure no one ever sees the documents he has or knows of his possession of them. He indicated he may even destroy them. He stated he had contemplated using the information contained in the documents regarding speech on the floor of the Senate and for this reason he had wanted to obtain the information directly from the FBI. He was told that we, of course, cannot prevent his using the information, but that if he does, he should carefully paraphrase it and under no circumstances indicate that it came from the FBI. He said he certainly would not attribute any such information to the FBI and that if he used it he would change it considerably.

The Senator then commented that he had another document on which also reportedly came from the FBI. He said this document was at home and had been obtained from another source which he likewise declined to identify on the basis that to do so would violate a trust. He described it as a three or four page item without any identification as having come from the FBI. He said it was on plain paper with the name in capital

b6 b7C



b6

b7C

Memorandum from Mr. Wick to Mr. DeLoach Re: LEAK OF FBI DOCUMENTS

letters centered at the top of the first page. He stated this item	
contained information on not included in the other three	b6
documents, mentioning the fact that it reported	b7C

The Senator said the individuals who furnished the documents to him knew him "quite well," and knew he would not "misuse" the information and that he would not do anything to harm the FBI. He said he certainly does not want to be responsible for these individuals getting in trouble and while he definitely does not want to be at odds with the FBI he cannot in good conscience reveal his sources. He then remarked that in view of these developments he may well decide against making any use of the information.

During the brief period when Bowers was able to observe the documents in Senator Byrd's possession, he secured the identification of them as previously set out. He also noted that the documents apparently were Xerox copies made from Xerox copies. The letterhead memorandum involved included its accompanying informant evaluation page. Across the bottom of the first page of each of the documents it was apparent that a strip of paper bearing the stamped statement that the document is the property of the FBI and not to be disseminated outside the agency to which loaned had been used when the original documents in our files were copied. This is the procedure often followed in the Name Check Section when reports are being Xeroxed for distribution to other agencies in compliance with name check requests. The strip of paper is used to block out Bureau markings and at the same time reproduce the property statement.

As can be seen from the enclosed file copies of the three documents involved, we furnished "photo" copies of each to Central Intelligence Agency (CIA) on February 3, 1966, in response to the request from that agency of 1/20/66 for information on Aside

11

Memorandum from Mr. Wick to Mr. DeLoach Re: LEAK OF FBI DOCUMENTS

from the Civil Rights Division of the Department of Justice, CIA is the only agency to receive copies of the two investigative reports. The Department was furnished a carbon copy of the reports immediately after they were submitted in 1961. It should be noted that we do not use the so-called property stamp (showing the document is the property of the FBI and loaned to the other agency) on copies of reports forwarded to the Department but this stamp is used on such documents furnished to CIA.

In view of the foregoing information it seems apparent that Senator Byrd received the two investigative reports and the letterhead memorandum from someone in CIA.

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The original of this document is enclosed. Information of	

The original of this document is enclosed. Information of appears at the bottom of the last page of the part concerning

We have enjoyed a cordial relationship with Senator Byrd.

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ALL FBI INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

HEREIN IS UNCLASSIFIED 5010-106 DATE 10-22-2010 BY 60324 uc baw/sab/lsg

OPTIONAL FORM NO. 10
MAY 1962 EDITION
GSA GEN. REC. NO. 27
UNITED STATES G

ERNMENT



Memorandum

ТО	:	W.	C.	Sul	livá

DATE: 9/21/66

Callahan Conrad _ Felt ___ Gale ___

Tavel _ Trotter

Tele. Room Holmes ____ Gandy ____

FROM : D. J. Brennan, Jr

SUBJECTALLEAK OF FBI DOCUMENTS CONCERNING

b6 b7С

ROBERT C BYRD (DEMOCRAT - WEST VIRGINIA)

TO_SENATOR-

This memorandum advises that Howard Osborn, Director of Security, Central Intelligence Agency (CIA), believes he has located the leak within CIA which resulted in FBI documents ending up in the hands of Senator Robert Byrd of West Virginia.

Memorandum Brennan to Sullivan dated 9/13/66, reported that Richard Helms, Director, CIA, had ordered Howard Osborn, Director of Security, to conduct anthorough investigation within CIA to determine if someone in CIA was furnishing FBI reports to Senator Byrd.

	On 9/20/66, Osborn advised the Liaison Agent that
	all available records at CIA Headquarters and at their district
	field office failed to reveal any CIA interest in
1	During the course of CIA's investigation, CIA employee,
1	who handles CIA name check requests
1	with the Bureau's Name Check Section and who was on leave at
	the time, was telephonically contacted regarding this matter.
1	at first. denied any knowledge of a name check request
	regarding He subsequently recontacted CIA Headquarters
	and changed his story. As a result, was ordered to
ì	report to CIA Headquarters immediately. In a signed statement
ı	furnished to CIA, advised that about six months ago. he./
ļ	was approached by a fellow CIA employee,
1	asked if he would institute a name check with the Bureau
	on an "off the cuff basis" for a close personal friend in a
	law enforcement agency in Prince George's County. who
	admitted he knew this was in violation of existing Agency rules,
	agreed to make the check. Upon receipt of the FBI documents,
1	admitted turning them over to for his personal ''
	use. subsequently viewed copies of the documents in
	question and identified them as being identical with the docu-
١	ments he furnished 62-102432-22 bl Per CIA
	WOC: jad , b3 Per CIA
	(8)4,4,7
	WoC: jad (8) 1 - Mr. De Loach, pp 1 - M. WA. Strong 1966 1 - Liaison hor Per CIA bas Per C
	1 - Mr. Wick 1 - Liaison 1 - W. Cregar
	1 - Mr. Rošěn delice 1 - W. Cregar
	1 - Mr. Sullivan CONTINUED - OVER
	4 OCT 5 1966
h	4 OCT 0 1966

0/3/

Memorandum to W. C. Sullivan

From D. J. Brennan, Jr.

RE: LEAK OF FBI DOCUMENTS CONCERNING

TO SENATOR

ROBERT C. BYRD (DEMOCRAT - WEST VIRGINIA)

	Osborn advised that he is dispatching a senior			
	security officer, as soon as travel documents can be obtained	,		
	where is currently assigned for CIA.	•		
Н	will be thoroughly interviewed and a signed statement			
П	will be obtained. All facts will be developed in the inter-			
П	view as to who gave the documents to and a complete			
ľ	written report will be furnished the Bureau by CIA including			
	the results of disciplinary action taken.	.b3	Per	
l		.b6	Per	CIA

Osborn advised the Liaison Agent that both he and Mr. Helms are distressed over the incident and that they intend to make an example of the guilty CIA employees to insure that such an incident never occurs again. Osborn intends to recommend that be removed from the rolls of CIA and is confident that Mr. Helms will support his recommendation.

Liaison will continue to follow with Osborn and will obtain a copy of CIA's written report as soon as possible.

ACTION:

For information.

4-572 (Rev. 7-18-63) OFFICHAL FORM NO. 10-MAY 1962 EDITION GSA GEN. REG. NO. 27



UNITED STATES GOVERNMENT

 $\it Aemorandum$

TO

The Director

FROM

N. P. Callahan

SUBJECT:

The Congressional Record

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

DATE: Sept. 14, 1966

Original filed in: 66-1781-

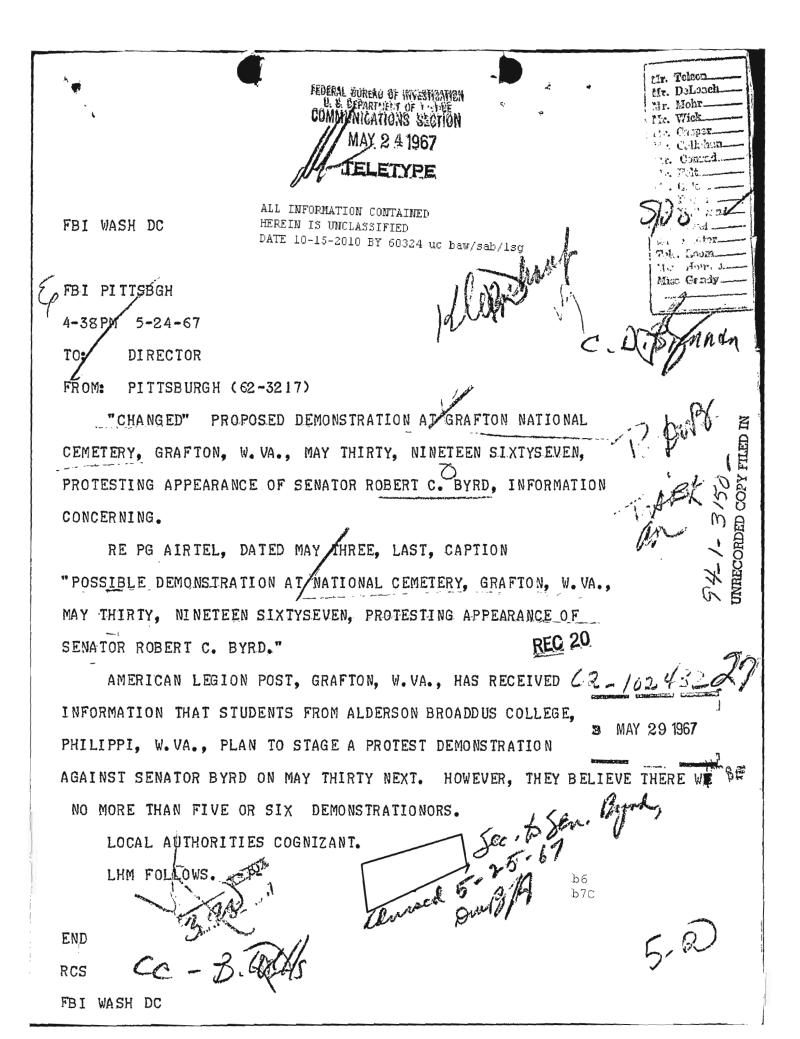
Page 21426. Secator Eschol. (R) California, polated out that with an starming increase in the crime rate in the country, as reflected by the reports of the Federal Bureau of lavestigation, it is reassuring to read of a citizen's pride which results from respect for lew and order. That pride is expressed in an article, entitled "phat's mappende to Respect for Law and Order?' Dritten by Secotor Robert Byrd of West Virginia and appearing in the September 1956, edition of Future magazine. Mr. Acchel placed the article to the Record.

In the original of a memorandum captioned and dated as above, the Congressional Sept. 13,1966 Record for was reviewed and pertinent items were The Cor the Discor's attention. This form has been prepared in order that ortions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

84 UEUT 1966 burns

LEAK OF FBI DOCUMENTS CONCERNING b6 b7C TO SENATOR ROBERT C. (DEMOCRAT - WEST VIRGINIA) is the individual who passed the assumed that material to Senator Byrd. Either of the following courses of action could now be taken; namely, (1) confront with the facts and lodge a strong protest b3 Per CIA concerning the involvement of b6 Per CIA (2) take no further action. It is believed that if this is there very likely will be an inquiry, taken to will either admit or deny any irregular conduct and on his part. We believe that very likely would contact Senator Byrd and look for support. The Bureau could then become involved with the Senator. Nevertheless, we could still take the first course and let the chips fall where they may. RECOMMENDATION: If approved, it is recommended that we take no further action in this matter. We have spiked the uncalledfor activity within CIA, and our action should serve as a good deterrent for the future. We believe that it would not be in the best interests of the Bureau to take the second course of action because of the high probability of becoming involved in a conflict with Senator Byrd. MUYS I THINK WE SHOULD TELL AND b6 b7C TAKES IS UP TO HIM. ASAC J. Mc Dermott
Irrefel ac matter
4 instruction to contact

Memorandum Brennan to Sullivan



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		Date: 5/15/67	<u> </u>
Transmit th	e following in AIRTEL	(Type in plaintext or code)	
Via		(Priority)	
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	FROM: SUBJECT:	SAC, PITTSBURGH (100-15660) (C)	
		PROPOSED DEMONSTRATION AT WEST VIRGINIA UNIVERSITY, MORGANTOWN, W. VA., 5/14/67, PROTESTING APPEARANCE OF SENATOR ROBERT C. BYRD AND UNITED STATES INVOLVEMENT IN VIETNAM IS - INFORMATION CONCERNING	
	,	Re Pittsburgh telsto Bureau, dated 5/11/67	, & 5/15/67
	concernin	Enclosed for the Bureau are eleven copies g the above captioned matter.	of an LHM
	to USA, W W. Va., G Va.	Copies of this IHM are also being dissemin heeling, W. Va., Secret Service, Charleston -2 and OSI, Pittsburgh, Pa., and NISO, Norf	ا. و
		No further investigation is being conducte	d.
·		AGENCY: G-2, ONI, OSI State San 62- DATE FORW: 5-18-67 HOW FORW: 17 /5 BY: BY: 140 MAY 333 1967	10 2432
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Special Agent in Charge



In Reply, Please Refer to File No.

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DATE 10-15-2010 BY 60324 uc baw/sab/lsg

NI D STATES DEPARTMENT OF JUSTICE FEDERAL BUREAU OF INVESTIGATION

Pittsburgh, Pennsylvania

May 15, 1967

PROPOSED DEMONSTRATION AT WEST VIRGINIA UNIVERSITY, MORGANTOWN, W. VA., MAY 14, 1967, PROTESTING APPEARANCE OF SENATOR ROBERT C. BYRD AND UNITED STATES INVOLVEMENT IN VIETNAM

The graduation exercises at West Virginia University, Morgantown, West Virginia, were held at the University Field House at 3:00 PM on May 14, 1967. Senator ROBERT C. BYRD was present and awarded an Honorary Doctor of Law Degree.

Approximately twelve persons were observed picketing the West Virginia Field House prior to the graduation exercises carrying signs stating that Senator BYRD was a former member of the Klu Klux Klan, that BYRD had voted against the Civil Rights Act of 1964, and that BYRD was against home rule for Washington, D. C. There was also a sign stating, "Doctors Degrees Available Cheap."

There was no disturbance.

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.

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. DATE 10-15-2010 BY 60324 uc baw/sab/lsgy

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6	concerning c	aptioned matter.	
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1111	, PC	lice Department, Morgantown,	w. va., cognizant. b7c
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In Reply, Please Refer to File No.

UNIOD STATES DEPARTMENT OF JUDICE

FEDERAL BUREAU OF INVESTIGATION

Pittsburgh, Pennsylvania May 11, 1967

PROPOSED DEMONSTRATION AT WEST VIRGINIA UNIVERSITY, MORGANTOWN, W. VA., MAY 14, 1967, PROTESTING APPEARANCE OF SENATOR ROBERT C. BYRD AND UNITED STATES INVOLVE-MENT IN VIETNAM

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A representative of the 109th Military Intelligence Group, Region III, Pittsburgh, Pa,, advised that information had been received from a source that a demonstration was planned to take place May 14, 1967, at West Virginia University, Morgantown, W. Va., to protest the appearance there of Senator Robert C. Byrd at West Virginia University commencement exercises and the United States policy on Vietnam. Members of a Huntington, W. Va., group called "Protect All Negroes Now" would be present.

Institute, W. Va., and

were active in planning the demonstration.

The August 12, 1965 issue of "The Charleston Gazette," Charleston, W. Va., in an article captioned "Jury Upholds Weimar Conviction," set out that an all white jury of Mercer County Intermediate Court upheld a conviction of William Curtis Weimar, Jr. Weimar was earlier convicted by a Bluefield, W. Va., Police Court for assault and damaging property, December 10, at a racially troubled "Y." Shortly after the incident, Weimar was dismissed from Concord College.

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ENCLOSURE

62-102432-

HELLING TO THE PERSONNEL STREET OF THE STREE
FBI WASH DC ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg
FBI PITTSBGH
409 PM URGENT 5-11-67 CEC
TO/DIRECTOR
FROM PITTSBURGH (100-15660)
PROPOSED DEMONSTRATION AT WEST VIRGINIA UNIVERSITY, MORGANTOWN,
W. VA., MAY FOURTEEN, NEXT, PROTESTING APPEARANCE OF SENATOR
ROBERT C. BYRD AND U.S. INVOLVEMENT IN VIETNAM; IS DASH
INFORMATION CONCERNING.
ON MAY ELEVEN, INSTANT, CAPTAIN G TWO,
PITTSBURGH, PA., ADVISED DEMONSTRATION BEING PLANNED TO TAKE
PLACE MAY FOURTEEN, NEXT, AT WEST VIRGINIA UNIVERSITY, MORGANTOWN,
PLACE MAY FOURTEEN, NEXT, AT WEST VIRGINIA UNIVERSITY, MORGANTOWN, W. VA., PROTESTING APPEARANCE THERE OF SENATOR ROBERT C. BYRD b6 b7c
AT THE WEST VIRGINIA UNIVERSITY COMMENCEMENT EXERCISES AND
U.S. VIETNAM POLICY. MEMBERS OF HUNTINGTON, W. VA., GROUP
"PROTECT ALL NEGROES NOW", PLAN TO TAKE PART.
INSTITUTE, W. VA., AND CLAYTON NOT RECONDED
N. J., ACTIVE IN ORGANIZAING DEMONSTRATION. 40 MAY 17 1967
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		FBI .
		Date: 5/31/67
Transm	nit the following in	(Type in plaintext or code)
v iα	AIRTEL	(Type in plantage of code)
		(Priority)
	TO:	DIRECTOR, FBI
	FROM	SAC, PITTSBURGH (62-3217) (C)
	SUBJECT:	PROPOSED-DEMONSTRATION AT GRAFTON-NATIONAL CEMETERY, GRAFTON, W. VA., 5/30/67, PROTESTING APPEABANCE OF SENATOR ROBERT C. BYRD INFORMATION CONCERNING
		.27
		Re Pittsburgh airtel to Bureau, dated 5/24/67.
	copies	Enclosed herewith for the Bureau are eleven (11) of an LHM concerning the above-captioned matter.
		Information in LHM was furnished to SA
	Service, 3 - Bure 7 - Pitt	Copies of this LHM are being disseminated to seeling, W. Va.; G-2, Pittsburgh, Pa.; and Secret, Charleston, W. Va. eau (Encls. 11) CLOURE tsburgh EX-108
	CFW/jmc (4)	Agency G-2, ONL OSL CRD
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Special Agent in Charge



DATE 10-15-2010 BY 60324 uc baw/sab/lsg UNITED STATES DEPARTMENT OF JUSTICE

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FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to File No.

Pittsburgh, Pennsylvania May 31, 1967

PROPOSED DEMONSTRATION AT GRAFTON NATIONAL CEMETERY, GRAETON, WEST VIRGINIA, MAY 30, 1967, PROTESTING APPEARANCE OF SENATOR ROBERT C. BYRD

On May 31, 1967, Deputy United States Marshal Fairmont, W. Va., advised that he attended the ceremonies at the Grafton National Cemetery at Grafton, W. Va., on May 30, 1967, and no demonstrations or incidents occurred.

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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.

62-102432-28 ENCLOSURE

The Attorney General

July 13, 1967

Director, FBI

HONORABLE ROBERT C. BYRD UNITED STATES SENATE WASHINGTON, D. C.

Enclosed are a copy of a letter I received from Senator Byrd and a copy of my reply to him.

Enclosures (2).

1 - The Deputy Attorney General - Enclosures (2)

1 - Mr. Wick - Enclosures (2)

1 - Mr. DeLoach - Enclosures (2)

HRH:kcf / (9)

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Callahan. Conrad Rosen. Sullivan 🕒 Tavel Trotter -Tele. Room -

Walter Scott's

rsonality rade

Q. I read in Harper's that Sen. Robert/Byrd of West Virginia used to be an organizer for the Ku Klux Klan. Is this so?—L. W., Charleston, W. Va.

A. Senator Byrd (D., W. Va.) has made no secret of his Klan affiliation, which came to an end more than 20 years ago.

Holmes . Gandy

Times Herald PARKEDE MAG 2
The Washington Daily News
The Evening Star (Washington)
The Sunday Star (Washington)
Daily News (New York)
Sunday News (New York)
New York Post
The New York Times
World Journal Tribune
(New York)
The Sun (Baltimore)
The Worker
The New Leader
The Wall Street Journal
The National Observer
People's World
Date [CN 1 1 1987

The Washington Post

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ALL INFORMATION CONTAINED Mr. Tolson. HEREIN IS UNCLASSIFIED Mr. DoLoach. DATE 10-15-2010 BY 60324 uc baw/sab/lsg Mr. Mohr. Mr. Bisliop 8-23-67 Mr. Casper Mr. Callahan. Mr. Conrad. Mr. Felt. Mr. Gale ... Mr. Bishop: Mr. Rosen. Mr. Sullivan. RE: CALL FROM OFFICE OF Mr. Tavel .. Mr. Trotter SENATOR ROBERT C. BYRD Tele. Room. (D - WEST VIRGINIA) FOR Miss Holmes. Miss Gandy. CRIME DATA in the office of Senator Byrd of West Virginia called this morning and indicated that the Senator is making a major speech on the floor of the Senate on September 15th on the crime situation. She wondered whether the Senator's office could be furnished comprehensive data on crime, recent statements from the Director on the crime situation and any "suggested remarks" which the Senator might give. I told that I would check around and see just what was available. While on several occasions in the past we have gotten up suggested material for Senator Byrd's use, the fact remains that we did have some difficulty with his office several months ago in connection with a "leak" by him of information to outsiders. Our recent contacts with his office have been of a formal nature. RECOMMENDATION: That the attached material be sent to the Senator's office without cover letter. Out 8/24/ M. A. Jones Enclosures (11) for of Preliminary UCR release (67) 1 - Mr. De Loach LEB Introduction, 5-67 1 - Mr. Bishop 1 - Mr. Bowers LEB Introduction, 6-67 LEB Introduction, 7-67 LEB Introduction, 8-67 A "Hue and Cry" for a Modern Era "Faith, Freedom and Law" UCR press release, 8-10-67 FBI Appropriation 1968 () UCR--1966 10 AUG 28 1967 "An Analysis of the New Left: A Gospel of Nihilism," Christianity Today

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DATE 10-15-2010 BY 60324 uc baw/sab/lsg



Noise

October 9, 1967

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

I want to express my appreciation for your having inserted in the "Congressional Record" of October 5th my message from the October issue of the FBI Law Enforcement Bulletin which appeared as an editorial in the October 3rd edition of the "Williamson Daily News."

I am pleased that you found my comments worthy of being brought to the attention of your colleagues and I want to thank you for your support.

Sincerely yours,

20 0 1 - Pittsburgh

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NOTE: Senator Byrd is on the Special Correspondents List. An acknowledgment of the editorial to the "William son Daily News" is being handled separately.

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Trotter Tele. Room Holmes Gandy	830CT23 1967 MAIL ROOM TELETYPE UNIT	it: Qu	4	July 1

STERNER ACTION NEEDED

Mr. BYRD of West Virginia. Mr. President, I ask unanimous consent to insert in the Record an editorial, entitled "Sterner Action Needed at Outset,"

which appeared in the October 3, 1967, edition of the Williamson Daily News

There being no objection, the editorial was ordered to be printed in the Record, as follows:

STERN ACTION NEEDED AT OUTSET

Rioting and crime in the streets are two Rioting and crime in the streets are two of the most urgent problems confronting this nation. These have resulted in a myriad of suggestions as to their causes and an even greater number of remedial measures for their cure. By virtue of his long career in directing the nation's No. One law enforcement agency, J. Edgar Hoover, director of the Federal Bureau of Investigation, certainly should be competent to discuss these conditions with an air of authority. This he conditions with an air of authority. This he does in his message to all law enforcement officials which apepars in the FBI Law Enforcement Bulletin. Mr. Hoover's message reads as follows:

In a riot there are no victors. The losers include everybody—the rioters, the victims, law enforcement, the community, the State,

and the Nation.

Causes of riots can be counted by the score. A study of the overall problem ludi-cates, however, that the widespread violence in our country to some degree is a direct outgrowth of the civil disobedience movement. In recent years, some leaders of dublous stature have made a grandiose gesture of will-. ure have made a grandiose gesture of will-fully violating laws they deem to be unjust. For the most part, these individuals, although admittedly guilty of breaking the law, have gone unpunished. Young thugs and misguided teen-agers, seeing others defy authority and the courts with impugnity, have been led to believe that any crime under a banner of complaints is justified. Consequently, they ignore the law and roam through their communities creating violence and terror. Certainly, those who espouse the and terror. Certainly, those who espouse the theory of civil disobedience and authorities who free guilty violators must share a portion of the blame and responsibility for the turmoil in our streets. It should be abundantly clear that the dearting of civil discourse of civil dispersions.

the turmoll in our streets. It should be abundantly clear that the doctrine of civil disobedience is a doctrine of self-destruction.

Stern, decisive action is needed when a street disturbance begins. Justice is not served when a growing horde of vandals and looters is appeased and their pillage overlooked lest "a show of force might provoke them to greater violence." Quiescence does not satisfy rioters, Procrastination or uncernot satisfy rioters, Procrastination or uncer-tainty on the part of authorities denotes weakness or concession to a mob. Thus, the offenders are encouraged and their violence

gains momentum.

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A judicial self-appraisal by the news

of their riot coverage might also in order. Some media have already taken action in this regard. There can be no quarrel with the all-important role of keeping the public informed as quickly and as completely as possible. No one rightfully expects riots to be played down or salient facts withheld.

On the other hand, militant agitators, hate-mongers, and publicity-seeking rabble rousers who incite riots have no fear of overexposure. They know that television, radio, and front-page news stories are the best and quickest means of getting their views before the public. Thus, they seek attention from the news media. In riot reporting, objectivity and balance, always key factors of responsible lournalism, help across determine and ble journalism, help expose distortion and reduce the special treatment of those who advocate violence. Strict adverence to high journalistic principles is a valuable public service in matters affecting public safety.

Many proposals have been advanced to help climinate the causes of rlots. Just as there is no single cause, there is no single remedy. I do know, however, that the answer will not be found in sociological remedies alone. If our system of law is to survive, then the law must be enforced. Those who break the law, acting alone or in concert, must be detected and arrested, promptly prosecuted, and given

proper, substantial punishment. In halting riots and removing crime from our Nation's streets, this should be the first order of; business.

Congressional Record, October 5, 1967 Pages S 14263 - S 14264 ·

Cotto Hillale Jul

62-102432-31

CARL HAYDEN, ARIZ., CHAIR RICHARD B. MUSSELL, GA. ALLEN J. ELLENDER, LA. ALLEN J. ELLENDER, LA.
LISTER HILL, ALA.
JOHN L. MCCLELLAN, ARK.
WARREN G. MAGNUSON, WASH.
'SPESSABD L. HOLLAND, FLA.
JOHN STENNIS, MISS.
JOHN O. PASTOBE, R.I.
A. S. MIKE MONRONEY, OKLA.
ALAN BIBLE, NEV.
ROBERT C. BYRD, W. VA.
GALE W. MCGEE, WYO.
MIKE MANSFIELD, MONT.
E. L. BARTLETT, ALASKA
WILLIAM PROXMIRE, WIS.
RALPH YARBOROUGH, TEX.

RALPH YARBOROUGH, TEX.

THOMAS J. SCOTT, CHIEF CLERK WM. W. WOODRUFF, ASST. CHIEF CLERK

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KARL E. N. 77, S. DAK.
MARGARET GAASE SMITH, MAINE DATE 10-15-2010 BY 60324 uc baw/sab/lsg
THOMAS H. KUCHEL, CALIF.

United States Senate

COMMITTEE ON APPROPRIATIONS WASHINGTON, D.C. 20510

October 18, 1967

MY. Tolson Mr. Deloach Mr. Nichr Mr. Deloach Mr. Casper. Mr. Callahan. Mr. Conrad ... Mr. Felt .. Mr. Gale ... Mr. Rosen_ Mr. Sullivan Mr. Tavel. Mr. Trotter-Tele. Room... Miss Holmes. Miss Gandy_

Hon. John Edgar Hoover, Director

Federal Bureau of Investigation U. S. Department of Justice

Washington, D. C.

Dear Mr. Hoover:

Thank you for your letter concerning my insertion of your message in the October 5 issue of the Congressional Record. I was pleased and privileged to see that these pertinent comments of yours received wider coverage.

With warm regards.

Sincerely yours,

Byrd U. S. Senator

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Mr. Tolson

Using generalities, I briefed the Senator and in a very few moments, about the swing to the left of various alleged civil rights organizations such as SNCC, CORE, and the Southern Christ Leadership Conference. I told them that the Director had pointed this out on many occasions and that the Director clearly felt that the more these groups needed money and publicity, the further left they would swing in order to gain such objectives.	3
I told the Senator and they should feel free to call us at any time; however, we of course were restricted in what we could furnish them. The Senator expressed appreciation and asked that his best regards be extended to the Director.	

Virginia. He deplored the attacks upon the Director and the FBI by the Charleston, West Virginia Gazette, and stated this paper makes

ACTION:

For record purposes.

little impression upon the people of West Virginia.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

June 11, 1968

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

It was indeed thoughtful of you to place "The Washington Daily News" editorial, "Superb Police Work," in the June 10th issue of the "Congressional Record." I want you to know of my sincere appreciation for doing so and for your most kind comments regarding our efforts in the capture of James Earl Ray, the suspected assassin of Martin Luther King.

We are grateful for the outstanding cooperation the FBI has received from the

As you pointed out, a

tremendous amount of tedious work has gone into this investigation, and because of this it has been difficult to refrain from publicly setting straight those detractors who have sought to ridicule our efforts and motives.

Your generous remarks and expressions of support are certainly reassuring, and all of us in the FBI extend our thanks.

MAILED Z

JUN 11 1968

COMM-FBI

Sincerely yours C 43 J. Edgar Hoover

JUH 17 1968

1 - Pittsburgh

NOTE: Senator Byrd is on the Special Correspondents List, and our relations with him have been very good.

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PERS. BEC. UNIT

Conrad

Felt Gale Sullivan Tavel

Trotter Tele. Room Holmes

THE CAPTURE OF JAMES EARL RAY, SUSPECTED SLAYER OF MARTIN LUTHER KING

Mr. BYRD of West Virginia. Mr. President, the tragic events of last week overshadowed one of the greatest accomplishments in law enforcement activity in recents years—the capture of James Earl Ray, the suspected slayer of Martin Luther King.

Many of us have become accustomed to such achievements by the FBI, for we have seen J. Edgar Hoover and his dedicated men and women time after time accomplish the seemingly impossible. Some felt this case was impossible. Others, self-ish individuals who do not know the true character of Mr. Hoover and his associates, have blandly asserted their belief that Ray would never be captured, implying that the FBI did not really want to catch Ray.

But the FBI all the while continued its job in its usual professional manner, saying nothing about the progress being made. Hundreds of thousands of manhours went into the investigation. No lead, no matter how farfetched it seemed, was left unchecked. The trail, wherever it led, was followed, FBI agents and officials alike, from Mr. Hoover on down, worked long hours, day and night, weekends and holidays, in an effort to find this man.

The break came finally last week, and Ray is now in jall awaiting his day before the bar of justice. Ray could not have run afoul of three finer law enforcement agencies in the world even if he had tried, for his final capture resulted from the cooperation of the FBI the Royal Canadian Mounted Police, and New Scotland Yard.

Let all would-be assassins take note the full force of law enforcement throughout the free would will never rest until all such criminals are brought to justice.

Mr. President, I ask unanimous consent to have printed in the Record an editorial entitled "Superb Police Work," published in the Washington Daily News of June 10, 1968.

There being no objection, the editorial was ordered to be printed in the RECORD, as follows:

SUPERB POLICE WORK

Only the trial can confirm whether or not the suspect in the murder of Dr. Luther King

is the right man.

But the international police diligence, patience and skill which led to the capture of James Earl Ray, alias Eric Starvo Galt, alias Ramon George Sneyd, has to go into the books as one of the most remarkable crime searches in many years.

books as one of the most remarkable crime searches in many years.

The FBI had been looking for Ray since April 20, after a spate of intensive detective work pin-pointed the identity of the man they wanted. Police all across the United States had been involved in the hunt, and when it seemed possible Ray might have slipped out of the United States, police forces in other countries were informed.

There are no passport requirements for

There are no passport requirements for Americans visiting Canada and it was fairly

easy for Ray to "go north."

But the Royal Canadian Mounted Police lived up to their reputation for relentless pursuit. They combed 200,000 applications and turned up Ray's picture on a request for a Canadian passport under the name of Sneyd. The FBI and the British were alerted, among others.

among others.

Britain's famed Scotland Yard made the capture as the result of typical perseverance. Ray was caught at an airport trying to leave

the country.

This fellow obviously is no ordinary suspect. Whether or not he had confederates, his trail marks him as a cunning character.

In any case, we think the FBI, the Mountles and Scotland Yard deserve special commendation. And only hope that similarly skillful police cooperation will lead to the arrest of other wanton killers—the three men, for instance, who gunned down Abder Rayyan, a South Side Chicago merchant. Police could detect no motive but since Rayyan was a Jordanian immigrant, it was possible the killing was intended as revenge for the assas-aination of Senator Kennedy.

"Congressional Record" June 10, 1968

Litto Byrd
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Harry

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DATE 10-15-2010 BY 60324 uc baw/sab/lsg

United States Senate

COMMITTEE ON APPROPRIATIONS

WASHINGTON, D.C. 20510

June 12, 1968

Mr. Casper Mr. Callahan.. Mr. Conrad. Mr. Felt Mr. Sale Mr Mr. Sinlivan Mr. Tavel_ Mr. Tratter ... Tele. Room ---Miss il dmes .. Miss Gandy

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation U. S. Department of Justice Washington, D. C.

Dear Mr. Hoover:

Thank you for your letter concerning my insertion in the Congressional Record of the editorial entitled "Superb Police Work" from the Washington Daily News. You may be assured that I was very pleased to see that the fine work of you and your staff received wider recognition. My congratulations to you on the persistence that resulted in the final achievement of your goal!

With warm regards, I am

Sincerely yours,

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June 24, 1968

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

It was indeed thoughtful of you to place in the June 21st issue of the "Congressional Record" the favorable article written by the Honorable Ralph McGill concerning the work of this Bureau in the James Earl Ray case. Your generous remarks are certainly reassuring, and my associates join me in expressing appreciation for your continued support.

Sincerely yours,

J. Edgar Hoover

1 - Pittsburgh

MAILED 8 JUN 25 1968

COMM = FE

NOTE: Senator Byrd is on the Special Correspondents List. Honorable Ralph McGill is the publisher of "The Atlanta Constitution," Atlanta, Georgia, and is on the Special Correspondents List. This article appeared in the June 15th edition of The Atlanta Constitution" and was entitled, "The Geese Are Quiet Now." By letter of 6-18-68 the Director expressed his appreciation for this article to Mr. McGill and his kind comments concerning our work in the James Earl Ray case.

FMG:mer_(5)

JUL 9 1968.

Tolson ______
DeLoach _____
Mohr _____
Bishop _____
Casper ____

Sullivan _____
Tavel ____
Trotter ___
Tele. Room

lmes ______MAIL ROOM

COMMENDATION OF THE FBI FOR CAPTURE OF JAMES EARL RAY

Mr. BYRD of West Virginia. Mr. ident, on June 10, 1968, I made brid e-marks in the Senate commending J. Edgar Hoover and the FBI for the capture of James Earl Ray, the man suspected of killing Martin Luther King. At that time, I stated:

Selfish individuals who do not know the true character of Mr. Hoover and his associates, have blandly asserted their belief that Ray would never be captured, implying that the FBI did not really want to catch Ray.

Ralph McGill, the distinguished publisher of the Atlanta Constitution, has developed this thought further in a column published in the Evening Star of June 20, 1968. He also made some most laudatory and deserved comments about the FBI. I ask unanimous consent that the column be printed in the RECORD.

There being no objection, the column was ordered to be printed in the RECORD, as follows:

RAY'S CAPTURE STILLS THE SINISTER RUMOR MILLS

Another phase of the sickness of our soclety, of which petty, petulant cynicism and a wish to believe the worst are symptoms, was revealed by the capture of the man suspected of killing Dr. Martin Luther King. The arrest of James Earl Ray came after a really brief span of time, all things con-

A Bible text may be helpful. Three paragraphs of it begin with Matthew 11:12.

"From the days of John the Baptist until

now, the Kingdom of Heaven suffereth violence and the violent carry it away ...
"The man who has ears to hear, he must

use them.

"But how can I show what the people of this generation are like? They are like children sitting in the market place calling out their friends, 'We played at weddings for you but you would not dance, and we played at funerals and you would not cry.' For John came neither eating nor drinking and they said, 'He is a hypocrite and crazy.' Then the Son of Man came, enjoying life, and people say, 'Look, a drunkard and a glutton—the close friend of the tax collector and the sin-

Always the doubters—the cynics, the nay-sayers, the makers of false rumors, the arousers of suspicion—refuse to accept

King was murdered on April 4. The one suspect was arrested in London on June 8.

Yet, in those few weeks the most amazing, corrupting rumors, half-whispered claims of "inside information," doubts and evil reports were circulated about the Department of Justice and, more especially, the Federal Bureau of Investigation.

Some of these false accusations and wholly spurious claims of "inside reports" and manufactured rumors were set in motion by the gaggies of geese that are in all our com-munity ponds. Others were initiated by persons of malice or by enemies of the American system. Some were set in motion seeking to make the Negro have doubt in the integrity of the Department of Justice.

The more commonly circulated false ru-

mors and lies were these:
1. The FBI doesn't want to catch the man

because the FBI didn't like King.

2. The FBI (or "the government") doesn't want to capture Ray because if he is caught there will be released something so monstrous it can't be allowed to become public.

3. The suspect is already dead. The persons who hired him to murder have already killed him to keep him from talking and the FBI knows it and wants if left that way.

4. There were other lesser, but equally silly, claims that "they" told to the guilible. These included claims that the FBI hired only Catholics. "They" also said the FBI was made up of Southerners who didn't like colored people—and so on and on, ad hauseum.

J. Edgar Hooyer's rebuke to King grew out of King's repeating the charge told him by someone who claimed to "know" it was true, that the FBI was composed of red-neck Southers who didn't try to protect civil southers (When King was killed rights "they" sp. and stories he had made "millions," he had wast amounts of insurance, and so rights thers. (When King "millions," "they" stand stories he had made "millions," he had vast amounts of insurance, and so

It is surprising how many persons ap natural understand the legalisms that restrict the restrict the regardens what restrict the restrict to investigative work connected with violations of federal law. The Bureau is not a police force. The FBI was, for example, largely impotent in the civil rights area until Congress exacted federal laws. Congress enacted federal laws.

It is a tribute to J. Edgar Hoover and the almost incredible expertise of his bureau that they have done so tremendous a job in

the area of federal law enforcement and detection. The FBI very likely is the most expert research and investigative bureau in the world. Maybe it has a peer—but no

superior.
While the geese-flock known as "they" were whispering that they "knew" the FBI was not trying to find James Earl Ray, a massive force of men and research detection was at work in 50 states, in Mexico and Canada.

The gossipy geese will be quiet for a brief time—but they soon will be at it again. Nothing ever stops them—not even the

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> The Congressional Record - Senate 6-21-68 Page S7559 & S7560

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United States Senate

COMMITTEE ON ARMED SERVICES
WASHINGTON, D.C. 20510

October 9, 1968

Mr. Tolson Mr. Delrach Mi ŀМ. Caaper. Mr. Caliahan. Mr. Conrad .. Mr. Felt Mr. Gale.... Mr. Rosen.... Mr. Sullivan. Mr. Tavel... Mr. Trotter... Tele. Room. Miss Holmes. Miss Gandy.

Ailar

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation Department of Justice Washington, D. C.

Dear Mr. Hoover:

Thank you for your kind letter concerning my insertion of portions of the FBI Annual Report in the Congressional Record of October 7, 1968.

Needless to say, I was pleased and privileged to have the opportunity to bring the Report to the attention of the Congress, and I am sure the Members will share my interest in the enlightening material contained therein.

With warm regards,

Sincerely yours,

Robert C. Byrd

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March 24, 1969

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Honorable Robert C. Byrd United States Senate Washington, D. C.

My dear Senator:

Your telegram of March 20, 1969, has been received, and your comments regarding the investigation in the assassination of Martin Luther King, Jr., have been noted.

The results of investigation conducted by this Bureau are furnished to the United States Department of Justice; and if you have any questions concerning our investigation, it is suggested that you may desire to communicate directly with Mr. Jerris Leonard, Assistant Attorney General, Civil Rights Division, United States Department of Justice, Washington, D. C. 20530. I have taken the liberty of furnishing a copy of your telegram to Mr. Leonard.

You may be assured that this Bureau will endeavor to fully discharge its investigative responsibilities in all matters coming within our jurisdiction.

MAILED 10 MAR 24 1969 COMM-FBI

Sincerely yours,

J. Edgar Hoover

REL: jms

NOTE:

Tolson DeLoach. Mohr _

Bishop

Casper Callahan .

Conrad. Felt

Gale Rosen Sullivan . Tavel Trotter Tele. Room Holmes.

Gandy

Senator Robert C. Byrd (Democrat - West Virginia) is on the Special Correspondents List. Copy of incoming being furnished to the Department by for memorandum.

TELETYPE UNIT

March 21, 1969 🝜 😅

GENERAL INVESTIGATIVE DIVISION

Senator Robert C. Byr (Democrat-West Virginia) sent the attached telegram in which he inquires concerning the speculation that a conspiracy may have been involved in the assassination of Martin Luther King, Jr.

We will reply to the Senator by separate communication advising him the results of investigation conducted by this Bureau are furnished to the Department, and if he has any questions he may desire to communicate directly with the Department. He will also be advised that he may be assured that this Bureau will endeavor to fully discharge its investigative responsibilities in all matters coming within our jurisdiction.

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DATE 10-15-2010 BY 60324 uc baw/sab/lsg

COMMUNICATIONS SECTION MAR 20 1969 WESTERN UNION

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsq Mr. Felt
Mr. Gale
Mr. Sulivar
Mr. Tavel
Mr. Truier
Tele Room
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Miss Gandy

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HON J EDGAR HOOVER DIRECTOR

FEDERAL BUREAU OF INVESTIGATION WASHDC

I HAVE BEEN DISTURBED BY THE FACT THAT THE FULL STORY CONCERNING THE MURDER OF DR. MARTIN LUTHER KING. JR., HAS NOT YET BEEN LEARNED. THE SENTENCING OF JAMES EARL RAY WITHOUT A TRIAL HAS STIRRED TOO MUCH SPECULATION THAT A CONSPIRACY MAY HAVE BEEN INVOLVED. IF OTHER PEOPLE DID PLAY A PART, THEN JUSTICE HAS NOT YET BEEN SERVED.

RAY'S OWN WORDS AND THE COMMENTS OF OTHERS HAVE CREATED

QUESTIONS THAT OUGHT TO BE ANSWERED.

I WAS NOT AN ADMIRER OF DR KING, BUT THE ASSENATION OF
ANYONE IS A DESPICABLE ACT AND THE SUSPICION SHOULD NOT BE MAR 28 1969
ALLOWED TO REMAIN THAT THERE WERE INDIVIDUALS OTHER THAN RAY
WHO PARTICIPATED IN KING'S ASSENATION. IF THERE WERE SUCH PERSONS,

All the the

FIRE

MR. DELOACH FOR THE DIRECTOR

THEN THEY, TOO SHOULD BE PUNISHED. I URGE THAT THE FBI RENEW ITS EFFORTS TO GET TO THE BOTTOM OF THE CASE ROBERT C BYRD US SENATOR.

ALL INFORMATION CONTAINED OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN, REG, NO. 27 HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg DeLoach UNITED STATES GOVERNMENT Mohr. Bishop lemorandum Casper Felt 7-9-69 DATE: **FROM** SENATOR ROBERT C. BYRD SUBJECT: (D - WEST VIRGINIA) On the afternoon of 7-8-69 Executive Secretary to Senator Byrd, phoned Inspector Herington and advised that the Senator had seen the morning edition of "The Washington Post" and was interested in the article quoting the Director from some of his recent testimony. She said the Senator felt that he was in complete agreement with the Director's comments as reported and the Senator was interested in obtaining a copy of the testimony. was advised that the article pertained to the Director's testimony before the House Subcommittee on Appropriations in April, 1969, and that we did not currently have available for distribution a complete text of the Director's testimony. She was advised, however, that we did have a summary available and she requested a copy be furnished the Senator. This is being done. also said that the Senator had been following closely the activities of the Students for a Democratic Society (SDS) and he wondered whether the FBI had any material available regarding the current status of SDS, particularly in light of the recent SDS convention. She said the Senator would

RECOMMENDATION:

That Domestic Intelligence Division furnish any material available regarding the current status of SDS for delivery to Senator Byrd via liaison.

1 - Mr. DeLoach

1 - Mr. Bishop

1 - Mr. W. C. Sullivan

1 - Mr. C. D. Brennan

JH:mbk

Callahan Conrad Trotter Tele. Room Holmes Gandy

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appreciate any data which could be given him. Relations with Senat or Byrd cordial.

OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27 UNITED STATES GO ERNMENT

 $\it 1emorandum$,

Mr. W. C. Sullivan

SUBJECT:

SENATOR ROBERT C. (D - WEST VIRGINIA)

(attached) states that Senator Byrd had been closely following the activities of Students for a Democratic Society (SDS) and

the current status of this organization particularly in light

Secretary to Senator Byrd, stated the Senator would appreciate any data which could be given him. It was approved by the

Enclosed for Senator Byrd is a memorandum setting forth details concerning the recently held SDS National Convention. Attached to this memorandum are two clippings from a recent issue of "New Left Notes," weekly publication of SDS, which also set forth detailed information concerning the Convention. Also enclosed for Senator Byrd is a copy of a document dated 6/4/69 concerning SDS which contains a general over-all history of the organization, its programs, its activities and objectives up to the time of the National Convention.

RECOMMENDATION:

Attached material be furnished Senator Byrd by Crime Records Division. All this material is public source information and not classified.

Enclosures

1 - Mr. C. D. DeLoach

1 - Mr. T. E. Bishop

1 - Mr. W. C. Sullivan

1 - Mr. C. D. Brennan

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

July 11, 1969

STUDENTS FOR A DEMOCRATIC SOCIETY
NATIONAL CONVENTION
JUNE 18-23, 1969

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From 1 mm -

SDS National Convention, June 18-23, 1969

Three forces were in operation at the beginning of the Students for a Democratic Society (SDS) National Convention; namely, the Progressive Labor Party (PLP) faction led by individuals from the New England and San Francisco areas; the National Office group consisting of individuals backing Michael Klonsky, National Secretary of SDS; and, a faction led by Bernardine Dohrn, SDS National Interorganizational Secretary and Mark Rudd who was to be elected the new SDS National Secretary.

On June 19, 1969, a debate on racism began with Klonsky defending the Black Panther Party (BPP) as the vanguard force for revolution and the PLP faction claiming that the working class, black and white together, must play the vanguard role.

On June 20, 1969, the Klonsky and Dohrn groups left the convention hall because of the dispute with the PLP faction over racism and several other matters and set up a new head-quarters. As a result of this split, each faction elected three national officers and other individuals to a National Interim Committee. The National Office faction of SDS continues to operate out of 1608 West Madison Street, Chicago, whereas the PLP faction currently is headquartered at the home of John Pennington, PLP faction National Secretary, Cambridge, Massachusetts.

Newly elected officers to the National Office group of SDS besides Mark Rudd are Jeffrey Jones, Interorganizational Secretary, and William Ayers, Education Secretary. Newly elected officers of the PLP faction besides Pennington are Patricia Foreman, Interorganizational Secretary, and Alan Spector, Education Secretary.

Many of the ramifications which resulted from this split will not be fully known until the 1969-70 school year begins, especially in respect to which of the factions control or guide a particular SDS chapter. Both factions of SDS, while espousing different programs, promote Marxist-Leninist-Maoist revolutionary objectives to overthrow the existing system in this country.

SDS National Convention, June 18-23, 1969

Attached are two clippings from the June 25, 1969, issue of "New Left Notes," weekly publication of SDS, which set forth detailed information concerning the expulsion of the PLP faction from SDS and the current programs of this organization.

Enclosures - 2

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Press Statement

June 24, 1969

The 1969 SDS Convention has been one of the most important in our history. Two decisions were made that have serious implications for SDS and the entire world-wide anti-imperialist movement.

First, we have expelled members of Progressive Labor Party from our ranks. We have taken this action because of Progressive Labor Party's objectively racist and counter-revolutionary positions and actions. Progressive Labor Party has attacked all nationalism, calling it reactionary. This has led Progressive Labor Party to attack struggles for black community control of police, black studies programs, the League of Revolutionary Black Workers, the Black Panther Party and their breakfast for children program, as well as actively organizing against open admissions for black and brown people in City College in New York, Queens College, Brooklyn College, and other schools. They have said that they support black liberation; in fact, they support black liberation struggles everywhere except where they exist.

Progressive Labor Party has further attacked the National Liberation Front of South Vietnam, Ho Chi Minh, the Democratic Republic of Vietnam, Cuba, and other leading forces in the people's fight against U.S. imperialism. They have served the interests of imperialism by attacking the heroic leaders of the struggle for world revolution.

We in SDS have for some time understood that there is need for a world-wide socialist revolution against U.S. imperialism. We have understood that that revolution is already being waged in Vietnam, in Cuba in Bolivia, in Angola, and in dozens of other Third World countries. That revolution is being led in the U.S. by black and Latin peoples fighting for their liberation and self-determination. Behind the growth of the Black Panther Party, black and brown student unions, La Raza, Alianza, and numerous other organizations of the black and Latin people, as well as the development of struggles all the way from free medical clinics to uprisings in the community is this one essential fact: the oppressed and colonized peoples of this country are engaging in a struggle for their liberation, and they will surely win!

The struggle of the peoples of the world for their freedom is in the interests of the people of the whole world, including all working people within the U.S. We have fought for years to build active struggles in solidarity with those of the black and Third World peoples. This is the meaning behind the struggles at Columbia, San Francisco State, and a thousand other colleges and high schools. We have done this not out of guilt, but out of the sure knowledge that the battles of the oppressed peoples of the world are the key to toppling this racist, imperialist system. Most of our organizing work has been to win people to this position and to force them to choose sides in the world revolution. But how could we demand of people outside the organization what we could not demand of people inside? Our only solution to this contradiction was to expel those who sabotaged and attacked the real struggles of the people of the world—our struggles—so that the movement could continue to grow and win.

Secondly, the SDS Convention is taking the lead in raising the Jevel of militancy and seriousness of the movement to stop the Vietnam war. The people of this country will not be fooled by Nixon's talk of "de-escalation" in Vietnam. He is using his so-called peace gestures to cover up the increasing brutality, genocide, and repression against the blacks, the revolutionary youth movement, and all opposition to imperialism within the U.S.

NEW LEFT NOTES ng. 3 June 25, 1969

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SDS will respond by increasing its work with working class young people, in the army, in communities, and in work places throughout the country. We will be everywhere. We will build a revolutionary youth movement capable of actively engaging in the war against the imperialists. We will escalate our attacks until imperialism is defeated in Vietnam.

This fall, in Chicago, at the time the Conspiracy trials begin, we will lead massive demonstrations against the war, in support of the Black Panther Party, and in solidarity with all political prisoners, including Huey P. Newton and the eight under attack for last summer's righteous demonstrations. Throughout the fall, we will continue actions to stop the war and increase our attack on imperialism.

The SDS Convention also elected national officers for the coming year. The three national secretaries are: Jeff Jones, 22, Inter-organizational Secretary; Mark Rudd, National Secretary; and Bill Ayers, 24, Educational Secretary.

The National Interim Committee members are: Howie Machtinger, Chicago; Linda Evans, Detroit; Bob Avakian, San Francisco; Corky Benedict, Cleveland; Barbara Riley, New York; Noel Ignatin, Chicago; Mike Klonsky, Chicago; and Bernardine Dohrn, Chicago.

NATIONAL CONVENTION EXPELS RACIST PL, AND ELECTS NEW OFFICERS

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

THE PRINCIPLES UPON WHICH PL WAS EXPELLED, ADOPTED BY THE NATIONAL CONVENTION

- 1. We support the struggles of the black and Latin colonies within the U.S. for national liberation, and we recognize those nations' rights to self-determination (including the right to political secession, if they desire it).
- 2. We support the struggle for national liberation of the people of South Vietnam, led by the National Liberation Front and the South Vietnamese Provisional Revolutionary Government. We also support the Democratic Republic of Vietnam, led by President Ho Chi Minh, as well as the Democratic Republic of China, the People's Republics of Korea and Albania, and the Republic of Cuba, all waging fierce struggles against U.S. imperialism. We support the right of all peoples to pick up the gun to free themselves from the brutal rule of U.S. imperialism.

The Progressive Labor Party has attacked every revolutionary nationalist struggle of the black and Latin peoples in the U.S. as being racist and reactionary. For example, they have attacked open admission, black studies, community control of police and schools, the Black Panther Party and their "breakfast for children" program, and the League of Revolutionary Black Workers.

June 25, 1969 the ary

NEW LEFT NOTES

The Progressive Labor Party has attacked Ho Chi Minh, the National Liberation Front of South Vietnam, the revolutionary government of Cuba—all leaders of the people's struggles for freedom against U.S. imperialism.

The Progressive Labor Party, because of its positions and practices, is objectively racist, anti-communist, and reactionary. PLP has also in principle and practice refused to join the struggle against male supremacy. It has no place in SDS, an organization of revolutionary youth.

ENGLOSURE 1-69-112 432 - 40

For these reasons, which have manifested themselves in practice all over the country, as well as at this convention, and because the groups we look to around the world for leadership in the fight against U.S. imperialism, including the Black Panther Party and the Brown Berets, urge us to do so, SDS feels it is now necessary to rid ourselves of the burden of allowing the politics of the Progressive Labor Party to exist within our organization. Progressive Labor Party members and all people who do not accept the above two principles are no longer members of SDS.

We should rid our ranks of all impotent thinking. All views that overestimate the strength of the enemy and underestimate the strength of the people are wrong. (Mao, Red Book, Page 86)

sta

January 29, 1970

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

I want you to know how much I appreciate the kind remarks you made Tuesday on the floor of the Senate concerning the work of the FBI in connection with the Yablonski case. It was very thoughtful of you to do this as well as have inserted into the Congressional Record the editorial from the "New York Daily News."

Your continuing support means much to all of us and we will endeavor to make every effort to merit the confidence you have in us.

Sincerely yours,

J. Edgar Hoover

1 - Pittsburgh

NOTE: Senator Byrd is on the Special Correspondents List. The editorial appearing in the "New York Daily News" was acknowledged on 1-23-70.

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INFORMATION CONTAINED HEREIN IS UNCLASSIFIED 10-15-2010 BY 60324 uc baw/sab/lsc

CREDIT WHERE CREDIT IS DUE

Mr. BYRD of West Virginia. Mr. Presdent, I have always been a believer in the principle of giving credit where credit is due.

Great credit is due the FBI and its Director J Edgar Hoover, for the fine work which he has done in connection with the investigation of the Joseph

Yablonski murders.

A very short—but very much to the point—editorial in the New York Daily News of January 23 takes cognizance of this FBI work. I ask unanimous consent that it be brillted in the Record.

There being no objection, the editorial was ordered to be printed in the RECORD, as follows:

SOME FBI SUPER-SLEUTHING .

Some FBI Super-Sleuthing
Working with its usual quiet efficiency, the
Federal Bureau of Investigation has collared
three suspects in the brutal New Year's
Eve murders of United Mineworkers rebel
Joseph Yablonski, his wife and daughter.
Without prejudging the cases of the three
men—or any others who may be nabled—
we tip our hat to the G-men for a snappy
job. For our money, J. Edgar Hoover's corps
is the top investigative agency in the world,
and the American people should be thankful
they are around.

CONGRESSIONAL RECORD January 27, 1970 🐇 🕚 ... Page S 678

JAN/30 1970

OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE:

DATE 10-15-2010 BY 60324 uc baw/sab/lsq

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UNITED STATES GOVERNMENT

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Tolson Walters

Tavel

Sullivan . Soyars Tele. Room

FROM

Mr. Bisho

SUBJECT:

SENATOR ROBERT C. BYRD (D-WEST VIRGINIA)

REQUEST FOR INFORMATION

RE: ORGANIZED CRIME ACTIVITIES IN

WEST VIRGINIA

Press Secretary to Senator Byrd, on 1-5-70, contacted Bureau Headquarters and requested information concerning possible organized crime activițies in West Virginia. He said the Senator is very much concerned about this situation, particularly in light of the recent bombing of the automobile belong to Monongalia County Prosecuting Attorney Joseph Laurita, Jr., on 1-2-70. stated that any information we furnish would not be attributed to us if we so desired.

We have enjoyed a cordial relationship with Senator

Byrd.

Enclosed is a brief blind memorandum prepared by the Special Investigative Division concerning organized crime in West Virginia.

RECOMMENDATION:

That the enclosed information be approved to be furnished to Senator Byrd, with the understanding that he will not attribute it to us. This should be returned to the Crime Research Section for prompt delivery.

Enclosure

1 - Mr. DeLoach - Enclosure 1 - Mr. Bishop - Enclosure

- 1 Mr. Gale Enclosure

1 - Mr. Rosen - Enclosure 1 - M. A. Jones - Enclosure 1 - Mr. Bowers - Enclosure

DWB:mi

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RICHARD B. RUSSELL, GA., CHAIRMAN

ALLEN J. ELLENDER, LA.
JOHN L. MCGLELLAN, ARK.
WARREN G. MAGNUSON, WASH.
SPESSARD L. HOLLAND, FLA.
JOHN C. STENNIS, MISS.
JOHN O. PASTORE, R.I.
ALAN BIBLE, NEV.
ROBERT C. BYRD, W.VA.
GALE W. MCGEE, WYO.
MIKE MANSFIELD, MONT.
WILLIAM PROXMIRE, WIS.
RALPH YARBOROUGH, TEX.
JOSEPH M. MONTOYA, N. MEX.

L, GA., CHAIRMAN
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KARL E, MUNDT, S.;
MARGARET CHASE SN
MAIN
ROMAN L. HRUSKA, NEBR.
GORDON ALLOTT, COLO.
NORRIS COTTON, N.H.
CLIFFORD P. CASE, N.J.
HIRAM L. FONG, HAWAII
J. CALEB BOGGS, DEL.
JAMES B, PEARSON, KANS.

THOMAS J. SCOTT, CHIEF CLERK WM. W. WOODRUFF, COUNSEL ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

United States Senate

COMMITTEE ON APPROPRIATIONS

WASHINGTON, D.C. 20510

February 4, 1970

Mr. Tolson...
Mr. DeLoach...
Mr. Wlters...
Mr. Wlters...
Mr. Wichr...
Mr. Casper...
Mr. Callahan...
Mr. Conrad...
Mr. Felt...
Mr. Gale...
Mr. Rosen...
Mr. Sullivan...
Mr. Tavel...
Mr. Soyars...
Tele. Room...
Miss Holmes...
Miss Gandy...

Sylvery 2000

net @



The Honorable John Edgar Hoover Director Federal Bureau of Investigation U. S. Department of Justice Washington, D. C. 20535

Dear Mr. Hoover:

Thank you for your letter expressing your appreciation for my remarks on the floor concerning the work of the Federal Bureau of Investigation in the case and also for my insertion in the

Congressional Record.

You may be assured of my continuing support for the fine work of the Bureau.

With kind regards.

Sincerely yours, 62 - 10243242

U. S. Senator

(D- W. VIRGINIA)

RCB:mg

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}	OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27
4	UNITED STATES GOVERNMENT
A CONTRACTOR OF THE CONTRACTOR	Memorandum · Proper College Co
то :	Mr. Bishop DATE: 1/13/70 ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE: 1/13/70 SUBLIVON Tovel
FROM :	M. A. Jones DATE 10-15-2010 BY 60324 uc baw/sab/lsg // Soyors Tole. Room Tole. Room Gondy
SUBJECT:	SENATOR ROBERT C. BYRD (D-WEST VIRGINIA) REQUEST FOR INFORMATION
	RE ORGANIZED CRIME ACTIVITIES IN WEST VIRGINIA
	In my memo to you of 1/6/70 (copy enclosed) it was
	reported that we had received a request from Press
	Secretary to Senator Byrd, for information on possible organized
	crime activities in West Virginia. This memo enclosed a brief state- b7C ment prepared by the Special Investigative Division outlining in general
	terms organized crime in West Virginia. With the Director's approval
	this statement was furnished to $\underline{\hspace{1cm}}$ on $1/7/70$.
	On 1/12/70 telephonically contacted Inspector Bowers
	and advised Senator Byrd is continuing his personal inquiry into criminal
	activities in West Virginia with particular emphasis on gambling operation be and other organized crime activities. He stated the Senator intends to
	strongly support S. 30, the Organized Crime Control Act of 1970, and
	in doing so to make specific references to the situation in West Virginia.
	stated he has been given the responsibility of compiling information in this regard and asked if we would furnish additional and more specific
	information regarding gambling operations and other organized crime
,	activities over the last several years and up to the present time.
	It was explained to that we cannot go beyond the
` · .	information already furnished him. It was pointed out that more detailed
	information on specific individuals, places, and events could well jeop-b6
; ;	ardize pending investigations of not only the FBI but perhaps other byc federal agencies as well as state and local police. He stated that, as
	always, the FBI would not be shown as the source of any information
	we might furnish. He was told that this has no bearing on the situation since the mere mention of such information might jeopardize pending
	investigations regardless whether the source of information is disclosed
	for not. 624/02432-1 AN JAN 25-1070
	RECOMMENDATION: NOT REPORDED
2-	For information! JAN 26 1970
	Enclosure
	, and the state of
·	DWB:mil risk (7)

JAMES O. EASTLAND, MISS., CHAIRMAN JOHN L. MC CLELLAN, ARK. SAM J. ERVIN, JR., N.C. THOMAS J. DODD, CONN. ROMAN L. HRUSKA, NEBR. HIRAM L. FONG, HAW, HUGH SCOTT, PA. STROM THURMOND, S PHILIP A. HART, MICH. EDWARD M. KENNEDY, MASS. BIRCH BAYH, IND. MARLOW W. COOK, KY. CHARLES MC C. MATHIAS, JR., MD. QUENTIN N. BURDICK, N. DAK. JOSEPH D. TYDINGS, MD. ROBERT C. BYRD, W. VA. ROBERT P. GRIFFIN, MICH.

JOHN H. HOLLOMAN III CHIEF COUNSEL AND STAFF DIRECTOR

United States Senate

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

COMMITTEE ON THE JUDICIARY WASHINGTON, D.C. 20510

August 6, 1970

Mr.BrenvanCD.

Mr. Callahan

Mr. Casper.

Mr. Gale .. Mr. Rosen. Mr. Tavel Mr. Walters.

Mr. S.yars_ Tele. Room Miss Holmes Miss Gandy.

Mr. (onrad. Mr. Falt

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation United States Department of Justice Washington, D. C. 20535

Dear Mr. Hoover:

Thank you for your letter of August 5. It was thoughtful of you to write as you have concerning my statement in the Senate on August 4.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

With good wishes.

Sincerely yours,

RCB: ybs

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August 5, 1970

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

Thank you very much for your factual remarks on the floor of the Senate on August 4th regarding the long-standing policy of this Bureau not to draw conclusions in matters which we investigate.

It was thoughtful of you to do this and my associates and I are most appreciative of your action in setting the record straight. We are grateful for your continued staunch support.

Sincerely yours,

J. Edgar Hoover

- Pittsburgh

NOTE: Senator Byrd (D-W. Va.) is on the Special Correspondents List. The article to which he refers in the Akron Beacon Journal appeared on 7/23/70. A letter was written to the President and Editor on 7/31/70.

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CONGRESSIONAL RECORD — SENATE

was Veniaminov who firmly established the policy of protecting native tribal rights and who introduced both Aleut and Tlingit into the liturgy. However, the influence of a life such as that of Father Herman cannot be underestimated in explaining the ardent faith of the natives whose religious traditions have

survived to this day, despite many trials. The shrine raised on New Valaam to Father Herman has been preserved to the present day (with its relics of St. Seraphim of Sarov), partly due to the devotion of a Russian monk who went there in 1935. In the eyes of the natives, Father Herman was already a saint. (Troparia in his honor were in existence in the early 1900's.) He embodied "the qualities which characterised the Age of Saints from the desert of Mesapotamia to the remotest of the Western Isles-ascetism, humility, devotion, unworldliness, sympathy with the weak, both in nature and in humanity, gentleness, spiritual nobility." 2 Such is the message of Father Herman of Kodiak.

FBI INVESTIGATION OF KENT STATE SHOOTINGS

Mr. BYRD of West Virginia. Mr. President, the Akron, Ohio, Beacon Journal, of July 23, 1970, contains an article which reported the FBI had drawn certain conclusions regarding the propriety of the activities of the Ohio National Guard in connection with the slaying of four students at Kent State University. This report has received wide circulation.

It has long been the policy of the FBI not to draw conclusions from its investigations. This is as it should be. An investigative agency should be no more than that-it should collect the facts and report them to proper authorities without any conclusions or other expressions of opinions. This is the way the FBI always has operated and it is the way the FBI operated in connection with its investigation of the Kent State shootings.

I am informed that the FBI conducted a very detailed investigation of the events at Kent State and furnished to the Department of Justice a complete and objective report of the facts it developed, and that the FBI report did not conclude that "six of the Ohio National Guardsmen could be criminally charged." I am also advised that the FBI report did not conclude the shootings "were not necessary and not in order." I believe that such conclusions, if they were made, came from some source other than the FBI. I think it is very important that this matter is made clear, for it is totally foreign to our form of government to have an investigative agency making conclusions concerning the possible prosecution of individulas.

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Linsp. Dave Rowers.

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

November 4, 1970

PERSONAL

Honorable Robert C. Hyrd United States Senator Sophia, Fest Virginia 25921

My dear Lenator:

Your many friends in the FDI join me in extending congratulations and best wishes on the occasion of your re-election to the United States Senate.

This outstanding recognition on the part of your constituents must certainly be a source of great satisfaction to you, and we want you to know that we stand ready to be of aid in matters of nutual interest.

REC-21

with kind regards,

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MAILED 8 NOV 5 1970 COMM-FBI

Sincerely yours,

J. Edgar Hoover

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Bishop Brennan C

Callahan Casper __ Conrad _ 1 - Pittsburgh

NOTE: Senator Byrd is on the Special Correspondents List and is a member of the Senate Appropriations Committee.

PDW:cmg (7)

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Election Confirmed Through:

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OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27 UNITED STATES GOV. (NMENT	ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sa	Monr
Memorandum TO Mr. Bishop	DATE: 8/24/70	Bishop — Brennan Callahan Casper — Conrad — Felt — Gale — Rosen — Tavel — Walters — Soyars —
SUBJECT: ROY A. LANE ROOM 309, MEDICAL SCIE	NCE BUILDING	Tele. Roo Holmes _ Gandy
1029 VERMONT AVENUE, 1 WASHINGTON, D. C. 2000	NORTHWEST	d various
Serators generally because they have ment with the Social Security Admidistributed a number of leaflets in he makes unfounded claims about Senator Robert Byrd (D-W. Va.)	ave failed to assist him in his long ninistration's rejection of his cland the various Senators' home state these individuals. His latest vice	ng disagree- im. He has tes in which ctims are
available the enclosed copy of an various veterans' organizations in ''No. 1 Senator, who has done the The leaflet claims that Lane's ground the senator in the leaflet claims that Lane's ground the senator is the leaflet claims that Lane's ground the senator is the leaflet claims that Lane's ground the senator is the senator in the leaflet claims that Lane's ground the senator is the senator in the senator is the senator is the senator in the senator is the senator is the senator in the senator is the senator in the senator is the senator in the senator is the senator is the senator in the senator is the senator in the senator is the senator is the senator is the senator in the senator is the senator i	n West Virginia. This identifies least for West Virginia's war ve	ending to Byrd as the eterans''

owers on 8/21/70 and made apparently is sending to This identifies Byrd as the irginia's war veterans...'' 🤲 War Veteran's of America. has a tape on which Senator Byrd states, in answer to a question as to why he did not help West Virginian veterans, "Because I do not consider the veteran's of Korea and the Viet Nam war veterans, as there was never a declaration of war; and war veteran's of World War II have had 25 year's to adjust themselves, and by now should need no assistance." The leaflet, signed by Lane, promises to make the tape available to any veterans' group on request. Senator Byrd

> Bishop . Brennan, C.D. Callahan Casper. Felt

Gale Rosen Tavel . Walters Sovars Tele. Room Holmes Gandy

1/11

stated he has never made such a sta	atement.
	leaflet also is being distributed in Indiana
concerning Senator Hartke, according who contacted Inspector Bowers on	8/19/70. She said the charge against Senator
Hartke is not true. Both Senator B	
	constitute a violation of Federal law within FBI
	nished background information concerning Lane ser investigated him, information which has
	enators and through communications he has sent
to the FBI indicates	is the subject of Bufile
176-1276.	62=102432 - b7c
RECOMMENDATION:	NOT REGORDED
// MCLOSURE For information.	202 AUG 31 1970 A
Enclosure	WCAN 1 - 1970
1 1 Mr p Sullivan	1 - Mr. Rosen 1 - Mr. Bowers
Mr. Bishop	1 - M. A. Jones CRIME RESEARCH
DWB:mjl, (7)	

REGARDING - WEST VIRGINIA'S - SENATOR - ROBERT C. BYRD - AND - WAR - VETERANS

Our group called "War Veteran's of America", organized in 1965, is merely to provide voters, with information regarding Congressmen and Senators, seeking election at their states voting time. We perform this transaction, to let you know true facts, rather than lies used, by ANYONE seeking vores and then, only in regards to that states war veterans.

Senator Byrd has become the No. 1 Senator, who has done the least for West Virginia's war veterans, as a whole THAN-ANY-OTHER-STATE- SENATOR-IN-ANY-OTHER- STATE.

Recently, at a luncheon, held in Washington, D.C. Senator Byrd was asked, and I quote, "Why do you never come to the aid of West Virginia's War Veterans"? His answer was "BECAUSE I DO NOT CONSIDER THE VETERAN'S OF KOREA AND THE VIET NAM WAR VETERANS, AS THERE WAS NEVER A DECLARATION OF WAR AND MAP VETERAN'S OF WORLD WAR II HAVE HAD 25 YEAR'S TO ADJUST THEMSELVES, AND BY NOW SHOULD NEED NO ASSISTANCE." Unquote.

Our organization has this statement on tape, and if arrangements are asked for on a visit by anyone in the of West Virginia, we will be glad to play it for you ----a recording of Senator Byrd's own voice, again, we are "NOT" politically inclined. We do not know who, if anyone, will oppose Senator Byrd, and we are NOT sure if he will seek re-election---we merely print TRUE facts that we are told because of the work of a "machine", in West Virginia you may never get. For example, you will never see your leading newspapers, T.V. or news casters, in West Virginia, quote words used in this leaflet, and I do not believe Senator Byrd will ever give any news casters in West Virginia a denial of facts stated in this leaflet.

Our organization wishes All war veteran's the very best in their future life.

Thank you,

Mr. Roy A. Lane C/O Medical Science Bldg. Rm. 309 1029 Vermont Avenue, N.W. Washington, D.C. 20005

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsq

November 27, 1970

BY SPECIAL MESSENGER

Honorable Robert C. **United States Senate** Washington, D. C.

My dear Senator:

I want to express my appreciation to you for the courtesies extended to me today during my appearance before the Subcommittee considering the FBI supplemental budget request for fiscal year 1971.

The work of the FBI is expanding and becoming more complex each day during these troubled times and you can be assured that my associates and I greatly appreciate your support.

With kindest personal regards,

Sincerely,

J. Edgar Hoover

NOTE: Senator Robert C. Byrd (D-West Va.) is on the Special Correspondents' List and is a member of the Subcommittee on Deficiencies and Supplemental Appropriations.

MAILED 24 NOV 2 7 1970 COMM-FBI

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Tolson Sullivan __ Bishop . Brennan, C.D. Callahan Casper Conrad Felt

Gale Rosen Tavel Walters Soyars

January 21, 1971

BY SPECIAL MESSENGER PERSONAL

Honorable Robert C. Byrd United States Senate Washington, D. C.

My dear Senator:

LOSURE

MAILED &

JAN 2 1 1971

COMMITTE

I would like to express my heartiest congratulations on your election today as Majority Whip of the Senate. This expression of confidence in your ability by your colleagues in the Democratic Caucus must be a source of great pride to you. You have my best wishes for every success in your new cuties.

Sincerely yours,

B. Edgar Hooves

11 JAN 22 1971

NOTE: Senator Byrd is on the Special Correspondents List. The Assistant Majority Leader is commonly known as the Majority Whip. FMG:jls(4)

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Bishop _ Brennan, C.D. Callahan _ Casper

Conrad Felt Gale Rosen Tavel

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UPI -63

E CLEADERSHIP)

WASHINGTON -- SEN. ROBERT C. BYRD. DHE VA. TODAY DEPOSED SEN.

DUARD M. KENNEDY AS THE ASSISTANT MAJORITY LEADER IN THE UNITED

STATES SENATE.

SEN. FRANK MOSS, D-UTAH, WASHELECTED IN A CLOSED-DOOR DEMOCRATIC CAUGUS TO SUCCEED BYED AS SECRETARY OF THE DEMOCRATIC CONFERENCE, THIRD IN THE LEADERSHIP HIERARCHY.

SEN. SAN J. ERVIN, D-N.C., EMERGED EROM THE CAUCUS TO ANNOUNCE BYRD'S ELECTION 31-24. BEMOSEATIC FLOOR LEADER MIKE MANSKEFLD WAS RENAMED TO HIS OFFICE WITHOUT OPROSITION.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Walters

Soyars. Tele. Room -

Holmes -Gandy _

ÜPI -63

(LEADERSHIP)

WASHINGTON -- SEN. ROBERT C. BYRD, D-W.VA., TODAY DEPOSED SEN. EDWARD M. KENNEDY AS THE ASSISTANT MAJORITY LEADER IN THE UNITED STATES SENATE.

SEN. FRANK MOSS, D-UTAH, WAS ELECTED IN A CLOSED-DOOR DEMOCRATIC CAUCUS TO SUCCEED BYRD AS SECRETARY OF THE DEMOCRATIC CONFERENCE,

THIRD IN THE LEADERSHIP HIERARCHY.

SEN. SAM J. ERVIN, D-N.C., EMERGED FROM THE CAUCUS TO ANNOUNCE BYRD'S ELECTION 31-24.

DEMOCRATIC FLOOR LEADER MIKE MANSFIELD WAS RENAMED TO HIS OFFICE WITHOUT OPPOSITION.

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27 1971

WASHINGTON CAPITAL NEWS SERVICE

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg Tolson ___ Sullivan ___ Mohr _____ Bishop _____ Brennan, C.D. Callahan _____ Casper _____ Conrad _____ Felt _____ Gale ___ Rosen _____ Tavel _____ Walters _____ Soyars _____ Tele. Room _____ Holmes _____ Gandy -

ADD 1 LEADERSHIP, WASHINGTON (UPI-63)

IN THE REPUBLICAN CAUCUS, SENATE GOP LEADER HUGH SCOTT OF
PENNSYLVANIA WAS RE-ELECTED, DEFEATING SEN. HOWARD H. BAKER JR.,
OF TENNESSEE 24-20. IN 1969, SCOTT BEAT BAKER 24-19.
BAKER MADE A LAST-MINUTE DECISION TO RUN AGAINST SCOTT

AFTER HAVING CAMPAIGNED FOR SEVERAL WEEKS WITHOUT GETTING DEFINITE COMMITMENTS, ONE WAY OR THE OTHER FROM A SIZEABLE GROUP OF UNDECIDED SENATORS.

XENNEDY HELD THE SECOND SPOT JUST TWO YEARS. IN A CHRISTMAS WEEK COUP TWO YEARS AGO HE RALLIED SUFFICIENT SUPPORT TO OUST SEN. RUSSELL B. LONG. A CONSERVATIVE LOUISIANA DEMOCRATIC. BYRD VILL RESTORE A CONSERVATIVE VOICE TO THE SECOND DEMOCRATIC SPOT, AND GIVING HIM A LEG UP ON THE MAJORITY LEADERSHIP POST ITSELF WHEN MANSFIELD ULTIMATELY STEPS DOWN.

BYRD'S STRENGTH IN THE DEMOCRATIC CAUCUS WAS CONCEALED UP TO THE LAST MOMENT. KENNEDY CONFIDENTLY CLAIMED VICTORY IN PRIVATE TALKS WITH HIS SENATE DEMOCRATIC COLLEAGUES AS.LATE

AS YESTERDAY

BYRD, HOWEVER, ASSIDOUSLY CAMPAIGNED BEHIND THE SCENES, WHILE NEVER FORMALLY ANNOUNCING HE WOULD CHALLENGE THE MASSACHUSETTS DE MOCRATIC.

KENNEDY'S DEFEAT CAST A FURTHER SHADOW OVER WHATEVER CHANCE HE MAY HAVE HAD OF CAPTURING THE DEMOCRATIC

PRESIDENTIAL NOMINATION NEXT YEAR.

ALTHOUGH FROM A BORDER STE, BYRD IS IN THE
MODERATE-CONSERVATIVE WING OF THE DEMOCRATIC PARTY, AND OVER THE
YEARS HAS FOLLOWED THE LEADERSHIP OF SEN. RICHARD B. RUSSELL,
D-GA., THE DOMINANT FIGURE FROM DIXIE FOR MORE THAN A GENERATION,
NOW REPORTED NEAR DEATH AT WALTER REED ARMY HOSPITAL.

1/21--MB1200P

WASHINGTON CAPITAL NEWS SERVICE

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ADD 2 LEADERSHIP, WASHINGTON
BYRD'S VICTORY WAS ATTRIBUTED, AT LEAST IN PART, TO THE
MANY FAVORS HE HAS DONE FOR ALL MEMBERS OF THE SENATE. HE KEPT
TO THE SENATE FLOOR ALMOST CONSTANTLY DURING THE LAST SESSION,
GUARDING THE RIGHTS AND PRIVILEGES OF OTHER SENATORS.
BYRD ALSO PERFORMED AMANY OF THE ASSISTANT LEADER (WHIP)'S
DUTIES DURING KENNEDY'S EXTENDED ABSENCES FROM THE FLOOR.
KENNEDY'S STAR BEGAN TO WANE AFTER THE UNFORTUNATE
CHAPPAOUIDICK INCIDENT IN THE SUMMER OF 1969 HE NEVER REGAINES CHAPPAQUIDICK INCIDENT IN THE SUMMER OF 1969. HE NEVER REGAINED THE MOMENTUM MUSTERED FOR HIS SUCCESSFUL CHALLENGE SIX MONTHS EARLIER TO LONG. 1/21--MB1207P

ALLEN J. ELLENDER, LA., CHA

JOHN L. MCCLELLAN, ARK. WARREN G. MAGNUSON, WASH. JOHN C. STENNIS, MISS. JOHN O. PASTORE, R.I. JOHN O. PASTORE, R.I.
ALAN BIBLE, NEV.
ROBERT C. BYRD, W.VA.
GALE W. MCGEE, WYO.
MIKE MANSFIELD, MONT.
WILLIAM PROXMIRE, WIS.
JOSEPH M. MONTOYA, N. MEX. DANIEL K. INOUYE, HAWAII ERNEST F. HOLLINGS, S.C.

MILTON R. YOUNG, N. DAK. KARL E. MUNDT, S. DAK. MARGARET CHASE SMITH, MAINE ROMAN L. HRUSKA, NEBR. GORDON ALLOTT, COLO. NORRIS COTTON, N.H. CLIFFORD P. CASE, N.J. HIRAM L. FONG, HAWAII J. CALEB BOGGS, DEL. CHARLES H. PERCY, ILL.

EDWARD W. BROOKE, MASS.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

United States Senate

COMMITTEE ON APPROPRIATIONS

WASHINGTON, D.C. 20510

THOMAS J. SCOTT, CHIEF CLERK WM. W. WOODRUFF, COUNSEL

February 18, 1971

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation U. S. Department of Justice Washington, D. C.

Dear Mr. Hoover:

I deeply appreciate your kindness in expressing your congratulations on my recent election to the post of Senate Majority Whip. I am, of course, highly honored by the trust placed in me by my Democratic colleagues. It is my hope that I can contribute in good measure to the effective conduct of Senate business, and, thereby, to the general good.

I am grateful for your good wishes and I thank you for your kind letter.

With appreciation and kind personal regards, I am

Sincerely yours, RCB:m1 FEB 26 1971 Thank you! Sincerely 10

DO-6

OFFICE OF DIRECT

FEDERAL BUREAU OF INVESTIGATION
UNITED STATES DEPARTMENT OF JUSTICE

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

April 12, 1971

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Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

I very much appreciate your recent challenge for Congressman Boggs to produce his evidence of charges against this Bureau and me. Your support in this matter is most encouraging and means a great deal to all of us.

Sincerely yours,

J. Edgar Hoover

1 - Mr. M. A. Jones (detached)

NOTE: Senator Byrd (D - W. Va.) is on the Special Correspondents List.

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Sullivan Mohr Bishop Brennan, C.D Callahan Casper Conrad Dalbey Felt

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Rosen Tavel

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/1sq



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Kleindienst Assails Boggs Invites Inquiry Into F.B.I.

By ROBERT M. SMITH Sportal to The New York Times

WASHINGTON, April 7-Richard G. Kleindienst, Deputy. Attorney General, asserted today that Representative Hale Boggs of Louisiana was "either sick or not in possession of

his faculties" when he charged that the Federal Bureau of Investigation had tapped Congressmen's telephones and called for the resignation of U. Edgar Hoover.

· Mr. Kleindienst said he would "welcome an investigation by the responsible members of Congress" of the allegations made on the House floor Monday by Mr. Boggs, the

Democratic whip.
"Unless that is done or Mr. Boggs refracts his statements," Mr. Kleindienst said, "you have hanging in the air the charge itself — wiretapping the telephones of members of Congress."

Mrs. Abzug Seeks Inquiry

. Representative Bella S. Ab-' zug, Democrat of Manhattan, filed a resolution in the House today calling on the Judiciury Committee to confact "a full" and complete investigation of the Federal Bureau of Investigation" that would include "investigation of the ability of the director," Mr. Hoover.

Representative Emanuel Cellar. Democrat of Brooklyn, chairman of the Judiciary Committee, said that he would consult with members of the com-ב בינונגור ביני כלב בינים ב בפלות holding hearings.

Mrs. Abzug said: "Recent" events have made it starkly evalent the the F.B.I., busy in-

vestigating others_needs_someone to investigate it. example, in recent months we have observed charges (by Mr. (Hoover) against leaders of the Catholic antiwar movement originate in testimony made be-fore committees of Congress and justified only by an in-dictment returned two months later."

I "Stolen F.B.I. files have shown us that the agency routinely maintains large and inaccurate dossitrs on special groups and individuals-notably the peace movement and politics the director finds personally offensive," Mrs. Abzug said.

"These incidents show us that the F.B.I, may be slowly but inexorably invading the privacy, the constitutional freedoms and the peace of mind of us all," she added.

Representative Charles H. Wilson, Democrat of California, introduced a bill that would set a 10-year-limit on the tenure of the head of the bureau and would set a mandatory re tirement ago of 65.

The prohibition against any public servant amassing "dy-

nastic or dictatorial powers' is one of the basic traditions of this country, Mr. Wilson said. "I see no justification for exempting an F.B.L director from such traditions." Representative · Wayne

nounced this afternoon after consulting with Speaker Carl Albert of Okiahoma that the

_Administration

mittee, which he heads, would

hire an independent company to check Congressmen's telephones periodically to see if. they were tapped.

And Representative John J. Rooney, Democrat of Brooklyn, released testimony by Mr. Hoover before the House Appropriations Subcommittee on State, Justice, Commerce and the Judiciary, Mr. Hoover told the subcommittee March 17: "We have never tapped the telephone of any Congressman or any Senator since. I have been director of the oursau."

The Washington Post Times Herald
The Washington Daily News
The Evening Star (Washington)
The Sunday Star (Washington)
Daily News (New York)
Sunday News (Nave York) - TT
New York Post
The New York Times
The Daily World.
The New Leader
The Wall Street Journal
The National Observer
People's World

62-102432-49 Jobb H-17

In the Senate, the Democratic whip, Robert C. Byrd of West Virginia, challanged Mr. Boggs to produce his evidence. "I think there is a good bit of imagination involved here," Mr. Byrd said. "If he has good, substantial, bona fide evidence, he should reveal it."

Mr. Boggs reiterated his intention to disclose his evidence after the House returns from its Easter recess April 19.

after the House returns from its Easter recess April 19.
At the White House, Ronald L. Ziegier, the President's press secretary, was asked if Mr. Hoover still enjoyed the full confidence of the President. "Yes." Mr. Ziegier molied.
A White House official disclosed that Mr. Bogg's charges were discussed for 25 minutes yesterday at the daily morning meeting of top White House

A Write House official disclosed that Mr. Bogg's charges were discussed for 25 minutes yesterday at the daily morning meeting of top White House staff members. He indicated that the discussion had concentrated on whether Mr. Boggs had any evidence to support his charges.

JOHN L. MCCLELLAN, ARK.
WARREN G. MAGNUSON, WASH.
JOHN C. STENNIS, MISS.
JOHN O. PASTORE, R.I.
ALAN BIBLE, NEV.
ROBERT C. BYRD, W.VA.
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DANIEL K. INOUYE, HAWAII
ERNEST F. HOLLINGS, S.C.

THOMAS J. SCOTT, CHIEF CLERK
WM. W. WOODRUFF, COUNSEL

MILTON R. YOU'S. N. DAK,
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GORDON ALLOTT, COLO.
NORRIS COTTON, N.H.
CLIFFORD P. CASE, N.J.
HIRAM L. FONG, HAWAII
J. CALEB BOGGS, DEL.
CHARLES H. PERCY, ILL.
EDWARD W. BROOKE, MASS.

United States Benate

Mr. Tolson_ Mr. Sullivan

Mr.BrennanCD.

Mr. Callahan

Mr. Casper.

Mr. Conrad.

Mr. Da¹bey_ Mr. Felt___

Mr. Gale_ Mr. Rosen. Mr. Tavel_

Mr. Walters.

Mr. Soyars_

Tele. Room_ Miss Holmes. Miss Gandy_

COMMITTEE ON APPROPRIATIONS
WASHINGTON, D.C. 20510

April 14, 1971

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

The Honorable J. Edgar Hoover Director Federal Bureau of Investigation United States Department of Justice Washington, D. C. 20535

Dear Mr. Hoover:

Thank you for your letter of April 12. It was thoughtful of you to take note of my statement concerning the views expressed by Congressman Boggs.

With good wishes.

Sincerely yours,

Robert C. Byrd
U. S. Senator
U. S. Senator
U. VA.

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APR 20 1971

No. of the last of

May 11, 1971

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

I have been informed of your very kind remarks yesterday in the Senate in connection with my 47th Anniversary as Director of the FBI and I wish to express my deep thanks.

Your expression of confidence is a source of great encouragement and means a great deal to me personally.

Sincerely yours,

J. Edgar Hoover

1 - Pittsburgh

1 - M. A. Jones |

MAY 1 1 1971

NOTE: Bureau has enjoyed cordial relations with Senator Byrd (D-West Va.), Majority Whip of the Senate, who was written on 4-12-71, to thank him for his support regarding the malicious untruths uttered by Congressman Boggs.

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/1sg

THE 47TH ANNIVERSARY OF FBI-DIRECTOR J. EDGAR HOOVER

Mr. BYRD of West Virginia. Mr. President, today marks the 47th anniversary of J. Edgar Hoover as Director of the Federal Bureau of Investigation—and, during these past 47 years, no man in government has made greater contributions to the Nation than has Mr. Hoover.

Born on January 1, 1895, in the District of Columbia, Mr. Hoover became acting Director of the politically-embroiled Bureau of Investigation on May 10, 1924. He moved immediately to take the Bureau out of politics, changing its direction so that today it serves the very real needs of the Nation. By setting educational requirements and a strict code of personal conduct, Mr. Hoover has made the Special Agent the most respected law enforcement officer in the world.

Mr. President, in the field of crime-fighting, Mr. Hoover's accomplishments are legion—a superior fingerprint identification process, the National Crime Information Center, and the National Academy at Quantico are just a few of

his tangible contributions. His intangible contributions are just as great, and today the FBI stands as a living monument to his life's work.

Unfortunately, Mr. Hoover has been loudly criticized in recent weeks—both in the news media and on the floor of Congress. I think it is fitting, then, that Mr. Hoover be commended today for his outstanding abilities, unfaltering determination, and unquestionable loyalty, all of which have helped to make the FBI an outstanding agency of the Federal Government.

Mr. Hoover deserves the heartfelt gratitude of all Americans for his 47 years of service, not only to the FBI, but also to the Nation.

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Congressional Record - Senate May 10, 1971 S6459

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ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/1sg

June 23, 1971

EX-105 REC-11 62 - 112 433 - 52

PERS. REC. UNIT

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

My dear Senator:

Assistant Director Bishop has shown me the copy of your news release of June 16th which so thoughtfully sent him. I am indeed appreciative of your strong defense of the FBI and my administration of it in light of the recent unjustified attacks leveled against us.

b6 b7С

I am certainly grateful for your continuing staunch support.

> Sincerely yours, J. Edgar Hoover

MAILED 22
JUN 2 4 1971
FBI

1 - Pittsburgh

JCW:djg (5)

1 - Mr. M. A. Jones - Enclosure (detached)

16 JUN 29 1971

NOTE: The Bureau has enjoyed cordial relations with Senator Byrd (D - West Virginia) Majority Whip of the Senate. He is on the Special Correspondents List.

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TELETYPE UNIT

United States Senate

MEMORANDUM

June 17, 1971

Dear Mr. Bishop:

Thought you might be interested in Senator Byrd's news release.

Press Assistant

-ant Build Brill (SCL)

Mr. Tolson Mr. Sullivan Mr. Mohr Mr. W. Wip Mr. BrennanCD Mr. Callahan Mr. Casper. Mr. Conrad Mr. Daibey. Mr. Felt. Mr. Gale ... Mr. Rosen Mr. Tavel Mr. Walters .. Mr. Snyars . Mr. Beaver. Tele. Room_

EX-105 REC- 11 62-1021/32 -

16 JUN 29 1971

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Byrd's-Eye View

By U.S. <u>Senator</u> Robert C. Byrd



Unjustified Attacks on the FBI

In recent weeks, critics of the FBI have been stepping up their attacks, both on the Bureau and on its Director, J. Edgar Hoover. A careful study of the criticisms shows that they are based on emotions rather than facts, and that few—if, indeed, any—of the criticisms are justified.

Probably the most vocal attack on the FBI centers around the Bureau's use of electronic surveillance devices—hidden microphones, telephone taps, and the like. There have been charges that the FBI has employed these devices to spy on innocent, private citizens, and that no one who dared to disagree with the government was immune from having his privacy invaded.

These charges drew the huge headlines their sensational nature warranted, but it is extremely important for all Americans to be aware that none of the charges has been proven.

The facts are that the FBI currently has less than 50 telephone taps and bugging devices in operation—about half of them monitoring the activities of organized crime, and the other half being used in cases of national security. Last year, when critics charged that the FBI was escalating its electronic surveillance program, there were 47 taps and "bugs" in operation.

Thus, the situation has remained relatively stable. In fact, the FBI's activities in this field have not increased over the past five years. It is only the criticism that has increased.

As for J. Edgar Hoover, the critics say that he is too old, and that he is more concerned about his own reputation than he is about the work of the FBI.

At age 76, Hoover is just two years older than Supreme Court Justice William O. Douglas, and nine years younger than Supreme Court Justice Hugo Black. Yet, the same critics who claim that Hoover is too old to head the FBI are curiously silent on the matter of retiring those two justices.

A man's capabilities should not be determined by his age alone. The FBI Director is still an efficient leader, and is making as great a contribution today as when he took over the FBI 47 years ago.

If Hoover and the FBI are sometimes viewed as one and the same, the reason is that the Director has devoted the better part of his life to building an agency that, like Ceasar's wife, is above reproach. He has also kept his personal life free from any hint of scandal.

When criticism is justified, the FBI should be criticized. But the criticism should be based on facts of actual-wrongdoings, and not on misleading allegations—and a look at the facts show that, for its work over the past 47 years, the FBI deserves mostly praise.

Blank E. Byrd

32 -10243 ENCLOSURE

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Tele. Room _ Holmes .

Sen. Robert C. Byrd (D.) W.V.a.) yesterday urged the local unit empowered to remove judges to take all appropriate action necessary to halt what he termed "petulant and intemperate behavior" by Superior Court Judge Harry T

in a strongly worded letter to the D.C. Commission on Judicial Disability and Tenure, the senator referred Judge Alexander dismissing charges against a youth because a white police officer reto a newspaper account of ferred to a black woman com-plainant by her name only; without the prefix "Miss" or

The 16 year-old defendant had been charged with carrying a sawed-off shotgun and receiving stolen goods.

"If this account is accurate, then Judge Alexander would appear to be guilty of capricious and frivolous conduct on the bench," Byrd wrote to Newell W. Ellison, commission chairman.

"The use of 'Miss' or 'Mrs.' by the police officer would not seem to have had any bearing on the facts in this case. It is no wonder that hoodlums have a field day in the District of Columbia when serious criminal proceedings are handled in such a manner.

"Judge Alexander has made a mockery of the dispensing of justice," the senator, a mem-ber of the Senate Judiciary Committee, said. "Such petty behavior can only breed, in the criminally inclined, arrogance where the rights of others are concerned and contempt for the law and the courts."

Senator Assails D.C. Judge

By Maurine Beasley

Informed of the Byrd letter, the judge declined to comment except to claim the article had not been accurate.

He said the charges against the youth actually had been dismissed because of the "government's obstinance and refusal to go forward in the afternoon after the policeman was reprimanded."

The transcript of the July 30 proceeding shows that prosecutors sought a five-day postponement that Alexander de-clined to grant. He initially set a 30 day continuance and then reversed himself and told the youth's attorney to request a dismissal, which the judge then granted.

The Byrd letter is the second public complaint against Judge Alexander made to the commission in less than a month.

The first came from a probation officer, John Gordon, who accused Judge Alexander of exhibiting "racial hatred" during a juvenile youth hear-

The judge, who is black, se. REC-24 arely criticized Gordon verely criticized Gordon, who is white, for permitting a 16year-old black youth charged with burglary to work with young black children. The judge charged Gordon and three other judges, two black and one white, with agreeing to "racism," by employing the philosophy that "anything is good enough for blacks."

The Washington Post Times Herald

The Washington Daily News The Evening Star (Washington) ___ The Sunday Star (Washington) ___

Daily News (New York) ___ Sunday News (New York) ___

New York Post ___

The New York Times _____ The Daily World_

The New Leader ____

The Wall Street Journal ____ The National Observer ___

People's World _

12 AUG 27 1971

67 SEP 1

Born in New Orleans 47 years ago; one of seven children of a shoemaker, the judge worked as a bootblack to help pay his way through Georgetown University Law School.

He says he turned to shining shoes after he tried in vain to get a job as a clerk or bailiff at Washington's old Municipal Court, now Superior Court.

In those days, the court had only one black baliff and didn't want any more, the judge recalled yesterday. After serving as a Justice Department attorney and assistant U.S. attorney he was and pointed to the bench in 1966, returning to the court where he once tried to get a job. He is one of 11 black judges out of 37 at Superior Court.



SEN, ROBERT C. BYRD

OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27

UNITED STATES GOVERNMENT

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/1sg

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Callahan Casper Conrad _

Cleveland Ponder Bates Tavel Walters Sovara Tele. Roon Holmes Gandy

Memorandum

: Mr. Bishop

DATE: 10-21-71

SUBJECT: SENATOR ROBERT C. BYRD (D-W. VA.)

DECEASED_

Reference memorandum of 10-20-71 from Mr. Martin to Mr. Cleveland reporting that the Bureau had received an anonymous letter postmarked in Beckley, West Virginia, and indicating that one Rosalee Michael of Beckley had committed suicide on 9-8-50 by jumping off a cliff. The letter indicated a rumor to the effect that this female was a girlfriend of Senator Byrd's. Referenced memorandum recommended a copy of the letter be furnished to the office of the Deputy Attorney General since Senator Byrd reportedly is being considered for nomination to the Supreme Court. · W.VA.

We enjoy an excellent relationship with Senator Byrd, and it is felt we owe him the courtesy of advising him of this situation also. Attached is a copy of the anonymous letter in question.

RECOMMENDATION:

That Inspector Bowers personally deliver the enclosed copy of the anonymous letter to Senator Byrd.

Enclosur

1 - Mr. Felt

1 - Mr. Rosen

1 - Mr. Bishop

1 - Mr. Bates

1- Mr. Cleveland

1 - Mr. Martin

1 - Mr. M. A. Jones

1 - D. W. Bowers

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OCT 27 1971

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

OFTIONAL FORMENO...10 3010-106 MAY 1962 EDITION GSA GEN. REG. NO. 27

UNITED STATES GOVERNMENT

Memorandum

: Mr. Cleveland

DATE: 10/20/71

FROM: L. H. Martin

SUBJECT: ROBERT C. BYRD

U. S. SENATOR (WEST VIRGINIA)

POSSIBLE CANDIDATE FOR

JUSTICE, U. S. SUPREME COURT

Recent newspaper articles have mentioned Senator Robert C. Byrd, aged 53, a Democrat from West Virginia, as a possible replacement on the U. S. Supreme Court.

DECEASED The Bureau is in receipt of an anonymous letter (attached) postmarked in Beckley, West Virginia, indicating one Rosalie Michael of Beckley, West Virginia, committed suicide on September 8, 1950, by jumping off a cliff near Beckley, West Virginia. The letter indicates a rumor spread that she had been a girlfriend of Byrd, who was married at the time, and she left a note addressed to him. The anonymous letter contains the names of various persons who can bear out the above allegation.

303 THIRD AVE, From 1948 to 1950 Byrd served in the House of Delegates of West Virginia, and in 1950 he was elected to the Senate of West Virginia. He was elected to the U. S. House of Representatives in 1952.

In view of Byrd's possible selection as a replacement on the Supreme Court, it is believed the contents of the letter should be furnished to the Department; however, nowinvestigation into the allegation should be made.

Bureau indices contain no identifiable information on Rosalie Michael. REC-30 62-10 2432-

ACTION:

If approved, the Office of the Deputy Attorney General will be furnished a copy of the letter.

Enclosure

l - Mr. Felt

1 - Mr. Rosen

1 - Mr. Bishop 1 - Mr. Bates cub

- Administrative Review Unit

A Grime Records Division

1 - Mr. Cleveland

1 - Mr. Martin

1 - Mr.Reilly

Felt

Rosen Mohr

Bishop Miller, E.S. Callahan Casper Conrad

Dalbey Glevelan Ponder Bates Tavel

Walters Soyars Tele. Room Holmes

po-6. OFFICE OF DIRECTOR

FEDERAL EUREAU OF INVESTIGATION

UNITED STATES DEPARTMENT OF JUSTICE.

October 18, 1971

Attached letter was sent to the Director by an anonymous source from Beckley, West Virginia.

ALL INFORMATION CONTAINED
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DATE 10-15-2010 BY 60324 uc baw/sab/lsq

MR. MILLER, E.S. MR. CALLAHAN -MR. CASPER -MR. CONRAD _ MR. DALBEY MR. PONDER -MR. BATES ... MR. TAVEL _ MR. WALTERS ___ MR. SOYARS ____ MR. JONES _____ TELE. ROOM ----MISS HOLMES ____ MRS. METCALF ___ MISS GAN DY

No acknowled &

 \mathbf{wmc}

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Beckley, W. Va.

Oct. 13, 1971

Federal Bureau of Investigation Washington, D. C.

Dear Sirs:

This letter is in reference to your investigation of Sen. Robert C. Byrd of West Virginia as a possible neminee for the United States Supreme Court.

I am not an admirer of Senator Byrd so please feel free to accept what I have to report with the greatest prejudice.

On Sept. 8, 1950, a Miss Resalie Michael of 308 Third Ave., Beckley, killed herself by jumping off a Gliff at Grandview State Park near Beckley.

Shortly thereafter, it was rumered around the city that she had been a girlfriend of Byrd (who was married at the time) and that she left a note addressed to him. I do know for a fact that the state police found a note with her belongings.

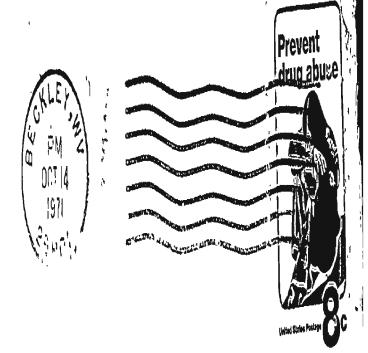
Beckley, who				
was of State Police Co. D at the time,				
personally investigated the woman's death. Others who				
may know something about the case are State Police Sgt. b7c				
of Shinnston who was with the Beckley				
detachment at the time; also with				
the detachment but presently with the U.S. Alcohol and ENCLUSURE				
Tobacco Tax unit (I don't know where);				
of the Beckley Fire Department, and Fire Department				
The fire department recovered the				
woman's body and both of these men were with the				
department in 1950. REC-30 6 2-10 343	١,			
1 do not know ii there is one ounce of truth				
to this rumer about Senator Byrd, but if it will help prevent his nomination, then so be it.	1			
	-			

Forgive me for not signing this letter, but I don't want you starting a dessier on me, too.

Respectfully,



ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-15-2010 BY 60324 uc baw/sab/lsg



Federal Bureau of Investigation Washington, D. C.



DECAR ISM

October 22, 1971

ROBERT C. BYRD
UNITED STATES SENATOR
WEST VIRGINIA

Recent newspaper articles have mentioned Senator Robert C. Byrd, a Democrat from West Virginia, as a possible replacement on the United States Supreme Court. Attached is a copy of an anonymous letter received by this Bureau.

Bureau files contain no identifiable information concerning Rosalie Michael mentioned in the letter.

No additional action is being taken on the basis of this letter. The above is being furnished for your information.

Enclosure

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HOWARD W. CANNON, NEV. CLAIBORNE PELL, R.I. ROBERT C. BYRD, W. VA. JAMES B. ALLEN, ALA.

B. EVERETT JORDAN, N.C., CHAIRM ROBERT P. GRIFFIN, MICH.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

MARLOW W. , KY. DATE 10-15-2010 BY 60324 uc baw/sab/lsg John Sherman Cooper, KY.

GORDON F. HARRISON, STAFF DIRECTOR HUGH Q. ALEXANDER, CHIEF COUNSEL BURKETT VAN KIRK, MINORITY COUNSEL

United States Senate

COMMITTEE ON RULES AND ADMINISTRATION WASHINGTON, D.C. 20510

May 10, 1972

1 - San Color

L. Patrick Gray, III, Esq. Acting Director Federal Bureau of Investigation United States Department of Justice Washington, D. C. 20535

Dear Mr. Gray:

It was thoughtful of you to write as you did to express appreciation for my remarks concerning Mr. Hoover. will long be mourned, and most of all by his former associates, I know.

With good wishes.

RCB: ypc

Sincerely yours

Mr. Campbell Mr. Posch

Mr. Mr. ES

Mr. C. llahan.

Mr. Casper-Mr. Conrad..... Mr. J. Mr. Claudand. Mr. Prader. Mr. Paics.

Mr. W. ikart Mr. Walters.

Mr. Seres Tele. Room ..

Miss Elmes

Miss Gandy.

Marsfeldt

Mr. Mol

February 22, 1973

Honorable Robert C. Byrd Committee on the Judiciary United States Senate Washington, D. C. 20510

Dear Senator Byrd:

I want you to know how very much I enjoyed the opportunity of talking with you yesterday. I was very much distressed when I learned of your stated intention to oppose my appointment as Director of the FBI, and I was gratified to learn that your mind is not closed on the topic.

In line with our conversation, there is being delivered to you a copy of the speeches I have made since becoming Acting Director of the FEI. I also am sending to you a copy of a memorandum dated January 10, 1973, concerning the allegations about me in the article in "Time" Magazine of January 15, 1973. Also being furnished to you is a copy of my letter of January 12, 1973, to Senator Sam Ervin dealing with the discontinued program to collect biographical data on Congressional candidates and also responding to specific questions from Senator Ervin regarding the FBI's furnishing information to the Department of Justice in response to a White House request for information relating to criminal justice issues in the campaign.

PH

Mr. Baker Mr. Callahan Mr. Cleveland Mr. Conrad DWB:asg Mr. Gebhardt Mr. Jenkins Mr. Marshall Mr. Miller, E.S. Mr. Porvis ir. Sovars ir. Walters _ ele. Room r. Kinley r. Armstro Herington TELETYPE UNIT

Mr. Felt_

REC 10 72/32-56X1

Honorable Robert C. Byrd

Also, Senator Byrd, I think you may find of interest copies of letters received from the heads of our field offices after my visits there, as well as copies of two recent communications from Special Agents of the FBI. These deal with some of the allegations about Agent morale.

I hope that these materials will help to dispel your doubts about the points you raised. They should show that it has never been my intention to command the FBI with anything but complete impartiality. I deeply appreciate your willingness to consider this matter.

With kindest regards,

Signal: fat Strong

Sincerely,

porty

JOHN L. MC CLELLAN, ARK., CHAIRMAN

WARREN G. MAGNUSON, WASH. JOHN C. STENNIS, MISS. JOHN O. PASTORE, R.I. ALAN BIBLE, NEV. ROBERT C. BYRD, W. VA. GALE W. MC GEE, WYO. MIKE MANSFIELD, MONT. WILLIAM PROXMIRE, WIS.

JOSEPH M. MONTOYA, N. MEX. DANIEL K. INOUYE, HAWAII ERNEST F. HOLLINGS, S.C. BIRCH BAYH, IND. THOMAS F. EAGLETON, MO. LAWTON CHILES, FLA.

MILTON R. YOUNG, N MILTON R. YOUNG, M. ROMAN L. HRUSKA, NEBR.
NORRIS COTTON, N.H.
CLIFFORD P. CASE, N.J.
HIRÂM L. FONG, HAWAII
EDWARD W. BROOKE, MASS.
MARK O. HATFIELD, OREG. TED STEVENS, ALASKA CHARLES MC C. MATHIAS, JR., MD. RICHARD S. SCHWEIKER, PA. HENRY BELLMON, OKLA.

THOMAS J. SCOTT, CHIEF CLERK JAMES R. CALLOWAY, COUNSEL

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsq

United States Senate

COMMITTEE ON APPROPRIATIONS WASHINGTON, D.C. 20510

July 9, 1973

The Honorable Clarence M. Kelley Director Federal Bureau of Investigation Room 5633 Department of Justice Building Washington, D.C. 20535

Dear Mr. Kelley:

It was very kind of you to invite me to attend your swearing-in ceremony as Director of the Federal Bureau of Investigation, which will take place today in Kansas City, Missouri. As Mr. Dave Bowers was informed last Friday, it is not possible for me to attend the ceremony inasmuch as the Senate convened today following the July 4th holiday recess, and my duties as Senate Majority Whip require my presence on the Senate Floor.

I was pleased to support your nomination, and I wish you a successful and rewarding tenure as Director of the Federal Bureau of Investigation.

With kind wishes.

Senator

RCB:1st

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Constitution

July 25, 1973

Honorable Robert C. Byrd United States Senate Washington, D. C.

Dear Senator Lyrd:

I was pleased to learn of your selection as a member of the subcommittee for oversight of the FBI. I testified during hearings concerning my nomination as Director that I felt the creation of an oversight committee would mean a great deal to the FBI. This belief is certainly reassured by the membership of the subcommittee. The knowledge and experience which you and the other members have will contribute greatly toward enhancing the efficiency and reputation of the FBI.

Let me assure you that I and the members of my staff will work with you and this subcommittee in every way possible. It is my intention to cooperate fully in consideration of factors to make the FBI truly responsive to the Mation's needs. With your counsel I feel certain this goal can be achieved.

With kindest regards,

MAILED 3 JUL 25 1973 1-FBI

Sincerely,

riarence " Kelley

22 JUL 26 1973

EX-103

DWB/jkl ((3)

Reference D. W. Bowers to the Director memo, 7/24/73, "Congressional Oversight of the FBI," DWB/jkl.

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Cong. Serv. _ Carr. & Crm.

Asst. Dir.: Admin.

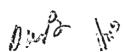
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DATE 10-15-2010 BY 60324 uc baw/sab/lsq OHN L. MC CLELLAN, ARK., CHAIRM

WARREN G. MAGNUSON, WASH. John C. Stennis, Miss. John O. Pastore, R.I. ALAN BIBLE, NEV. ALAN BIBLE, NEV.
ROBERT C. BYRD, W. VA.
GALE W. MC GEE, WYO.
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DANIEL K. INOUYE, HAWAII
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THOMAS J. SCOTT, CHIEF CLERK JAMES R. CALLOWAY, COUNSEL

United States Senate

COMMITTEE ON APPROPRIATIONS WASHINGTON, D.C. 20510

July 30, 1973

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Assoc.

Mr. Clarence M. Kelley Director Federal Bureau of Investigation United States Department of Justice Washington, D.C. 20535

Dear Mr. Kelley:

Thank you for your letter regarding my being selected as a member of the FBI oversight subcommittee. appreciate both your kind words regarding my abilities to serve on this subcommittee, and your assurances of full cooperation in helping the subcommittee exercise its responsibility.

I hope your service as director of the Bureau will be a rewarding facet of your career.

With kind regards.

Sincerely yours,

EX-103 no and feet

RCB:pem

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October 1, 1973

Honorable Robert C. Byrd United States Senate Washington, D.C. 20510

Dear Senator Byrd:

I want to thank you for your comments on "The Reasoner Report" which was telecast last night. As usual you took a reasonable approach to the question at hand.

We in the FBI realize there are problems — this was brought out rather emphatically during the hearings concerning my confirmation. We are working on these problems and with help from you, other members of the Subcommittee on FBI Oversight and others who are genuinely concerned, solutions will be found. Let me reassure you that I have every intention to cooperate with the Subcommittee on FBI Oversight.

With kindest regards,

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MAILED 3	Sincerely yours, Clarence Kelley	les
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- Mr. Callahan - Mr. Franck - Mr. Malmfeldt - Mr. Herington	pinto mil	भ क्षेत्र भ करणा

NOTE: Senator Byrd (D.-W.Va.) is a member of the Subcommittee on FBI Oversight and our relations with him have been cordial.

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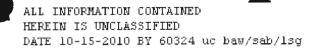
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October 11, 1973

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

Dear Senator Byrd:

MAILED 9

During the course of my confirmation hearing before the Committee on the Judiciary of the United States Senate, June 19, 20, and 25, 1973, it was apparent to me that there is widespread interest in the Congress as to the activities of the National Crime Information Center (NCIC). It is my opinion that a discussion and explanation of NCIC would be of benefit to Members of the Congress of the United States.

It, therefore, gives me pleasure to extend an invitation to you or a member of your staff to attend a briefing on this subject on October 25, 1973, at 10:00 a.m. The briefing will be held in the Conference Room of the Computer Systems Division, Room 3119, FBI Identification Division Building, Second and D Streets, Southwest, Washington, D. C.

In order that we may plan for proper seating arrangements, a reply by October 22, 1973, would be very helpful.

OCT 111973

Sincerely,

PWM:nls (7)

1 - Mr. Franck

1 - Mr. Thompson

1 - Mr. Bowers

1 - Mr. Campbell

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See memo Campbell to Callahan dated 10/10/73 re "Congressional"

Assoc. Dir.

Telephone Rm. ___
Director Sec'y ___ MAIL ROOM _

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Liaison NCIC/CCH Briefing."

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John L. Mc Clellan, Ark., Chairman

THOMAS J. SCOTT, CHIEF CLERK JAMES R. CALLOWAY, COUNSEL

warren g. Magnuson, Wash. JOHN C. STENNIS, MISS. JOHN O. PASTORE, R.I. JOHN O. PASTORE, R.I.
ALAN BIBLE, NEV.
ROBERT C. BYRD, W. VA.
GALE W. MC GEE, WYO.
MIKE MANSFIELD, MONT.
WILLIAM PROXMIRE, WIS.
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ERNEST F. HOLLINGS, S.C.
BIRCH BAYM. IND. BIRCH BAYH, IND. THOMAS F. EAGLETON, MO. LAWTON CHILES, FLA.

MILTON R. YOUNG, N. DAK. ROMAN L. HRUSKA, NEBR. NORRIS COTTON, N.H. CLIFFORD P. CASE, N.J. HIRAM L. FONG, HAWAII EDWARD W. BROOKE, MASS, MARK O, HATFIELD, OREG. TED STEVENS, ALASKA
CHARLES MC C. MATHIAS, JR., MD.
RICHARD S. SCHWEIKER, PA.
HENRY BELLMON, OKLA.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsq

United States Senate

COMMITTEE ON APPROPRIATIONS WASHINGTON, D.C. 20510

October 8, 1973

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The Honorable Clarence Kelley Director Federal Bureau of Investigation United States Department of Justice Washington, D.C. 20535

Dear Mr. Kelley:

Your gracious letter of October 1 has been received in my office. I appreciate your writing to inform me that you were pleased with my comments on "The Reasoner Report."

You may be sure that I continue to be concerned about the FBI, and I am grateful for your offer to cooperate with the Subcommittee on FBI Oversight.

With kind regards, I am

Sincerely yours,

Senator

RCB:skt

November:7, 1973

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

Dear Senator Byrd:

I regret that neither you nor a member of your staff was able to attend the briefing held on October 25, 1973, at the FBI Identification Building. The briefing included a presentation concerning the National Crime Information Center (NCIC) system, particularly the concepts and issues involved in the Computerized Criminal History Program, followed by a tour of the FBI's computer facilities. Questions posed by the perceptive Congressional staff members provided for a mutually beneficial discussion.

Since you were unable to attend, I have enclosed a packet of information, which I believe will be most useful in answering questions you may have about the NCIC.

Should you have any questions please feel free to contact me or a member of my staff.

Sincerely, MAILED 9 1973 C. M. Kelley FBI Admin. Enclosure Comp. Syst. Ext. Affairs 1 - Mr. Franck 1 - Mr. Campbell Files & Com. Gon. Inv. . 1 - Mr. Bowers ldont. 1 - Mr. Thompson Inspection

NOTE: (See memo Campbell to Callahan, dated 10/26/73, captioned Congressional Liaison, NCIC/CCH Briefings, 10/25/73."

Assoc. Dir. Asst. Dir.:

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JOHN L. MC CLELLAN, ARK., CHAIRMAN

THOMAS J. SCOTT, CHIEF CLERK JAMES R. CALLOWAY, COUNSEL

WARREN G. MAGNUSON, WASH, WARREN G. MAGNUSON, WASH, JOHN C. STENNIS, MISS.
JOHN O. PASTORE, R.I.
ALAN BIBLE, NEV.
ROBERT C. BYRD, W. VA.
GALE W. MG GEE, WYO.
MIKE MANSFIELD, MONT.
WILLIAM PROXMIRE, WIS.
JOSEPH M. MONTOYA, N. MEX.
DANIEL K. INOUYE, HAWAII
ERNEST F. HOLLINGS, S.C.
BIRCH BAYH, IND.
THOMAS F. EAGLETON. MO.

THOMAS F. EAGLETON, MO. LAWTON CHILES, FLA.

MILTON R. YOUNG, N. DAK. ROMAN L. HRUSKA, NEBR. NORRIS COTTON, N.H. CLIFFORD P. CASE, N.J. HIRAM L. FONG, HAWAII EDWARD W. BROOKE, MASS. MARK O. HATFIELD, OREG. TED STEVENS, ALASKA CHARLES MC C. MATHIAS, JR., MD. RICHARD S. SCHWEIKER, PA. HENRY BELLMON, OKLA.

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Ulnited States Senate

COMMITTEE ON APPROPRIATIONS WASHINGTON, D.C. 20510

November 29, 1973

Assoc. Dir. 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 Secry

The Honorable Clarence M. Kelley Director Federal Bureau of Investigation United States Department of Justice Washington, D.C. 20535

Dear Mr. Kelley:

I regret that it will not be possible for me to be present on December 6, the date of the Graduation Exercises of the FBI National Academy, Ninety-fifth Session, but I do thank you for your thoughtfulness, in extending the invitation.

With kind wishes.

Sincerely yours,

Senator

RCB:skt

62-102432-104

December 17, 1973

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Honorable Robert C. Byrd Subcommittee on FBI Oversight United States Senate Washington, D. C. 20510

Dear Senator Byrd:

It was our pleasure to release the FBI
1973 Annual Report last Friday. In view of your
position on the Senate Subcommittee on FBI Oversight,
I thought you might like to have a copy.

Sincerely,
Clarence 7 Kelley

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Comp. Syst. _ Ext. Affairs _ Files & Com. Gen. Inv. ____ NOTE: Senator Byrd (D-West Virginia) is a member of the Senate Subcommittee on FBI Oversight.

Assoc. Dir. ____ JCW:mks (3)
Asst. Dir.:

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> Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

Dear Senator Byrd:

DWB:bf (6)

I have learned that you have been ailing with laryngitis. I do hope you will make a speedy and complete recovery, particularly so that you will not miss participating in the FBI oversight hearings beginning next Tuesday.

With kindest regards,

Sincerely,

home

NOTE: See McDermott to Jenkins memo dated 6-19-74 captioned Senator Robert C. Byrd (D-W. VA.)

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OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA GEN. REG. NO. 27



5010-106 DATE 10-15-2010 BY 60324 uc baw/sab/lsg

UNITED STATES GOVERNMENT

Memorandum

TO

. Mr. Jenkins

DATE: 6-19-74

Assoc. Dir. . Dep. AD Adm. _

Dep. AD Inv. . Asst. Dir.:

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Telephone Rm.

Director Sec'y .

J. J. MCDEM

SUBJECT: SENATOR ROBERT C. BYRD (D-W. VA.)

Staff members of Senator Byrd advised Inspector Bowers yesterday that the Senator has been suffering from a severe case of laryngitis over the past several days. The Senator has been in his office during this time, but has had to greatly durtail his activities. It is felt the Director may wish to send him the brief note which is enclosed. A STORE

RECOMMENDATION:

That the enclosed note to Senator Byrd be signed and returned to Congressional Services Office for delivery.

Enclosure - Sent 6-29-74

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REC-47

5 JUN 21 1974

1 - Mr. Callahan

1 - Mr. McDermott

1 - Mr. Bowers

DWB:bf(5)

purpose

John L. McClellan, Ark., Chairman WARREN G. MAGNUSON, WASH JOHN C. STENNIS, MISS.
JOHN O. PASTORE, R.I.
ALAN BIBLE, NEV.
ROBERT C. BYRD, W. VA.
GALE W. MCGEE, WYO.
MIKE MANSFIELD, MONT.
WILLIAM PROXMIRE, WIS. JOSEPH M. MONTOYA, N. MEX. DANIEL K. INOUYE, HAWAII ERNEST F. HOLLINGS, S.C. BIRCH BAYH, IND. THOMAS F. EAGLETON, MO. LAWTON CHILES, FLA.

MILTON R. YOUNG, N. DAK. ROMAN L. HRUSK NORRIS COTTO CLIFFORD P. HIRAM L. FONG WAII EDWARD W. BR. , MASS MARK O. HATFIELD, OREG. TED STEVENS, ALASKA
CHARLES MCC. MATHIAS, JR., MD.
RICHARD S. SCHWEIKER, PA. HENRY BELLMON, OKLA.

JAMES R. CALLOWAY CHIEF COUNSEL AND STAFF DIRECTOR ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/lsg

United States Senate

COMMITTEE ON APPROPRIATIONS WASHINGTON, D.C. 20510

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June 21, 1974

The Honorable Clarence M. Kelley Director Federal Bureau of Investigation United States Department of Justice Washington, D. C. 20535

Dear Mr. Kelley:

Your thoughtful note has been received and is appreciated. I have been suffering for the past several days with a mild summer cold and accompanying sore throat -- more of a nuisance than an illness.

I am grateful for your interest and your good wishes. I am hopeful that my schedule will permit me to attend the FBI oversight hearings at which you will testify.

With kind personal wishes.

RCB:1sd

Sincerely yours

Robert C. Byrd

U. S. Senator

30 JUL 1 2 1974

December 27, 1974

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

Dear Senator Byrd:

Enclosed is a copy of the 1974 FBI Annual Report which I thought you might like to have. For your information, the printing of this particular issue has been limited and it is not readily available for public distribution.

Sincerely yours,

La Ma Kelley

Clarence M. Kelley Director

10 DEC 27 1974

Enclosure

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ROBERT C. BYRD WEST VIRGINIA

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-15-2010 BY 60324 uc baw/sab/lsq



United States Senate

OFFICE OF THE MAJORITY WHIP WASHINGTON, D.C. 20510

December 31, 1974

Assoc. Lir. Dep.-A.D.-Adm. Dep.-A.D.-Inv. Asst. Dir.: Adinin/ Files & Com. Gen. Inv. ---Ident. ... Inspection . Intell. .. _-Laboratory --Plan. & Eval. _ Spec. Inv. -----Training ----Legal Coun. ____ Telephone Rm. Director Sec'y

Hon. Clarence M. Kelley and Assiciates Federal Bureau of Investigation Washington, D. C. 20535

Dear Mr. Kelley:

Thank you for your thoughtful Christmas greeting. My wife and I appreciate your kindness in extending to us your Holiday wishes.

We hope that you will find the new year to be a time of happiness, good health, and prosperity.

Senator

RCB:jbh

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OPTIONAL FORM NO. 10 MAY 1962 EDITION GSA FPMR (41 CFR) 101-11.6

UNITED STATES GOVERNMENT

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-15-2010 BY 60324 uc baw/sab/lsg

Memorandum

Director, FBI

DATE: 1/22/76

b7C

FROM

SAC, Louisville

SUBJECT:

ROBERT C. BYRD

MISCELLANEOUS MATTER

Enclosed is a letter addressed to "Mr. ROBERT C. BYRD, Old Post Office Building, Washington, D. C." This letter was apparently received by the FBI, WFO, and forwarded to SA Cynthiana Resident Agent, Louisville Division.

Since this envelope bore no return name nor address, it was opened by SA

This letter referred to a fraud by employees at "RCA," where the person signing the letter,

Occoquan, Virginia," is apparently employed. It also refers to having been previously interviewed by of the FBI" regarding this matter.

The latter part of the letter referred to Mr. BYRD as Majority Whip of the Senate. This letter was apparently intended for Senator ROBERT BYRD.

The enclosed letter and above information are being furnished to the Bureau for proper handling through our liaison on the Hill.

2 - Bureau (Enc.) 1 - Louisville

SSC:ww

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WILLIAM PROXMIRE, WIS.
DANIEL K. INOUYE, HAWAII
ERNEST F. HOLLINGS, S.C.
BIRCH BAYH, IND.
THOMAS F. EAGLETON, MD.
LAWTON CHILES, FLA.
J. BENNETT JOHNSTON LA.
WALTER D. HUDDLESTON, KY.
QUENTIN N. BURDICK, N. DAK.
PATRICK J. LEAHY VT.

JIM SASSER, TENN DENNIS DE CONCINI, ARIZ,

DALE BUMPERS, ARK.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-15-2010 BY 60324 uc baw/sab/lsg

United States Senate

COMMITTEE ON APPROPRIATIONS WASHINGTON, D.C. 20510

Assoc. Dir. Dep. AD Adm. Dep. AD Inv. Asst. Dir.: Adm. Serv. Crim. inv ldent. Intell Labora cry Legal Coun. Plan. & 1279. Rec. Mant. Tech. Serve Training Public Mis. Off. Telephone Em. Director's Sec'y

JAMES R. CALLOWAY CHIEF COUNSEL AND STAFF DIRECTOR

FEDERAL GOVERNMENT

September 5, 1978

Mr. William H. Webster, Director Federal Bureau of Investigation United States Department of Justice Washington, D.C. 20535

Dear Mr. Webster:

Thank you for the invitation to attend the Graduation Exercises of the FBI National Academy, 114th Session, on September 22, 1978.

Your thoughtfulness in extending an invitation to me is appreciated, however, I regret that it will not be possible for me to attend.

With best regards.

Sincerely yours,

Robert C. Byrd

(west Virginia)

RCB:bk

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6 SEP ## 1978

THE

SICOT DIS

1 - Mr. Colwell
1 - Mr. Finzel
1 - Mr. Mintz
1 - Mr. Young

1 - Mr. Bresson
1 - Mr. Miller
1 - Mr. Haynes

2 - Mr. Moschella

b6 b7C

FEDERAL GOVERNMENT

October 28, 1981

l - L l - Mr. Andrews

1 - Miss Devine 1 - Telephone Room

Honorable Robert C. Byrd Committee on the Judiciary United States Senate Washington, D.C. 20510

Dear Senator Byrd:

Attorney General William French Smith and I cordially invite you to attend a business breakfast at 8:00 a.m. on November 5, 1981, at FBT Headquarters. At that time the topic of discussion will be the Freedom of Information Act. In view of the consideration currently being given to amending this Act, I think this would be an appropriate time to meet informally to discuss the current Act, the impact it has had on law enforcement and intelligence activities, and the amendments proposed by the Administration.

Special Agent of our Congressional backfairs Unit is coordinating this meeting and can be contacted at 324-4510 for your reply or any additional details you may require.

Sincerely yours,

Villiam H. Webster

Director

OCT 29 1981

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Asst. Dir.:

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United States Senate

WASHINGTON, D.C. 20510

December 1988

Mr. William S. Sessions Director U.S. Department of Justice Federal Bureau of Investigation Washington, D.C. 20535

Dear Mr. Sessions:

As 1988 draws to a close, I want to express to you my appreciation for the assistance you have provided to me and my staff during the past year.

Your cooperation has helped me in fulfilling my responsibilities as a United States Senator and Senate Majority Leader. I extend to you and your families my best wishes for a happy Christmas and New Year.

With kind regards, I am

62-102432-73

Sincerely yours,

RCB:dwr

10 JAN 30 1989

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Director's Sec'y ..



May 4, 1990

Honorable Robert C. Byrd Chairman Committee on Appropriations United States Senate Washington, D.C.

Dear Mr. Chairman:

I cannot thank you enough for the gift of your book. I have often mentioned to that one of the high points of my becareer has been meeting you. This book and what it represents makes that especially so.

Sincerely yours,

Inspector-in-Charge Congressional Affairs Office

62-102432-74

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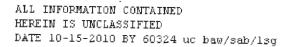
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JUL 25'91

Honorable Robert C. Byrd
Chairman
Committee on Appropriations
United States Senate
Washington, D.C.

Dear Mr. Chairman:

I called a week ago Friday to express my appreciation for your strong support for our Fiscal Year 1992 budget. The mark that came out of your Committee addresses many critical areas of our mission and the funding for our Identification Division revitalization effort will, if enacted, ensure that we remain on schedule. I am pleased with our progress on this vital project and I will work to engender support in the House for the Senate mark.

I also would like to mention the strong assistance has given to us. is diligent and hard working on benalf of our Identification Division and I am appreciative of his efforts.

Sincerely yours,

William S. Sessions
Director

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Honorable Robert C. Byrd United States Senate Washington, D.C.

Dear Senator Byrd:

Telephone Rm. _

Director's Sec'y

MAIL ROOM

It was exceedingly kind of you to include the recent Washington Times article in the Congressional Record along with your more than generous comments. It was extremely thoughtful of you.

As luck would have it, I was watching C-Span when you offered the comments. I cannot adequately describe the thrill it was to hear my name mentioned on the floor of the United States Senate and it was a very high honor for me personally to have it mentioned by you. I am very grateful. I often think how fortunate I am to have the privilege of working with or even just meeting the people who govern this country. Having the opportunity to participate in Government and meet leaders such as yourself is great reward in and of itself. To be recognized by one on the floor of the Senate is more than I ever could have imagined.

Thank you again very much.

Sincerely,

John E. Collingwood
Inspector in Charge
Office of Public and
Congressional Services

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COMMETERY 8:3.92 FBI/DOJ

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 2 Page 85 ~ Referral/Direct Page 86 ~ Referral/Direct

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TO DIRECTOR FBI/PRIORITY/

FBI LOS ANGELES/PRIORITY/

BT

UNCLAS

CITE: //3920//

PASS: VCU-CID.

SUBJECT: UNSUB, AKA LOUIS LUCK; SENATOR ROBERT BYRD; CCSCAKA; OO:LOS ANGELES.

REFERENCE WMFO FACSIMILE TO FBI, LA ON 2/28/95.

FOR INFORMATION OF RECEIVING OFFICES ON 2/27/95, A STAFF ASSISTANT AT SENATOR BYRD'S OFFICE RECEIVED A THREATENING LETTER WHICH STATED IN PART THAT SENATOR BYRD WAS STANDING BETWEEN REPUBLICANS AND POLITICAL VICTORIES. HE THEN SATES THAT THE SENATOR SHOULD GET "...EXTRA BODY PROTECTION..."



3-10-181521-1 2-00-11-181521-1 5-06-6-67c PAGE TWO DE FBIWMFO 0047 UNCLAS

ALTHOUGH THE WRITERS COMMENT IS VEILED IN NATURE THE U.S.

CAPITOL POLICE ARE CONCERNED THAT THE AUTHOR INTENDED HIS

COMMENT AS A THREAT.

THE LETTER IS SIGNED LOUIS LUCK AND THE RETURN ADDRESS
WRITTEN ON THE LETTER AND ON THE RETURN PORTION OF THE
ENVELOPE IS 3860 MENTONE AVENUE, CULVER CITY, CALIFORNIA
90232. A CHECK OF 90232 AREA CODE INDICATES THAT 90232 IS IN
FACT CULVER CITY, CALIFORNIA. THE LETTER IS POSTMARKED IN LOS
ANGELES.

LEADS:

LOS ANGELES DIVISION

AT CULVER CITY, CALIFORNIA:

WILL ATTEMPT TO LOCATE AND IDENTITY OCCUPANTS AT 3860
MENTONE AVENUE IN AN ATTEMPT TO IDENTIFY UNSUB. IF
SUCCESSFUL, OBTAIN CRIMINAL, MENTAL HISTORY, FINANCIAL STATUS,
MOBILITY, INTERVIEW OF ANY RELATIVES OR NEIGHBORS WHO MAY HAVE
PERTINENT INFORMATION REGARDING HIS PROPENSITY TO ACT OUT
VIOLENTLY. SUTEL INITIAL RESULTS TO WMFO FOR IMMEDIATE
DISSEMINATION TO THE UNITED STATES CAPITOL POLICE.

BT

#0047

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FBI FACSIMILE COVERSHEET

WASHINGTON METROPOLITAN FIELD OFFICE SQUAD C-4 (202) 252-7844

PRECEDENCE Immediate Priority Routine	CLASSIFICAT ☐ Top Secret ☐ Secret ☐ Confidential ☐ Sensitive ☐ Unclassified	Time Transmit	ited: uls: uges:
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3460 Mentone Feb. 5, 1995 Sen. Robt, Byrd Sen. Minority Leader Sente Off. Bldg. Wash., D.C. Dear Sin, Byrd; If the enclosed article is correct (red underlining) don't you think you should get extra body protection. your truly,

.002

P. Ø2

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LOS ANGELES TIM

FBI WMFO SQUAD C-4

LOS

The Senate was intended to cool off legislation—just as you might pour hot coffee from a cup, the House, into a saucer to cool it off:

The people of V reelect me to roll the new majo

A Master of the Senate Universe who Just Might Prove Partisan After All

BY MELISSA HEALY

t 76; Sen. Robert C. Byrd is the longest-serving Democrat in the U.S. Senate, and a man who Senate Majority Leader Bob Dole (R-Kan.), with a combination of exasperation and appreciation, recently called "a master at the game" of parliamentary procedure in the upper chamber.

Byrd's mastery of the Senate's convoluted rule book makes him one of

the most formidable members and, ironically, one of the liberal Democrats' greatest

hopes of blunting Republican victories.

In liberal activists' eyes, Byrd, who served as minority leader under President Ronald Reagan, is no champion of progressive causes; he saves his staunchest convictions for matters of senatorial prerogative. But with the GOP in control of House and Senate,

matters of senatorial prerogative. But with the GOP in control of House and Senate, intent on pushing through a sweeping conservative agenda. Byrd's protective hackles have gone up. His zest for defending the Senate against what he considers undup legislative haste may be all that stands between the Republicans and their victories.

In recent weeks, Byrd has drawn the re of Republicans for invoking long-forgotten Senate rules to slow the GOP's legislative gallop to a canter. He has demanded committee reports before allowing the Senate to proceed with votes. He has used a senator's prerogative to ask for suspension of committee hearings while the Senate is debating. And he has threatened, both implicitly and explicitly, to wield that most potent senatorial debate stoppers—the filibuster.

"Byrd is like an alligator He lies still, but everybody knows he's there and knows

"Byrd is like an alligator: He lies still, but everybody knows he's there and knows that in one second, he can eat you alive," said political scientist John J. Pitney Jr. of Claremont McKenna College. "That commands a lot of respect) because the Senate runs on the power of anticipated reactions. He has enormous psychological power.

In addition to Senate rules, Byrd is master of many other bodies of knowledge. He reads the ancient Greeks and Romans and is an avid student of their culture, lecturing the Senate regularly on its lessons for contemporary America. He is on intimate terms with the Bible. And he is a constitutional scholar who carries a dog-cered copy of the

U.S. Constitution in his breast pocket, over his heart.

Byrd also has the power of a seat considered unassailable. He has represented West Virginia in the Senate since 1958 and in six reelections has never won less than 65% of the vote. That support is largely due to Byrd's skill at bringing federal pork home to his hard-scrabble state. For years, as chairman of the Senate Appropriations Committee, Byrd succeeded in winning millions of dollars' worth of road-building projects and even an FBI fingerprint lab. Byrd maintains a fierce conviction that the federal government can, and should, make a difference in Americans' daily lives.

On Thursday, Byrd sat down for an hour of conversation in the elegant office of the On Thursday, Byrd sat down for an hour of conversation in the elegant time of the president pro tem. One of his sartorial trademarks, a scarlet vest, peaked from beneath a sober gray suit as he sat against a wall covered with portraits of past presidents pro tem. His office also bears evidence of his Senate service under nine presidents. A framed 1994 letter from President Bill Clinton, addressed to "Mr. Chairman," thanks the West Virginian for "being one of legendary guardians of that institution." An earlier letter, from former President Richard M. Nixon, is addressed, "Dear Bobby," and wishes Byrd "many hap—returns on Flection Days in the years ahead."

tion that, if we tool find we might want

Q: You've called c tutional amendment "like putting an uglz of a beautiful child!

A: One has to be to see a party here party which [in 1] single vote to a bil over the subsequer

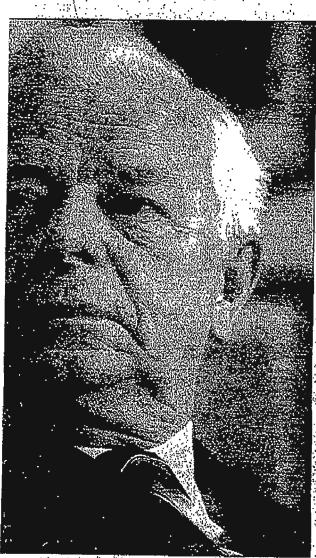
TO

12:23 FROM

est Virginia did not ver and play dead for. ity in the Senate.

The Constitution cannot give senators and House members courage to take difficult stands when the courage is lacking to begin with.





STEVEBARRETT / for The Times

the time, we would try to amend.

rts to pase a constio balance the budget attoo on the forehead hy do you say that? mewhat astonished i the Hill, a political did not give one hat reduced deficits live years, and then

will be destructive to the structure of our constitutional system. *

What we see happening here in these yarious subject areas is a deliberate effort to alter this Constitution in a way that the Framers, I'm sure, never foresaw.

Q: As a student of the ancients, do you find an apt analogy of where our democ-racy is right now in history? Is there another time that is like this time?

At Yes, the ancient Romans. They

nerve, lost its vision, lost its way and ceded power to dictators, it lost its power of the purse. And when the Senate gave away its power over the purse, it gave away its power to check the executive of

The Senate became impotent, indologie submissive—a Schate in name only its gave away its power. And in 478, Romub-lus Augustulus was replaced by a German invader, and the western scat of the empire was gone forever.

We see the same thing in America. We see this falling away of discipline; of reverence for the delty, veneration of ancestors, respect for law, respect for authority, patriotism. . . These things are gradually eroding The Senatous being asked to cede its power, to shift the power of the purse to a President vis the line-item veto, or via the constitutional amendment on the balanced budget:...

Q: Among politicians—Democrat and Republican—are there other Robert Byris out there? In the Congress of the next decade or two, will voters look kindly on d politician of your historical passion, you pride in the prerogative of the institution

A: I think it would be very very difficult for someone to come up from having a job pumping gas at a gas stafon being a produce salesman, a butcher wilder, it would be very, very difficult for that person to become a United States senator. It was not easy for me, but it going to be more difficult in the future.

Additionally, I'm not so sure that a person like myself will want to come person the myself will want to come here. I'm not sure they will believe that they can come here. I'm not so sure that they can come here. I'm not so sure that they can come here. I'm not so sure that they can come here in the negativism that is taking over here in the Senate. This Senate is a changed Senate. It has

lost its soul. It's not the kind of Sermin that it was when I came here, which Richard Russell, Lister Hill, John Mo-Clellan, Specard Holland; Stuart Syming. ton, Everett Dirksen, Norris Cotton, George Aiken, John Pastori, Willem Fulbright. These were big men. They had institutional memory. They believed in and revered the institution, they revered and revered the institution, they revered the Constitution. We didn't have the negativism, the bitter partisanship that we have seen rule in the Senate the last two years—and it's getting worse.

This is not to say that many of the men and women in that Senate are not high-

caliber people. They are. They're we're intelligent. They're far better at doing the 30-second sound bites than I ever could Liouis Luck
3860 Mentone Ave.
C.C., CA 90232





Sen. Robert Byrd Sen. Minority Leader Senate Off. Bldg. Wash., D.C.

nil.

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TO FBI LOS ANGELES/ROUTINE/

BT

UNCLAS

CITE: //3920//

SUBJECT: UNSUB, AKA LOUIS LUCK; SENATOR ROBERT BYRD-VICTIM; CCSCAKA; OO:LOS ANGELES.

RE WMFO TELETYPE TO LA ON 2/28/95.

WMFO HAS SUBMITTED THE ORIGINAL LETTER IN THIS CASE TO FBIHQ EVIDENCE CONTROL CENTER AND HAS REQUESTED THAT IT BE EXAMINED FOR LATENT PRINTS, INDENTED WRITING AND COMPARED TO ANONYMOUS LETTER FILE. RESULTS WILL BE FORWARDED TO FBI LOS ANGELES.

BT

#0021

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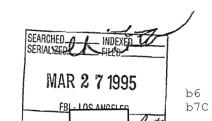
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	CA State Criminal History (CII)*	NCIC Criminal History (III)	10-28/Vehicle Registration			
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revious Address:						
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	umber and State: _			•		
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*Per DOJ, a reason for the request and a file number are mandatory.



IN DATE: 03-08-95*TIME: 22:52* MATCHED ON: #L/N#F/N# C# A DMV RECORD FOR LAW ENFORCEMENT USE ONLY DL/NO:B0955505*B/D:05-29-20*NAME:LUDK LOUIS* RES/ADDR: AS OF 07-14-93:3860 MENTIONE 8 CULVER CITY 90232* OTH/ADDR AS OF 01-08-93:3860 MENTONE AVE CULVER CITY * IDENTIFYING INFORMATION: SEX:MALE*HAIR:BROWN*EYES:BRN*HT:5-08*WT:168* LIC/ISS:07-14-93*EXPIRES:05/29/97*CLASS:C NON-COMMERCIAL* LATEST APP: DL TYPE:RENEWAL*ISS/DATE: 07-14-93%OFFICE: CLC*BATES:MAG* RESTR: MUST WEAR CORRECTIVE LENSES WHEN DRIVING, LICENSE STATUS: WALIDW DEPARTMENTAL ACTIONS: NONE CONVICTIONS: NONE FAILURES TO APPEAR: NONE ACCIDENTS: DATE LOCATION VEH LIC REPORT NO FR CASE NO LOS ANGELES 040993 1KWJ641 01-08-93 19422027077 93 00 35715

FROM CL10 FOR FB14

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FBM.DDLO FBMO DEPARTMENT OF DRIVERS LICENSES, SACRAMENTO PLEASE FURNISH A COPY OF PHOTO SUBJECT LUCK, LOUIS CDL# B0955505 BY MAIL ATTENTION: SA

FBI LOS ANGELES

b6 b7C

11000 WILSHIRE BLVD

LOS ANGELES, CA 90024

AUTHORITY: CHARLIE J. PARSONS, SPECIAL AGENT IN CHARGE (SAC)
MESSAGE FROM FBI LOS ANGELES DIVISION (310)477-6565 AT 23:08:23, 03/08/95

SYSTEM MESSAGE NUMBER A050000FF

MESSAGE WAS RECEIVED BY NECS AT 23:08:27, 03/08/95 SYSTEM MESSAGE NO A060000FF-

OUTPUT MSG 752, FROM CL10 FOR FB12 03/08/95 23:08

INFO - LUCK LOUIS NO HIT

OUTPUT MSG 947, FROM CWS# FOR FB14 03/08/95 23:21

OUTPUT MSG 948, FROM CL20 FOR FB14 03/08/95 23:21

OUTPUT MSG 949, FROM CL10 FOR FBI4 03/08/95 23:21

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NO NCIC WANT DOB/052920 NAM/LUCK,LOUIS SEX/M
OUTPUT MSG 950, FROM CL10 FOR FBI4 03/08/95 23:22

OUTPUT MSG 951, FROM CL10 FOR FB14 03/08/95 23:22

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OUTPUT MSG 952, FROM CL10 FOR FB14 03/08/95 23:22

TH RE:QHA.CAFBILA00.NAM/ DATE:03-08-95 TIME:23:43:18

RESTRICTED-DO NOT USE FOR EMPLOYMENT, LICENSING OR CERTIFICATION PURPOSES. ATTN BOW SERVED BY A STATE OF THE STATE OF TH

IJ NL01 CAFBILA00

NO IDENTIFIABLE RECORD IN THE NCIC INTERSTATE IDENTIFICATION INDEX (III) FOR NAM/LUCK, LOUIS. SEX/M. RAC/U. DOB/052920. PUR/C.
NOTICE -- THIS DOES NOT PRECLUDE THE POSSIBLE EXISTENCE OF MATCHING RECORDS IN LOCAL, STATE, OR FBI IDENTIFICATION DIVISION FILES THAT ARE NOT INDEXED IN THE NCIC III. IF YOU DESIRE A SEARCH OF THE FBI IDENTIFICATION DIVISION FILES, A FINGERPRINT CARD SHOULD BE SUBMITTED. END

OUTPUT MSG 004, FROM CL10 FOR FBI4 03/08/95 23:40

1 - United States Secret Service, Los Angeles 1 - Los Angeles 890 LO-181521-5

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DA

U.S. Department of Justice



Federal Bureau of Investigation

In Reply, Please Refer to File No.

Los Angeles, CA 90024

March 23, 1995

LOUIS LUCK;

SENATOR ROBERT BYRD;

CONGRESSIONAL, CABINET, AND SUPREME COURT
ASSASSINATION, KIDNAPPING, AND ASSAULT

On February 27, 1995, a staff Assistant at Senator ROBERT BYRD's Office, Washington D.C. received through the United States Postal Service an envelope addressed to, "Sen. Robert Byrd, Sen. Minority leader, Senate Off. Bldg., Wash., D.C."; and, with a return address of, "Louis Luck, 3860 Menton Ave C.C., CA 90232." Enclosed within the envelope was a January 29, 1995 Los Angeles Times article entitled, "Robert Byrd a Master of the Senate Universe Who Just Might Prove Partisan After All." Enclosed with the article was a handwritten letter, dated February 5, 1995, which stated, "If the enclosed article is correct (re underlining) don't you think you should get extra body protection?". The letter was signed, "yours truly, Louis Luck."

On March 7, 1995, LOUIS LUCK was interviewed at his residence 3860 Menton Avenue, No. 8, Century City, CA 90232. LUCK acknowledged that he sent the letter but stated that it was not meant as a threat, but as a warning to Senator BYRD. He wanted to caution Senator BYRD because Senator BYRD is in opposition to the Republicans and their "Contract on America." LUCK stated he did not threaten Senator BYRD; nor, did he intend to harm him. He was surprised that the letter had been refered by Senator BYRD's Office to the Federal Bureau of Investigation (FBI).

LUCK stated that he had, in the past, also sent a letter to President CLINTON. LUCK stated he wrote that the President should continue to take it slow with his programs or he, President CLINTON, could be assassinated like President KENNEDY. LUCK stated he had not been interviewed by the United States Secret Service (USSS) as a result of that letter.

LUCK refused to allow the interviewing FBI agents' into his apartment. He refused to provide identifying or biographical information citing the FBI's abuse of civil rights under Director J. EDGAR HOOVER.

LUCK was advised that should he continue writing ambiguous letters he could expect to be contacted again by the

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.

FBI or USSS. Additionally, should his letters contain a threat he could be subject to criminal prosecution.

LUCK has no criminal record within California's Criminal Identification and Information (CII) system or the FBI's Interstate Identification Index (III).

Additionally, the Los Angeles Office of the USSS reported no prior contact with LUCK.

The records of the California Department of Motor Vehicle described LUCK as:

> Name Race DOB. Height Weight Hair Eyes California Driver's

License Number Address

LOUIS LUCK White 5/29/20 5 18 11 168 lbs Brown Brown

B0955505 3860 Menton Avenue, No. 8 Culver City, California 90232 (as of 1/8/93)

FBI

TRANSMIT VIA: Teletype Facsimile AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS Date 3/23/95	
SUBJECT : TITLI	Los: Angeles Field (C) E CHANGED E LÚCK; FOR ROBERT BYRD;	Office (89A-LA-1815	21)
ccsc			
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Re Wi WMFO's teletypes	MFO facsimile to Los s to FBIHQ dated 2/2	s Angeles on 2/28/9 28/95 and 3/6/95.	5; and,
REQUEST OF THE I	BUREAU		1
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		89ALA-,	181521-6

For the information of FBIHQ and WMFO, LOUIS LUCK (white male, DOB: 5/29/20) was interviewed on 3/7/95 at 3860 Mentone Avenue, No. 8, Culver City, California 90232. LUCK acknowledged that he sent the letter to Senator ROBERT BYRD, but stated that it was not sent as a threat but as a statement of caution should the Senator continue to counter the Republicans and their "Contract on America."

LUCK was argumentative during the interview and refused to allow agents' into his apartment or to provide biographical or identifying information. He has no criminal history record within the California's Criminal Identification and Information (CII) System or the FBI's Identification and Information Index (III). Additionally, Special Agent United States Secret Service (USSS), 255 E. Temple Street, Los Angeles, California telephone number (213) 894-4830 reported no prior contact with LUCK.

b6

b7C

LUCK appeared to be a political gadfly with a skewed since of reality. He did not appear to present a threat to Senator BYRD.



FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C. 20535

Date:

April 20, 1995

To: ADIC, WMFO

FBI File No. 89A-LA-181521

Lab No. E-6447

Reference: Specimens received 3/27/95 in Latent Fingerprint Section

Your No. 8

89A-LA-181521

Re: UNSUB, aka Louis Luck;

SENATOR ROBERT S. BYRD - VICTIM;

CCSCAKA

SERIALIZED APR 2 6 1995

b6 b7c

Specimens received:

Specimens:

Envelope, Q1 Letter, Q2 Page from newspaper, Q3

The listed Q specimens are further described in a separate report.

Ten latent fingerprints and one latent palm print of value were developed on the specimens.

The latent fingerprints do not meet the necessary criteria for an automated fingerprint search.

The specimens are enclosed.

Enc. (3)

2 - Los Angeles

RR RUCNFB FBILA

0069 MRI 01845

DE FBIWMFO #0018 1642202

ZNR UUUUU

R 132109Z JUN 95

FM FBI WMFO (89A-LA-181521) (P) (C-4)

TO DIRECTOR FBI/ROUTINE/

FBI LOS ANGELES/ROUTINE/

BT

UNCLAS

CITE: //3920//

SUBJECT: LOUIS LUCK; SENATOR ROBERT BYRD-VICTIM; CCSCAKA; OO:LOS ANGELES.

REFERENCE LOS ANGELES AIRTEL TO DIRECTOR DATED 3/23/95.

FOR INFORMATION OF LOS ANGELES, WMFO LIAISON TO CAPITOL

HILL WAS ADVISED ON 6/12/95 BY UNITED STATES CAPITOL POLICE

DETECTIVE THAT HER OFFICE IS UNABLE TO CLOSE HER

CASE UNTIL A PROSECUTIVE OPINION HAS BEEN OBTAINED REGARDING

THIS MATTER.

IT SHOULD BE NOTED THAT RESULTS OF ALL FBI INVESTIGATIONS

3/95 b6 b7c

, in a hour

\$90-10-181521-8 \$EFACIONED INTEXED - SEMALISTO - CASED - CASE

b6 b7C PAGE TWO DE FBIWMFO 0018 UNCLAS

ARE SUBMITTED TO THE SENATE SERGEANT OF ARMS FOR REVIEW.

WMFO RESPECTFULLY REQUESTS A PROSECUTIVE OPINION BE OBTAINED REGARDING LUCK AND RESULTS FORWARDED TO WMFO FOR DISSEMINATION TO THE U.S. CAPITOL POLICE.

BT

#0018

NNNN

	TRANSMIT VIA: X Teletype ☐ Facsimile ☐ AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL					
			☐ UNCLAS E F T O ☑ UNCLAS					
			Date 6/22/95					
	`							
	FM FBI LOS ANGELES (89	ALA-181521) (RUC)						
	TO DIRECTOR FBI/ROUTIN	NE/\						
	FBI WMFO/ROUTINE/							
	BT							
	UNCLAS							
	CITE: //3410:C-1//		•					
	SUBJECT: LOUIS LUCK;	SENATOR ROBERT BYRI	O - VICTIM; CCSCAKA;					
	OO: LOS ANGELES.							
	FOR INFORMATION O	OF WMFO, ON 6/22/95	.DQ.					
	WITH ASSISTANT UNITED	STATES ATTORNEY	WHO DECLINED b7c					
	PROSECUTION ON THE CAL	PTIONED MATTER DUE	TO THE FACT THAT THE					
	CIRCUMSTANCES DO NOT MEET GUIDELINES SET FORTH BY THE UNITED							
	STATES ATTORNEYS OFFIC	CE IN LOS ANGELES.						
	LEAD .		1 / AK19					
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ADB	IRC		INDEXED					
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	Approved:	Original filename:	Rmcoo W. 173					
	Time Received:	Telprep filename:	<u>KMC00150.173</u>					
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	FOX DATE & TIME OF ACCE	EFTANCE: (U) A	יט אוְש־()					

^PAGE 2 89A-LA-181521 UNCLAS

	WMFO	ΑT	WMFO:	Los	ANGELES	REQUESTS	THAT	WMFO	LIAISON		
ADVI	SE UN	ITEI	STATE	S CAI	PITOL PO	LICE DETE	CTIVE			OF	b6 b70
THE A	AFORE	MENT	TIONED	RESUI	TS.						

AS NO FURTHER INVESTIGATION REMAINS IN LOS ANGELES, THIS MATTER IS CONSIDERED RUC'D.

BT

0037 MRI 01061

RR FBILA

DE FBILA #0012 1781659

ZNR UUUUU

R 271657Z JUN 95

FM FBI LOS ANGELES (89A-LA-181521) (RUC)

TO DIRECTOR FBI/ROUTINE/

FBI WMFO/ROUTINE/

BT

UNCLAS

CITE: //3410:C-1//

SUBJECT: LOUIS LUCK; SENATOR ROBERT BYRD - VICTIM; CCSCAKA;

OO: LOS ANGELES.

FOR INFORMATION OF WMFO, ON 6/22/95, LOS ANGELES SPOKE

WITH ASSISTANT UNITED STATES ATTORNEY

PROSECUTION ON THE CAPTIONED MATTER DUE TO THE FACT THAT THE

CIRCUMSTANCES DO NOT MEET GUIDELINES SET FORTH BY THE UNITED

STATES ATTORNEYS OFFICE IN LOS ANGELES.

LEAD

WMFO AT WMFO: LOS ANGELES REQUESTS THAT WMFO LIAISON

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b	7	C

PAGE	TWÕ	ÐΕ	FBILA	0012	UNCLAS

ADVISE UNITED STATES CAPITOL POLICE DETECTIVE OF THE AFOREMENTIONED RESULTS.

AS NO FURTHER INVESTIGATION REMAINS IN LOS ANGELES, THIS MATTER IS CONSIDERED RUC'D.

BT

#0012

NNNN

ev. 8-26-82)			
	FBI		
RANSMIT VIA:	PRECEDENCE:	CLASSIFICATION: TOP SECRET	
] Teletype] Facsimile	☐ Immediate ☐ Priority ′ -	□ SECRET	
]	_ □ Routine	CONFIDENTIAL	
		☐ UNCLASEFTO☐ UNCLAS	
		Date	
PAGE TWO	PG 89A-NEW	UNCLAS	
THE U. S. SEN	ATOR FOR THE DEATH OF (ONE OF HIS RELATIVES. CA	PTIONED
SUBJECT ADVIS	ED THAT HE HAI	TAKEN CARE OF SENATOR BY	YRD'S
GRANDSON AND	NOW HE WAS GOING TO TAK	KE CARE OF THE SENATOR.	HE
STATED "THE S	ENATOR IS MINE."	ADVISED SHE THEN CON	I
THE CAPITOL F	OLICE ABOUT THE THREAT	. SHE FURTHER SAID ABOUT	TWO
HOURS LATER T	HE CAPITOL POLICE CALL	ED HER BACK AND TOLD HER	THE
FBI HAD BEEN	NOTIFIED. ADV	JISED THAT THE CAPITOL PO	LICE
DID NOT STATE	WHETHER THIS NOTIFICAT	TION WAS MADE TO THE	
WASHINGTON FI	ELD OFFICE OR FBIHQ.		
	SAID SHE HAD BEEN IN	TELEPHONIC CONTACT WITH	
SERGEANT	WEST VIRGINIA STATE	POLICE DETACHMENT IN	jb
PARKERSBURG,	AND HE WOULD FURNISH A	DUITIONAL SECURITY. THE	lt
COUNTY SHERIE	F IN THE COUNTY IN WHIC	CH SUBJECT RESIDES HAS BE	EN
NOTIFIED AND	WILL ATTEMPT TO LOCATE	AND INTERVIEW HIM ASAP.	
SUBJECT	DESCRIBED AS FOLLOWS:		
/Y\ NAME	י כאו עדאו פולעט אאע פארי	WHITE SEX MALE DOR	

(X) NAME CALVIN FLOYD NAY, RACE WHITE, SEX MALE, DOB
SEPTEMBER 6, 1940, ADDRESS ROUTE 2, BOX 116C, HARRISVILLE, W. VA.,
TELEPHONE 304-659-3325 (X).

IT HAS BEEN DETERMINED THAT SENATOR BYKD WILL BE IN THE PARKERSBURG, W. VA., AREA FROM APPROXIMATELY 10 AM TO 2 PM,

Approved:	Transmitted			Per	
Approved.	Tarionittou	(Number)	(Time)	,	

TRANSMIT VIA:	☐ Immediate	CLASSIFICATION: TOP SECRET	
☐ Facsimile	☐ Prioritý ´ ~ ☐ Routine	☐ CONFIDENTIAL ☐ UNCLAS E F T O ☐ UNCLAS Date	
PAGE THREE	PG 89A-NEW	UNCLAS	
•		CHECK AND PITTSBURGH IND	ICES
NEGATIVE FOR CA	PTIONED SUBJECT.		
SPECIAL AG	ENT	. S. SECRET SERVICE, CHAR	LESTON,
W. VA., WAS NOT	IFIED OF THREAT AT	7:15 PM, NOVEMBER 7, 1985	, BY
SA	PARKERSBURG, W	. VA., RA.	
LEADS - PI	TTSBURGH AT FAIRMON	r, W. VA.	
LOCATE AND	INTERVIEW SUBJECT,	CALVIN FLOYD NAY, ROUTE	2,
BOX 116C, HARRI	SVILLE, W. VA., TEL	EPHONE 304-659-3325.	
AT PARKERS	BURG, W. VA.		
	AIN CONTACT AND REP	ORT FOLLOW-UP.	
BT			

Transmitted (Number)

Per _

(Time)

P9 001 311 01332 PP HQ WFC DE PG P 070133Z NOV 95 PITISTUPSH (304-NEW) P) FMΤÇ DIRECT OR PRICEITY WASHINGT ON FIELD OFFICE (INFO) PRICRITY Ħ UNCLAS . CALVIN FLOYD MAY; U. S. SENATOF POPERT PED - VICTIM; AFO; OO: PITTSBURGH AT 3:30 PM, NOVEMBER 7, 1985, THE PARKERSBURG RA OF THE FRI WAS TELEPHONICALLY ADVISED BY BUSINESSMAN, THAT A THREAT HAD REEN MADE ON THE LIFE OF WEST VIRGINIA U. S. SENATOR ROBERT BYRD BY CAPTIONED SUBJECT. SENATOR BYRD IS DUE TO SPEAK IN PARKERSPURG, W. VA., NOVEMPER R. 1985, TO A GROUP OF MILITARY AND INDUSTRIAL LEADERS. TELEPHONIC CONTACT WAS MADE BY FBI. PARKERS PURG. WITH (TELEPHONE 202-224-3954), WHO IS ADMINISTRATIVE ADDE TO THE SENATOR, AND SHE ADVISED SUBJECT HAD CALLED THE SENATOR'S OFFICE EARLIER IN THE DAY, FULLY IDENTIFYING HIMSELF, AND FLAMED 89A-236 ا السلام - حميا

PAGE TWO PC 99A-NEW UNCLAS THE L. S. SENATOR FOR THE DEATH OF ONE OF HIS PELATIVES. CAPTIONED SURJECT ADVISED THAT HE HAD TAKEN CARE OF SENATOR PYRD S GRANDS ON AND NOW HE WAS GOING TO TAKE CARE OF THE SENATOR. HE STATED "THE SENAT OR IS MINE." ADVISED SHE THEN CONTACTED THE CAPITAL POLICE APOUT THE THREAT. SHE FURTHER SAID APOUT THO HOURS LATER THE CAPITOL POLICE CALLED HER BACK AND TOLD HER THE FRI HAD PEEN NOTIFIED. APVISED THAT THE CAPITAL POLICE DID NOT STATE WHETHER-THIS NOTIFICATION WAS MADE TO THE WASHINGTON FIELD OFFICE OF FRIHO. SAID SHE HAD PEEN IN TELEPHONIC CONTACT WITH SER GEANT WEST VIRGINIA STATE POLICE DETACHMENT IN PARKERS BURG, AND HE WOULD FURNISH ADDITIONAL SECURITY. THE

b6

SUBJECT DESCRIPED AS FOLLOWS:

(X) NAME CALVIN FLOYD NAY, RACE WHITE, SEX MALE, DOP SEPTEMBER 6, 1940, ADDRESS POUTE 2, BOX 1160, HARRISVILLE, W. VA., TELEPHONE 304-659-3325 %).

COUNTY SHERIFF IN THE COUNTY IN WHICH SUPJECT RESIDES HAS PEEN

NOTIFIED AND WILL ATTEMPT TO LOCATE AND INTERVIEW HIM ASAP.

IT HAS PEEN DETERMINED THAT SENATOR BYRD WILL BE IN THE PARKERSBURG, W. VA., AREA FROM APPROXIMATELY CLAM IO 2 PM,

PAGE THREE

PC . S OA -NE !!

UNCLAS

NOVEMBER 2, 1935.

-- COMPUTERIZED CRIMINAL HISTORY CHECK AND PITTSPURGH INDICES
NEGATIVE FOR CAPTIONED SUPJECT.

SPECIAL AGENT U.S. SECRET SERVICE, CHARLEST CX,
W. VA., WAS NOTIFIED OF THREAT AT 7:15 PM, NOVEMBER 7, 1985, BY
SA TIMOTHY G. ELEY, PAR KERSPURS, W. VA., RA.

LEADS - PITTS FUR GH AT FAIRMONT, W. VA.

LOCATE AND INTERVIEW SUBJECT, CALVIN FLOYD NAY, FOUTE 2, BOX (4160, MARRISVILLE, W. VA., TELEPHONE 304-659-3325.

AT PAR KERSPURE, W. VA.

WILL MAINTAIN CONTACT AND REPORT FOLLOW-UP.

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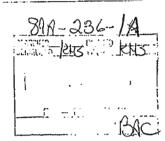
HQ/LG WFO/CEA b6 b70

(Title) ______

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(Name of Special Agent)
To Be Returned ☐ Yes ☐ No Receipt Given ☐ Yes ☐ No
Grand Jury Material - Disseminate Only Pursuant to Rule 6(e), Federal Rules of Criminal Procedure □ Yes □ No
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Reference: (Communication Enclosing Material)
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Description: Original notes re interview of
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Ato BOXIITO b6 b7C News bung 424-8444 - Police Shipparts/

Field File No.	PG 89A	1-236-(AD	_					
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FEDERAL BUREAU OF INVESTIGATION

1

Date of transcription 11/22/85

CALVIN FLOYD NAY, Route 2, Box 11C, Harrisville, West Virginia (WV), was interviewed at his residence.
Present at the time of the interview was
Deputy, RITCHIE COUNTY SHERIFF'S DEPARTMENT.

NAY advised that he personally made a telephone call to the office of United States Senator ROBERT BYRD, Washington, D.C.

NAY advised that the purpose of his call was to warn Senator BYRD that while BYRD was in the state of West Virginia, and in particular Parkersburg, WV, BYRD should be aware that NAY had received information, BYRD's life was in jeopardy.

NAY stated that he had received, through his thought processes certain information that would indicate BYRD was in danger. NAY further noted that he had previously received information concerning the same type of threats to the grandson of Senator BYRD.

NAY stated that at no time was he making a personal threat on the Senator's life, but only wanted to provide information that the Senator may be in danger from some other source.

NAY advised that this is a common problem he has had over the years, in that very few people understand his thought processes.

NAY advised that he would make no further calls to the Senator's office, and had no intention of indicating he was making a threat against the Senator's life.

	11/08/85	Har	risvil	le, WV	=	File #	PĢ	89A-236	-2
by SA			/jr	b6 b7C	Date dictated	SEARCHED_ SERIALIZED_	1/15/6 EC 1 ()	85 1985	
	contains neither recomments are not to be distribute			FBI. It is the	property of the FBI	l and is loane	d to your ac	INFIGH JOE	

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PG 89A-236

Continuation of FD-302 of CALVIN FLOYD NAY

on 11/08/85

Page 2

At this time the interviewing Agent admonished NAY as to the seriousness of such threats to public officials, and again NAY indicated that he would make no further effords to contact the Senator's office.

It was apparent during the conversation with NAY, that NAY exibited an abnormal and unstable personality. NAY's thought processes were disjointed and rambling at times.

Memorandum



: SAC, PITTSBURGH (89A-236) (P)

Date 11/22/85

From:

SA

b6 b7C

Subject:

CALVIN FLOYD NAY;

U.S. SENATOR ROBERT BYRD - VICTIM

AFO

00: PITTSBURGH

Reference Pittsburgh teletype to Bureau 11/07/85.

On 11/08/85, HARRY SHEPPARD, Sheriff, Ritchie County, Harrisville, West Virginia (WV), advised that CALVIN FLOYD NAY, date of birth 9/06/40, has been a resident in the Harrisville area for several years. SHEPPARD stated that NAY is a reclusive individual who has exibited some instability over the years, but stated NAY has never been arrested for any type of violation and has never caused any problems, with particular reference to threatening individuals.

SHEPPARD stated that he had received some general information about NAY which is unconfirmed at this time. SHEPPARD noted that NAY is a graduate of the AIR FORCE ACADEMY and was a pilot and has served a tour of duty in Viet Nam.

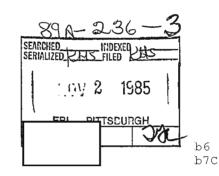
On 11/08/85, SA__ accompanied by Deputy located CALVIN FLOYD NAY at his residence in rural Ritchie County. The subject of that particular interview is set forth on a separate 302.

b6 b7C

Subsequent to the interview of NAY, Sheriff SHEPPARD requested that a letter be sent by the FBI to the Sheriff's Department concerning the interview of NAY. SHEPPARD stated that the RITCHIE COUNTY PROSECUTOR'S OFFICE was considering initiating commitment procedures for NAY, and such information as to the observations and interview of NAY may be helpful for these procedings.

1 *

RGK/jr J. ?



FORMS.TEXT HAS 2 DOCUMENTS

INBOX.1 (#155)

TO: PG @ SAMNET-EMH

FROM: WFO @ SAMNET-EMH

SUBJECT: 0323 0040 ROUTINE

DATE: 7 JAN 86 03:23:33 EST

CC:

TEXT: VZCZCWF0040

RR PG

DE WF0040 007 0323

ZNR UUUUU

R 060323Z JAN 86

FM: FBI, WASHINGTON FIELD OFFICE (89A-988)

TO: FBI, PITTSBURG ROUTINE

BT

CALVIN FLOYD NADY; U.S. SENATOR ROBERT BYRD-VICTIM; AFO;

OO:PITTSBURG

FOR THE INFORMATION OF PITTSBURG DIVISION, THE UNITED STATES CAPITOL POLICE HAS REQUESTED STATUS OF INVESTIGATION.

LEADS: PITTSBURG, PITTSBURG AT PARKERSBURG, WEST VIRGINIA: IT IS REQUESTED THAT WFO BE ADVISED OF STATUS OF INVESTIGATION IN ORDER THAT UNITED STATES CAPITOL POLICE MIGHT BE APPROPRIATELY APPRISED.

ВТ

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b6 b7C 11M-6 1003

	probability (CAA delbate and Alexandra at California and Californi	
ev. 8-26-82)	•	
TRANSMIT VIA: Teletype	FBI PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O Date
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TO DIRECTOR ROUTIN	NE 2344 Z	
WASHINGTON FIELD	(89A-988) ROUTINE	
BT		
UNCLAS		
CALVIN FLOYD NAY;	SENATOR ROBERT BYE	RD - VICTIM; AFO (OO: PITTSBURGH)
REWFOTEL TO 1	PG, JANUARY 7, 1986	· ·
IN CAPTIONED	MATTER, CALVIN FLO	OYD NAY, WHO RESIDES IN HARRISVILLE,
WV, CALLED THE OF	FICE OF U. S. SENAT	OR BYRD AND ALLEGEDLY MADE A
VERBAL THREAT AGA:	INST THE SENATOR'S	LIFE, BLAMING THE SENATOR FOR
THE DEATH OF ONE	OF HIS (NAY'S) RELA	ATIVES. AS SENATOR BYRD WAS
SCHEDULED TO SPEA	K IN PARKERSBURG, W	VV, THE NEXT DAY AFTER THE PHONE
CALL WAS RECEIVED	, AND AS PARKERSBUR	RG AND HARRISVILLE ARE IN ADJACENT
COUNTIES, A MEMBE	R OF THE GROUP SPON	NSORING THE SENATOR'S SPEAKING
ENGAGEMENT, WHO H	AS LEARNED ABOUT TE	HE THREAT, CONTACTED THE PARKERSBURG
WV RA OF THE FBI.	INVESTIGATION BY	PG AGENTS DETERMINED THAT NAY
ADMITTED MAKING T	HE PHONE CALL, AND	SAID THE CALL WAS TO WARN THE
TGE/jb	CI-10 M	5 Jan

Approved: VAWIP

Transmitted Old Obo 6 (Number) (Time)

RETURN ALL SERIALS REVIEW IAS AND IBS AND HANDLE AS REQUIRED

PAGE TWO SENATOR THAT HIS (SENATTIME WAS HE MAKING A PER WANTED TO PROVIDE INFORMAL CLAIMED HE RECEIVED PROCESSES. NAY STATED OFFICE AGAIN. THE INTERPORT ABNORMAL AND UNSTABLE IN WERE DISJOINTED AND RAY ASSISTED THE AGENT WITH UP NECESSARY DOCUMENTS ON JANUARY 9, 1986	Immediate Priority Routine PG 8 OR'S) LIFE WAR RSONAL THREAT MATION THAT TO THESE WARNING HE WOULD NOT RVIEWING AGEN ERSONALITY, A	SECR CONF CONF UNCL Date 9A-236 S IN DANGE ON THE SE HE SENATOR GS THROUGH ATTEMPT TO T OBSERVED	SECRET RET FIDENTIAL LAS E F T O LAS ER. NAY STA ENATOR'S LIF R MAY BE IN H HIS MENTAL D CONTACT TH D NAY TO EXH	E, BUT ONLY DANGER. THOUGHT E SENATOR'S TBIT AN PROCESSES
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WERE DISJOINTED AND RAN ASSISTED THE AGENT WITH UP NECESSARY DOCUMENTS ON JANUARY 9, 1986	,			
ASSISTED THE AGENT WITH UP NECESSARY DOCUMENTS ON JANUARY 9, 1986	BLING AT TIME	S. THE CO		F THAT
UP NECESSARY DOCUMENTS ON JANUARY 9, 1986		0, 222	DUNTY SHERIF	
ON JANUARY 9, 1980	THE INTERVIE	W INDICATE	ED HE WAS GO	ING TO DRAW
SDW	TO HAVE NAY C	OMMITTED 7	TO A MENTAL	INSTITUTION
	, THE ABOVE F	ACTS WERE	PRESENTED T	O AUSA
THE CASE HAS NO PROSECT	, WHO AFTER R	EVIEWING T	THE MATTER A	DVISED THAT
	TIVE MERIT, A	ND THAT NO	O FURTHER IN	WESTIGATION
WAS WARRANTED.				
PITTSBURGH CONSID	RS THIS CASE	TO BE CLOS	SED.	
BT				

FORMS. TEXT HAS 2 DOCUMENTS

OUTBOX.1 (#312)

TO: HQ1 @ SAMNET-EMH, WF @ SAMNET-EMH

FROM: PG @ SAMNET-EMH

SUBJECT: 010/0008 ROUTINE

DATE: 10 JAN 86 23:44:33 EST

CC:

TEXT:

PG00008 010 2346Z

RR HQ WF

DE PG

R 102346Z JAN 86

FM PITTSBURGH (89A-236) (C)

TO DIRECTOR ROUTINE

WASHINGTON FIELD (89A-988) ROUTINE

ВТ

UNCLAS

CALVIN FLOYD NAY; SENATOR ROBERT BYRD - VICTIM; AFO (00: PITTSBURGH)
REWFOTEL TO PG, JANUARY 7, 1986.

IN CAPTIONED MATTER, CALVIN FLOYD NAY, WHO RESIDES IN HARRISVILLE,

WV, CALLED THE OFFICE OF U. S. SENATOR BYRD AND ALLEGEDLY MADE A

VERBAL THREAT AGAINST THE SENATOR'S LIFE, BLAMING THE SENATOR FOR

THE DEATH OF ONE OF HIS (NAY'S) RELATIVES. AS SENATOR BYRD WAS

SCHEDULED TO SPEAK IN PARKERSBURG, WV, THE NEXT DAY AFTER THE PHONE

CALL WAS RECEIVED, AND AS PARKERSBURG AND HARRISVILLE ARE IN ADJACENT

COUNTIES, A MEMBER OF THE GROUP SPONSORING THE SENATOR'S SPEAKING SOME ENGAGEMENT, WHO HAS LEARNED ABOUT THE THREAT, CONTACTED THE PARKERSBURG,

WV RA OF THE FBI. INVESTIGATION BY PG AGENTS DETERMINED THAT NAYSOWTHED

ADMITTED MAKING THE PHONE CALL, AND SAID THE CALL WAS TO WARN THE SENERGY.

PAGE TWO

PG 89A-236

UNCLAS

SENATOR THAT HIS (SENATOR'S) LIFE WAS IN DANGER. NAY STATED AT NO TIME WAS HE MAKING A PERSONAL THREAT ON THE SENATOR'S LIFE, BUT ONLY WANTED TO PROVIDE INFORMATION THAT THE SENATOR MAY BE IN DANGER. NAY CLAIMED HE RECEIVED THESE WARNINGS THROUGH HIS MENTAL THOUGHT PROCESSES. NAY STATED HE WOULD NOT ATTEMPT TO CONTACT THE SENATOR'S OFFICE AGAIN. THE INTERVIEWING AGENT OBSERVED NAY TO EXHIBIT AN ABNORMAL AND UNSTABLE PERSONALITY, AND THAT NAY'S THOUGHT PROCESSES WERE DISJOINTED AND RAMBLING AT TIMES. THE COUNTY SHERIFF THAT ASSISTE THE AGENT WITH THE INTERVIEW INDICATED HE WAS GOING TO DRAW UP NECESSARY DOCUMENTS TO HAVE NAY COMMITTED TO A MENTAL INSTITUTION.

ON JANUARY 9, 1986, THE ABOVE FACTS WERE PRESENTED TO AUSA

SDWV, WHO AFTER REVIEWING THE MATTER ADVISED THAT

THE CASE HAS NO PROSECUTIVE MERIT, AND THAT NO FURTHER INVESTIGATION

WAS WARRANTED.

PITTSBURGH CONSIDERS THIS CASE TO BE CLOSED.

ВТ

b6 b7c



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to File No.

P.O. Box Number 1315 Pittsburgh, Pennsylvania 15230

Supervisory Senior Resident Agent

January 14, 1986

Honorable David A. Faber
United States Attorney
Southern District of West Virginia
Federal Building
500 Quarrier Street
Charleston WW 25301

Charleston, WV **b**6 b7C Attention: Assistant United States Attorney RE: Calvin Floyd Nay Threat Against U.S. Senator Robert Byrd Dear Mr. Faber: This letter is to confirm a telephonic conversation held January 9, 1986, between Special Agent of the Federal Bureau of Investigation and Assistant United b6 States Attorney of your office. b7C In that conversation, SA advised AUSA Calvin Floyd Nay admitted making a telephone call to the office of U.S. Senator Byrd to warn him (the Senator) that his life was in jeopardy. Nay advised that he had received this warning through his mind and at no time was he making a personal threat against the Senator. Nay said he would make no other efforts to contact Senator Byrd again. The interviewing Agent observed Nay's thought processes appeared to be disjointed and rambling at times. b6 b7C after reviewing the facts, advised the case has no prosecutive merit and no further investigation R Was Warranted LL SERIALS Searched REVIEW 1As AND 1Bs AND HANDLE AS REQUIREDETELY, WALTER A. WEINER indexe - Addressee Special Agent in Charge 1) - Pittsburgh (89A-236) ŤGE:lsp (2)

FBI/DOJ

RECORD OF INFORMATION FURNISHED OTHER AGENCIES

OrallyBy Telephone(date)	Written Communication _	3-27-84 (date)
Information concerning: (Include NARCOTICS MATTER: column on Form FD-371.)	Shere and in the TOTAL for	"ALL MATTERS"
CALVIN FLOYD NAY		
Information furnished from File, Serial, and Page N		36-1 THROUGH 6
On 32786 a continuing disclosure w		
Clusion of the investigation.	and will be maintained	l until the con-
from informants		
from complainants or other sources		
Information furnished to:		
Special Agent		
Number of items disseminated: (6)	_	ъе ъ7
Special agent Special agent The hod been notified Subject, Cabin Floy the AIR Force acodemy against the President of a copy of an file for punor to an anchorer un	that cap of Nay, h and made to the U.S. Here bockeround at the sul,	advised trongled al called dreats questal sufamilia get
3	SEARCHEI SERIALIZE	MAR 1986 HAR 1986

FÔI/DOJ

TRANSMIT VIA: X Teletype ☐ Facsimile ☐ AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS
		Date 4/2/93
FM FBI PITTSBURGH 89A-	PG-57311 (P)	
TO DIRECTOR FBI/PRIORI	TY/	
FBI LOS ANGELES/PRIORI	TY/	
FBI WMFO/PRIORITY/		
INFO'SAN FRANCISCO/ROU	TINE/	
BT		
UNCLAS		
CITE: //3650:5430//		
PASS: C-4	, WMFO.	b6 b7c
SUBJECT: UNSUB(S); SE	NATOR ROBERT	C. BYRD - VICTIM;
ASSASSINATION, KIDNAPP	ring, Assault-	
(00: PITTSBURGH).		89A-PG-57311-1
REFERENCE MARCH 2	9, 1993, TELE	EPHONE CALL BETWEEN Search Gen
SA , PI	TTSBURGH DIVI	ISION, CHARLESTON, Foims Socialized U
WV, RESIDENT AGENCY, A	AND	WMFO. Indexed (1)
DAL/bre/mss		b6
(1) , , WSB (Open Reopen	Lase b7c
Ъб (Ъ7с	Origin [12]	Pate 3/31/93
Approved: WEP/JEK/nes	Original fi	Supv. RECO3W. 089
Time Received:		B2E00351.089 filename: BRE00352.089
MRI/JULIAN DATE:	215Z /	ISN: 607
FOX DATE & TIME OF ACCE	7	0108 4/2/92
		0109

^PAGE 2 89A-PG-57311 UNCLAS

ON MARCH 29, 1993,

CALLS.

THE ABOVE-CAPTIONED MATTER WAS PREDICATED UPON
INFORMATION RECEIVED FROM SENATOR BYRD'S OFFICE,
CHARLESTON, WV, ON MARCH 29, 1993, INDICATING THAT THERE HAD
BEEN TWO THREATENING MESSAGES DIRECTED AGAINST SENATOR BYRD
LEFT ON AN ANSWERING MACHINE.

Ъ6 Ъ7С

FOR SENATOR ROBERT C. BYRD, 500 QUARRIER STREET,

ROOM 1019, CHARLESTON, WV, TELEPHONE NUMBER (304) 342-5855,

WAS CONTACTED AND PROVIDED A MICRO-CASSETTE CONTAINING THE TWO

FIRST CALL: "BOBBY BYRD'S A 75-YEAR OLD THIEF STEALING FROM
THE MIDDLE CLASS. YOU, FUCKING SCUM BAGS, YOU BETTER GET THE
FBI AROUND YOU AND A LOT OF OTHER PEOPLE BECAUSE YOU ARE DEAD
BAIT. THAT FUCKING SON-OF-A BITCH, ALL OF YOU."

SECOND CALL: "YES, I'M A TRIAL LAWYER. I WANT TO THANK
SENATOR BYRD FOR LEADING US DOWN THE PATH OF INSURRECTION AND
REBELLION WITH HIS TAX PACKAGES. HE IS GOING TO GIVE ME MORE
WEALTH THAN I KNOW WHAT TO DO WITH. BUT NOW MY ADVICE IS TO
DOUBLE OR TRIPLE THE SECURITY BECAUSE HE AIN'T WORTH VERY MUCH
IN A LOT OF PEOPLE'S EYES."

^PAGE 3 89A-PG-57311 UNCLAS

THE CALLS OCCURRED SOMETIME BETWEEN 5:30 P.M. ON FRIDAY,	
MARCH 26, 1993, AND 8:20 A.M., MONDAY, MARCH 29, 1993.	
BASED ON A QUERY OF SENATOR BYRD'S OFFICE IN	
WASHINGTON, D.C., ADVISED THAT TWO THREATENING LETTERS HAD	.b6 b7С
BEEN RECEIVED AND TURNED OVER TO DETECTIVE CAPITOL	
POLICE, TELEPHONE NUMBER (202) 224-2985. ONE OF THE LETTERS	
MAY HAVE BEEN TURNED OVER TO THE FBI. THIS LETTER REFERRED TO	
CHEMICAL PRODUCTION.	
)- n
	. БЗ
ON MARCH 29, 1993, WAS ADVISED TO CONTACT SA	
FBI, CHARLESTON, WV, OR IF ANY THREATENING	
CALLS WERE RECEIVED.)b6
ALSO ON MARCH 29, 1993, ASSISTANT UNITED STATES ATTORNEY	b7C
(AUSA) SOUTHERN DISTRICT OF WEST VIRGINIA	
(SDWV), WAS CONTACTED AND ADVISED OF THE ABOVE. AUSA	
SUGGESTED THAT COPIES OF THE THREATENING LETTERS RECEIVED BY	

^PAGE 4 89A-PG-57311 UNCLAS BYRD'S OFFICE BE OBTAINED TO DETERMINE ANY SIMILARITIES IN LANGUAGE. ON MARCH 29, 1993, UNITED STATES SECRET SERVICE (USSS), CHARLESTON, WV, WAS CONTACTED AND ADVISED OF THE CALLS. ____ADVISED THAT PROTECTION OF SENATOR BYRD IS WITH THE CAPITOL POLICE. HOWEVER, SHOULD A SUBJECT NAME BE b6 b7C DEVELOPED, A QUERY COULD BE MADE OF USSS RECORDS. ON MARCH 30, 1993, ADVISED THAT TWO (2) MORE CALLS WERE RECEIVED ON THE ANSWERING MACHINE BETWEEN 5:00 P.M. ON MARCH 29, 1993, AND 8:25 A.M., ON MARCH 30, 1993. BELIEVED THE CALLS TO BE FROM THE SAME INDIVIDUAL WHO MADE THE ABOVE CALLS. SENATOR BYRD'S OFFICE IN WASHINGTON, D.C., HAS BEEN NOTIFIED OF THE TWO RECENT CALLS. b3 WAS CONTACTED AND ADVISED OF THE ABOVE. Ъ3 b6 SUBPOENA WAS ISSUED TO b7C

^PAGE 5 89A-PG-57311 UNCLAS	
]
	Ъ3 Ъ6
	.b70
ON MARCH 31, 1993, FURNISHED A SECOND CASSETTE WITH	Ъ6
THE TWO ADDITIONAL CALLS. BOTH CALLS ARE SIMILAR IN CONTENT	b7C
AND ARE AS FOLLOWS:	
"THIS IS THE EAGLES, HAWKS, AND OWLS, AND IF YOU CONDUCT	
YOURSELVES IN AN INFERIOR BIRD-BRAIN BEHAVIOR AND INCREASE	
TAXES UPON THE PEOPLE, THERE'S GOING TO BE GREAT CONFLICT	
AMONG US BIRDS."	
AT THE CONCLUSION OF THE SECOND CALL, THE INDIVIDUAL	
STATES, "LOOK OUT."	
	.b3
	b6 b7C

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^PAGE 6 89A-PG-57311 UNCLAS	
ON APRIL 1, 1993, INVESTIGATIVE ASSISTANT (IA)	
SAN FRANCISCO DIVISION, ADVISED THAT TELEPHONE NUMBER	ъ6 ъ7С
IS LISTED TO A	
ENCINO, CA.	
A QUERY BY LOS ANGELES DIVISION ON APRIL 1, 1993, HAD	
DETERMINED THAT THE NUMBER WAS NOT LISTED IN THE CRISS CROSS	
DIRECTORY. DMV RECORDS DISCLOSED A	
	.b6
	b7C
THE	
INFORMATION WAS EFFECTIVE MARCH 19, 1993.	
FROM THE TAPES, THE VOICE APPEARS TO BE THAT OF AN OLDER	
MALE.	
ON APRIL 1, 1993,ADVISED THAT SHE WAS NOT FAMILIAR	.b6
WITH THE NAME OF	Ъ7С
LOS ANGELES DIVISION, AT ENCINO, CA: 1. ATTEMPT TO	
IDENTIFY AND CONDUCT BACKGROUND INVESTIGATION REGARDING	
ENCINO, CA.	.b6
2. UPON IDENTIFYING QUERY USSS, LOS ANGELES FOR	.b70
ANY INFORMATION.	

^PAGE 7 89A-PG-57311 UNCLAS

WMFO, AT WASHINGTON, D.C.: OBTAIN COPIES OF LETTERS RECEIVED BY BYRD'S WASHINGTON, D.C., OFFICE AND PROVIDE TO PITTSBURGH DIVISION, CHARLESTON RESIDENT AGENCY.

PROVIDE ANY INFORMATION REGARDING INVESTIGATION OF LETTER BELIEVED TO HAVE BEEN TURNED OVER TO THE FBI.

PITTSBURGH DIVISION, AT CHARLESTON, WV: INVESTIGATION CONTINUING.

BT

File - Serial Charge Out FD-5 (Rev. 6-17-70) File Class. Pending Closed Date Serial No. **Description of Serial** Charged -b6 b7C Employee RECHARGE Date _____ ____ From _ Date Date charged Employee Location U.S. GPO:1989-241-706/08023

IAI
Universal File Case Number 89A- P6-573//
Field Office Acquiring Evidence
Serial # of Originating Document
Date Received 4/8/93
From
(Name of Contributor)
(Address of Contributor)
By 56 57C
(Name of Special Agent)
To Be Returned □ Yes ☑ No
Receipt Given ☐ Yes ☑ No
Grand Jury Material - Disseminate Only Pursuant
to Rule 6 (e), Federal Rules of Criminal Procedure
□ Yes ᠒No
Title:
·
;
·
Reference:
(Communication Enclosing Material)
Description: ☐ Original notes re interview of
FD-441A RE!
FD-441A RE! Two (2) CASSETTES

P. O. BOX 2227

FD-441a (7-21-83)

CHARLESTON, WV 25328

FILL	IN THIS CARD - I	RETURN TO
8 -		Attention: Evidence Control Custodian
		Date 412193
Mailed to	PG	SEARCHED GROSLY NO. 115 124 080
Method of Ma	illing	III.
	XI Registered	☐ Special Delivery
	☐ Airmail	□ Airmail Special Delivery
Checked by	RF	Packaged by
		RECEIPT - PITTSBURGH
Received by	, <u></u>	Date and Time Received
File Number o	of Mailing Office	EBI/DO.J

89A-PG-57311 (DAL)

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Flekt File No. 89A - PG - 57311 19	2
Serial # of Originating Document	
OD and File No.	_
Date Received 5/12/93	_
From	
(NAME OF CONTRIBUTOR)	
(ADDRESS OF CONTRIBUTOR)	_
	-
b6 b7c	
(NAME OF SPECIAL AGENT)	_
To Be Returned ☐ Yes 🖄 No Receipt Given ☐ Yes 🔟	O
Grand Jury Material - Disseminate Only Pursuant to Rule 6(e), Federal Rules of Criminal Procedure ☐ Yes ☐ No	
Title:	
Reference:	
(Communication Enclosing Meterial)	
Description: Original notes re interview of	
FO 44/A - ONTED S/	-100

情認時間,例 FD-441a (7-21-83) 25328 FILL IN THIS CARD - RETURN TO **Evidence Control Custodian** Date Mailed to Registry No. Method of Mailing -D-Special Delivery (C) Registered ☐ Airmail Speţial Delivery 🛮 Airmail Padkaged by Checked by MAY RECEIBIGH Date and Time Received Received by File Number of Mailing Office FBI/DOJ

8917-126.57311 (DAE)

//19	
Field File No. 89A - PG - 5731HAJ	
Serial # of Originating Document	
OO and File No.	
Date Received 5/6/53 5/28/93	
From LA	
(Name of Contributor)	
(Address of Contributor)	
By S-A	b6 b7
To Be Returned Yes No Receipt Given Yes No	
Grand Jury Material - Disseminate Only Pursuant to Rule 6(e), Federal Rules of Criminal Procedure Yes No .	
Sorator Klock C. By- W. A EXT CCSCAKA	b6 b7С
00, RG	
Reference: (Communication Enclosing Material)	
Description: Forming potos reinterview of F Dhotos	Ъ6 Ъ7С

5/6/93 - NCINO, Ca. US an Force 561 Morred To Jesus. Telefre Ster got Haransing Calls - many Elever an Nenture Rhod. Prin arrents Mudercanon - [
Interview FBI by 5A

Keralls moking Some Telerals to Ser. Byrd's Office - Walked about burds, thanks owls Non volent - never theater Mas library Byrd - that Juden opening - Vales word Alon for Tapen -That for Egal because of Kn blui 4- Did State "We will get you"

Soud Bo ment - Voters would

get Rom and of office. Norther left Condo to him
Con down't work - gets mad Went to LAW School -Couldn't Did and Anow Make brotio Mislimeones - unknow Colls again to any He was desabled - Mad ax Take plane away would men Ant any one.

FILE: PG-0057311-EX (S9A)		
IA NO DESCRIPTION		
0003 ORIGINAL NOTES RE INTERVIEW OF SUBJECT	AND I PHOTO OF	Ъ6 Ъ7С
0002 FD-441A DATED 5/5/93		
0001 FD-441A RE TWO (2) CASSETTES SENT TO PG	;	

FD-192/FD-192A

PAGE

1

April 14, 1993

TITLE AND CHARACTER OF CASE

BYRD, ROBERT, C UNSUB(S)

DATE PROPERTY ACQUIRED SOURCE FROM WHICH PROPERTY ACQUIRED March 29, 1993	
LOCATION OF PROPERTY: ELSUR/CM10/S3	——b6 b7C
ANTICIPATED DISPOSITION ACQUIRING AGENT CASE AGENT	
GRAND JURY MATERIAL - NO (DISSEMINATE ONLY PURSUANT TO RULE 6(E)) DESCRIPTION OF PROPERTY	
BARCODE: E0354237 1B1: 2371 1 CASSETTE TAPE (3-26-93/3-29-93) NON-FBI. ELSUR 4-5-93. SUBMISSION HAD TO BE RETURNED TO CASE AGENT FOR COMPLETION OF FD192 AND FD504B; THEREFORE, ELSUR DELAY RESULTED IN ENTERING INTO COMPUTER WITHIN 5-DAY TIMEFRAME.	
FOR VALUABLES AND/OR NARCOTICS EVIDENCE ONLY TWO SPECIAL AGENTS VERIFYING AND SEALING BAG CONTENTS	
FIELD FILE NUMBER: PG/PG-0057311 (089A) OFFICE-OF-ORIGIN: PITTSBURGH	

231

SEARCHED GEN FOIMS SERIALIZED INDEXED FILED APR 1 4 1993

b6 b7С FD-192/FD-192A

PAGE

1

April 14, 1993

TITLE AND CHARACTER OF CASE

BYRD, ROBERT, CUNSUB(S)

DATE PROPERTY ACQUIRED SOURCE FROM WHICH PROPERTY ACQUIRED
March 31, 1993

LOCATION OF PROPERTY: ELSUR/CM10/S3

ANTICIPATED DISPOSITION ACQUIRING AGENT CASE AGENT

GRAND JURY MATERIAL - NO (DISSEMINATE ONLY PURSUANT TO RULE 6(E))

DESCRIPTION OF PROPERTY

BARCODE: E0354650

1B2: 2371 1 CASSETTE TAPE (3-24-93/3-30-93) ELSUR 4-5-93. SUBMISSION HAD TO BE RETURNED TO CASE AGENT FOR COMPLETION OF FD 192 AND FD 504B; THEREFORE, ELSUR DELAY RESULTED IN ENTERING IN COMPUTER WITHIN 5 DAY TIMEFRAME.

FOR VALUABLES AND/OR NARCOTICS EVIDENCE ONLY TWO SPECIAL AGENTS VERIFYING AND SEALING BAG CONTENTS

FIELD FILE NUMBER: PG/PG-0057311 (089A)

OFFICE-OF-ORIGIN: PITTSBURGH

1371

SEARCHED GEND FOIMS SERIALIZED INDEXED FILED

APR 1 4 1993

b6 b7С

b6

FD-192/FD-192A

PAGE

1

May 11, 1993

TITLE			

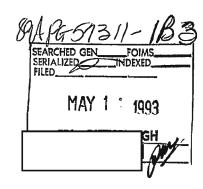
BYRD, ROBERT, C UNSUB(S)

DATE PROPERTY ACQUIRED SOURCE FROM WHICH PROPERTY ACQUIRED April 26, 1993	
LOCATION OF PROPERTY: ELSUR/CM10/S3	.b6 .b7C
ANTICIPATED DISPOSITION ACQUIRING AGENT CASE AGENT	
GRAND JURY MATERIAL - NO (DISSEMINATE ONLY PURSUANT TO RULE 6(E))	
DESCRIPTION OF PROPERTY	
BARCODE: 1B3: 2371 1 CASSETTE TAPE, 4-26-93. NON-FBI. ELSUR 5-7-93.	

FOR VALUABLES AND/OR NARCOTICS EVIDENCE ONLY TWO SPECIAL AGENTS VERIFYING AND SEALING BAG CONTENTS

FIELD FILE NUMBER: PG/PG-0057311 (.089A) OFFICE-OF-ORIGIN: PITTSBURGH

2371 NT



Ъ6 Ъ7С

-<u>1</u> -

FEDERAL BUREAU OF INVESTIGATION

			D	ate of transcription	7/7/93
Charl provi micro towar numbe the w	eston, West Vest ded the investors cassette control of Senator BYF (304) 342-5 (seekend begins at the second begin	BYRD, 500 Quar Jirginia (WV), stigating Agent tained two (2) RD. The message 5855, on an ansing March 26, lso provided a	telephone (3 ta microcass threatening the ges were rece swering machi 1993.	Room 1019, 04) 342-585 ette. The messages di ived at tel ne, sometim	rected b6 b70 ephone e during
Investigation on	3/29/93	Charleston	n, WV		

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

	T /T /00
Date of transcription	7/7/93
Senator ROBERT C. BYRD, 500 Quarrier Street, Room 1019 Charleston, West Virginia (WV), telephone (304) 342-58 that two (2) more calls were recorded on the answering at telephone number (304) 342-5855, sometime between 5 on March 29, 1993, and 8:25 a.m. on March 30, 1993. believed the calls were from the same individual who h previously.	55, advised b6 machine, b70
Investigation on 3/30/93 a Charleston, WV File # 89A-P (telephonic)	G-57311~[K2]

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-b7C -

Date dictated

by

-1-

FEDERAL BUREAU OF INVESTIGATION

Date of transcription	7/7/93
Senator ROBERT C. BYRD, 500 Quarrier Street, Room 1019 Charleston, West Virginia (WV), telephone (304) 342-58 provided the investigating Agent with a microcassette microcassette contained two (2) threatening messages of toward Senator BYRD that were received sometime between on March 29, 1993, and 8:25 a.m. on March 30, 1993.	The b6 b70 p.m.
•	
nvestigation on 3/31/93 At Charleston, WV File # 89A-I	• –

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.

	TRANSMIT VIA: ▼ Teletype Facsimile AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS	
			Date 4/21/93	_
	FM FBI PITTSBURGETO DIRECTOR FBI/	H (89A-PG-57311) (P)		
	FBI LOS ANGELES/	ROUTINE/		
	FBI WMFO/ROUTINE	/		
	BT			
	UNCLAS			
	CITE: //3650:54	30//		
	PASS: LOS ANGEL	ES, WMFO	,	b6 b7С
	SUBJECT: UNSUB(s); SENATOR ROBERT C	. BYRD-VICTIM;	
	ASSASSINATION; K	IDNAPPING; ASSAULT-M	EMBER OF CONGRESS;	
	OO:PITTSBURGH.			Search Gen.
	RE PITTSBUR	GH TELETYPE TO THE D	IRECTOR, DATED APRIL 2,	
	1993, LOS ANGELE	S TELETYPE TO THE DI	RECTOR, DATED APRIL 15,	Inde: e i
	1993, AND APRIL	21, 1993, TELCALL BE	TWEEN SA	Filed
	(CHARLESTON RA),	AND SA (LOS ANGELES).	b6 b7c
	Daybhe		89A-PG-573	11-2
And 15 3 4 21.15	Time Received: 4:0		ame: BHR003W. /// name: A'BHR003 SØ /// ISN: 005	
1	FOX DATE & TIME O	F ACCEPTANCE: 4-21-9	13 - 2016 2	Ja_

^PAGE 2 89A-PG-57311 UNCLAS

ON APRIL 20, 1993, ASSISTANT UNITED STATES ATTORNEY	
(AUSA) SOUTHERN DISTRICT OF WESTERN	
VIRGINIA (SDWV), PROVIDED COPIES OF DOCUMENTS RECEIVED,	
PURSUANT TO A FEDERAL GRAND JURY SUBPOENA FROM	ъ3
	.b6 .b7С
LOS ANGELES DIVISION AT LOS ANGELES: INTERVIEW	
ENCINO, CALIFORNIA, TO DETERMINE HIS INVOLVEMENT	b6 b7С
AND INTENT WITH THE FOUR (4) CALLS TO SENATOR BYRD'S, WEST	
VIRGINIA OFFICE.	
BT.	

0006 MRI 01238

RR RUCNEB FBIPG FBISE FBIWMFO

DE FBILA #0037 1052016

ZNR UUUUU

R 152014Z APR 93

FM FBI LOS ANGELES (89A-PG-57311) (P)

TO DIRECTOR FBI/ROUTINE/

FBI PITTSBURGH/ROUTINE/

FBI SAN FRANCISCO/ROUTINE/

FBI WMFO/ROUTINE/

BT

UNCLAS

CITE: //3410:C-1//

UNSUB(S); SENATOR ROBERT C BYRD - VICTIM; CAS; OO: SUBJECT: PITTSBURGH.

RE PITTSBURGH TELETYPE TO BUREAU 4/2/93.

CHECKS THROUGH THE CALIFORNIA LAW ENFORCEMENT TELECOMMUNICATIONS SYSTEMS (CLETS) FAILED TO REVEAL ANY ADDITIONAL CALIFORNIA DRIVER'S LICENSE FOR ANYONE WITH THE NAME OF OTHER THAN REPORTED IN

b7C

rd 1 5 1993 FBI - PITTSBUR

b6

PAGE TWO DE FBILA 0037 UNCLAS	
REFERENCED COMMUNICATION. ONE VEHICLE,	
CALIFORNIA LICENSE WAS REGISTERED TO	b6 b7C
BUT NOTHING TO THE ADDRESS	.D / C
ENCINO, CALIFORNIA.	
THE HAINES CRISS-CROSS DIRECTORY FOR LOS ANGELES COUNTY	
REVEALED THAT HAS TELEPHONE NUMBER	Ъ6 Ъ7С
LISTED WITH AN ADDRESS AS	
ENCINO, CALIFORNIA.	
INVESTIGATION DETERMINED THAT IS A	
THREE STORY SECURED CONDOMINIUM COMPLEX. NO MANAGER WAS	b6
PRESENT AS EACH CONDO IS SEPARATELY OWNED. THE NAME IS	b7c
REFLECTED AS THE OCCUPANT OF	
ON 4/9/93, A CHECK OF THE LOS ANGELES COUNTY PROPERTY TAX	
ROLLS REVEALED THAT HAS OWNED	b6 b7c
ENCINO, CALIFORNIA SINCE, 5/16/80. NO	J10.
OTHER BACKGROUND INFORMATION WAS OBTAINED.	
CLETS REVEALED THAT HAS CALIFORNIA	
DRIVER'S LICENSE NUMBER ISSUED WITH AN ADDRESS OF	Ъ6
ENCINO, CALIFORNIA, EFFECTIVE	b7c
4/13/81, WITH THE SAME RE-ISSUE ADDRESS, EFFECTIVE 9/14/92.	
IS DESCRIBED AS MALE,	

n

PAGE THREE DE FBILA 0037 UNCLAS A CHECK THROUGH THE CALIFORNIA INVESTIGATION AND bб b7C INFORMATION (CII) CRIMINAL HISTORY INQUIRY REVEALED THAT AND IS DESCRIBED AS WHITE MALE. ON 4/13/93, SPECIAL AGENT U.S. SECRET SERVICE, LOS ANGELES ADVISED THAT HIS AGENCY HAD NO RECORD OF b6 b7C LOS ANGELES HAD ORDERED DEPARTMENT OF MOTOR VEHICLE DRIVER'S LICENSE PHOTOGRAPHS FOR FROM SACRAMENTO, , CALIFORNIA. PITTSBURGH IS REQUESTED TO FURNISH THE TEXT OF THE TWO TELEPHONE CALLS RECEIVED FORM TELEPHONE NUMBER **b**6 b7C ON 3/30/93. LOS ANGELES IS NOT SURE AS TO HOW MANY TELEPHONE CALLS WERE RECEIVED ON 3/30/93 OR THE EXTENT OF THE THREATS MADE. BACKGROUND INVESTIGATION IS CONTINUING AT LOS ANGELES. BT#0037

NNNN

Memorandum



To :	SAC, PITTSBURGH (89A-PG-57311) (P)	Date 4/14/93	
From :	SA	b6 b7С	· .
Subject:	UNSUB(S); SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION, KIDNAPPING, ASSAULT - MEMBER OF CONGRESS (OO: PG)		
she had s Assistant has been BYRD's We	On 4/6/93, the writer spoke with for Senator BYRD, 500 Quarrier Stre on, WV, telephone (304) 342-5855. spoken directly with (AA) for Senator BYRD in Washingto advised of the four (4) telephone context Virginia office. Senator BYRD's agton, D.C., was aware of the four (advised that on, D.C. calls to Senator ieved that also located]] A D b 6 b 7 0
	-1*		

SAN-PG-57311-4

SERIALIZED BO INDEXED

APR 20 1993



It should be noted that two threatening messages were left on the answering machine this weekend. In listening to both messages, I believe they were left by the same individual, who has a northern accent.

The messages were:

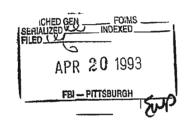
"Bobby Byrd's a 75-year-old thief stealing from the middle class. You, f---ing scum bags, you better get the FBI around you and a lot of other people because you are dead meat. That f---ing son-of-a-b----, all of you!"

"Yes, I'm a trial lawyer. I want to thank Senator Byrd for leading us down the path of insurrection and rebellion with his tax packages. He is going to give me more wealth than I know what to do with. Now, my advice is to double or triple the security because he ain't worth very much in a lot of people's eyes."

(He tried to use a southern accent on the second message.)

The expletives were not spelled out for the purpose of this memorandum, but were uttered in full by the caller.





89A-PG- 57311-5



"This is the eagles, hawks, and owls, and if you conduct yourselves in an inferior bird brain behavior and increase taxes upon the people there's going to be great conflict among us birds."

The man called twice. He left the same message both times but at the end of the second messages he states "look out."

(D)

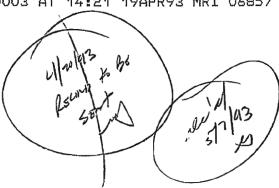
SERIALIZED INDEXED INDEXED

APR 20 1993

FBI — PITTSBURGH

8911-16-57311-6

MESSAGE FROM NLET
04/19/93 14:21:22
FR.CASIR0000
11:23 04/19/93 07069
11:23 04/19/93 01023 WVFBICHSO
*EK00004353
AQ, FQ, IQ & SQ ARE NON-AUTOMATED IN CALIFORNIA
PLEASE ALLOW FOR A 4-6 HOUR PROCESSING TIME.
IN NLET NBR 01276 AT 14:21 19APR93
OUT FFBI NBR 00003 AT 14:21 19APR93 MRI 06857



SERIALIZED A DINDEXED FILED FOLKS

MAY - 7 1993

FBI - PITTSBURGH

89A-P6-57311-8

FEDERAL BUREAU OF INVESTIGATION

		Date of tran	scription	5/5/93	
ROBERT C. BYRD, 500 West Virginia (WV), the identity of the interview.	telephone (304) 342	-5855, was and the na	Charlest advise ature of	ed of	
	00 p.m. on Friday, April 25, 1993, a ng machine in Senato s: "BOBBY BYRD wan d and we'll get you. Ing machine is the s th threatening mess with a transcript of answering machine t	April 23, threatening r BYRD's of ts to mure ame individues. The answer ape. The	1993, and messa office. der us to believes idual when the provering many tape is an office.	age was The taxpayers the no had vided the achine s being	
Investigation on 4/26/93	at Charleston, WV	File #	89A-PG	-57311-	12
by SA	/beg 5(1) b6 b7c	Date dictated	4/30/9	3	

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.

TRANSCRIPT OF MESSAGE ON ANSWERING MACHINE OFFICE OF SENATOR ROBERT C. BYRD

MESSAGE LEFT BETWEEN 6:00 p.m., Friday, April 23 and 3:00 p.m., Sunday, April 25

"Bobby Byrd wants to murder us taxpayers. He's a lying bastard and we'll get you."

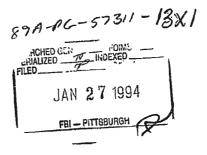
RECORD OF INFORMATION FURNISHED OTHER AGENCIES

Orally(date)	Written Communication _	5/16/93 (date)	
Information concerning: (Include DRUG N	AATTERS here.)	(33.5)	
Subject interview. Threa	,	call(s) to Senator	BYRD.
Information furnished from File, Serial, a	nd Page Number:	89A-PG-57311-16	
X On3/29/93	a continu	ing disclosure was initiated with	
(date)			
U.S. Secret Service	and will	be maintained until the	
(agency) conclusion of the investigation.			~
Information furnished to:	b6 b7C		(X)
Remarks:			A

Employee Furnishing Information

1. 62-2514A
1-89A-PG-57311

(2)



0006 MRI 00295

RR RUCNFB FBIPG

DE FBIWMFO #0011 1340358

ZNR UUUUU

R 140317Z MAY 93

FM FBI WMFO (89A-PG-57311) (P) (C-4)

TO DIRECTOR FBI/ROUTINE/

FBI PITTSBURGH/ROUTINE/

BT

UNCLAS

CITE: //3920//

PASS: VCU-CID.

SUBJECT: UNSUB(S); SENATOR ROBERT BYRD-VICTIM; CCSCAKA; OO: PITTSBURGH.

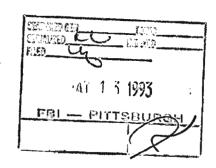
REFERENCE PITTSBURGH TELETYPE TO THE DIRECTOR DATED APRIL 22, 1993.

WMFO REQUESTS AN UPDATE REGARDING CAPTIONED INVESTIGATION FOR DISSEMINATION TO THE UNITED STATES CAPITOL POLICE.

BT

#0011

NNNN



FBI

	TRANSMIT VIA: X Teletype ☐ Facsimile ☐ AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICAT TOP SEC SECRET CONFIDE UNCLAS UNCLAS	RET ENTIAL	
	FM FBI PITTSBURGH (89A	-PG-57311) (P)			
	TO DIRECTOR FBI/ROUTIN	E/			
	FBI LOS ANGELES/ROUTIN	E/			
	FBI WMFO/ROUTINE/				
	ВТ				
	UNCLAS				
	CITE: //3650:5430//				
	PASS: LOS ANGELES,	WMFO,]	
	SUBJECT: CHANGED;		AKA		Ъ6 Ъ7С
[SENATOR	ROBERT	
	BYRD - VICTIM; CCSCAKA	; (OO: PITTSBURGH)			
	TITLE MARKED "CHA	NGED" TO REFLECT II	DENTITY OF	UNSUB AND	
	REPORTED ALIASES. TIT	LE PREVIOUSLY CARRI VICTIM; CCSCAKA; (C	79 A- DC	5-57311 BURGH)."	/ μ
	DALlbre			Sear Foins	ch Gen
	(1)			Ind. e	1
Mary Sold	Approved: WFP LK bre Time Received:		A:1Brenc	1W.138	7210
	FOX DATE & TIME OF ACCE	$\frac{1}{\sqrt{\frac{50}{18}}} \text{ is }$ $\frac{5}{18} \frac{9}{9}$	1: 005 3 hr	(962-	<u></u>

^PAGE 2 (89A-PG-57311) UNCLAS

REFERENCE PITTSBURGH TELETYPES TO THE DIRECTOR DATED	
APRIL 2, 1993, AND APRIL 21, 1993; LOS ANGELES TELETYPE TO THE	
DIRECTOR DATED APRIL 15, 1993; TELEPHONE CALLS BETWEEN	56
	56 57C
LOS ANGELES, ON MAY 4, 1993, AND MAY 7, 1993; AND WMFO	
TELETYPE TO THE DIRECTOR DATED MAY 14, 1993.	
FOR INFORMATION OF BOTH THE BUREAU AND WMFO,	
INVESTIGATION CONDUCTED BY THE LOS ANGELES DIVISION HAD	
DETERMINED THE CALLER TO SENATOR BYRD'S CHARLESTON,	
WEST VIRGINIA, OFFICE TO BE DATE	
OF BIRTH WAS INTERVIEWED BY THE	
LOS ANGELES DIVISION ON MAY 6, 1993. WITHOUT ADMITTING	
TO MAKING THE CALLS, ADMITTED HAVING CONTACT WITH SENATOR	
BYRD'S OFFICE. I TOURING THE INTERVIEW MADE REFERENCE TO	6 7C
EAGLES, HAWKS AND OWLS, WHICH ARE SIMILAR TO REFERENCES MADE	
IN TWO TELEPHONE CALLS RECEIVED BY SENATOR BYRD'S OFFICE.	
WHO IS UNDER PSYCHIATRIC CARE, CLAIMED THAT HE WAS NOT	
THREATENING SENATOR BYRD, BUT WARNING HIM. IS ON	
DISABILITY AND HAS A FIXED INCOME AND IS CONCERNED OVER	
POTENTIAL TAX INCREASES.	

^PAGE 3 (89A-PG-57311) UNCLAS

THE LOS ANGELES DIVISION IS SUBMITTING THE RESULTS OF THE THOMAS INTERVIEW BY AIRTEL.

THE LOS ANGELES DIVISION WAS GOING TO ATTEMPT TO CONTACT TO DOCTOR TO DETERMINE ANY VIOLENT THREAT.	T lolence.
CALIFORNIA INVESTIGATION AND INFORMATION (CII) CRIMINAL	
HISTORY DISCLOSED THAT]
AND FBI NUMBER THE CII RECORD NOTED TWO	b6 b7C
	J1 Q.
·	
THE BUREAU	
IDENTIFICATION RECORD DISCLOSED	

SENATOR BYRD'S CHARLESTON, WEST VIRGINIA, OFFICE HAD $\log^{th_{C}}$ RECEIVED A THREATENING TELEPHONE CALL BETWEEN 6:00 P.M. ON APRIL 23, 1993, AND 3:00 P.M. ON APRIL 25, 1993, (SUNDAY). THE MESSAGE WAS AS FOLLOWS:

"BOBBY BYRD WANTS TO MURDER US TAXPAYERS. HE'S A LYING BASTARD AND WE'LL GET YOU."

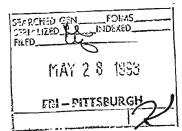
^PAGE 4 (89A-PG-57311) UNCLAS

	ON MAY 10, 1993, ASSISTANT UNITED STATES ATTORNEY (AUSA)	
	SOUTHERN DISTRICT OF WEST VIRGINIA, WAS	b6
	CONTACTED. AUSA IS WITHHOLDING HIS PROSECUTIVE OPINION	b7c
	UPON RECEIPT OF THE RESULTS OF THE INVESTIGATION CONDUCTED BY	
	LOS ANGELES DIVISION AND OF A LEAD PREVIOUSLY SENT TO WMFO	٠
	REGARDING LETTERS RECEIVED BY BYRD'S WASHINGTON OFFICE.	
	BT	
_	LOS ANGELES AT LOS ANGELES, CALIFORNIA: WILL FORWARD RESULTS OF	
	INVESTIGATION TO PITTSBURGH DIVISION.	
	WMFO AT WASHINGTON, D.C.: SUBMIT RESULTS OF PREVIOUSLY REQUESTED	
	INVESTIGATION TO PITTSBURGH DIVISION.	
	PITTSBURGH AT CHARLESTON, WEST VIRGINIA: WILL PRESENT RESULTS OF	
	INVESTIGATION TO AUSA FOR PROSECUTIVE OPINION.	Ъ6 Ъ7С

89A-PG-57311 RWN/rc

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<u>=</u>	
The following investigation was conducted by Special b6 Agent at Los Angeles, California: b7C	
On May 4, 1993, the California Department of Motor Vehicles furnished a copy of subject's California driver's license under number to the Federal Bureau of Investigation (FBI), Los Angeles.	
Several attempts to contact his residence met with negative results.	
On May 4, 1993 telephone number advised he was the condo Association President at the complex. He stated that subject is known, but not very well. He stated that subject is a "little nutty", but keeps to himself. is usually at home as very seldom leaves his condo.	:
stated that the few times he has had contact never was violent or expressed any anger. is into religion and talks about religion alot. added that has mentioned that he writes and telephones important people but nothing specific. He has not heard mention Senator's BYRD's name before.	
b6 b70	
	b6 b7C
writes religious	
I MOUTO HOL COMMENT ON THE METICAL SCACE OF	b6 b7С
·	



FEDERAL BUREAU OF INVESTIGATION

Date of transcription 5/13/93	
•	
was contacted at his residence, telephone number was informed of the identity of the interviewing Special Agent and the nature of the interview concerning telephone calls made to Senator ROBERT C. BYRD.	.b6 .b7
advised that he cannot recall how many telephone calls he made to Senator BYRD or when he made them. He did state that in one of his telephone calls he made reference to a "Trilogy" regarding birds. He specifically mentioned hawks, owls and doves, but he could not recall his specific comments.	b6 b7
also stated that he recalls another telephone call to Senator BYRD's office wherein he mentioned taxes and stated "we will get you". added that he did not believe that was a threat.	b6 b70
stated he is married to JESUS with his relatives being Saints in the Church of Christ. He added that he believes in non-violence and at no time did he ever threaten Senator BYRD. He added that his telephone calls were warning calls, as Senator BYRD's support for increased taxes would result in the voters voting against him. By telling Senator BYRD "We will get you" he meant that voters would vote him out of office.	b'
was informed of the provisions of Title 18, U.S. Codes, Section 875. He stated that if he remembers, he will not make any more telephone calls to Senator BYRD's office. At that point, he requested the Federal Bureau of Investigation seize and remove his telephone which would help him in not allowing him to make any other telephone calls. His request was denied.	.b6 .b7
stated that he does not have any weapons, or a driveable vehicle. He added that he has no intention of going to West Virginia, Washington, D.C. or any other place to visit or see Senator BYRD.	b6 b7
stigation on 5/6/93 at Encino, California File # 89A-PG-57311	•
SA rc b6 Date dictated 5/11/93	

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Education

Psychologist

Attended Law school

(school not recalled)

b6 b7C

J 7	· · · · · · · · · · · · · · · · · · ·			4			
4. °	FD-302a (Rev. 11-15-83)				, .		
	89A-PG-57311						
	Continuation of FD-302 of			b6 b7C	_,On5/6/93	, Page3	
		Sister		North Hol	lywood, Califo	, rnia	ъ6 ъ7С
					_		
			,				

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FBI

TRANSMIT VIA: Teletype Facsimile AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS			
,		Date 5/21/93			
SUBJECT : SECOOD	subject.	fice (89A-PG-57311) , AKA; b6 b7C Bureau 5/18/93.			
notes, regarding subject's interview.					
3. Two photographs of subject.					
4. Two copies of an investigative insert reflecting investigation at Los Angeles.					
ADMINISTRATIVE					
ASSIGNED TO DESCRIPTION OF THE PROPERTY OF T	AKA; TELEPHONIC INTERNATIONAL BROTHERHOO O.C VICTIM; EXTORTION	C THREATS TO KILL EMPLOYEES DD OF TEAMSTERS, 1; OO: WMFO, under case admitted making			
Approved:	Transmitted (Num	ber) (Time)			

PAGE.01



JUN 22 '93 14:51

FBI FACSIMILE COVERSHEET

WASHINGTON METROPOLITAN FIELD OFFICE SQUAD C-4 (202-252-7844)

PRECEDENCE Immediate Priority Routine	CLASSIFICATIO ☐ Top Secret ☐ Secret ☐ Confidential ☐ Sensitive ☐ Unclassified	Time Transm Sender's Init	nitted: ials: Pages:
T- FBI		Date: _	6/22/93-
nile Number:Attn:	304 346 93	<u>)3</u> b6 b7c	
From: FBI, WMFO		ALIAN SERVICE	NO.
(Name of Office)		b6 b7C	
Special Handling Inst	tructions: Please	de liver to	b6 b7c
Originator's Name:	.S.A-		202 elephone: 252-7793
Originator's Facsimile	Number: <u>282</u> -		TOHED GENY FOING
Approved:	• ————	SE	JUN 2 3 1993 FBI - PITTSBURGH
		89	14-16-57311-18

b6

.b7C

-Memorandum



TO



To	:	SAC, WMFO (9A-WF-169946)	(C)	Date	11/7/90
From	:	SA		ĺb6	
Subje	¢t:		aka	b7C	

TELEPHONIC THREATS TO KILL EMPLOYEES ASSIGNED TO IBT HEADQUARTERS, WASHINGTON, D.C.;

EXTORTION (A); OO: WMFO

Interview with above subject by the Los Angeles admitted making threatening calls Division revealed that to IBT however denied specific threats made available to him by the interviewing agent. After the interviewing agent advised that he was violating Federal law making threatening telephone conversations immediately wrote a note to himself to remind him not to make the call. then showed the interviewing agent how he "buried" his telephone in the papers in a drawer to help him not make any calls. The interviewing agent observed in apartment numerous books on psychology along with numerous notes, reminders, newspaper articles, taped to his desk, chairs, walls, refrigerator, doors, and furniture.

After reviewing the Los Angeles Division's 302 and conferring with the INTERNATIONAL BROTHERHOOD OF TEAMSTERS, it would appear the most appropriate action would be to place this case in a closed status. Election officials at the TEAMSTERS UNION advised they would contact WMFO if the telephone calls reactivate.

∕2>WMFQ

BJG: kya BOOK) KUKE

9A-W-169946-11

SEARCHED.

#8V 34

FD-262 (REV.3-10-82)

FEDERAL BUREAU OF INVESTIGATION

			Date of th	anscription 10	0/24/90	_
Calif threa INTER After	On October 17 Tviewed at his resi Fornia 91316, tele. Itening telephone of NATIONAL BROTHERHO T being advised of Interviewing agent	dence. alls received on of TEAMSTE the purpose o	by employee RS (IBT), Wa	shington, I iew and ide	oc.	.b6 b7c
in pu sever 828-6 compl be a his t	stated stated sously worked with ablic relations. Ural telephone calls 496. However, whe aint, such as "You victim", denthreats were always threats were: "But	pon questioni in September n confronted 're a dead du ied making th "conditional	Joint Counsing, he admit 1990 to the with the quo- ck bitch" and ose statement." To illus	el in Los A ted to maki IBT at tel tes in the d "You're o ts, indicat trate,	Angeles ing le. (800) going to ing that said	b6 b7С
telep telep 2, 19 said	of Joint the calls were mad referring to the	d he had thro ation of that is telephone Counsel for e to	wn it away. bill reveald between between between the IBT at Lember was the because o	ed over 118 March 28 am o os Angeles. f a dispute	ovide one and April a	.b6 .b70
also	claimed come because of the upset because the notherapist.		atives in wa	rs. He sai		b6 b7C
state said	According to pack room of his aped that his "psychi there was a need for to be productive.	artment to hy c saw (the ag	ent) coming"	elf. He al to his doo	so r. He	Ъ6 Ъ7С
Investigation on	a10/17/90at	Los Angeles,	California	File# 9A-WF-	169946 -8	+
by SA	•	b6 b7C _	Date dictated	10/18/90)	

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FD-302a (Rev. 11-15-89)	
9A-WF-169946 Continuation of FD-302 of	b6 b7C , On 10/17/90 , Page 2
in making threatening telephore calls with threats. He him not to make the calls. telephone under papers in a calls. He said, "I'm glad"	the violations of federal law involved phone calls, promised to make no be then wrote himself a note to remind then showed how he "buried" his a drawer to help him not make any I checked and balanced myself and let it", referring to the threatening
articles etc. taped to his refrigerator, telephone, do wall was a newspaper article	apartment were numerous books on merous notes, reminders, newspaper b6 desk, chairs, cabinets, walls, b7c bors, and furniture. Also taped to one le, dated 5/3/88, entitled, "When the contraction of the c
	and the California Department of Motor b6 b7C e following personal information:
Name Address	Encino, California 91316
Tele.	
DOB	b6
ssn	b7c
California driver license No.	-
Race	White
Sex	Male

Τΰ

13043469303 P.04

JUN-32-1983 14:53 FROM FBI WMFO SQUAD C-4

JUN-22-1993 14:5	53 FROM FBI	MFO SQUAD C-4	TO	13043469303 P.05
FD-202a (Rev. 11-15-83)				*
£ 4 = 6				
9A-WF-1	69946			
Continuation of FD-302 of			.b6 b7C ,0	n
				•
	Height		7	
	Weight			.b6
				Ъ7C
	Hair			
	Eyes			

TOTAL P.05 PAGE.05

JUN 22 '93 14:53

-30 (Key. 11-17-88)	FBI		
TRANSMIT VIA: Teletype Facsimile AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIA UNCLAS E F 7 UNCLAS Date 7/13	r o L
FROM : SAC, SUBJECT : SENAT CCSCA (OO:	PG)	aka - VICTIM;	ъ6 ъ7с
dated 5/18/93; to SSRA WV, RA, on 6/8/9 and Enclose form FD-302, dat of captioned subsectioned subjectioned s	Charleston, Work of the Bureau ted 5/13/93, reflect by FBI, Los Are enclosed for WMFO et, which information of the priect of WMFO file	FBIHQ, argh Division. Chargh Division. Chargh Division. Charge and WAFO is one ting the 5/6/93, angeles. is one photograph Bureau, is 9A-WF-169946, cap	and arleston, b6 b7c wMFO, copy of interview b6 b7c
	NED TO INTERNATIONA VICTIM; EXTORTI . 1)	Se Sulfa li	
Approved:	Transmitted (Ni	mber) (Țime)	

89A PG-57311-19

89A-PG-57311

For information of both the Bureau and WMFO, on 5/14/93, FBI, Los Angeles telephonically contacted	_
	Ъ6 Ъ7С
	Ъ6 Ъ7С
) b6 b7C
Referenced Pittsburgh teletype requested WMFO to obtain copies of letters received by BYRD's Washington, D.C., office and provide to Pittsburgh Division, Charleston, WV, RA. During above-referenced telephone conversation between SAS and it was determined that no letters exist that relate to threats made by captioned subject.	ե 6 Ъ7С
On 7/13/93, AUSA was contacted and advised that he has not yet made a prosecutive decision regarding the above-captioned matter; however, he is leaning toward a declination.	.b6 .b7С
Both the Bureau and WMFO will be advised once renders a prosecutive decision.	

0001 MRI 02024

RR RUCNFB FBIPG

DE FBIWMFO #0056 2030004

ZNR UUUUU

R 212357Z JUL 93

FM FBI WMFO (89A-PG-57311) (P) (C-4)

TO DIRECTOR FBI/ROUTINE/

FBI PITTSBURGH/ROUTINE/

BT

UNCLAS

CITE: //3920//

PASS: VCU, CID; CHARLESTON WEST VIRGINIA, RA.

SUBJECT: UNSUB(S); SENATOR ROBERT C. BYRD - VICTIM; CCSCAKA; 00: PITTSBURGH.

REFERENCE PITTSBURGH TELETYPE TO THE DIRECTOR DATED MAY 18, 1993.

WMFO RESPECTFULLY REQUESTS AN UPDATE REGARDING CAPTIONED INVESTIGATION FOR DISSEMINATION TO THE UNITED STATES CAPITOL POLICE (USCP). IF PITTSBURGH HAS CLOSED ITS INVESTIGATION, WMFO REQUESTS COPY OF PITTSBURGH CLOSING COMMUNICATION SO WMFO

Aufed to Cambraton RA
at 810pm
on 7/22/83

89A - PC- 57311-20 Fam. 16 PAGE TWO DE FBIWMFO 0056 UNCLAS CAN RUC ITS CASE.

 \mathbf{FT}

#0056

NNNN

Memorandum



To :	SAC, PITTSBURGH (89A-PG-57311) (P)	Date 8/20/93	
From :	SA	b6 b7С	
Subject:	, aka; SENATOR ROBERT C. BYRD - VICTIM; CCSCAKA (OO: PG)		
that he desubject as it is rectin a pend declination	On 8/12/93, the writer spoke with AUS the above-captioned matter. AUSA oes intend to decline prosecution of and will draft a declination letter reformended that the above-captioned matting inactive status upon receipt of AUSA declination declination declination declination declination declination declination declination. Upon receipt of AUSA declination declinatio	advised captioned clecting such. cer be placed USA clination, the	b6 b70
1- 21			

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DAL/beg

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FBI-PITTSBURGH

SOME

AUG 21993

FBI-PITTSBURGH

FBI-PITTSBURGH

TRANSMIT VIA: ☐ Teletype ☐ Facsimile ☒ AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS	
		Date 11/8/93	
	DIRECTOR, FBI SAC, PITTSBURGH (89A- SENATOR ROBERT C. BYE CCSCAKA (OO: PG)	b6 b7C	
AUSA prosecutio	on 11/5/93, SA on in this matter on the subject's actions reactions reactions reactions reactions reactions reactions reactions.	Director dated 7/13/93, and ated 7/21/93. PG-CRA, spoke advised that he is declined the basis that it does not epresent legitimate criming any further investigations.	with b6 b7C
	Attn: SA	ъ6 ъ7с	
	CLOSP RUC 4/5/6 TB INFORMATION RETURNED DESTROYED RETAIN UNTIL IB REASON A S 41	50 ch Gen	
Approved:	Transmitted	(Number) (Time) Per	7311 -QQ

U.S. Department of Justice



Federal Bureau of Investigation

In Reply, Please Refer to File No. 89A-PG-57311 Post Office Box 1315 Pittsburgh, Pennsylvania 15230

November 8, 1993

Charles T. Miller United States Attorney Southern District of West Virginia

Federal Building 500 Quarrier Street Charleston, West Virginia 25301 Attention:

Assistant United States Attorney

b6 b7C

Re: aka; SENATOR ROBERT C. BYRD - VICTIM

Dear Mr. Miller:

This letter is to confirm a conversation between Assistant United States Attorney (AUSA) of your office and Special Agent (SA) Federal Bureau of Investigation (FBI), on November 5, 1993. AUSA .b6 b7C declining prosecution of the above captioned matter on the basis that it does not appear that actions represent legitimate criminal intent. This office is not conducting any further investigation regarding this matter.

Thank you for your cooperation in this and other matters.

Sincerely yours,

WILLIAM E. PERRY, Special Agent in Charge

ુ ∵chn Gean b6 Supervisory Senior Indexed Resident Agent

Addressee Pittsburgh DAL/dal (3)

89A-PG-59311-23

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 8

Page 18 ~ b6, b7Ĉ

Page 42 ~ b6, b7C

Page 44 ~ b6, b7C

Page 45 ~ b6, b7C

Page 46 ~ b3

Page 47 ~ b3

Page 53 ~ Duplicate

Page 67 ~ b6, b7C

FEDERAL BUREAU OF INVESTIGATION

Precedence: IMMEDIATE	Date: 01/11/2000
To: Criminal Investigative Attn:	Violent Crimes/Fugitive Unit SSA b6 b7C
Washington Field Attn:	Squad C-4
From: Fittsburgh Sq. 7/Huntington WV RA Contact: SA	
Approved By:	b6 b7c
Drafted By:	
Case ID #: 89A-PG-67239	
ROBERT C. BYRD, UNITED STATES SENATOR - VICTIM THREATENING A MEMBER OF CONGRES	ხ 6 Ъ 7c S
Synopsis: To report a possible threat Robert C. Byrd.	to United States Senator
Reference: Reference telcal from SSRA Charleston, West Virginia, RA, to SSA	VC/FU.
Details: On 01/11/2000, Detective County, West Virginia, Sheriff's Department	Cabell b6 b70 ment (CCSD), advised that West
Virginia, members of the CCSD. He explained that	is well-known by
aide in the Washington, D.C., office of Robert C. Byrd.	
several letters to the aide, as well as telephone calls to her. Detective however, that recently made a stacurrent condition, raised concern of the recently telephonically contact	indicated, tement that, given his e CCSD. He advised that
to take care of but I got several in li the Federal Building in Beckley (West V back, we'll get together and have a part Detective advised that Supe	ne. I'm going to go to irginia) and when I get y and ice cream." rvisory Deputy United , West Virginia, has been
b6 b7c	700
Ollda 10.EC	89A.PG.6 1039-1

To: Criminal Investigative From: Pittsburgh

Re: 89A-PG-67239, 01/11/2000

notified and provided with the details relating to this telephone call.

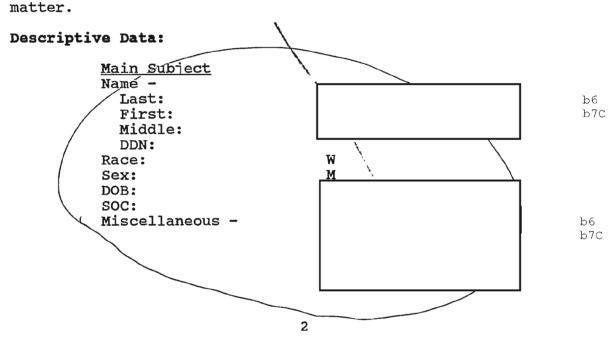
Thereafter,	Detective	indicated that	
			b6 b7С
			ъ6 ъ7с
			ъ6 ъ7с

b6

b7C

SA U.S. Capitol Police, has previously been in touch with CCSD regarding this subject. U.S. Secret Service and U.S. Marshal's Service contacted regarding the above. Violent Crimes/Fugitive Unit advised telephonically.

The United States Attorney's Office, Huntington, West Virginia, will be contacted for a prosecutive opinion in this



To: Criminal Investigative From: Pittsburgh

Re: 89A-PG-67239, 01/11/2000

LEAD (s):

Set Lead 1:

WASHINGTON FIELD OFFICE

AT WASHINGTON, D.C.

Contact SA U.S. Capitol Police b6
Department, telephone number 202-224-1495, and provide details of investigation to date.

3

1A Envelope

! PG	1 ! INTERROGATION: ADVICE OF RIGHTS FORM	!
! PG	2 ! ORIGINAL NOTES RE INTERVIEW OF	• p.
! PG	3 ! 2 POLAROID PHOTOGRAPHS OF	!
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Universal Case File Number 89A-PG-67239 - Field Office Acquiring Evidence PG 1A-IA! Serial # of Originating Document Date Received 1/12/2000 From
(Address of Contributor) b6
Ву_
To Be Returned ☐ Yes ☐ No Receipt Given ☐ Yes ☐ No
Grand Jury Material - Disseminate Only Pursuant
to Rule 6 (e), Federal Rules of Criminal Procedure
☐ Yes ☐ No
Title: b6
ROBERT C. BYRD,
UNITED STATES SENATOR-VICTIM THREATENING A MEMBER OF CONGRESS
Reference:(Communication Enclosing Material)
Description: ☐ Original notes re Interview of
INTERROGATION; ADVICE OF RISHE Form

INTERROGATION; ADVICE OF RIGHTS

YOUR RIGHTS

Place	Huntingha WY
Date	1/12/2000
Time	3:08 pm

Before we ask you any questions, you must understand your rights.

You have the right to remain silent.

Anything you say can be used against you in court.

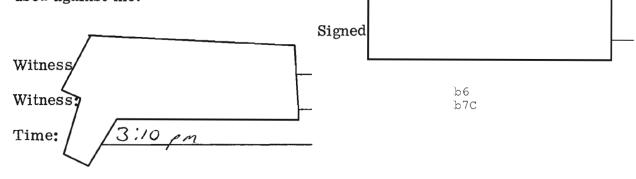
You have the right to talk to a lawyer for advice before we ask you any questions and to have a lawyer with you during questioning.

If you cannot afford a lawyer, one will be appointed for you before any questioning if you wish.

If you decide to answer questions now without a lawyer present, you will still have the right to stop answering at any time. You also have the right to stop answering at any time until you talk to a lawyer.

WAIVER OF RIGHTS

I have read this statement of my rights and I understand what my rights are. I am willing to make a statement and answer questions. I do not want a lawyer at this time. I understand and know what I am doing. No promises or threats have been made to me and no pressure or coercion of any kind has been used against me.



b6 b7С

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Universal Case File Number 89A - PG - 67239 - 1A - 1A 3
Field Office Acquiring Evidence PG
Serial # of Originating Document
Date Received
From(Name of Contributor)
(Address of Contributor)
By Signal State) b6 b7C
(Name or Special Agent) To Be Returned Yes No Receipt Given Yes No Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e) Federal Rules of Criminal Procedure Yes No Title: No No No No No No No N
THREATENING A MEMBER OF CONGRESS Reference: (Communication Enclosing Material)
Description: Original notes re interview of 2 Polarood Phonographs of

Automated Serial Permanent Charge-Out FD-5a (1-5-94)	Date:	01/29/00	Time:	14:29
Case ID: 89A-PG-67239 Serial: 2				
Description of Document:				
Type: FD302 Date: 01/06/00 To: PITTSBURGH From: Topic: SA RECOUNT OF BUREAU ACCIDENT Reason for Permanent Charge-Out:				
SERIAL WAS INADVERTENTLY ENTERED INTO THE WRO), (C)			
Case ID: 66A-PG-67237 Serial: 6				-
Employee: b6 b7C				

 01/29/2000
 Permanent Charge-Out of Serial
 ICMLPE20

 14:01:39
 Page 1

******* Permanent Charge-Out of Serials Summary *******

There are no leads for old Case 1D 89A-PG-67239 with Serial 2 to be copied

In 204 day 16. EC

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE	Date:	07/23/2001	
To: Pittsburgh			
From: Pittsburgh Sq 7/Huntington WV RA Contact: SA			
Approved By:			
Drafted By: dgs dy	b6	/ X	
Case ID #: 89A-PG-67239 (Closed)	.b7C	The state of the s	
ROBERT C. BYRD, UNITED STATES SENATOR - VICTIM THREATENING A MEMBER OF CONGRESS		9"	
Synopsis: Closing communication.			
Details: This matter was predicated pursua subject statement did not contain a direct threat diagnosed as bi-polar and suffers from para and interviewed.		Although this who had been	.b6 .b70
was interviewed at the Ca Virginia, Jail, Huntington, West Virginia. he did not intend to make a threat towards advised that he had no intentions of harmin	anyone.	advised that He further	b6 b7С
Thereafter, AUSA wa advised of the results of interview declined a prosecution of		cted and	Ъ6 Ъ7С
It is recommended that this matte	er be cl	osed.	
◆◆			
close penas do 1	filed_	JUL 25 2001 FBI - PITTSBURGH	,,

89A-P6.67239-4

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 1 Page 15 \sim b6, b7C

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	DE AX		Adm. Servs.
	R 15 0000Z APR 82		Ident
	FM ALEXANDRIA (89A-NEW)	ERAL BUREAU AVESTIGATION 2	Intell
,	TO DIRECTOR ROUTINE	7	Legal Coun Off. of Cong.
M	WASHINGTON FIELD OFFICE PRIORITY	Vmg	& Public Alis Rec. Mant
V	EL .		Tech. Sorvs
	UNCLAS		Director's Sec'y
	UNKNOWN SUBJECT, AKA JACKSON LAMB;	TELEPHONE CALLS OF SUSPICIOUS	(Karlly)
A	NATURE TO OFFICE OF SENATOR ROBERT	BYRD 4/14/82. POSSIBLE	
A	CONGRESSIONAL ASSASSINATION STATUTE	(00: WFO)	
j	REFERENCE TELECALL OF	ASAC, WASHINGTON FIELD be	. 1
à	OFFICE.	b70	1 7 1
Q	FOR INFORMATION FBIHQ, JON MIC	CHAEL MOORE, GRANDSON OF SENATOR	?
	ROBERT BYRD, WAS KILLED IN A CAR AC	CCIDENT ON 4/12/82 AT 5:40 AM,	
	ON ROUTE 360 IN VIRGINIA. SERVICES	FOR MOORE ARE TO BE HELD AT	
	LOUDIN FUNERAL HOME, 31 SOUTH CATAC	CTIN STREET, LEESBURG, VIRGINIA	
	AT 11:00 AM ON 4/15/82.		10017
	SGT. CAPITOL P	OLICE DEPARTMENT, WASHINGTON	J 600 b6
	DC., ADVISED ON 4/14/82 THAT HIS DE	<u> </u>	b7C
	SECRETARY FOR MINORITY PART	united states senate, Regard)ING
	j.	45 N 89-5201	(~ <u>)</u>
	11		MAIN COMPANY
	- 2 NX - W/	12 MR 1	2 1000
	3 1300		

	,
PAGE TWO AX (89A-NWW)	
TELEPHONECALLS THAT HAD BEEN MADE TO SENATOR BYRD BY AN INDIVIDUAL	~ †
REQUESTING INFORMATION ON THE FUNERAL. SGT. ADVISED HE	1- 6
WAS DIRECTED BY TO SENATOR BYRD'S	b6 b7C
RECEPTIONIST, FOR THE INFORMATION REGARDING THE PHONE CALLS.	
ADVISED ON THE AFTERNOON OF 4/13/82, SHE RECEIVED	٠, , , , , , , , , , , , , , , , , , ,
A TELEPHONE CALL AT THE OFFICE OF SENATOR BYRD FROM AN INDIVIDUAL	; *·
IDENTIFYING HIMSELF AS JACKSON LAMB, 4824 KENMORE AVENUE ALEXANDRIA,	· .
VIRGINIA TELEPHONE NUMBER 370-8262. LAMB IDENTIFIED HIMSELF AS A	b6 b7C
FRIEND OF SENATOR BYRD AND GOVERNOR JAY ROCKEFELLER AND REQUESTED	· Y'
INFORMATION ON THE FUNERAL ARRANGEMENTS FOR SENATOR BYRD'S GRANDSON.	
LAMB TOLD HE WANTED TO GO TO THE FUNERAL TO EXPRESS HIS	
SYMPATHY. ADVISED SHE DID NOT GIVE HIM ANY INFORMATION	
AS SHE WANTED TO VERIFY THAT HE WAS A FRIEND OF THE FAMILY.	
LAMB CALLED SENATOR BYRD'S OFFICE AGAIN SEVERAL TIMES OF THE	·
AFTERNOON OF 4/14/82 REQUESTING THE SAME INFORMATION.	.b6
HAD HER RECEPTIONIST TAKE LAMB'S PHONE NUMBER AND ADDRESS SO THAT	b7C
SHE COULD RETURN HIS CALLS AND ATTEMPT TO VERIFY WHO HE WAS.	
CALLED LAMB BACK ON THE NUMBER HE GAVE 370-8262, AND SPOKE TO HIM.	,
LAMB SOUNDED INTOXICATED AND WAS MOST INTERESTED IN FINDING OUT	
WHAT TIME THE FUNERAL WAS AND WHERE.	
LAMB STATED TO THAT HE HAD "GONE HIKING WITH JON."	
ADVISED: THIS SOUNDED UNUSUAL TO HER AS EVERYONE HAD ALWAYS	b6 b7С
REFERRED TO SENATOR BYRD'S GRANDSON AS MICHAEL.	i

, he:	
PAGE THREE AX)89A-NEWS	
ADVISED THAT LAMB CRIED AT SEVERAL POINTS DURING THE	b6
CONVERSATION AND SAID THAT HE WANTED TO SEE THE SENATOR IN HIS	.b7C
"RED VEST," AND MADE REFERENCES TO HIS FIDDLE PLAYING. LAMB STATED	
HE WOULD BE STANDING WITH THE ROCKEFELLERS AT THE FUNERAL AND WAS	
VERY DEMANDING REGARDING INFORMATION ABOUT THE ARRANGEMENTS AND	
WHO WOULD BE ATTENDING.	
ADVISED , HOWEVER, THAT LAMB MADE NO THREATS DURING	
ANY OF THE CONVERSATIONS.	
ASKED SENATOR BYRD IF HE KNEW LAMB AND SENATOR BYRD	b6
REPLIED THAT THE DID NOT. RECEIVED A TELEPHONE CALL FROM	Ъ7C
, GOVERNOR JAY ROCKEFFLLER'S RECEPTIONIST, DURING	
THE COURSE OF THE AFTERNOON INFORMING HER THAT THE SAME INDIVIDUAL	
HAD TELEPHONED THERE REQUESTING THE SAME INFORMATION.	
TOLD HER LAMB HAD BEEN VERY BELIGERENT OVER THE PHONE.	٠,
WHILE NO THREATS WERE MADE BY LAMB, HIS TONE OF VOICE AND IN-	
FORMATION HE WAS SEEKING CAUSED CONCERN OF THE PART OF	.b6
AND	.b0
ALEXANDRIA INDICES ARE NEGATIVE REGARDING JACKSON LAMB.	
VIRGINIA DIVISION OF MOTOR VEHICLES IS NEDATIVE REGARDING	
JACKSON LAMB.	
A REVIEW OF THE 1981 HAINES DIRECTORY FOR SUBURBAN VIRGINIA	
REFLECTS THE ADDRESS AND PHONE NUMBER GIVEN BY LAMB TO BE LISTED	
TO A	.b6 .b7C

SGT.

b6 b7C

	•			
ALEXANDRIA	INDICES	IS	NEGATIVE	REGARDING
*				•

ALEXANDRIA, VIRGINIA, POLICE DEPARTMENT,

b6 b7C

ADVISED ON 4/14/82 THAT THE FILES OF HIS DEPARTMENT REFLECT THE FOLLOWING REGARDING A JACKSON O'NEAL LAMB:

SEX

MALE

RACE

WHITE

D OB

11-21-44

POB

MACON, GEORGIA

HGT

5'8"

WGT

15 Ø. LBS

EYES

BLUE

SSAN

25,8-70-6326

ARREST

AX PD ON 3-7-82 FOR DRUNKEDNESS IN PUBLIC

MISC

SCAR ON LEFT LEG

ADDRESS'

180 S. VAN DORN ST. ALEXANDRIA, VA.

VA. DMV REFLECTS VARIOUS AUTOMOBILES AS BEING REGISTERED TO JACKSON O'NEAL LAMB, DOB 11-21-44, ADDRESS; 3000 RIVERVIEW RD., COLONIAL BEACH. VIRGINIA.

IT COULD NOT BE DETERMINED FRRM AVAILABLE INFORMATION WHETHER OR NOT THIS INDIVIDUAL IS IDENTICAL TO JACKSON LAMB.

ALEXANDRIA INDICES ARE NEGITIVE REGARDING JACKSON O'NEAL LAMB.

PAGE FIVE AX (89A-NEW)	
SGT. ARLINGTON, VA., PD, ADVISED THERE WERE NO	
RECORDS IN THE FILES OF HIS DEPT. FOR EITHER A JACKSON LAMB OR JACKSON	
O' NEAL LAMB.	b6 b7C
LT. FAIRFAX COUNTY VA, PD, ADVISED THERE WERE NOHRECORDS	
IN THE FILES OF HIS DEPARTMENT FOR EITHER A JACKSON LAMB OR JACKSON	
O' NEAL LAMB.	,
SA WFO, ADVISED THEIR INDICES WAS NEGATIVE RE	
JACKSON LAMB OR JACKSON O'NEAL LAMB.	b6 b7С
SECRET SERVICE, WAS ADVISED AS TO THE ABOVE	
INFORMATION. ADVISED HE COULD LOCATE NO RECORDS REGARDING	
A JACKSON LAMB OR JACKSON O'NEAL LAMB IN HIS DEPARMENT'S FILES.	
ADMINISTRATIVE:	
LEADS	
WFO AT WDC	•
I,NTERVIEW FOR SENATOR ROBERT	b6
BYRD, OFFICE PHONE NO. 224-2297, CAPITOL BUÎLDING, WASHINGTON, DCM	b7C
REGARDING DETAILS OF HER CONVERSATIONS WITH JACKSON LAMB.	
AX AT ALEXANDRIA, VA.	
WILL ATTEMPT TO LOCATE AND INTERVIEW JACKSON LAMB.	

Exec. AD-Adm. AX0013 1060917Z 15,14,31h Exec. AD-Inv. teletype unit Exec. AD-LES_ RR HQ WF Asst. Dir.: Adm. Servs. 1 F APRIBE 19338 DE AX Crim. Inv. CAID Ident R 1522ØØZ APR 82 Faul Tal Cureau OF INVESTIGATION Inspection F ALEXANDRIA (89A-174) (P) Intell. Laboratory . Legal Coun. TO DIRECTOR ROUTINE Off. of Cong. & Public Affs. WFO ROUTINE Rec. Mant. Tech. Sorvs. Training _ Telephono Rm. UNCLAS Director's Sec'V CHANGED; JACKSON O'NEAL LAMB; TELEPHONE CALLS OF SUSPICIOUS NATURE TO OFFICE OF SENATOR ROBERT BYRD, APRIL 14, 1982; POSSIBLE **b**6 b7C CONGRESSIONAL ASSASSINATION STATUTE (00:WFO) CAS TITLE CHANGED TO SHOW TRUE NAME OF SUBJECT, PREVIOUS TITLE SET FORTH IN ALEXANDRIA TELETYPE TO BUREAU APRIL 15, 1982, CAPTIONED "UNSUB, AKA JACKSOW TAMB; TELEPHONE CALLS OF SUSPICIOUS NATURE TO OFFICE OF SENATOR ROBERT BYRD, APRIL 14, 1982, ET CETERA." JACKSON O'NEAL LAMB, WHITE MALE, DOB NOVEMBER 21, 1944, CURRENT ADDRESS 180 SOUTH VAN DORN ST., APT. B319, PREVIOUS ADDRESS 3000 RIVER VIEW RD., COLONIAL BEACH, VA., HOME PHONE 370-8262, WAS INTERVIEWED AT HIS RESIDENCE BY SPECIAL AGENTS S OF THE ALEXANDRIA OFFICE ON THE MORNING OF APRIL 15, 1982. 9 APR 20 1982 De line.

PAGE TWO AX 89A-NEW UNCLAS

LAMB READILY ACKNOWLEDGED THAT HE HAD PHOND THE OFFICE OF SENATOR ROBERT BYRD A NUMBER OF TIMES DURING THE LAST SEVERAL DAYS, BUT HE HAD "NO IDEA" OF THE ACTUAL NUMBER OF THESE CALLS. HIS INTENTION WAS TO PAY HIS RESPECTS TO BYRD, SOMEONE HE HOLDS IN HIGH REGARD. HE MEANT NO HARM. HE WANTED INFORMATION ABOUT THE MEMORIAL SERVICE FOR BYRD'S GRANDSON BECAUSE HE WISHED TO ATTEND THIS SERVICE. HE HAD BEEN DRINKING WHEN HE MADE ONE CALL TO THE SEDIATOR'S OFFICE, A CALL MADE FROM HIS OWN APARTMENT. LAMB C

NOT SPECIFICALLY RECALL IF THE SENATOR'S OFFICE HAD PHONED HIM ON THE ABOVE NUMBER. LAMB FELT THAT HE HAD DONE NOTHING WRONG.

LAMB, WHO WORKED ON CAPITOL HILL FOR FOUR OR FIVE YEARS WITH THE BANKING COMMITTEE, HOUSE OF REPRESENTATIVES, HAS MET BYRD ALTHOUGH HE POINTED OUT HAT THE SENATOR WOULD NOT KNOW HIM. LAMB DOES NOT KNOW BYRD'S GRANDSON, BUT FEELS THAT HE MET THE BOY ONCE, THIS BZING LAST LABOR DAY AT A LODGE AT POCAHONTAS, VIRGINIA. HE EXPLAINED THAT HE MET A YOUNG MAN WHOSE FIRST NAME WAS JON WHO SAID THAT HE WAS BYRD'S GRANDSON.

LAMB IS A SELF-DESCRIBED HISTORIAN, CURRENTLY ON MEDICAL DISABILITY FOR ANOREXIA.

AS OF THE COMPLETION OF THE ABOVE INTERVIEW. LAMB NO LONGER

PAGE THREE AX 89A-NEW UNCLAS

INTENDED TO ATTEND THE FUNERAL SERVICE FOR JON MOORE; A SERVICE HE

HAD NO INFORMATION ABOUT WITH RESPECTHTO THE DATE, TIME OR PLACE

IT WOULD BE HELD.

ON APRIL 15, 1982, IT WAS LEARNED FROM THE ALEXANDRIA, VA., PD THAT THEY HAD RECEIVED AN ANONYMOUS CALL ON APRIL 1, 1982, AT APPROXIMATELY 3:39 A.M., CONCERNING JACKSON O'NEAL LAMB. A MALE CALLER TOLD HE PD THAT LAMB HAD BEEN A DETECTIVE IN WESTMORELAND, VA., AND THAT HE HAD BROKEN INTO A HOUSE THERE AND STOLEN SOME GUNS/ THE CALLER CLAIMED THAT LAMB HAD BROUGHT THE GUNS TO THE OAKWOOD APARTMENTS (HIS CURRENT RESIDENCE) WHERE HE WAS TRYING TO SELL THEM.

ON APRIL 15, 1982, IT WAS DEERMINED THAT THE FILES OF THE FBI IDENTIFICATION DIVISION CONTAIN NO CRININAL RECORD IDENTIFIABLE WITH JACKSON O'NEAL LAMB.

ON APRIL 15, 1982, INFORMATION REGARDING LAMB, AS SET FORTH IN REFERENCED TELETYPE, WAS PROVIDED TO THE LEESBURG, VA., POLICE DEPARTMENT AND HE LOUDOUN COUNTY SHERIFF'S OFFICE BY THIS OFFICE. INVESTIGATION CONTINUING.

BT

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(Rev. 10-28-78)	s . (0,	į
" n. T)			Æ.
A HOW	MESSAGE RELAY VIA TELETYPE		, ,
P. W.	<u> </u>		
DATE CLASSIFIC UN	ATION CLAS	PRECEDENCE IMMEDIATE	
FM DIRECTOR FBI		W. Carlotte	2
TO.	;	FEDERAL GOVERNMENT	
· , · · · · ·		TOTAL STATE OF THE	7
The President	Nuclear Regulatory Commission	Attorney Gene	ral -
The Vice President	Department of Energy	Deputy AG'	-7
White House Situation Room	Department of Treasury	Attn: Eme	
Attn: National Security Council	Attn: U.S. Customs	Programs (Assistant AĠ,	
Department of the Air Force	Department of Treasury Attn: Bureau of Alcohol	Civil Rights D	iv.
(AFOSI)	Tobacco & Firearms	Assistant AG, Criminal Div.	•
Department of the Army Navali Investigative Service	Department of Transportation;	Attn: Inte	
Commandant, U. S. Coast Guard	Drug Enforcement Administration	Šecurity Ş 'Y Atın: Gen	
National Security Agency (DIRNSA/NSOC (ATTN: SOO));	General Services Administration (WASHDC area, specify office)	Crimes Se	ction
Director, Defense Intelligence	The second of th	Administration	'n'
Agency Director CIA	(Other Areas, specify CITY/STATI	ildiminiou	itivé-
(XX) U. S. Secret Service (PID)	Federal Aviation Administration	Services S	
Attn: Executive Protective Service	Federal Protective Service	Naturalization	Servic
ZEN/U. S. Postal Service	Secretary of State		-
Attn: Chief Postal Inspector	Attn: Director Bureau of		
niopecwi,	Intelligence & Research		
	Room 709 - SA2		
(SÉRVICE ALSO AVAILABLE TO GÖVERN CONTACT COMMUNICATIONS CENTER FO	R ADDRESSING INFORMATION)		
SUBJECT: JACKSON O'NEAL I TO THE OFFICE OF SENATOR CONGRESSIONAL ASSASSINATI		SUSPICIOUS NATURE 982; POSSIBLE -	
)		89-520+3	,
APPROVED BY ORIGINATOR -	ROOM TELE EXT. 5096 4294	1-digitation of the same	· -
in the Age	FEDERAL BUREAU OF INVESTIGATION	4 JUN 16 1982	
/ /	208421	-	· "
182	11.JUN 1.6.19825		
of JUL list			='
DO I	OT FILE WITHOUT COMMUNICATIONS ST	AMP	,

USE OF FORM 0-73

- 1. Only incoming teletype messages which require transmission relay may be prepared for transmission using form 0-73. Use of form 0-73 is restricted to incoming teletype messages received within the last 3 days which require transmission relay; all other teletype messages must be prepared using form 0-93.
- 2. Additions such as notes and administrative data for a specific addressee are not allowed. If a note or administrative data is required for a particular addressee a separate 0-73 form must be prepared.
- 3. The message will be transmitted just as it appears. The person approving the message is solely responsible for assuring all necessary editing changes have been made.

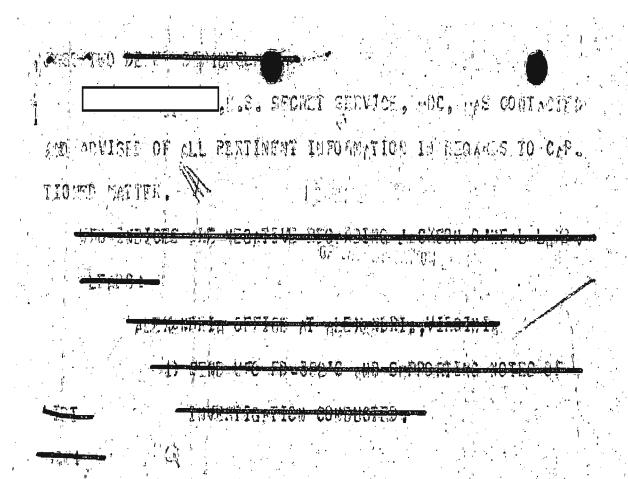
PREPARATION OF FORM WHICH CONSISTS OF A PREPRINTED YELLOW.

- 1. Complete appropriate boxes: date, classification & precedence.
- 2. List addresses immediately following the "TO" or place a check mark in the appropriate boxes.
- 3. Type or PRINT the subject in the space provided.
- 4. Print or type originator's name, room number and telephone extension.
- 5. Indicate approval for transmission by initialing the "Approved By" box.

PREPARATION OF MESSAGE TO BE TRANSMITTED

- 1. Xerox 1 copy of incoming teletype message. A notation shall be made on the original incoming teletype "1 copy made for relay to SACS ______, (OR LEGATS) _____, (OR GOVERNMENT AGENCIES) _____."
- 2. Minor editing changes shall be made on the xerox as follows: using a lead pencil ONLY draw single line through the first and last lines of the heading and connect these lines from top right to bottom left forming a "Z," figure: (DO NOT OBLITERATE THE HEADING.) Use horizontal lines to delete sentences or words. Printed changes of a word or two to the text of the message may be made; however, changes to the existing text involving more than a word or two necessitate the originator to initiate a new message using form 0-93.
- 3. Administrative data or notes may be typed immediately following the text and will be transmitted to all addressees.
- 4. When using the 0-73 form to disseminate information to field offices, Legal Attaches and other Government agencies simultaneously, the text, notes and administrative data must be identical for all addressees.

	TEN NE DX
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	ZOF YUUUU, FELETYPE UNIT
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•	FEDERAL BUREAU OF INVESTIGATION
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	FUL ALEXADELA GOUTINE) (89A-17A)
,	LACKSON O'NEAL LAND; TELEPHONE CALLS OF SUSPICIOUS WATURE
	TO THE OFFICE OF SENATOR ROBERT BYRD ; PRIL 14, 1982; FUSSIBLE
	COMESSIONAL ASSASSIMATION STATUS (CO. 70)
BY	TELETYPE DATED 6/15/82, FBI, WASHINGTON FIELD OFFICE, FURNISHED THE FOLLOWING
	AUSA ASSISTANT UNITED SATES ATTORNEY,
ŗ	U.S. DISTRICT COURT, WASHINGTON, D.C., (UDC) W/S CONTACTED
	AND ADVISED OF ALL PERTINENT INFROMATION IN REGIRDS TO CAP. 66
a	TIGNED WATTER AUSA DECLINED PROSECUTION IN CAPTIONED
,	WATTER DUE TO NO APPARENT VIOLATION.
	U.S. CAPTICE POLICE, HDC, Was CONTACTED AND
:	adviser of all pertinent information in Redards to, Caption D
	MATTER.



	VZ CZ CW FO Ø29	
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ξ,	DE WE GOOT 165 0754 RECEIVED	
	ZNR UUUUU TELETYPE UNIT Adm. Scn. Com. Vir.	
	R GT PUT PZ JUN 82 JUN 82 U 9 0 7 Ident. Inspection	
a	FEDERAL RUDGALL	K
	FOR EDI WASHINGTON FIELD (SOA 263) (P)	
	TO ERI DIRECTOR (ROUTINE)	olic Affs
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	UNCLAS OF GODING W. T. DE	
	JACKSON O'NEAL LAMB; TELEPHONE CALLS OF SUSPICIOUS NATURE	
	TO THE OFFICE OF SENATOR ROBERT BYRD; APRIL 14, 1982; POSSIBLE b6 b7c	
	CONGESSIONAL ASSASSINATION STATUE (OO:::FO)	
	REFERENCE ALEXANDRIA TELETYPES TO WFO DATED 4/15/82.	TRANS.
	AUSA ASSISTANT UNITED SATES ATTORNEY,	
	U.S. DISTRICT COURT, WASHINGTON, D.C., (WDC) WAS CONTACTED	
	AND ADVISED OF ALL PERTINENT INFROMATION IN REGARDS TO CAP.	b6 b7C
	TIONED MATTER.AUSA DECLINED PROSECUTION IN CAPTIONED	Í
	MATTER DUE TO NO APPARENT VIOLATION.	
	U.S. CAPTIOL POLICE, WDC, WAS CONTACTED AND	
	ADVISED OF ALL PERTINENT INFORMATION IN REGARDS TO CAPTIONED	
-	MATTER. + 11555 89 5201- 4	
	MATTER. 0-73 to USSS 89-5201-4	
•	12 JUN 16 1982	
	1 (4) 115/82	
		į

,

b6 b7C

U.S. SECRET SERVICE, WDC, WAS CONTACTED

AND ADVISED OF ALL PERTINENT INFORMATION IN REGARDS TO CAP.
TIONED MATTER.

WFO INDICES ARE NEGATIVE REGARDING JACKSON O'NEAL LAMB. LEADS:

ALEXANDRIA OFFICE AT ALEXANDRIA, VIRGINIA

1) SEND WFO FD-302'S AND SUPPORTING NOTES OF
INVESTIGATION CONDUCTED.

0001

IBT

		FBI		
## (TRANSMIT VIA: Teletype Facsimile Airtel	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T OF THE CONTINUAL OF THE CON	
1	TO: DIREC	CTOR, FBI		
2	FROM: BCR SAC,	PITTSBURGH (89A-280)	(SQ. 7) (P)	
3		.b6		
4	SENATOR ROBERT UNITED STATES S			
5	CCSCAKA; (OO: PG)			
6	_			
7		rence WMFO teletype to Bureau and WMFO, date		dated 1/30/89.
8	Enclo	osed for WMFO are the	following items:	.b6
9		Six color photographs	of	date of b7c
10	_	photo about May 1983.		
11	1/31/89. The i	the information of WMF interviewing Agents ob	served that	rviewed on b6 differs from b70
12	(about 50 pounds), was wearing a brond hair pre-			th hair length
13		his collar, and he wa	s wearing glasse	:S•
14	LEAD.:			
15		H DIVISION		010 V
16	AT_CI	HARLESTON, WV (KANAWHA	COUNTY) SCI-LO	949-X
17		ard copies of FD-302's	on this matter	to WMFO.
18	Bureau 2 - WMFO (Encs	/-504 2 . 6)	,	7 10 100
19	2 - Pittsburgh LLS/mjl		ì	12 Fr 13 1389
20	(6)			Car En E
21		-1*-		6
	Approved:	Transmitted(Numb	per) (Time)	10

FD-36 (Rev. 8-29-85)

GPO: 1987 0 - 193-749

	PECH VE Exec AD Adm Exec AD Inv Exec AD LES	
	TELETYPE UNIT 3 JAN 89 U 2 38 Z JAN 3 3 49 AM '89 Asst Dir. Adm Serve Class Ident Insp	<i>'</i>
	INBOX.33 (#3955) FEBERATION OF INVESTIGATION TEXT: INBOX.33 (#3955) FEBERATION OF INVESTIGATION OF INVESTIGATION OF Cong & Public Affa Rec. Mgnt	
	VZCZCWMOZ39 Tech Serva Training Off Liaison & Int Airs Toleshone Rm.	
	DE WM #0039 0302251 ZNR UUUUU	.b6
	P 302238Z JAN 89 FM FBI WASHINGTON METROPOLITAN FIELD (89A-NEW) (P) (C-4)	Ъ7С
	TO DIRECTOR, FBI/PRIORITY/ FBI, PITTSBURGH/PRIORITY/	
	UNCLAS	
	CITE: //3920// PASS: PERSONAL CRIMES UNIT.	
	SUBJECT: SENATOR ROBERT BYRD - VICTIM, UNITED	b6 b70
;	ON 01/26/89 AT 5:55 P.M. DET. THREAT	′
٠.	SUBJECT VISITED SENATOR BYRD'S OFFICE IN CHARLESTOWN, W. VIRGINIA	
	AND MADE THE STATEMENT TO STAFF AIDE "IF THE OFFICE WON'T HELP WITH THE PROBLEM, I WILL TAKE MATTERS INTO MY OWN HANDS_AND	Ser e
	YOU'LL BE SORRY." THE SENATOR'S CHARLESTOWN OFFICE TELEPHONE	
	1-5042 1-5042 1-0555 2-189 V.B.O. /A.L.Y.	

PAGE TWO DE WM 0039 UNCLAS
NUMBERS IS (304) 342-5855.
LEADS

PITTSBURGH AT CHARLESTOWN, W. VIRGINIA

- 1. INTERVIEW STAFF REGARDING VISIT BY SUBJECT.
- 2. INTERVIEW SUBJECT REGARDING THE STATEMENTS HE MADE TO STAFF AIDE.
- 3. CONDUCT CRIMINAL CHECK AND FORWARD PHOTO OF SUBJECT TO WMFO SO IT CAN BE FORWARDED TO U.S. CAPITOL POLICE.
- 4. DETERMINE IF SUBJECT HAS BEEN TREATED FOR MENTAL ILLNESS AND INTERVIEW APPROPRIATE INDIVIDUALS TO SECURE DIAGNOSIS OF HIS ILLNESS AND WHETHER OR NOT HE HAS THE PROPENSITY FOR ACTS OF VIOLENCE.
- 4. PRESENT FOR A PROSECUTIVE OPINION.

UNCLAS,

BT

#0039

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17 -1/11/21/2

INBOX.25 (#9558)

TEXT:

VZCZCWMO385

RR HQ PG

DE WM #0085 1312346

) fo.217

ZNR UUUUU

R 112330Z MAY 89

FM FBI WASHINGTON METROPOLITAN FIELD (89A-1198) (P) (C-4)

TO DIRECTOR, FBI/ROUTINE/

FBI, PITTSBURGH/ROUTINE/

ВТ

UNCLAS

CITE: //3920//

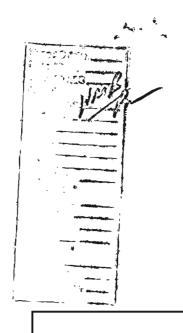
PASS: VIOLENT CRIMES UNIT - CID.

SUBJECT: SENATOR ROBERT BYRD - VICTIM; UNITED STATES SENATE; CCSCAKA; OO:PITTSBURGH.

RE BUREAU TELETYPE TO ALL SAC'S DATED 10/28/88. PITTSBURGH AIRTEL TO THE DIRECTOR AND WMFO DATED 2/8/89.

THE U.S. CAPITOL POLICE, WASHINGTON, D.C. HAVE REQUESTED THE RESULTS OF THE FBI INVESTIGATION IN CAPTIONED MATTER SO THAT THEY CAN MAKE A THREAT ASSESSMENT. PURSUANT TO REFERENCED BUREAU TELETYPE, RESULTS OF THE INVESTIGATION MUST BE REPORTED TO FBIHQ

89-6947-



b6 b7C

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b7C

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1

PAGE TWO DE WM 0085 UNCLAS

WITHIN SEVEN CALENDAR DAYS.

UNCLAS

BT

#ØØ85

NNNN

PG 89A-280

	8)	Two photocopies of Investigative Insert of Special	b 6
Agent	(SA)	and SA	b70

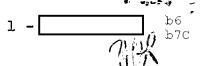
For the information of WMFO, the enclosed information is being provided for whatever use you deem appropriate, including dissemination to the Threat Assessment Unit, U.S. Capitol Police, Washington, D. C.

Inasmuch as all investigation is this matter has been conducted by PG Division, this matter is being closed.

7-la (Rev. 4-17-67)









FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C. 20535

April 30, 1968

To: Mr. John B. Layton Chief of Police Metropolitan Police Department Washington, D. C.

Attention:

b6 b7C

Inspector

Intelligence Division

This examination has been made with the understanding that the evidence is connected with an official investigation of a criminal matter and that the Laboratory report will be used for official purposes only, related to the investigation or a subsequent criminal prosecution. Authorization cannot be granted for the use of the Laboratory report in connection with a civil proceeding.

Re: Unknown Subject; Threatening Letter Postmarked 4/8/68, at Washington, D. C.; SENATOR ROBERT C. BYRD -Victim:

John Edgar Hoover, Director 9-47928-FBI FILE NO. D-561092 LB

LAB. NO.

Examination requested by: FBI, Washington Field Office

Reference:

Letter 4/17/68

Examination requested:

Extortion

Document

Specimens:

Photocopy of envelope addressed to "Senator Robert C. Byrd Qcl From W. Va Senate Office Bldg. U.S. Senate Washington, D.C." and accompanying unsigned four-page handwritten letter

Result of examination:

The handwriting on Qcl was not identified with any of the material contained in the Anonymous Letter File. Appropriate photographs of the handwriting on Qcl will be added to this file for future reference.

MAILED 3

APR 3 0 1968

Specimen Qcl is retained.

COMM-FBI

W. H

2 - FBI, Washington Field Office (9-New)

___ TELETYPE UNIT L___

RECORDED 4/19/68

FEDERAL BUREAU OF INVESTIGATION UNITED STATES DEPARTMENT OF JUSTICE

NO LAB FILE

jaf

Laboratory Work Sheet

Re:

UNSUB; Threatening Letter Postmarked 4/8/68, at WDC;

SENATOR ROBERT C. BYRD - VICTIM

EXTORTION OO: WFO

File #

9-41928-

Lab. #

D-561092 LB

Examination requested by:

WFOR (9ANEW)

4/17/68

Examination requested:

Document

Date received: 4/18/68

Result of Examination:

Examination by

b6 b7C

Specimens submitted for examination

Qcl Photocopy of envelope addressed to "Senator Robert C. Byrd From W. Va Senate Office Bldg. U.S. Senate Washington, D. C.," and accompanying unsigned four-page handwritten letter

No ident ALF - DC & surrounding state croup TIT-A, Group TIT-E
HP WHEN COSE 4/26/68 NON

send results directly
to MPD

file 30'66

A-30'66

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FD-36	(Rev. 5-22-64)				LI, Mr. N. a.	
*	^					
	A . ~		FBI			
				/17/68	The state of the s	
			Date: 4	1//00		
Trans	mit the followin	g in	(Type in plaintext o	r code)	1 236 1	
Via _	AIRTEL					
v 1a _			(Prior	rity) 	1 I I I I I I I I I I I I I I I I I I I	
1/1					Appropriate Appropriate the second se	
51	TO:	DIRECTOR, FBI	ΙA	TN: FBI LAI	BORATORY	
3V	EDOM.	CAC ITEO (O NE			561092	
'	FROM:	SAC, WFO (9-NE	.w) (C)			
6.3		hreatening Lette		1	.1.	
()	> Postmark SENATOR	ed $4/8/68$, at WD ROBERT C BYRD -	C; ·· VTCTTM		2)	
,	EXTORTIO				J. Language	
AB4	(00:WFO)				المرام والمرام	
† ₹ ¢()	3	γ		Act.	•	
0 to		ReWFOairtel to	Director, er	ntitled as a	bove,	
i-f	dated 4/	1//68.			,	
7007		Enclosed for t	he Bureau is	one Xerox co	opy of an	7
≥ do		and a four-page				'
X 5.		tor ROBERT C. BY nate, Washingtor		/a., Senate	office Bldg.,	
× 6,						
\ E	Inspecto			_	as obtained fro <u>Metropolita</u> ņ	b6
The Manual of the Control of the Con	Police D	epartment (MPD),			Hetroborrean	.b70
<u> </u>	Inspecto				en referred to	
=	Inspecto	HN B. LAYTON, MF	ned the origin			
	-	. He requested				
		er with handwrit	ing specimens	s in an atte	mpt to identify	
	the writ	er.	100	~ A.	N. /	
	(4)- Bure	au (Enc. 1)	Man SC 2	\$ 101	li ,	
	1 - WFO		MUI-G Y	÷ ,	and the same	
	WEN:sls		11/10	9-	179KB/	
	4 ms	TACHEN		·	The state of the s	
[漢]		COSURE ATTACHED	Pane ***	APR	19 1968	
於 INEK	AIRTEL	1/2 X1 6;	•	SEVEN		
	Approved:	Special Agent in Char	- Oent -	DE THE	Per	
以外		special Agent in Ollar	2 X 1 ()	/		

WFO 9-NEW

The Bureau was previously advised by airtel and LHM of this matter.

WFO is conducting no active investigation in this matter in view of the investigation being conducted by the MPD.

REQUEST OF THE BUREAU

The FBI Laboratory is requested to compare the hand-	
writing on the envelope and letter with handwriting specimens	17
in an attempt to identify the writer. Send results directly to	17 b6
the MPD, Washington, D.C., Attn: Inspector Intelli-	b7C
gence Division.	,

Mis enclosura not to be opened without permission.

BSCEN

This enclosure not to be opened Without supervisor's permission.

ENCLOSURE TO BUREAU (1)

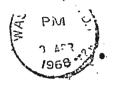
Envelope & letter containing threat against victim.

UNSUB; Threatening Letter Postmarked 4/8/68, at WDC; SENATOR ROBERT C. BYRD - VICTIM EXTORTION

without supervisor's permission.

This enclosure not to be opened 7-47928-1 This enclosure not to be opened ENCOSURE without supervisor's permission, BSCENE







SENATOR ROBERT C. BYRD FROM W. Va

SENATE OFFICE BLDG, U.S. SENATE Washington, D.C.

you dam Dastard How dan you make pech a statement about Dear Bro marting Litter We are gring to sea that you at last meet a welent dath

your mother late Late and gerboge for dinner & you are getting killed any day non the are oftling your right between the egle.

We knows where you live I We Knows where you Office is - you are Loomed-you nasty, yellow striky filthy, moth later Maly Mother Fuge Det de la companya della companya de HUCH AM Allegan Deware Am damn Pastard

4/17/68

GENERAL INVESTIGATIVE VISION

threatening letter received by Senator Robert C. Byrd (Democrat - West Virginia). Senator Byrd's Office referred this matter to the Metropolitan Police Department for them to investigate. No Bureau investigation being conducted Appropriate local authorities and Secret Service have been advised.

The Metropolitan Police Department has requested FBI Laboratory examination of the threatening communication as a matter of police cooperation. This will be done.

P

BHC:emf

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FB1

Transm	it the following	in(Type in plaintext or code)
Via	AIRTEL	
v 10		(Priority)
	TO:	DIRECTOR, FBI
	FROM:	SAC, WFO (9-NEW) (P)
	Postmarke	reatening Letter d 4/8/68, at WDC; OBERT C. BYRD - VICTIM
	for the B sealed en	Enclosed for the Bureau are the original and three an LHM dated and captioned as above. Also enclosed ureau are two copies of an FD 376. Also enclosed is a velope containing a list identifying obscene words used stant letter.
	address i	Enclosed for Pittsburgh is one copy and for Richmond s of LHM in view of the fact that Senator BYRD's local s 3741 4th Street, North Arlington, Virginia, and his ess is Sophia, West Virginia.
	to the Wa	One copy of the LHM is being disseminated locally shington Field Office of the U.S. Secret Service.
	· ·	Richmond is requested to furnish Arlington County partment a copy of the enclosure.
	2 - Pitts 2 - Richm	nu (Encs. 7) REC 6 REC 6
	1 - WFO WEN:sls (8)	120 Sty 1000 (Encs. 2) [X-115] 120 Sty 10 USSE, EED - 6-94! Army Nacy and Force, Plane 5718 BHC-N. 91 4-23-68
	AIRTEL .	STIRE ATTACHED
-	ENCLO	
	Approved	t2 & - Muis Sent M Per

WFO 9-NEW

Instant letter was obtained on $4/16/68$, by	
SA from Inspector Intell:	i- 1.56
gence Division, Metropolitan Police Department (MPD),	b7C
Washington, D.C. Inspector advised that the letter	
and its envelope had been given to MPD Chief JOHN LAYTON	by
Senator BYRD's office.	

A copy of the instant letter and envelope is being forwarded by separate airtel to the FBI Laboratory for examination of handwriting as requested by the MPD.

U. S. Capitol Police, local office of U. S. Secret Service and Arlington County, Virginia, Police Department have been advised of this matter.

Since the MPD is handling this matter, no active investigation is being conducted by WFO.



In Reply, Please Refer to File No.

UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION Washington, D.C. 20535 April 17, 1968

1 / Frig. 4

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UNKNOWN SUBJECT: Threatening Letter Postmarked April 8, 1968, at Washington, D.C.; SENATOR ROBERT C. BYRD - VICTIM EXTORTION

On April 16, 1968, Inspector Intelligence Division, Metropolitan Police Department (MPD), Washington, D.C., made available an envelope and letter addressed to "Senator Robert C. Byrd, From W. Va., Senate Office Bldg., U. S. Senate, Washington, D.C.," postmarked at. Washington, D.C., on April 8, 1968. Senator Byrd's office had referred this matter to Chief John B. Layton of the MPD.

The body of the letter, which was written in longhand and unsigned, is as follows:

"You (obscene) (obscene) - How dare you make sech a statemint about Dear Bro Martin Luther - We are going to see that you at last meet a violent death Your mother eats rats and gerbage for dinner & you are getting killed anyday now We are getting you right between the eyes.

"We knows where you live & we knows where you office is - You are doomed - You nasty, yellow stinky filthy, moth eaten ugly mother (obscene

"I bet you'd (obscene) an allegator in So beware you (obscene) (obscene)"

The following representatives of the indicated 6 12 agencies were notified of this matter on April 17, 1968:

9-47925-

UNKNOWN SUBJECT; Threatening Letter Postmarked April 8, 1968, at Washington, D.C.; SENATOR ROBERT C. BYRD - VICTIM

Special Agent
Washington Field Office
United States Secret Service
Washington, D.C.

Captain
United States Capitol Police
Washington, D.C.

Detective Arlington County, Virginia, Police Department

b6 b7С

This document on this neither reconditions of the rate the discussions of the rate the discussions of the rate of the discussions of the rate of the discussions of t

Obscene word #1 - DAMN
Obscene word #2 - BASTARD
Obscene word #3 - FUCKER
Obscene word #4 - FUCK
Obscene word #5 - DAMN
Obscene word #6 - BASTARD

EXAMINER:

Q#

K#

HEGATIVES

INITIALS

This enclosure not to be opened without supervisor's permission.

This enclosure not to be opened without supervisor's permission.

List of obscene words relating to LHM entitled "UNKNOWN SUBJECT; Threatening Letter Postmarked April 8, 1968, at Washington, D.C.; SENATOR ROBERT C. BYRD-VICTIM" dated 4/17/68, contained herein.

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 5

Page 21 ~ Duplicate

Page 22 ~ Duplicate

Page 23 ~ Duplicate

Page 24 ~ Duplicate

Page 25 ~ Duplicate

INBOX.7 (#3869)

TEXT: VZCZCNYO134

PR HQ WMFO

DE NY #0134 1542144

ZNY UUUUU,

P 022028Z JUN 88

FM FBI NEW YORK (9A-9856) (P) (C-19)

TO DIRECTOR FBI () ROUTINE

FBI WASHINGTON FIELD (9A-NEW.) () ROUTINE

BT

UNCLAS

b6 b7C

Exee AD Adm.
Exee AD Inv.
Exee AD LES
Acst Oir.:
Adm. Serv.
Crim. Inv.
Ident
Insp.
Intell

Legal Coun Off. Cong. & Public Affs. Rec. Mgnt. Tech Servs.

Training
Off, Lisison &
Int. Affs.
Telephone Rm.
Director's Soc'y

MRS. (FNU) JOHNSON; SENATOR ROBERT O. BYRD - VICTIM, UNITED STATES
SENATE; EXTORTION (A); OO: NEW YORK.

REWMFOTEL TO DIRECTOR, DATED MAY 25, 1988

(dlw)

MRS. ENGE SCHULER - FINK, 3210 ARLINGTON AVE., APT. 6F,
RIVERDALE, NEW YORK (NY), WAS. CONTACTED BY BUGENTS ON MAY 25, 1988.
FINK WAS RELUCTANT TO ADMIT AGENTS INTO HER APARTMENT AND CONTACTED
THE NEW YORK CITY POLICE DEPARTMENT (NYCPD). THE NYCPD OFFICERS
RESPONDING ADVISED THAT FINK, IS A CHRONIC COMPLAINANT. BUAGENTS

9-1358

& JUN 18] 1988

1-5042 RECE'NE

1-1

PAGE TWO DE NY 0134 UNCLAS

ALSO SPOKE WITH THE BUILDING SUPER WHO ADVISED THAT FINK HAS CONTACTED BUILDING INSPECTORS ON NUMEROUS OCCASIONS USING FICTITIOUS NAMES (INCLUDING THE NAME JOHNSON) AND MAKING UNFOUNDED COMPLAINTS.

FINK WAS NOT VERY COOPERATIVE WHEN CONTACTED BY BUAGENTS. SHE DENIED KNOWLEDGE OF A MRS. JOHNSON, IS AN ECCENTRIC INDIVIDUAL. A POST OFFICE BOX AT GRAND CENTRAL STATION, AND REFUSED TO PROVIDE HER TELEPHONE NUMBER AND WHETHER SHE WAS MARRIED. SHE AUSO DENIED ANY AFFILIATION WITH THE WASHINGTON HEIGHTS CITIZENS GROUP, BUT DID ADMIT TO BEING A MEMBER OF THE REPUBLICAN PRESIDENTIAL TASK FORCE (A FUNDRAISING ORGANIZATION AT TELEPHONE 1-800-424-4993). FINK ADMITTED TO CALLING MANY SENATORS BY PHONE BUT DENIED CALLING SENATOR BYRD STATING "HE'S NOT ON THEIR SIDE." WHEN ADVISED OF A TELEPHONE CALL TO SENATOR'S BYRD'S OFFICE, ON MAY 23, 1988, FINK MADE A COMMENT THAT NO THREAT WAS MADE BUT LATER DENIED MAKING ANY TELEPHONE CALL. WHILE BUAGENTS WERE AT FINK'S APARTMENT, SHE CONTACTED SENATOR BYRD'S OFFICE AND SPOKE WITH FINK WAS OBJECTING TO ANY INFERENCE OF HER INVOLVEMENT. WAS SUBSEQUENTLY CONTACTED BY NY BUAGENTS REGARDING HER ON MAY 25, WITH FINK.

b6 h70 PAGE THREE DE NY 0134 UNCLAS

BELTEVE THAT FINK WAS THE SAME CALLER AS ON MAY 23, 1988.

ENGE SCHULER FINK, IS A WHITE FEMALE, DOB: AUG. 12, 1925.

LEADS

WASHINGTON METROPOLITAN FIELD OFFICE AT WASHINGTON, DC.

RECONTACT. AT SENATOR BYRD'S OFFICE AND

..b6 .b70

DETERMINE IF IT IS AT ALL POSSIBLE THAT FINK IS THE SAME INDIVIDUAL AS THE CALLER ON MAY 23, 1988.

2) PROVIDE NY WITH ANY ADDITIONAL INFORMATION.

NEW YORK AT NEW YORK.

WILL OBTAIN PROSECUTIVE OPINION FROM THE UNITED STATES ATTORNEY'S OFFICE, SOUTHERN DISTRICT OF NEW YORK (SDNY).

BT.

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NNNN

OX.17 (#7174) 1500.60 17 53 TEXT: ADITAL TELL TELL Legal Coun VZCZCVF0065 OU COMP & RK HQ NY DE UF #0065 1662320 ZMR UUUUU ಯಗಾಗುವ ಮಾಡ mother Liby. R 142256% JUN 38 FM FBI WASHINGTON HETROPOLITAN FIELD (9A-5823) (P) (SQUAD C-4) TO DIRECTOR, FBI /ROUTINE/ FBI ADIC HEW YORK / ROUTINE/ ETUNCLAS CITE: //3920// SUBJECT: MRS. (FMU) JOHNSON; SENATOR ROBERT O. BYRD-VICTIM, UNITED STATES SENATE; EXTORTION A, OO:NY. Ъ6 ON 6/3/88 1S. SENATOR BYRD'S OFFICE, b7C CAPITOL HILL, WASHINGTON, D.C., ADVISED SHE SPOKE TO ENGE SCHULER-FINK BY TELEPHONE WHILE BUREAU AGENTS WERE AT FINK'S APARTHENT. SHE STATED SHE IS NOT CERTAIN, HOWEVER SHE DOES NOT BELIEVE THAT FINK IS THE PERSON UNO MADE THE ORIGINAL THREATENING PHONE CALL. NEW YORK OFFICE IS REQUESTED TO ADVISE WHFO OF . JUN 28 1988 1-5042/

b6

b7C

PAGE TWO DE WF 0065 UNCLAS

PROSECUTION OPINION SO THE U.S. CAPITOL POLICE CAN BE ADVISED.

U N C L A S

BT

i#0065

NNNN

RF() (#10160) TEXT: MAY LO MAY VZCZCWF0002 PP HQ MY DE WF #0002 1460027 ZNR UUUUU P 250027Z MAY 88 FM WASHINGTON METROPOLITAN FIELD OFFICE(9A-NEW)(P)(C-4)	Exec AD Adm. Exec AD Inv Exec AD Inv Exec AD Inv Exec AD LES Act Bir.: Adm Sepus Intell Lob Logal Coun Cal Gong & Public Affs. Rec Mant Tesh Sorvs Training Off Lizisen & Intelliphone Rm Circctor'e Sec'y
TO DIRECTOR FBI PRIORITY	
NEW YORK PRIORITY	
BT	
UNCLAS	
ATTENTION: NEW BOCHELLE RA MRS. (FNU) JOHNSON; SENATOR ROBERT C. BYRD - VICTIM, UNITED	ъ6 ъ7С
STATES SENATE; EXTORTION (A); OO:NEW YORK.	
ON MAY 24, 1988, DETECTIVE UNITED STATES	
CAPITOL POLICE, WASHINGTON, D. C., ADVISED THAT ON MAY 23, 1988,	
AT APPROXIMATELY 2:10 P.M., SUBJECT CALLED SENATOR BYRD'S OFFICE,	
WASHINGTON, D. C., AND SPOKE TO (TELEPHONE	b6
(202) 224-3954). THE CALLER IDENTIFIED HERSELF AS MRS. JOHNSON	£67€
AND REFUSED TO GIVE HER FIRST NAME. SHE STATED SHE WANTED TO GET	1
A MESSAGE TO SENATOR BYRD ABOUT THE INF TREATY. SHE BEGAN	
SCREAMING AT STATING SHE WANTED BYRD TO STOP LYING TO THE DE-162 9-71358	TQ
5 N 10 L	

11555 SON NOW W

PAGE TWO DE WF 0002 UNCLAS

17

AMERICAN PEOPLE ABOUT THE INF TREATY. SHE STATED SHE REPRESENTED THE CITIZENS OF WASHINGTON HEIGHTS IN NEW YORK CITY. SHE CLAIMED THERE WERE 2,000 PEOPLE IN HER ORGANIZATION. SHE STATED THAT SHE AND OTHERS WOULD COME TO WASHINGTON IF THE TREATY WAS RATIFIED BEFORE THE SUMMIT TO BLOW UP THE SENATE AND THAT SENATOR BYRD HAD BETTER NOT PASS THE TREATY OR HE AND THE AMERICAN PUBLIC WOULD REGRET IT. SHE GAVE HER ADDRESS AS P. O. BOX 568, GRAND CENTRAL STATION, NEW YORK, NEW YORK, 10163.

DETECTIVE ADVISED THAT HE DETERMINED THAT P. O.

BOX 568, GRAND CENTRAL STATION, IS LISTED TO EUGE SCHULER-FINK,

3210 ARLINGTON AVENUE, RIVERDALE, NEW YORK, 10463, TELEPHONE

(212) 549-8432.

b6 b7С

LEADS: NEW YORK DIVISION: AT NEW YORK, NEW YORK: CHECK INDICES.

AT NEW ROCHELLE, NEW YORK:

LOCATE AND INTERVIEW EUGE SCHULER-FINK TO SEE IF SHE HAS ANY INFORMATION REGARDING MRS. JOHNSON OR THE TREAT TO BLOW UP THE UNITED STATES SENATE.

вт

#0002

NNNN

Evan	TELETYPE UN-	A A A A A A A A A A A A A A A A A A A	ų
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EXTORTION (A); OO: NI AEWMFOTEL TO THE . ON JUNE 2, 1983,	DIRECTOR, DATED JUNE 14, AUSA U.S. ATTORN	1986. EEY'S OFFICE, SOUTHERN	<u></u>
DISTRICT OF NEW YORK	(SDNY), DECLIMED FEDERAL P	ROSECUTION.	.b70

INDICATED THAT IF SCHULER-FINE MADE THE THREAT, THERE WAS NO

SHOULD ANY ADDITIONAL THREATS BE HADE, HE WOULD RECONSTIDER

3 JUN 27 1988

1-5042

INDICATION OF HER ABILITY TO CARRY THAT OUT.

PAGE TWO DE NY 0136 UNCLAS

PROSECUTION.

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☐ xTeletype ☐ Facsimile	PRECEDENCE:	CLASSIFICATION:	
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	□ Priority □ Routine	SECRET	1111
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		UNCLAS E F T O "XUNCLAS E F T O Date 10/25/83	100
FM WASHINGTON FIEL	D (9A-NEW) (P)	Date	
TO DIRECTOR, FBI P	RIORITY		
SAC, PITTSBURGH PR	CIORITY ()		
BT	V		
UNCLAS			
UNSUB; THREATENING	AND HARRASSING T	ELEPHONE CALLS TO THE	
OFFICE OF SENATOR	ROBERT C. BYRD; E	XTORTION; OO:WFO.	
ON OCTOBER 25	, 1983,	ADMINISTRATIVE	b6 b7c
ASSISTANT TO SENAT	OR ROBERT C. BYRD	OF WEST VIRGINIA, ADVISE	D
THAT SINCE OCTOBER	11, 1983, SENATO	R BYRD'S OFFICE HAS BEEN	
RECEIVING UP TO 70	TELEPHONE CALLS	PER DAY FROM THE SAME	
UNKNOWN SUBJECT.	DURING THE FIRST	WEEK, THE CALLER STATED	
"TELL THAT HONKY T	O DROP DEAD." AF	TER THE FIRST WEEK, THE	
CALLER STARTED SAY	ING "HOPE THE SEN	ATOR'S LIFE INSURANCE IS	
PAID UP" AND "TELL	THE SENATOR TO G	ET THE COFFIN READY."	
REPO	RTED RECEIPT OF T	HESE CALLS TO THE U.S.	
COUNTY POLICE,			
	THE CASE WAS HA	NDLED AS A "HARRASSMENT"	
(3) WED (M)			
(1-SAC) JAW:tmf (3)			
	/	M 9A-5	059-1
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Facsimile	☐ Priority	SECRET
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		x□ UNCLAS
		Date10/25/83
PAGE TWO DE WF	0061 UNCLAS	
CASE.		
BEGINNING	AT APPROXIMATELY 9:0	0 A.M., OCTOBER 25, 1983,
UNKNOWN SUBJECT	STARTED CALLING SEN	TATOR BYRD'S OFFICE STATING
"TELL SENATOR E	SYRD I'LL KILL HIM IF	I GET THE CHANCE" AND
"TELL THE HONKY	'I'LL KILL HIM IF I	GET THE CHANCE." WHILE
CONDUCTING INTE	ERVIEW, WFO SPECIAL A	GENT LISTENED TO FOUR CALLS,
IN WHICH ABOVE	STATEMENTS WERE MADE	. A TOTAL OF 32 CALLS
WERE RECEIVED C	ON OCTOBER 25, 1983,	DURING WHICH THE ABOVE
THREATS WERE MA	ADE.	
CALLER APP	PEARS TO BE MALE DISC	UISING HIS VOICE AND POSSIBLY
UNDER THE INFLU	JENCE OF ALCOHOL OR D	RUGS. LINE NOISE INDICATES
CALLS ARE LONG	DISTANCE. BACKGROUN	D NOISE INCLUDES A RADIO
OR TELEVISION,	HOWEVER, CALLS ARE C	F SUCH SHORT DURATION IT
IS IMPOSSIBLE T	O DETERMINE ANYTHING	OF VALUE.
DURING LAT	E AFTERNOON OF OCTOR	ER 25, 1983,
ADVISED		

36 (Rev. 8	3-26-82) -	FBI .		
, □	RANSMIT VIA: [*] eletype Facsimile		CLASSIFICATION: ☐ TOP SECRET ☐ SECRET ☐ CONFIDENTIAL ☐ UNCLAS E F T O ☑ UNCLAS Date	
	PAGE THREE DE W	F 0061 UNCLAS		
	U.S. SECRE	T SERVICE ADVISED.		
	LEAD. PITTSBUF	RGH DIVISION. AT CH	ARLESTON, WEST VIRGINI	Ά.
	REQUESTED TO AD	VISE APPROPRIATE PE	RSONNEL AT DISTRICT OF	FICE
	OF SENATOR BYRD	AND LOCAL LAW ENFO	RCEMENT.	
	WFO WILL K	EEP BUREAU AND PITT	SBURGH ADVISED.	
	BT			
	#0061			
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				•
A	Approved:	Transmitted	Per	
	-	(N	umber) (Time)	

VZ CZ CW FO ØØ61 PP HQ PG DE WF 0061 300 0255 ZNR UUUUU P 2623324Z OCT 83 FM WASHINGTON FIELD (SA-NEW) (P) TO DIRECTOR, FBI PRIORITY SACI PITTSBURGH PRIORITY BT UNCLAS UNSUB; THREATENING AND HARRASSING TELEPHONE CALLS TO THE OFFICE OF SENATOR ROBERT C. BYRD: EXTORTION: OO:WFO. b6 ON OCTOBER 25, 1983, ASSISTANT TO SENATOR ROBERT C. BYRD OF WEST VIRGINIA, ADVISED THAT SINCE OCTOBER 11. 1983. SENAZOR BYRD'S OFFICE HAS BEEN RECEIVING UP TO 70 TELEPHONE CALLS PER DAY FROM THE SAME UNK NOW N SUBJECT. DURING THE FIRST WEEK, THE CALLER STATED "TELL THAT HONKY TO DROP DEAD." AFTER THE FIRST WEEK, THE CALLER STARTED SAYING "HOPE THE SENATOR'S LIFE INSURANCE IS PAID UP" AND "TELL THE SENATOR TO GET THE COFFIN READY." REPORTED RECEIPT OF THESE CALLS TO THE U.S. COUNTY POLICE, THE CASE WAS HANDLED AS A "HARRASSMENT"

PAGE TWO DE WF ØØ61 UNCLAS CASE.

BEGINNING AT APPROXIMATELY 9:00 A.M., OCTOBER ~5, 1983, UNKNOWN SUBJECT STARTED CALLING SENATOR BYRD'S OFFICE STATING "TELL SENATOR BYRD I'LL KILL HIM IF I GET THE CHANCE" AND "TELL THE HONKY I'LL KILL HIM IF I GET THE CHANCE." WHILE CONDUCTING INTERVIEW, WFO SPECIAL AGENT LISTENED TO FOUR CALLS, IN WHICH ABOVE STATEMENTS WERE MADE. A TOTAL OF 3 ~ CALLS WERE RECEIVED ON OCTOBER 25, 1983, DURING WHICH THE ABOVE THREATS WERE MADE.

CALLER APPEARS TO BE MALE DISGUISING HIS VOICE AND POSSIBLY UNDER THE INFLUENCE OF ALCOHOL OR DRUGS. LINE NOISE INDICATES CALLS ARE LONG DISTANCE. BACKGROUND NOISE INCLUDES A RADIO OR TELEVISION, HOWEVER, CALLS ARE OF SUCH SHORT DURATION IT IS IMPOSSIBLE TO DETERMINE ANYTHING OF VALUE.

D UF	RING LA	ATE	AFTERNOON	OF	OCT OBER	25,	1983,	
ADVISED								

SENATOR BYRD IS CURRENTLY UNDER PROTECTION OF U.S. CAPITOL POLICE, PROTECTIVE SERVICES DIVISION.

b7D

PAGE THREE DE WF 0061 UNCLAS

U.S. SECRET SERVICE ADVISED.

LEAD. PITTSBURGH DIVISION. AT CHARLESTON, WEST VIRGINIA.

REQUESTED TO ADVISE APPROPRIATE PERSONNEL AT DISTRICT OFFICE

OF SENATOR BYRD AND LOCAL LAW ENFORCEMENT.

WFO WILL KEEP BUREAU AND PITTSBURGH ADVISED.

BT

0061

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THREATENING OR HARRASSING TELEPHONE
(Title) CALLS TO SENATOR ROBERT BYRD; EXTORT.

Item	Date Filed	To be r	aturned		Disposition	
	Filed	145	No.			
1 11/	6/83		×	list reflecting times of telephone calls r	eceived 10/26-11/9/83	
2 11/	16/83		 x	fd-472 signed by (mdl)		
3 1/8	4/84		l X	agents hotes (not)	•	
4	1/24		ı X	R/d notes Re: 1/12/84.	+ 2 Sen	
	7 - 7		- 	Robert Byrd. (Indl)		Ъ6
5	1/24		12	zercy capy of Tumes	calls	b7C
	<u> </u>		! !	received 1/11/8d. (mill	<u> </u>	
6	11		! <u> </u>	photo of	(ndl)	
7	1/24		1	GG Court ne	and Re!	
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Field File No. 00 and File No. 111=9-5-05-9-Date Pergived 11/10/83 From (Name of Contributor) (Address of Contributor) WPC Ву (Name of Special Agent) To Be Returned Tyes Receipt Given ☐ Yes ONO-Grand Jury Material - Disseminate ☐ Yes Only Pursuant to Rules 6(e), (I) No Federal Rules of Criminal Procedure Description: LIST replecting Times

OF Telephone calls

received 10/26-11/9/83

b6 b7C -11-9 Wednesday 7:41 dropdust 7:53 7:57 till (taped) 7:58 dropdoed (taped) 7:59 Kill 8:31-15 @ 8:31-50 3 8:32-15 (4) 8:47:54 8:48:16 @ 8:48: 50 3 9:03: 43 4 9:04:248 9:05:17 (4) 9:05:495 9:15:03 (5) 9:15:55 5 9:16:29 6 10:25-5 10:37 6

9-5057-17.0

Tuesday-Nov 8 11:24:29 11:26:40 Dell that heavy I'm goena De kill him if I get the chance 11:49:15 12:35:47 12:44:16 12:48:47 12:49:42 1:00:28 1:01:55 \mathcal{F} 1:13:29 aper (4) Taped 2:20:10 \$ Taped (006) 2:44:23 3:49:35 6 3:58:00 4:06:07 (5) 5:02:45 5:03:05 S: 13:30 5: 14:50 (5: 22:43(5: 34:15 5: 35:18 51.50: 26 (4 6: 21: 53 4 (Rup dead) 6: 23:15 (4

United States Senate

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8:19

26 (K.11)

9:45

Harristory

11-1-83

United States Senate

MEMORANDUM

9:28-5

10:12-4

10:26-5

10:53-4

3:16-4

3:33 -4

. 3:35 - 4

Wednesday

11-2-83

United States Senate

MEMORANDUM

10:12 -4

1:45 - 4

3:41 - 5

Thursday 11-3-83
United States Senate

MEMORANDUM

1:38-5 1:56-4 1:58-5 2:05-5 2:18-5 4:17-5 Friday 11-4-83 United States Senate

MEMORANDUM

9:50 -5	5:11
10:59-5	5:14
12:26-4	5:33
1.09-5	5:34
1:17-6	5:35
	5:56
1:44-5	
2:00-5	

8:26

8:26 1/2

8:27

- I'm gonna kill him 8:35

8:38

9:10-5

9: 13-6 9: 31-4

9:44-5

9:53-6

11:09-5

11:14-3

11:46 -0

11:47 - 4 11:54 - 5 11:59 - 5 11:55 - 4

12:02-(4)

12:22 - 4

12:30 - @

12:34 - (5)

12:36- @

1:00 - 4

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71:50 - 6 1:49 -

2:17

2:19

2:27

2:29

2:32 @

2:50 6

2:53 @

3:05 6

34

10:13 = :14 :25	54 Line	I'm going to kill Sen. Byrd if I get the chance.
: 45		Tell that hunkie I'm gonna kill him if I get
11:01 :02		the chance.
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:01		
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:18	34	
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:56		

Field File No.		(2)	
OO and File No. 9	A-5-C	259 JA	
Date Received	11/8/8	73	
From			
	(Name	of Contributor)	-
	(Address	of Contributor)	b6 b7
Pv	(City	and State)	
Ву	(Name o	f Special Agent)	
To Be Returned	Yes	Receipt Given Yes	
<u> </u>	No	No	
	Yes No	Grand Jury Material - Disconity Pursuant to Rules 60 Federal Rules of Criminal Procedure	(e),
Description:	72	signed by	
			b6 b7C

9-5959-14	
Nov 8, 1983	
Mash., D. C. (Location)	
I, (Ñame)	
Pam 311, Hart Senate Office Bldg, WNC, hereby (Address) 66 b70	
authorize and	
, Special Agents of the	
Federal Bureau of Investigation, United States Department of Justice, to install a	
recording device on a telephone located at Rm 311 Hart Senate OFE, Bldg. (Location)	
for the purpose of recording any conversation I may have on that telephone with	
(Name of Subject(s)) on or about 4/8/83 + Forward (Date).	
I have given this written permission to the above-named Special	
Agents voluntarily, and without threats or promises of any kind.	
b6 b70	

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9-5059-1AB 11/9/83 Don't prenting spice, WDC stone registered und 1 Jane stoyes with a Den Byrd supports CIA and atters who Poctors ca Also calls Sen- Warner of Ky. because had a mon killed in Vieginia will continue to mobe calls til demos b6 b7c Whicher Leading warner, USDI Copital suitchboard, CIA, Upper Morlboro (atty)

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Field File No.	9A-	505-9-	-/A	
OO and File No	····-	7		
Date Received _	_///	2/84		
From				
,	(Nar	ne of Contribu	itor)	
	(Addr	ess of Contrib	utor)	
Ву				b6 b7C
	(Nam	e of Special A	gent)	
To Be Returned	☐ Yes	Receipt	Given 🗍 Ye	s
	No		│ No	
	☐ Yes	Only Pu	rsuant to Ru Rules of Cri	- Disseminate Iles 6(e), minal
Description:			_	1000
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Im going To Kill Vou, F. I get The Chance spolee Jon Twice better, sare not m 135 Tell Kal H. Jun porng To Kill Honkey or

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Ву	(Nam	ne of Special Ag	rent)	.b7C
	(IVal)	ie di opeciai Ag	501167	
To Be Returned	l	Receipt (Given ☐ Yes	
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1/12/84

United States Senate

MEMORANDUM

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	(Nam	e of Contributor)	
	(Addre	ss of Contributor)	
· .	7 10	ity and State)	.b6
Ву			b7C
	(Name	e of Special Agent)	
To Be Returne	d 🗌 Yes	Receipt Given 🗌 Ye	25
	(TKNO	□ N	ď
	☐ Yes	Grand Jury Materia Only Pursuant to R Federal Rules of Co Procedure	ules 6(e) ,
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Ву	r Special Agent)
(Ivaille O	Special Agenty
To Be Returned Yes	Receipt Given T Yes
No	□ No .
✓ Yes	Grand Jury Material - Disseminate
TT/No	Only Pursuant to Rules 6(e), Federal Rules of Criminal
7	Procedure
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Port Reco	rd re
1-mily pecces	, b6

ORIGINAL (FILE COPY)

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Tit	b6 b7C
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Threatening or Harrassing Sen. Robert Byrd', E>	T 00:WFO
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	Intion of Property and Efforts Made to Dispose of Same
To Be Returned See Serial Agent Submitting Property or Extra	
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☐ Yes ☐ No Grand Jury Material - Disseminate Only Pursuan	
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CHAIN OF CUSTODY

Accepted Custody	Date	Time	Released Custody	Date	Time
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For Valuable and/or Narcotics Evidence Only Evidence Bag Seal # Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF9-505-9 OO: WFO	Description of Property or	Exhibit					
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For Valuable and/or Narcotics Evidence Only Evidence Bag Seal # Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF-9-505-9 OO: WF-0	11	//	//	//	,,,	187	11/8/83
For Valuable and/or Narcotics Evidence Only Evidence Bag Seal # Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF 9-505-9 OO: WFO			11	1/	447	017	"7" 7
For Valuable and/or Narcotics Evidence Only Evidence Bag Seal # Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF-9-505-9 OO: WF-0	//	~ (•				
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For Valuable and/or Narcotics Evidence Only Evidence Bag Seal # Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF-9-505-9 OO: WF-0							
For Valuable and/or Narcotics Evidence Only Evidence Bag Seal # Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF-9-505-9 OO: WF-0							
Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF9-505-9 OO: WFO	¥		÷*				
Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF9-505-9 OO: WFO							
Signature of Two Special Agents Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF9-505-9 OO: WFO	For Valuable and/or Naro	otics Evidence (Only				
Verifying and Sealing Bag Contents SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP BLOCK STAMP OO: WFO OO: WFO			Signatu				
SEMIANNUAL INVENTORY CERTIFICATION TO JUSTIFY RETENTION OF PROPERTY (Initial and Date) 9-5059-182 BLOCK STAMP Field File # WF 9-505-9 OO: WFO	Evidence Bag Seal #		Verifyin	g and Sealing			
9-5059-182 BLOCK STAMP 101/10 1993 Field File # WF-9-505-9 OO: WF-0							
Field File # <u>WF-9-505-9</u> OO: <u>WFO</u> BLOCK STAMP 101/10 1993	SEMIANNUAL IN	IVENTORY CER	RTIFICATION TO	JUSTIFY RETER	NTION OF PROP	<u> </u>	
Field File # <u>WF9-505-9</u> OO: <u>WFO</u>							
Field File # <u>WF9-505-9</u> OO: <u>WFO</u>					<u>[</u>	DLOC	A STAINIP
Field File # <u>WF 9-505-9</u> OO: <u>WFO</u>					Trees Grants	300	me
00: WFO			<u> </u>		<u> </u>	14/11	1993
00: WFO	Field File # WF	9-505	9				
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	ORIGINAL (FILE COPY)						2 12

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FM PILISBURGH (9A-3534) (RUC)

TO WASHINGTON FIELD OFFICE (JA-NEW) ROUTINE

ЗΤ

UNCLAS

UNSUB; THREATENING AND HARASSING TELEPHONE CALLS TO THE FFICE

RE: WASHINGTON FIELD TELETYPE TO THE BUREAU, DATED OCTOBER 26, 1983.

PURSUANT TO REFERENCED TELETYPE, THE FOLL WING INDIVIDUALS WERE ADVISED F INFORMATION CONTAINED IN THAT TELETYPE IN OCTOBER 27, 1983. ALL INDIVIDUALS WERE INSTRUCTED THAT IF ANY INFORMATION HAS DEVELOPED REGARDING ANY MATTERS CONTAINED IN THE TELETYPE, THAT THEY CONTACT THE CHARLEST IN, WV, RESIDENT AGENCY OF THE FBI. THE INDIVIDUALS ADVISED ARE AS FOLL WS:

			ASSI	STANT,	DIS	STRICT	OFF	ICE	OF	SENATO	R		
ROBERT	BYRD,	CHARLEST	uiv, W	V.									b6 b7
			\Box	F.EC.I	VE .	CHARL	FS.	N. V	JV .	P LICE	DEPA	ART-	

691 5059 -2

2 b6 b7c

261

PAGE TWO

PG 9A-3034

UNCLAS

MENT.

LIEUTENANT

COMPANY B DETACHMENT, WEST VIRGINIA

SLATE POLICE.

COLONEL

HEADQUARTERS DIVISION, WEST VIRGINIA

WASHINGTON FIELD OFFICE SHOULD KEEP PITTSBURGH DIVISION

ADVISED OF ANY ADDITIONAL DEVELOPMENTS IN THIS MATTER, AT WHICH

TIME ANY SPECIFIC LEAD CAN BE PURSUED.

Bi

STATE POLICE.

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FD-36 (Rev. 8-26-8	SMIT VIA: etype csimile	FBI PRECEDENCE: Immediate FX Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS 10/31/83 Date	1013
	FM FBI, WFO	(9A-5059) (P)).	
		FBI (PRIORITY))	
	FBI, PITT	SBURGH (PRIORITY) 6	\$ 7 \$	
	BT			
	UNSUB; THREA	TENING AND HARASSING	, TELEPHONE CALLS TO	THE
	OFFICE OF SE	NATOR ROBERT C. BYRI	, EXTORTION: OO: WFO	
	RE WFO	TELETYPE 10/16/83.		
	ON THE	MORNING OF 10/26/83	, UNITED STATES CAPITO	DL POLICE
,	INSTALLED A	RECORDING DEVICE ON	THE TELEPHONE TO WHIC	CH SUBJECT
	CALLS HAVE E	BEEN PLACED IN SENATO	OR BYRD'S OFFICE. SIN	ICE .
	INITIATION O	OF COVERAGE, NO CALLS	S HAVE BEEN RECEIVED F	ROM
	UNSUB.	JA	V	
1	INVEST	GATION CONTINUES, BUI	ALAU AND PITTSBURGH WI	ILL BE
	KEPT ADVISEI).	O .	
	BT	•		
	#0013			
	NNNN			
	1-WFO		2	
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l l	(1)		9-50.	\(\frac{1}{2}\)
Appro	ved: M	Transmitted 6	Per	w
,,,		(Nun	nber) (Time)	ðď.
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ZNR UUUUU

P 312302Z OCT 83

FM FBI, WF: (9A-)のシラ) (P)

TO DIRECTOR, FBI (PRIORITY)

FBI, PITTSBURGH (PRIORITY)

BT

UNSUB; THREATENING AND HARASSING, TELEPHONE CALLS TO THE OFFICE OF SENATOR RUBERT C. BYRD, EXT RION: 00: WFO RE WFO TELETYPE 12/16/83.

ON THE MORNING OF 10/26/83, UNITED STATES CAPITOL POLICE INSTALLED A RECORDING DEVICE ON THE TELEPHONE TO WHICH SUBJECT CALLS HAVE BEEN PLACED IN SENATOR BYRD'S OFFICE. SINCE INITIATION OF COVERAGE, NO CALLS HAVE BEEN RECEIVED FROM UNSUB.

INVESTIGATION CONTINUES; BUREAU AND PITTSBURGH WILL BE KEPT ADVISED.

BT

#6013

NNNN

9-5059-3 MM MM

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FD-36 (Rev. 8-	26-82)	FBI 4		
	ANSMIT VIA: T&letype Facsimile	PRECEDENCE: □k Immediate □ Priority □ Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS Date 11/8/83	83/
	FM WASHINGTON FIR TO DIRECTOR, FBI FBI, PITTSBURGH	IMMEDIATE /0.3	(C-4) Opm	
	FBI, SAN FRANCISO	CO IMMEDIATE (OF		,
	BT UNCLAS			
7		G OF HARRASSING TO C. BYRD, OO:WFO.	ELEPHONE CALLS TO T	HE OFFICE
	RE WFO TELET	TYPES TO DIRECTOR	AND PITTSBURG, OCTO	BER 26,
		31, 1983 AND WFO	1_1/1/	1000
			SCO, ON OCTOBER 25,	b7C
			STANT TO SENATOR RO	
			T SINCE OCTOBER 11, EIVING UP TO SEVEN	1983 TELEPHONE
	CALLS PER DAY FRO	OM THE SAME UNKNOW	N SUBJECT. DURING	THE FIRST
	WEEK, THE CALLER	STATED "TELL THAT	HONKY TO DROP DEAD	." AFTER
	FWW:tmf (1)		9-503	59-4
Ap	oproved: MG/	Transmitted (Nur	nber) (Time)	ull H
				pu b6 b7c

FRANSMIT VIA: □ ×Teletype □ Facsimile □	□ Priority		
PAGE TWO DE WF 00	37 UNCLAS		
THE FIRST WEEK, T	HE CALLER STARTED	SAYING "HOPE THE SENATOR'S	
LIFE INSURANCE IS	PAID UP" AND "TEL	L THE SENATOR TO GET THE	
COFFIN READY."			
REP	ORTED RECEIPT OF T	HESE CALLS TO THE U.S.	
CAPITOL POLICE,			
	THE CASE WAS HA	NDLED AS A "HARRASSMENT" C	ASE.
BEGINNING AT	APPROXIMATELY 9:0	O A.M., OCTOBER 25, 1983,	
UNKNOWN SUBJECT S	TARTED CALLING SEN	ATOR BYRD'S OFFICE STATING	
"TELL SENATOR BYR	D I'LL KILL HIM IF	'I GET THE CHANCE" AND "TE	LL
THE HONKY I'LL KI	LL HIM IF I GET TH	E CHANCE." WHILE CONDUCTI	NG
INTERVIEW, WFO SP	ECIAL AGENT LISTEN	ED TO FOUR CALLS, IN WHICH	İ
ABOVE STATEMENTS	WERE MADE. A TOTA	L OF 32 CALLS WERE RECEIVE	D
ON OCTOBER 25, 19	83, DURING WHICH T	HE ABOVE THREATS WERE MADE	
CALLER APPEA	RS TO BE MALE DISC	UISING HIS VOICE AND POSSI	BLY
UNDER THE INFLUEN	CE OF ALCOHOL OR D	RUGS. LINE NOISE INDICATE	s
CALLS ARE LONG DI	STANCE. BACKGROUN	D NOISE INCLUDES A RADIO	
OR TELEVISION, HO	WEVER, CALLS ARE C	F SUCH DURATION IT IS IMPO	SSIBLE
TO DETERMINE ANYT	HING OF VALUE.		
DURING LATE	AFTERNOON OF OCTOR	ER 25, 1983,	
ADVISED			

.FBI

FD-36 (Rev. 8-26-82)

FD-36 (Re	v. 8-26-82)	EDI		
. (TRANSMIT VIA: □ Teletype □ Facsimile □	.FBI . PRECEDENCE: □ ¾mmediate □ Priority □ Routine	I	
->/	POLICE INSTALLED A SUBJECT CALLS HAVE ON OCTOBER 28, 198 POLICE, AS NO ADDI ON NOVEMBER 1 SENATOR BYRD'S OFF NOVEMBER 1, 1983 A WERE ALSO RECEIVED TO STATE "I'M GOIN AND "TELL THAT HON	RNOON OF OCTOBER RECORDING DEVICE BEEN PLACED IN S 3, RECORDING DEVI TIONAL CALLS HAD , 1983, UNSUB AGA ICE. THIRTEEN CA ND EIGHT CALLS ON ON NOVEMBER 3,4, G TO KILL SENATOR KY I'M GONNA KILI	AIN BEGAN TO TELEPHONE ALLS WERE RECEIVED ON I NOVEMBER 2, 1983. CALL 7 AND 8, 1983. UNSUB R BYRD IF I GET THE CHANC HIM IF I GET THE CHANC	OL LS CONTINUES CE"
7	ON NOVEMBER 8 APPROVED THE PLACI TELEPHONES IN THE	NG OF A RECORDING OFFICE OF SENATOR	WASHINGTON, DEVICE BY THE FBI ON T	D.C., V HE b6 b7c
	TELEPHONES, NOVEMBER 8 Approved:		ber) (Time)	b6 b7c b7D

TRANSMIT VIA: ☐ Teletype ☐ Facsimile ☐	PRECEDENCE: ☐ Immediate ☐ Priority ☐ Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS Date 11/8/83
PAGE FOUR DE WF	0037 UNCLAS	
		ADVISED
and (1983, AUSA	ISSUED SUBPEONA FOR b6
SUBSCRIBER, TOLL	INFORMATION FOR TE	SEARCH OF CORRESPONDENCE
FILES IN SENATO		LECT A 1972 LETTER FROM SENATOR
BYRD TO A	INMATE NUMBE	
MARIAN, ILLINOI	This letter Thanked S. TANKING	FOR HIS INQUIRY REGARDING
PAROLE LAW CHAN		NAL LETTER DOES NOT RETAINED
AND SA	/ ()	ED THE LETTER
	OME CONNECTION TO W RDING DEVICE WAS PL	EST VIRGINIA. ACED ON SENATOR BYRD'S TELEPHONES
		TOTAL OF CHILLIAN DITTO O THERETONED

CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O VUNCLAS Date 11/8/83 Date THAT HONKY I'M GONNA KILL HIM." AT BERKLEY, CALIFORNIA. CONDUCT VERIFY TELEPHONE ABOVE THROUGH LOCAL PHONE REGARDING CALLS, MADE RA, FOR PROSECUTIVE OPINION.
THAT HONKY I'M GONNA KILL HIM." AT BERKLEY, CALIFORNIA. CONDUCT VERIFY TELEPHONE ABOVE THROUGH LOCAL PHONE REGARDING CALLS, MADE
THAT HONKY I'M GONNA KILL HIM." AT BERKLEY, CALIFORNIA. CONDUCT VERIFY TELEPHONE ABOVE THROUGH LOCAL PHONE REGARDING CALLS, MADE
AT BERKLEY, CALIFORNIA. CONDUCT VERIFY TELEPHONE ABOVE THROUGH LOCAL PHONE REGARDING CALLS, MADE
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VZCZCWFO 0037 00 HQ PG SF DE WF ØØ37 313 Ø3Ø5 ZNR UUUUU 0 000155Z NOV 83 FM WASHINGTON FIELD (9A-5059) (P) (C-4) TO DIRECTOR, FBI IMMEDIATE FBI, PITTSBURGH IMMEDIATE FBI, SAN FRANCISCO IMMEDIATE BT UNCLAS UNSUB; THREATENING OF HARRASSING TELEPHONE CALLS TO THE OFFICE OF SENATOR ROBERT C. BYRD, EXTENSION, 00:WFO. RE WFO TELETYPES TO DIRECTOR AND PITTSBURG, OCTOBER 26, 1983 AND OCTOBER 31. 1983 AND WFO TELCALS OF SA TO FBIHQ SUPERVISOR AND SAN FRANCISCO SUPERVISORY NOVEMBER 8, 1983. FOR INFORMATION OF SAN FRANCISCO, ON OCTOBER 25, 1983, ASSISTANT TO SENATOR ROBERT C.

BYRD OF WEST VIRGINIA, ADVISED THAT SINCE OCTOBER 11, 1983, SENATOR BYRD'S OFFICE HAS BEEN RECEIVING UP TO SEVEN TELEPHONE CALLS PER DAY FROM THE SAME UNKNOWN SUBJECT. DURING THE FIRST WEEK, THE CALLER STATED "TELL THAT HONKY TO DROP DEAD." AFTER

.b6

PAGE TWO DE WF 0037 UNCLAS THE FIRST WEEK, THE CALLER STARTED SAYING "HOPE THE SENATOR'S LIFE INSURANCE IS PAID UP" AND "TELL THE SENATOR TO GET THE COFFIN READY."

	REPORTE	RECEI	PT OF	THESE	CALLS	TO	THE	U.S.		
CAPITOL POLI	ICE,									
	T	HE CASE	WAS	HANDLEE	AS A	"H	ARRA	SSMENT"	CASE,	

BEGINNING AT APPROXIMATELY 9:00 A.M., OCTOBER 25, 1983, UNKNOWN SUBJECT STARTED CALLING SENATOR BYRD'S OFFICE STATING "TELL SENATOR BYRD I'LL KILL HIM IF I GET THE CHANCE" AND "TELL THE HONKY I'LL KILL HIM IF I GET THE CHANCE." WHILE CONDUCTING INTERVIEW, WFO SPECIAL AGENT LISTENED TO FOUR CALLS, IN WHICH ABOVE STATEMENTS WERE MADE. A TOTAL OF 32 CALLS WERE RECEIVED ON OCTOBER 25, 1983, DURING WHICH THE ABOVE THREATS WERE MADE.

CALLER APPEARS TO BE MALE DISGUISING HIS VOICE AND POSSIBLY UNDER THE INFLUENCE OF ALCOHOL OR DRUGS. LINE NOISE INDICATES CALLS ARE LONG DISTANCE. BACKGROUND NOISE INCLUDES A RADIO OR TELEVISION, HOWEVER, CALLS ARE OF SUCH DURATION IT IS IMPOSSIBLE TO DETERMINE ANYTHING OF VALUE.

DURING	LATE	AFTERNOON	OF	OCTOBER	25,	1983,	\lnot	
ADVISED								.b7

D

PAGE THREE DE WF 0037 UNCLAS **b7D** DURING THE AFTERNOON OF OCTOBER 26, 1983, U.S. CAPITOL POLICE INSTALLED A RECORDING DEVICE ON THE TELEPHONE TO WHICH SUBJECT CALLS HAVE BEEN PLACED IN SENATOR BYRD'S OFFICE. ON OCTOBER 28, 1983, RECORDING DEVICE WAS REMOVED BY CAPITOL POLICE, AS NO ADDITIONAL CALLS HAD BEEN RECEIVED. ON NOVEMBER 1, 1983, UNSUB AGAIN BEGAN TO TELEPHONE SENATOR BYRD'S OFFICE. THIRTEEN CALLS WERE RECEIVED ON NOVEMBER 1, 1983 AND EIGHT CALLS ON NOVEMBER 2, 1983. CALLS WERE ALSO RECEIVED ON NOVEMBER 3.4, 7 AND 8, 1983. UNSUB CONTINUES TO STATE "I'M GOING TO KILL SENATOR BYRD IF I GET THE CHANCE" AND "TELL THAT HONKY I'M GONNA KILL HIM IF I GET THE CHANCE. ON NOVEMBER 8, 1983, SENATOR BYRD AND HIS ASSISTANT WERE INTERVIEWED. ON NOVEMBER 8, 1983, AUSA b6 WASHINGTON, D.C; APPROVED THE PLACING OF A RECORDING DEVICE b7C BY THE FBI ON THE TELEPHONES IN THE OFFICE OF SENATOR BYRD. SENATOR

AUTHORIZED THE FBI TO PLACE A RECORDING

DEVICE ON SENATOR BYRD'S OFFICE, TELEPHONES, NOVEMBER 8, 1983.

BYRD AND

ON NOVEMBER 8, 1983,

PAGE FOUR DE WF 0037 UNCLAS
ADVISED
b6
ხ7c ხ7D
ON NOVEMBER 8, 1983, AUSA ISSUED SUBPEONA FOR b6
SUBSCRIBER AND TOLL INFORMATION FOR TELEPHONE
ADVISED THAT A SEARCH OF CORRESPONDENCE
FILES IN SENATOR BYRD'S OFFICE REFLECT A 1972 LETTER FROM SENATOR
BYRD TO A INMATE NUMBER FEDERAL PENITENTIARY
MARIAN, ILLINOIS. THIS LETTER THANKED FOR HIS INQUIRY REGARDING bf
PAROLE LAW CHANGES. ORIGINAL LETTER WAS NOT RETAINED
AND SAID THEY ONLY ANSWERED THE LETTER BECAUSE
MUST HAVE HAD SOME CONNECTION TO WEST VIRGINIA.
SINCE RECORDING DEVICE WAS PLACED ON SENATOR BYRD'S TELEPHONES

PAGE FIVE DE WF 0037 UNCLAS

NOVEMBER 8, 1983, SEVEN CALLS FROM UNSUB HAVE BEEN RECORDED.

IN ALL CALLS UNSUB STATES "TELL THAT HONKY I'M GONNA KILL HIM."

LEAD. SAN FRANCISCO DIVISION. AT BERKLEY, CALIFORNIA. CONDUCT INDICES AND POLICE CHECKS ON VERIFY TELEPHONE

AND SUBSCRIBER DATA AS FURNISHED ABOVE THROUGH LOCAL PHONE

COMPANY. LOCATE AND INTERVIEW REGARDING CALLS MADE

TO SENATOR BYRD. PRESENT TO AUSA.

BT

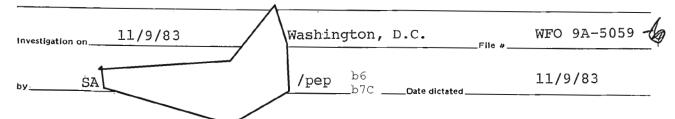
#0037

NNNN

b6 b7C

FEDERAL BUREAU OF INVESTIGATION

Date of transcription11/9/83	
On 11/9/83, SA received from b6 Assistant to Sen. Robert Byrd, the b7 following items:	
1. Tape cassette from machine 447097 dated 11/8/83 (Jan.).	
2. Tape cassette from machine 445201 dated 11/8/83 (Leslie).	
3. Tape cassette from machine 464-570 dated 11/8/83 (Carol).	.b6
4. Tape cassette from machine 448-728 dated 11/8/83] b7c
These cassettes contain recorded telephone conversations 11/8/83 from unknown subject threatening to kill Sen. Robert Byrd.	



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.

SFOØ22 314Ø653Z	
RR HQ WF	
DE SF Ø22	
R Ø9 Ø1 1 ØZ NO V 83	
FN SAT FRANCISCO (9A-NEW)(P)(EBNRA)	
TO DIRECTOR (PRIORITY)	
WFO (9A-5059)(PRIORITY)	
BŢ	
UNCLAS	
CHANGED; THREATENING OR HARRASSING TELEPHONE	b6 b7С
CALLS TO SENATOR RICHARD BYRD; EXTORTION; OO: WFO.	
TITLE MARKED CHANGED TO SHOW SUBJECT'S IDENTITY 95995)3	
043;897)6 :-4483\$ - 7,7?.	
RE: WFO TELETYPE TO DIRECTOR DATED NOVEMBER 8, 1983.	
ON NOVEMBER 9, 1983, WAS CONTACTED BY	
BUAGENTS AND BERKELEY POLICE DEPARTMENT INSPECTOR AT HIS	
RESIDENCE LOCATED AT BERKELEY, CALIFORNIA.	
ADMITTED MAKING HARRASSING TELEPHONE CALLS TO SENATOR	b6 b7C
RICHARD BYRD AS WELL AS SENATOR WARNER, THE CIA, AND OTHER	
WASHINGTON, D.C., LOCATIONS. EXPLAINED THAT HE WAS ANGRY	
WITH SENATOR BYRD BECAUSE HE (BYRD) SUPPORTED THE CIA WHICH WAS	

9-5059-7 "ov 10 2 m ill 183

PAGE TWO T 9A-NEW UNCLAS VIOLATING RIGHTS THROUGH SEXUAL TORTURE. ADVISED	.b6 .b7C
THAT HE WOULD STOP THESE CALLS UNTIL THE CIA STOPPED TORTURING	
HIM.	
IS A NEGRO MALE,	
HE HAS RESIDED AT THE BERKELEY ADDRESS SINCE	
HIS FORMER ADDRESS IS	
SUITLAND, MARYLAND: ADVISED THAT HE IS	
WAS UNABLE TO READ FBI CREDENTIALS OR	
RECOGNIZE A BERKELEY POLICE DEPARTMENT BADGE. IN ADDITION,	b6 b7с
HE ADVISED THAT HE IS NOT	
UNDER MEDICAL CARE AT THE PRESENT TIME,	,
ADVISED THAT HE WORKED IN WASHINGTON, D.C., FOR THE	Ъ6 Ъ7С

PAGE THREE T	9a -new	UNCLAS	
U.S. GOVERNMENT PR	INTING OFFICE AND RECE	EIVED A DISABILITY	.b6
PENSION FROM THAT	JOB HE CURRE	ENTLY LIVES ON INCOME	.b7C
RECEIVED FROM THAT	PENSION.		
THE TELEPHONE	IN HIS RESIDENCE IS I	LISTED IN	
name.	ADVI SED	THAT HAD THE	
PHONE INSTALLED WI	THOUT HIS KNO	OWLEDGE OR PERMISSION.	
REMOVE	D THE TELEPHONE FROM	RESIDENCE	b6
NOVEMBER 9, 1983,	AND ADVISED THAT HE WO	OULD NOTIFY THE PACIFIC	.b7C
TELEPHONE COMPANY	TO HAVE THE TELEPHONE	LINE DISCONNECTED.	•
BASED UPON	PHYSICAL AND MENTAL	CONDITION, HE WAS NOT	
ARRESTED OR TAKEN	INTO CUSTODY.		٠
inve stigation	IS CONTINUING AT OAK	LAND, CALIFORNIA, AND	
AN LHM SUITABLE FO	R DISSEMINATION WILL I	BE PREPARED CONCERNING	h C
			b6 b7C

BT

FEDERAL BUREAU OF INVESTIGATION

	<u>1</u>	Date of transcrip	otion11/14/83
	November 10, 1983, Spethe following at the Byrd:		ng, Office of
	From Machine 464-570, dated November 9, 198		, b6
	From Machine 447-097, dated November 9, 198		b 7C
	From Machine 445-201, dated November 9, 198		,
	e cassettes contain i 1983, from an unknov Byrd.		
ad	ine Number 448-728 di vised that her teleph on November 9, 1983.		
		, ·	
11/10/	/83 Washingto	on, D.C.	WFO 9A-5059
SA by	II:pag	b6 —b7c ——Date dictated	11/14/83

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it and its contents are not to be distributed outside your agency.

9-5059

Washington Field Office Washington, D.C. 20535 November 14, 1983

index: Filsy -

Honorable Stanley S. Ha United States Attorney Washington, D.C. 20001		
Attention: Assistant U	Jnited States Attorn	b6 b7C ey
		OR HARASSING LLS TO SENATOR
Dear Sir:		
This is to constitute the second state of the second secon	ed States Attorney (L Agent (SA)	of the
25, 1983, the Washington received up to 70 haras individual. On October began stating, "Tell Seand "Tell the honkey I were received from October 1988.	on, D.C. (WDC) officesing telephone call 25, 1983, and Octo enator Byrd I'll kil 11 kill him if I ge ober 27, 1983, through threatening calls re	sumed and continued through
		, 1983, calls were determined
to have originated from	n Berkeley, Californ	ia, telephone number
authorized the	placing of a record	on November 8, 1983, AUSA ling device on the WDC office 1, Hart Senate Office Building
(2)-Addressee (1-WFO (9-5059)		9-5059-9
FWW:pag		Same
(3)		Madaxi CT
	-	Filed was type

as calls appeared to be in violation of Title 18, U.S. Code, Section 875(c).

Very truly yours,

Theodore M. Gardner
Special Agent in Charge

By:

Supervisory Special Agent

b6
b7c

Memorandum



		
To : SAC, WFO (9-5059) (P) (C-4)	Date 11/15/83	
From : SA	.b6 .b7С	
THREATENING OR HARASSING TELEPHONE CALLS TO THE OFFICE OF SENATOR ROBERT BYRD; EXTORTION; (OO:WFO)		
On 11/8/83, SAC, WFO approved device by the FBI on the telephones in Robert Byrd, Room 311, Hart Office Build Assistant, of these recording devices because of a ening telephone calls received from an Byrd's office from 10/11/83, through 11	the WDC office of Senator lding. Senator Byrd and his requested the placement a series of harassing and threat- unknown individual by Senator	.b6 .b70
On 11/8/83, AUSA authorized the FBI to place such record telephones of Senator Byrd.	U.S. District Court, WDC,	b6 b7C
	9-5059-10 rid 5001	
(2-WFO (1-66-779 Sub H)		Ъ6 Ъ7С
FWW:paq		

11/14/83

							_, _ 1, 00	
	TO:	SAC,	SAN	FRANCISCO	(EBI	MRA)		
	FROM:	SAC,	WFO	(9A-5059)	(P)	(C-4)	,	
	THREATENIN TELEPHONE SENATOR RO EXTORTION; (OO:WFO)	CALL:	3 TO		b6 b7			
	call of SA			to Directo	r. da	ated 11/10/83, to San Franc	and WFO telephone isco SA	≥ b6 b7C
	disclosure						poena and a non-	b6 b7C
As discussed in referenced telephone call on 11/10/83, Assistant to Senator Robert Byrd, advised WFO that subject made two additional telephone calls to Senator Byrd's WDC office on 11/10/83. Calls were at 12:57 p.m. and 1:16 p.m. (EST), and subject stated, "I'm going to kill Senator Byrd if I get the chance." These two calls were not recorded.								
	LEADS							•
	SAN E	PRANC:	ISCO					
		AT S	AN FI	FRANCISCO, CALIFORNIA				
	Telegraph	Serve enclosed subpoena on Pacific Telephone and Telegraph Company. Documents should be sent to WFO.						
	2-San Fran 2-WFO FWW:pag	ncisco	o (Ei	nc. 2)			9 - 5059	-11
	(4) Eng.						Serialized	Z 3
					/			b6 b7c

WFO 9A-5059

WASHINGTON FIELD

AT WASHINGTON, D.C.

Maintain contact with the office of Senator Byrd.



UNITED STATES DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF INVESTIGATION San Francisco, California

November 14, 1983

.b6 .b7c	
Threatening or Harassing Telephone Calls to Senator Richard Byrd; EXTORTION	
On November 9, 1983 at approximately 8:00 a.m., was contacted at his residence located at Berkeley, California. Entrance was made by two Berkeley Police Department (BPD) Inspectors and three FBI Agents.	p.
was advised of the identities of the persons present, After stating his disbelief that the Agents were not who they said they were, was invited to call the Oakland FBI office to verify the identities of the Agents. dialed the Oakland FBI office and spoke to the Duty Agent, who told him that the men at his residence were, in fact, Agents. Although not completely convinced, agreed to be interviewed.	b(b)
freely admitted making long distance telephone calls to the office of Senator Richard Byrd as well as to Senator John Warner, the Central Intelligence Agency (CIA), and other Washington, D.C. locations. advised that he is angry with Senator Byrd because he supports the CIA, which blames for his mental and physical problems. explained that the CIA has been violating his civil rights for years through sexual torture and control. Until the CIA's actions are stopped, advised, he will continue to call Senator Byrd and anyone else he believes can influence the CIA to stop.	
is a Negro male. He has resided at California since Prior to that sided at Suitland, Marvland. b6 b7	
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.	

advised that he lives on a disability pension which he was awarded Prior to his disability, he worked for the U.S. Government Printing Office in Washington, D.C. for six years.	b6 b7С
advised that he is not currently undergoing medical treatment and is not under a doctor's care at this time. He also stated that he is taking no medication.	h.c
	b6 b7С
While interviewing	1
arrived at the residence. had been residing with him since approximately He advised that he is aware that has been making numerous telephone calls in the eastern part of the U.S. He stated that is not mentally well	.b6 .b7C
·	
Maryland, and arrived in the Bay Area in September. He stated that he keeps his telephone locked up, but that contacted the telephone company and they installed a second telephone in the residence. He advised that this telephone is being utilized by to make telephone calls. He stated that he is aware that he has been making telephone calls to public officials in the greater Washington, D.C. area.	Ъ6 Ъ7С
furnished the following additional information relative to	.b6 .b7C
He stated that his father resides at in Berkeley, California, and his name is He advised that he has a sister residing at Berkeley, California, by the name of He stated that	Ъ6 Ъ7С
advised that as a result of mental condition, they are required to have someone with him at all times. He said most recently had gotten a taxi and had taken a taxi to the Bay Bridge. He said as a result of being let out there, was then picked up by the California Highway Patrol and taken to Highlands Hospital, where he was committed.	b6

At the completion of the interview, was adwas violating the law, inasmuch as he vised that b6 was using an interstate telephone line to convey threatening b7C at this point, went in and removed communications. the telephone from the wall socket and indicated that he would lock up the telephone in order to prohibit continuing to make these type of telephone calls. Northern District of California, AUSA b6 San Francisco, California was contacted on November 8, 1983 b7C and November 10, 1983 and was apprised of the factual framework surrounding this situation. AUSA declined federal prosecution in this matter. Security Director, Pacific Telephone b6 Company, advised on November 10. 1983 that as of 1:30 p.m., b7c the telephone service to residence had been disconnected.

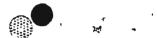


FEDERAL BUREAU OF INVESTIGATION

Date of transcription 11/21/8	13
was contacted at his residence, Berkeley, California at approximately 8:00 a.m. After being advised of the identities of the contacting Agents, and of the reason for his being contacted, Hunter provided the following information:	.b6 .b7C
advised that	
It was suggested by Supervisor who was also at the scene, that telephone the Oakland FBI Office to verify that the Agents were in fact who they said they were. was given the telephone and he dialed the Oakland FBI Office and spoke with the Duty Agent and did in fact confirm the identities of the interviewing Agents.	□
was then asked if he had been making long distance telephone calls to the office of Senator Richard Byrd in Washington, D.C. and he freely admitted that he had. It was explained to him that calls of a threatening nature of this sort were illegal and a violation of the federal law. advised that he made the calls because he is angry with Senator Byrd and other Senators, because they support the Central Intelligence Agency (CIA). advised that the CIA has for years been harassing him through violating his civil rights through sexual torture and control. stated that he will not cease making these telephone calls until the CIA stops take ing these actions against him. advised that he former worked for the U.S. Government Printing Office in Washington, D.C. from at which time he was placed on a leave of absence, and was finally awarded in a disability from that employment. sole source of income is the money received as a result of that disability.	or b
advised that he is not currently undergoing medical or psychiatric treatment at this time and is not under a doctor's care. stated that he is taking no medication	en,
	.b6 .b70
11/9/83 Berkeley, CA File SF 9A = 3) 14	
SA	

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.

	.b6 .b7
advised that He advised he has lived at the address since with a prior address of Suitland, Maryland.	.b6
	.b
In addition to calling Senator Byrd, admitted that he has made phone calls to Senator Warner and also to the CIA Headquarters in Washington, D.C.	b6 .b7





FEDERAL BUREAU OF INVESTIGATION

Date of transcription 11/15/83	
was advised of the identity of the interviewing agent and of the identity of Inspector Berkeley Police Department. was interviewed at his residence, Berkeley, California.	. b6 b7
stated that had been residing with him since approximately September, 1983. He advised that he is aware that has been making numerous telephone calls in the eastern part of the United States. He stated that is not mentally well	d d
advised previously lived in Suitland, Maryland, and arrived in the Bay Area in September. He stated that he keeps his telephone locked up, but that contacted the telephone company and they installed a second telephone in the residence. He advised that this telephone is being utilized by to make telephone calls. He stated that he îs aware that he has been making telephone calls to public officials in the greater Washington, D.C. area.	d b6 b70
He stated that his father resides at in Berkeley, California, and his name is He advised that he has a sister residing at Berkel California. by the name of He stated that	b . b
DEC 05 1983 Berkeley, California File SF 9A- 3174	14 1
SA b6 b7C	

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.

SF 9 -JBM/rck

mental condition, they are required to have someone with him at all times. He said most recently he had gotten a taxi and had taken a taxi to the Bay Bridge. He said as a result of being let out there, he was then picked up by the California Highway Patrol and taken to Highlands Hospital where he was committed.	Ъ6 Ъ7С
At the completion of the interview, was advised that was violating the law, inasmuch as he was using an interstate telephone line to convey threatening communications. at this point, went in and removed the telephone from the wall socket and indicated that he would lock up the telephone in order to prohibit from continuing to make these type of telephone calls	Ъ6 Ъ7С

3-36 (Rev. 8 ₂ 26-82)	TO A	•		
TRANSMIT VIA: Teletype Facsimile AIRTEL	PRECEDE Immedi Priority Routine	ate TC	SIFICATION: DP SECRET CRET DNFIDENTIAL NCLAS E F T O NCLAS Ite 11/22/83	
TO:	DIRECTOR, FBI			
FROM: SUBJECT:	Threatening or H Calls to Senator EXTORTION (A) OO: WFO	A j arassing Jeleph	/_ C	b6 b7c
SF, 11/14	Re SF teletype t/83.	o Director, 11,	/9/83; WFO airt	el to
	Enclosed for the as above and dat nclosed for WFO.			
Secret Se	One copy of the rvice, San Franci			U.S.
Subject a	Also, enclosed for D-302's setting for and his brother, gent's interview	orth results of an		.b6
by subpoe	Telephone Compan na at San Francis	-	are being obta	ined
			,	
3-Bureau WFO (En 3-San Fra (2-9A-3 (1-Secr WDB/jan (8)	c.8)DM ncisco		SEARCHED LA ANDE SERIALIZED 2000 FILE	
Approved:	Transm	itted (Number) (Pere 5	1983 b6 b70

FEDERAL BUREAU OF INVESTIGATION

			1	Date o	f transcription	12/6/83	
BYRD, Room list refle received a	m 311, Hai ecting tir	ues or nar	Office Bu	ilding, pro	771303 a h	enator ROBE Landwritten Lone calls	RT
file.	This list	is being	maintain	ed in the 1	A Section	of this	
	43.0.45.5						Va
stigation on	/10/83	at V		n, D.C.	File # <u>WFO</u>	9-5059 7	
SA		L	bd	6 7CDate dictated	•		

It and its contents are not to be distributed outside your agency. $% \label{eq:contents} % \label{eq:content$

Memorandum



To : SAC, WFO (9-5059)	Date 12/9/83
From :SA	ენ ე
Subject THREATENING OR HARASSING TELEF CALLS TO SEN. ROBERT BYRD; EXTORTION (A) (OO:WFO)	PHONE
Re SF airtel to Directo	or, 11/22/83.
Referenced airtel encloonducted to date in this matter, in eclination of prosecution.	esed.LHM reflecting investigation atterview of subject and AUSA
Copy of LHM provided to na information contained in LHM profifice, 12/6/83, and U.S. Secret Ser	
en. Byrd's WDC office once on 12/1/ n 12/6/83, at 1:10 p.m. and 1:11 p.	2/6/83 that subject had called '83, at 3:05 p.m. and twice m. During the second call,/2/6/83, b6 cell him if I don't get him, I'll also requested a photograph of
Above information telep SF Division, 12/6/83, who a as available.	
On 12/7/83, SC ourt records, PG County, MD. to obt	was requested to review tain photograph of b6 b70

1)-WFO FWW:pep (1)

9-5059-117

W

FEDERAL BUREAU OF INVESTIGATION

Date of transcription	-
Senator Robert Byrd, West Virginia, was interviewed at his request at his office, Room 311 Hart Senate Office Building, Washington, D.C.	
Senator Byrd advised that on 1/11/84, an individual known to Senator Byrd as called his WDC office approximately eleven times. Senator Byrd said that he talked to uring two of these calls.	Ъ6 Ъ7С
When Senator Byrd came on the line during the first call, at first did not believe it was Byrd he was speaking to. After being convinced he was speaking to Senator Byrd, stated "I'm going to kill you if I get the chance." Byrd advised that he told he better not miss the first time or he would be spread all over the carpet. then called Senator Byrd a "mother fucker" and Byrd said they both began talking at once. The call was terminated but called back several minutes later repeating pretty much what he said during the first call.	Ъ6 Ъ7С
Byrd advised thatcalled again but he did not talk to him.	Ъ6 Ъ7С

1/12/84	Washington, D.C.	WFO 9A-5059 / 8
SA	pep b7C	1/12/84
	Daté dictated	

Tat—prociti and other

FD-36 (Rev. 8-26-82)

WFO 9-5059

On 12/9/83, photograph of was provided to U.S. Capitol Police.

b6 b7C

On 1/12/84, an agent of WFO again met with Senator
Byrd at his request. Senator Byrd and his assistant,

advised that on 1/11/84, subject called Senator
Byrd's office eleven times between 12:12 p.m. and 2:02 p.m.
EST. During subject's first call, he told receptionist "Tell
that honkey I'm going to kill him or someone else." Senator
Byrd advised that he spoke to subject during second and third
calls at 12:17 p.m. and 12:20 p.m. Subject told Byrd that
"I'm going to kill you if I get the chance." Byrd stated that
he told the subject he better not miss the first time.
Subject responded with a string of obscenities and hung up.
Byrd advised that subject basically repeated what he said in
his first call during his second conversation with Byrd.
The remaining eight calls were taken by receptionists. The
calls were not recorded.

Senator Byrd advised that he has instructed his staff that as soon as his staff recognizes subject's voice on this telephone, they are to terminate call and not engage subject in conversation.

On 1/23/84, Senator Byrd's office advised that subject called twice on 1/23/84. Call was terminated as soon as voice recognized and no conversation took place.

Above submitted for information of Bureau and San Francisco.

Memorandum



То	SAC, WFO (9-5059)(C)	Date	6/1/84
From	/SA		b6 b7С
Subject	Threatening or Harassing Telephone Calls Senator ROBERT BYRD; EXTORTION (A) (OO:WFO)	to	

 $\,$ Re WFO airtel to Director, 1/25/84, and WFO telcall to SF on 5/25/84.

Telephonic contact with San Francisco Division on 5/25/84 determined no further investigation conducted or necessary in this case.

Office of Sen. BYRD in WDC has not recontacted WFO concerning any additional calls from subject.

AUSA San Francisco has declined prosecution in this matter and it is recommended case be closed.

DWFO.

FWW:pep (1)

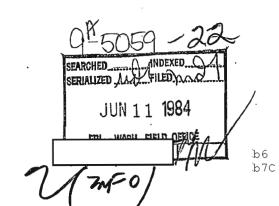
JUN 1 1991

Memorandum



	SAC,	WFO (9A-5	(C-4)		Date 6/1	/84 	,
Fròm :	SAC,	SAN FRANC	3 794 CISCO (9A-3 874) (RUC) (SQ. 10)		CC)	
Subject :	Threater Extortic CO: WFO	on] rassing telephor	ne calls to SET	NATOR ROBI	ERT BYRD:	.b6 .b7C
San Fr			ncisco Airtel to call to SA		nuary 16, May 18,		
	sco as ac		o further investi WFO on May 18, 1				

2 - WFO: 1 - San Francisco ERD/cc (3)



MEMORANDUM

η	r	ገ	•

SAC, WASHINGTON FIELD OFFICE

DATE: 10/1/84

(66-779 SUB A)

(ATTN: ELSUR CLERK CI-1)

FROM:

SA

b6 b7C

SUBJECT:

ELSUR INDEX

Elsur index cards have previously been furnished the Bureau in WFO case captioned:

THREATENING OR HARASSIN

b6

THREATENING OR HARASSING TELEPHONE CALLS TO

b7C

SENATOR ROBERT BYRD;

EXT.

(00:WFO)

(9A-5059)

This is being furnished in order to update the previously submitted Elsur index cards and should be noted on WFO Elsur cards that the same individuals were subsequently overheard on the dates indicated below:

NAME

DATE

DATE

Subsequent overhears

11/9/83

11/9/83

11/9/83

11/9/83

11/9/83

Washington Field Office (1) 9A-5059)

FWW:lsb (2)

9A - 5059-23 CERTIFIED AND 1 1984

DOT 1 1984

b66
b7c

alex

X AIRTEL

DATED: 10/1/84

TO:

DIRECTOR, FBI

(ATTN: ELSUR INDEX)

FROM:

SAC, WASHINGTON FIELD OFFICE (66-779 SUB A)

ELSUR

Enclosed for the Bureau are five consensual overheard cards for inclusion in the Bureau elsur indices of individuals who were overheard during the course of WFO investigation captioned:

THREATENING OR HARASSING TELEPHONE CALLS TO
SENATOR ROBERT BYRD;
EXT.
(OO:WFO)
(9A-5059)

Individuals overheard during this investigation were:

11/8/83	b6	WF CM 109
11/8/83 11/8/83	b7C	5 conscusual (Telephone)
11/8/83		CARds lee. of files
11/8/83		10-9-84 KRL

3-Bureau (Enc. are 5 elsur cards) (1-9-67856)

2-Washington Field Office (1-9A-5059)

Fyw:lsb

SEARCHED SERIALIZED SILVED SOLUTION SERIALIZED SOLUTION S

b6 b7c

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 4 Page 29 ~ b6, b7C Page 30 ~ b6, b7C

Page 32 ~ b6, b7C Page 59 ~ Duplicate

FEDERAL BUREAU OF INVESTIGATION

Precede	ence: F	ROUTINE		Date	e:	06/04/200	3
To: Cr	iminal	Investigative	Attn:	VCMO SSA Civil Ri	ight	s Unit	9d 7d
	borato	су	Attn:	Document		it erprint U	
Da	llas						
From:		ad PB-2 / Palm Beach	h County	RA			
Approve	ed By: [ŗ:		- Marie	b6
Drafted	By:	Ţ	mjd	(ENVIREOR	PEN)
Case ID	#: 43-	-MM-Arv (Pending)	.5	ŀ	CLASS	43 ALPH	1
Title:	CONGRI SENATO UNITEI	(S); ESSMAN ALCEE HASTING OR ROBERT C. BYRD - O STATES SENATE - V: E OF FEDERAL AGENCY	GS - VIC VICTIM; ICTIM;	TIM;	ORIGII > è, A & A	MM DATE	, , , , , , , , , , , , , , , , , , ,
investi	.gate Kı	quest new 43 matter 1 Klux Klan (KKK) ma Senate.				et to	£
Enclosu for FBI		Original and one atory.	(1) copy	of mail	Ling	and enve	lope
receivi		(2) copies of mail:	ing and	envelope	e fo	r other	
Hasting 33407 r Mail. T a conta	s, 5725 eceived he reci act pers	06/03/2003, the off: 5 Corporate Way, Suid a KKK recruitment ruitment poster iden son for the KKK and of the United States	ite 208, poster ntifies has a p	West Pa in the U Senator Shotograp	alm Jnit Rob	Beach, FL ed States ert C. By:	rd as
postmar	ked fr	envelope has a retion of Fort Worth, TX or and ACS for	X, 76111 <u>n 05/29</u> /	. The ma	sea		b6 b7 b7

43-MM=102331-1

155 MJDOLEC

To: Criminal Investigative From: Miami

Re: 43-MM-NEW, 06/04/2003

negative results. A search of the address revealed a similarly spelled address of _______ Fort Worth, TX, 76111. A search of ACS for information regarding the Ku Klux Klan documented by field offices over the past few months was met with negative results.

b7C

Miami PBCRA is also requesting that Criminal Investigative and the Civil Rights Unit report to the PBCRA information known to them or received by them in the future concerning similar mailings. Miami is also requesting that the Laboratory exam the original letter and envelope for any type of evidence to include but not limited to, indented writing, and/or fingerprints.

Descriptive Data:

<u>Main Subject</u>		
Name -		
Last:		
First:		
Race:	U	b6
Sex:	U	b7c
Address(es) -		
House #:		
Street Name:		
City:	Fort Worth	
State:	TX	
Postal Code:	76111	

To: Criminal Investigative From: Miami

Re: 43-MM-NEW, 06/04/2003

LEAD(s):

Set Lead 1: (Info)

CRIMINAL INVESTIGATIVE

AT WASHINGTON, DC

For information. Read and clear.

Set Lead 2: (Action)

LABORATORY

AT WASHINGTON, DC

Conduct logical examination of mailing and envelope.

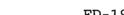
Set Lead 3: (Action)

DALLAS

AT FORT WORTH, TEXAS

Conduct logical investigation at Fort Worth, TX regarding the occupants and to also develop any information regarding the enclosed mailing.

b6 b7С



ICMIPR01 Page 1

FD-192

Title and Character of Case:

HASTINGS, ALCEE BYRD, ROBERT, C

Date Property Acquired: Source from which Property Acquired:

LABORATORY

02/19/2004

Anticipated Disposition: Acquired By:

Case Agent:

Ъ6 Ъ7С

Description of Property:

Date Entered

1B 2

PHOTOGRAPH OF LATENT PRINT - SECONDARY EVIDENCE - 030820018

Barcode: E03729227

Location: ECR1

57D

02/26/2004

Case Number: 43-MM-102331

Owning Office: MIAMI

File Copy

43=MM-102331-1BZ



1A Envelope



Case ID: 43-MM-102331

_				
!	ММ	1 !	COPY OF MAILING AND ENVELOPE	!
!	ММ	2 !	ORIGINAL NOTES RE INTERVIEW OF	! b6 b7
!	ММ	3 !	FD-441A (1B1 MAILED TO LAB)	!
!	D7		LAB#030870018 MO IMAGES ON CD OF Q1-Q2 CD1 1 COPY OF EC CHAIN OF CUSTODY 2PGS NOTES 13PGS	!
!!!!	D7	!	LAB#030820018 CHAIN OF CUSTODY COMMUNICATION AND ACTIVITY LOG NOTES ECS SEARCH SLIP SHIPPING INVOICE	!!!
!	MM		FD192 EVIDENCE PKG COPY W/EC W/1B1 EXHIBIT. (KU KLUX KLAN POSTER AND ENVELOPE)	!!
!	ММ	!	FD192 EVIDENCE PKG COPY W/EC W/1B EXHIBIT (PHOTOS OF LATENT PRINT SECONDARY EVIDENCE- 03082008)	!!!
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FD-340a (Rev. 11-12-89)

(Title)

(File No.)

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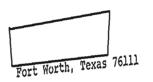
43

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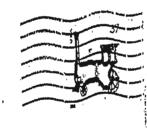
43-MM-102331-1A

Ъб

escription:	Original notes reinterview of of Mailing AND ENVelope
	





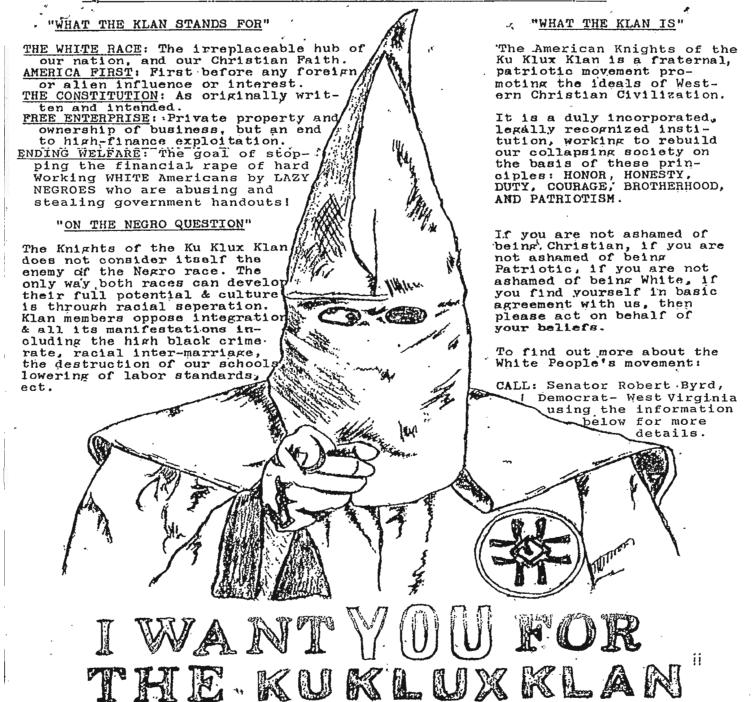


Rep. Alcee Hastings 5725 Corporate Way West Palm Beach, PL. 33407

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Serial # of Originating Document							
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••	•	wr)					
	(Address of Contril	butor)					
	(City and State)	_					
Ву		b6 b7C					
Receipt Given Grand Jury Material Federal Rules of Crin Federal Taxpayer Inf	Yes. 🖸 No						
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THIS FLYER NOTICE PROUDLY SPONSORED AND ENDORSED BY SENATOR ROBERT C. BYRD, DEMOCRAT-WEST VIRGINIA. A LOYAL KLANSMAN FOR OVER 70 YEARS!!!





Senator Robert C. Ayrd 300 Virginia Street Suite 2630 . Charleston, W.V. 25301 Phone: 304-342-5855 FAX: 304-343-7144

to Jakan and Jakan in the

Senator Robert C. Byrd 311 Hart Building Washington, D.C. 20510 Phone: 202-224-3954

U.S. Senator Robert C. Byrd

~..

Universal Case File Number 43mm - 102331	1A3
Field Office Acquiring Evidence	
Serial # of Originating Document	
Date Received 12/10/03	·
From ECA	· · · · ·
(Name of Contributor)	
(Address of Contributo	or)
Ву	b6 · b7C ·
To Be Returned Yes No Receipt Given No	
Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e) Federal Rules of Criminal Procedure Yes No	
Federal Taxpayer Information (FTI) Yes No	
Title:	
Reference:	4
(Communication Enck	osing Material)
Description: Original notes re interview of FD441A (1B1 mailed to L	AB)

FD-441a (Rev. 4-21-86) Date [Mailed to 634197989411 Method of Mailing Registered Special Delivery Checked by b6 b7C REC Received by Date and Time Received File Number of Mailing Office FBI/DOJ

•							
FD-340 (Rev. 4-11-03) +3-MM-102331—	Alo.						
File Number 13 MM-10231—	TRIQ						
Field Office Acquiring Evidence							
Serial # of Originating Document							
Date Received							
From							
(Name of Contributor/Interviewee)							
(Address)							
	b6						
Ву	.b7C						
To Be Returned Yes No							
Receipt Given Yes \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	•						
Federal Rules of Criminal Procedure							
Yes No Federal Taxpayer Information (FTI)							
☐ Yes ☐ No							
Title:							
•	,						
Reference:							
(Communication Enclosing Mat	erial)						
Description: Original notes re interview of	0 1 1 2						
10142 Enclude PIC	MAMIEC						
W161 CKWbit CKWKlick Klan	10ster + Frictipe						
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e i

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE Date: 08/02/2004

To: Miami Attn: Evidence Technicians

From: Miami

Squad PB-2 / Palm Reach County RA
Contact: SA

By: 5. b6

Approved By:

Drafted By:

mjd

Case ID #: 43-MM-102331 (Closed)

Title: UNSUB(S);

CONGRESSMAN ALCEE HASTINGS - VICTIM; SENATOR ROBERT C. BYRD - VICTIM; UNITED STATES SENATE - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Synopsis: Request for 1B evidence to be converted to 1A evidence since captioned matter has been closed.

Details: Captioned matter was opened after Congressman Alcee Hastings office received a mailing from the KKK that displayed the Seal of the United States Senate. The mailing was forwarded to the FBI Laboratory for examination. The lab conducted both document and fingerprint analysis on the mailing and envelope and developed one latent fingerprint. The fingerprint was compared with available databases, but no match was made.

The document analysis produced no items of evidentiary value.

There are no subjects at this time. All logical leads have been covered.

It is requested that all 1B evidence be converted to 1A evidence so that the evidence can be maintained for future use if a subject is identified. It is further requested that the evidence be clearly marked as fingerprint evidence so that while packaged as 1A evidence it is not tampered with, thus limiting it's use at a future trial date.

EL JUE

b7C

To: Miami From: Miami Re: 43-MM-102331, 08/02/2004

LEAD(s):

(Action) Set Lead 1:

<u>IMAIM</u>

AT MIAMI, FL

Package 1B evidence and convert to 1A evidence for captioned matter. Ensure evidence is marked as fingerprint evidence to prevent tampering with while store in the 1A section of the closed file.

Title and Character of Case:

TINGS, ALCÉE BYRD, ROBERT, C

Date Property Acquired: Source from which Property Acquired:

06/03/2003

5725 CORPORATE WAY
WEST PALM BEACH FL 33407

b6 b7C

Anticipated Disposition: Acquired Rv.

Case Agent:

Description of Property:
18 1

KU KLUX KLAN POSTER AND ENVELOPE

Barcode: 603642247 Location: 6021456

06/11/2003

Date Entered

570

Case Number: 43-MM-102331 Owning Office:

MIAMI

CHAIN - OF - CUSTODY

			DATE TIME
RECEIVED	BY:	b6 b7C	adoslos 2:30Pm
RECEIVED REASON:	BY:	 	6/11/03 3:30pm
RECEIVED REASON:	Mull yrer	.b6 .b7c	0(18/03 11:29pm
RECEIVED REASON:	B -AD Analusis /Fd EX	LAB 157c	8)18/03 11.30pm
RECEIVED REASON:	BY:	ъ6 ъ7с	2/19/04 4:00PM
RECEIVED REASON:	BY	№ 156 157c	89/04 8-30Am
RECEIVED REASON:	BY:	~~~~~~~~~	·
RECEIVED REASON:	BY:		
RECEIVED REASON:			

ويثي

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1	2	_	1			4	1

FD-192

ICMIPR01 Page 1

Title and Character of Case:

HASTINGS, ALCÉE BYRD, ROBERT, C

Date Property Acquired:

Source from which Property Acquired:

LABORATORY

02/19/2004

Anticipated Disposition: Acquired By:

Case Agent:

1b7C

Description of Property:

1B 2

PHOTOGRAPH OF LATENT PRINT - SECONDARY EVIDENCE - 030820018

Barcode: E03729227 Location: ECR1

57D

02/26/2004

Date Entered

Case Number:

43-MM-102331

Owning Office: IMAIM

Chain of Custody FD-192

Case ID . : 43-MM-102331	1B2 Barcode .:
Accepted By: Printed Name	Signature:
Reason:Collected	Date/Time: 2/19/04 4:00pm
Accepted By: Printed Name	Signature:b7c
Reason: 5 torase	
Accepted By: Printed Na	Signature
Reason:	Date/Time: \$1404. \$1.30 \$
Accepted By: Printed Name:	Signature:
Reason:	Date/Time:
Accepted By: Printed Name:	Signature:
Reason:	Date/Time:
Accepted By: Printed Name:	Signature:
Reason:	Date/Time:
Accepted By: Printed Name:	Signature:
Reason:	Date/Time:
Accepted By: Printed Name:	Signature:
Reason:	Date/Time:
Accepted By:	Signature:
	Date/Time:
Accepted By:	Signature:
Reason:	Date/Time:
WEAPONS CHECKED & CL	EARED BY FIREARMS INSTRUCTOR
Printed Name: Sig	mature: Date:

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE Date: 08/02/2004

To: Miami Attn: Evidence Technicians

From: Miami

Squad PB-2 / Palm Beach County RA
Contact: SA

Approved By: b6
b7c

Drafted By: mjd

Case ID #: 43-MM-102331 (Closed)

Title: UNSUB(S);

CONGRESSMAN ALCEE HASTINGS - VICTIM; SENATOR ROBERT C. BYRD - VICTIM; UNITED STATES SENATE - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Synopsis: Request for 1B evidence to be converted to 1A evidence since captioned matter has been closed.

Details: Captioned matter was opened after Congressman Alcee Hastings office received a mailing from the KKK that displayed the Seal of the United States Senate. The mailing was forwarded to the FBI Laboratory for examination. The lab conducted both document and fingerprint analysis on the mailing and envelope and developed one latent fingerprint. The fingerprint was compared with available databases, but no match was made.

The document analysis produced no items of evidentiary value.

There are no subjects at this time. All logical leads have been covered.

It is requested that all 1B evidence be converted to 1A evidence so that the evidence can be maintained for future use if a subject is identified. It is further requested that the evidence be clearly marked as fingerprint evidence so that while packaged as 1A evidence it is not tampered with, thus limiting it's use at a future trial date.

El Jac

To: Miami From: Miami

Re: 43-MM-102331, 08/02/2004

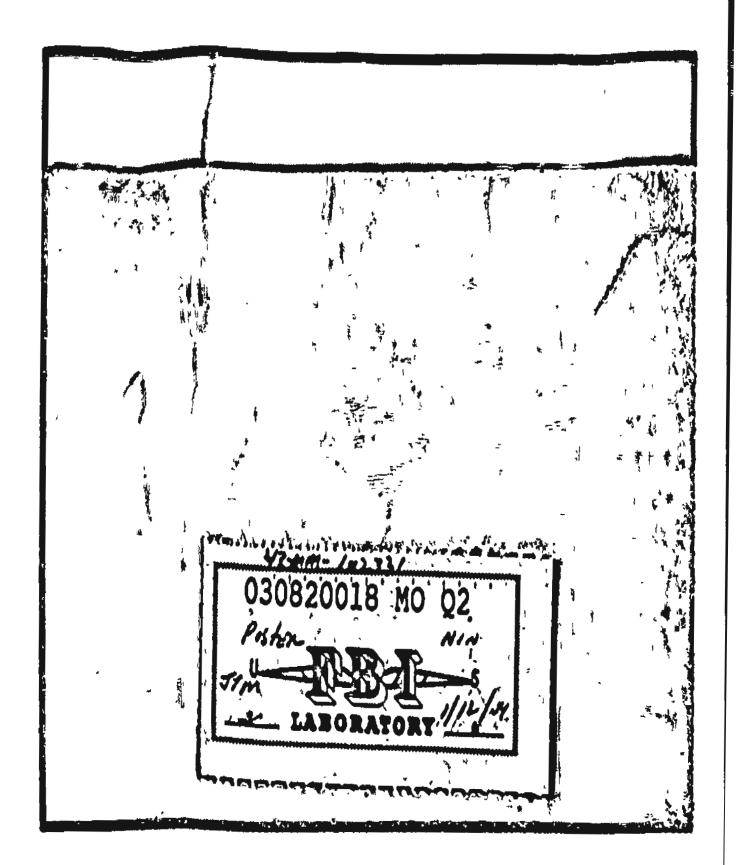
LEAD(s):

Set Lead 1: (Action)

<u>MIAMI</u>

AT MIAMI, FL

Package 1B evidence and convert to 1A evidence for captioned matter. Ensure evidence is marked as fingerprint evidence to prevent tampering with while store in the 1A section of the closed file.



Secondary Evidence Inventory

Lab#:030820018 Date:2/5/2004

K/Qs	Quantity	Description
Q2	1	Photograph of latent print
	-	

Instructions: If there is not a one to one correspondence between Ks, Qs, and quantity of secondary evidence, use a separate line for each K and Q that lacks one to one correspondence.

Attach copies of this inventory sheet to the Chain of Custody Log (7-243) and the Shipping Invoice (0-4).

	ზ6 ზ7C	•
From: To:		
Date:	Fri, Jun 6, 2003 12:28 PM	
Subject:	43-MM-102331 .	
	the Klan flyer sent to Rep. Hastings Office with other supervisors as not received reports from other offices regarding similiar mailing	
date, CRU ha		
date, CRU ha	as not received reports from other offices regarding similiar mailin	
date, CRU ha	as not received reports from other offices regarding similiar mailin	
date, CRU has I will notify you AJH	as not received reports from other offices regarding similiar mailin	

PLACE DI SOME FILIDIS 43-MM-102331-2

s



FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

08/07/2003 Date:

To: Miami

Evidence Control Attn:

Laboratory

Attn: Document Unit

Latent Fingerprint Unit

From: Miami

Squad PB-2 / Palm Beach County RA Contact: SA Approved By b6 ъ7С

Drafted By:

Case ID #: 43-MM-102331

(Pending)

Title: ∨UNSUB(S);

CONGRESSMAN ALCEE HASTINGS - VICTIM; SENATOR ROBERT C. BYRD - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Synopsis: Lead set to Laboratory for examination.

Enclosure(s): 1B1 - Barcode E03642247, original mailing and envelope.

Details: On 06/03/2003, the office of Congressman Alcee Hastings, received a KKK recruitment poster in the United States Mail. The poster identifies Senator Robert C. Byrd as a contact person for the KKK and has a photograph of Senator Byrd and the Seal of the United States Senate.

The original poster and envelope have been enclosed for laboratory examination. Case agent requests the evidence be examined for indented writing, and latent fingerprints. If any fingerprints of value are recovered, it is requested that the fingerprints be compared with available databases.



To: Miami

Laboratory From: Miami

Re: 43-MM-102331, 08/07/2003

Attn: Evidence Control

LEAD(s):

Set Lead 1: (Action)

<u>IMAIM</u>

AT MIAMI, FL

Package and forward 1B1, E03642247 to Laboratory.

Set Lead 2: (Action)

LABORATORY

AT QUANTICO, VA

Perform laboratory analysis.

2

-1-

FEDERAL BUREAU OF INVESTIGATION

was contacted at his residence, Fort Worth, Texas, telephone and advised of the interviewing Agents' identities. After being apprised of the nature of the inquiry, provided the following information:
resides at the above address with
knew the previous resident of last name unknown (LNU). has a contact number for LNU.
was shown a copy of an envelope addressed to REP. ALCEE HASTINGS in West Palm Beach, FL. The envelope contained a return name and address of Fort Worth, Texas 76111. was not familiar with, nor had he ever heard of REP. ALCEE HASTINGS. did not know anyone with the name of had never seen the envelope before.
was shown a copy of a KKK recruitment poster that was mailed in the above envelopeadvised he has never seen the poster before.
does not now, nor has he ever affiliated with the KKK or any white supremacist group.
tigation on 9/4/03 at Fort Worth, Texas ### 43-MM-102331 Date dictated 9/4/03 5A 56 57C 56

FD-302a (Rev. 10-6-95)

43-MM-102331

ion of FD-302 of		b6 b7C	, On 9/4/03	, Page2	
envelope from his	did not and the KKK post residence.	know anyone who ter intending to	might have make it look	ailed the like it came)
back room	of ho	use during a 3-4	month period	lived in the in 2001.	

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE		Date:	09/04/2003	
To: Miami	Attn:	Palm Beach	County RA	.b6 .b7c
From: DALLAS FW3/Fort Wo Contact: S	orth RA			l
Approved By:	DE DE	.b6		
Drafted By:	bkar			
Case ID #: 43-MM-1023	31-5(Pending)			
SENATOR ROBER UNITED STATES	ALCEE HASTINGS-VICT RT C. BYRD-VICTIM; B SENATE-VICTIM; DERAL AGENCY SEAL	IM;		•
Synopsis: Return of Division.	lead to conduct in	vestigation	in Dallas	
Reference: 43-MM-102	331 Serial 1			
Enclosure(s): Enclose and two copies of an containing original to various	FD-302 of	d an FD-340	an FD-340	1b7c
Details: Investigati	on revealed that			
at	Fort Worth Texas		resi	b6
	MINI WALLET			.b7c
knowledge of the lett	/4/03 interview_ ter sent to Congres to think anyone kn could not provid	sman Alcee own to him	would have	sent b6

Con to The

b6 b7С

43-MM-102331-5

Miami From: DALLAS To: Re: 43-MM-102331, 09/04/2003 is further described as: Descriptive Data: <u>Reference</u> Name -Last: First: Middle: Race: Sex:

DOB: POB: DLN: FBI: L:PN: SOC: Address(es) -House #: Street Name: Street Suffix: City: State:

Postal Code:

Phone #:

Fort Worth

b6

b7C

76111

2

To: Miami From: DALLAS Re: 43-MM-102331, 09/04/2003

LEAD(s):

Set Lead 1: (Info)

<u>IMAIM</u>

AT PALM BEACH COUNTY RA

Read and Clear.

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 09/17/2003

To: Laboratory

Attn: Latent Fingerprint Unit

From: Miami

Squad PB-2 / Palm Beach County RA
Contact: SA

Approved By:

b6 b7C

Case ID #: 43-MM-102331 (P

(Pending)

Title: \UNSUB(S);

CONGRESSMAN ALCEE HASTINGS - VICTIM; SENATOR ROBERT C. BYRD - VICTIM; UNITED STATES SENATE - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Synopsis: Provide additional information to Laboratory regarding possible subject.

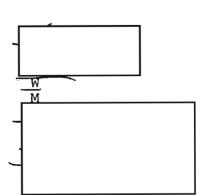
Reference: 43-MM-102331 Serial 1, 5

Details: Regarding submitted lab item 03-0820018, a subject listed at the return address listed on the envelope has been identified as a possible subject. This communication is to notify the laboratory of the subject's identity so that fingerprint comparisons can be completed if any latents are recovered on the poster or envelope.

The following is the subject information:

Descriptive Data:

Main Subject
Name Last:
First:
Middle:
Race:
Sex:
DOB:
POB:
FBI:
LPN:
SOC:



b6 b7C

ZOOMIDOLEL

43-MM-102331-6

To: Laboratory From: Miami Re: 43-MM-102331, 09/17/2003

Address(es) House #:
Street Name:
Street Suffix:
City:

State:
Postal Code:

Fort Worth
TX
76111

b6 b7С

To: Laboratory From: Miami Re: 43-MM-102331, 09/17/2003

LEAD(s):

Set Lead 1: (Info)

LABORATORY

AT WASHINGTON, DC

Compare any recovered latents with fingerprints of b6 b7c

3

			rint names legibly; egative	handwriting satisfa	actory for re	mainder.				
Address of Subject Complaint rescrived Personal Elephonic Date 06/03/2003 Time 2:00 pm				UNSUB(S); CONGRESSM CONGRESSM	IAN I	ROBERT BYRD - V				
Complaint reserved Personal Elephonic Date O6/03/2003 Time 2:00 pm						Complainant	Protect	.b6		
Personal								b7C		
Address of Subject Complainant's address and telephone number 5725 Corporate Way, WPB, FL 33407 5651)684-0565 Complainant's DOB Sex Male								0.4.00.400		
Second Male Hoight Hair Build Birth date and birth place Male Morth, random Morth, random									03 Time 2:00 pm	
Complainant's DOB Sex Male Male Hoight Hair Build Birth date and birth place	Addr	ess of Subj	ect			5725 Corp	ora	te Way, WPB, FL	33407	Ø
Race Male Height Hair Build Birth date and birth place Age									Sex '	MSED
Age Female Weight Eyes Complexion Social Security Number Facts of Complaint On 6/3/2003, Congressman Hastings office in West Palm Beach, FL received a KKK recruiting poster in the US Mail that had the Seal of the United State Senate and a photograph of Senator Byrd. turned the poster of to SA The envelope was postmarked in Fort Worth, TX. A check of the address and name in the return address section met with negative results. A copy of the poster and envelope is attached for review. It is requested that a new 43 matter be opened. Hand Female Weight Eyes Complexion Social Security Number				,					Male	
Employer Address Telephone Vehicle Description Facts of Complaint On 6/3/2003, Congressman Hastings office in West Palm Beach, FL received a KKK recruiting poster in the US Mail that had the Seal of the United State Senate and a photograph of Senator Byrd	, Ę	Race	Male Male	Height	Hair	Build		Birth date and birth place		
Employer Address Telephone Vehicle Description Facts of Complaint On 6/3/2003, Congressman Hastings office in West Palm Beach, FL received a KKK recruiting poster in the US Mail that had the Seal of the United State Senate and a photograph of Senator Byrd	ubject?	Age	Female	Weight	Eyes	Complexion	1	Social Security Number		
Vehicle Description Facts of Complaint On 6/3/2003, Congressman Hastings office in West Palm Beach, FL received a KKK recruiting poster in the US Mail that had the Seal of the United State Senate and a photograph of Senator Byrd. turned the poster of to SA The envelope was postmarked in Fort Worth, TX. A check of the address and name in the return address section met with negative results. A copy of the poster and envelope is attached for review. It is requested that a new 43 matter be opened. #3-MM-/02331-7 Do not write in this space. mjd (1) SA B6 b7c	N S	Scars, m	arks and other data	a		1				
Facts of Complaint On 6/3/2003, Congressman Hastings office in West Palm Beach, FL received a KKK recruiting poster in the US Mail that had the Seal of the United State Senate and a photograph of Senator Byrd	Emp	loyer				Address			Telephone	
Facts of Complaint On 6/3/2003, Congressman Hastings office in West Palm Beach, FL received a KKK recruiting poster in the US Mail that had the Seal of the United State Senate and a photograph of Senator Byrd				_						
On 6/3/2003, Congressman Hastings office in West Palm Beach, FL received a KKK recruiting poster in the US Mail that had the Seal of the United State Senate and a photograph of Senator Byrd	Vehi	cle Descrip	tion							
mjd (1) b6 b7c	re Un po Wo	On ceived ited S ster o rth, T t with	6/3/2003 A a KKK restate Sensof to SA TX. A check negative	ecruiting ate and a ck of the results.	poster photos addres	r in the Ungraph of Second The expression of the	S Ma enat nvel e in post	or Byrd. or Byrd. ope was postmar the return add er and envelope	seal of the turned the ked in Fort dress section is attached	b6 b7C
b6 b7C							4			
SA b7C										
SA . .										
//	SZ	Y	(Complaint received	l by)	.b7C	-	BLOCK ST	AMP	

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7-1 (Rev. 5-13-99)

FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C. 20535

To: Miami
Squad PB-2/ Palm Beach County RA
SA
SA
b6
b76

Date: September 29, 2003

Case ID No.:

43-MM-102331 — &

Lab No.:

030820018 PG MO

Reference: Communication dated August 7, 2003

Your No.:

Title:

UNSUB(S);

CONGRESSMAN ALCEE HASTINGS - VICTIM;

SENATOR ROBERT C. BYRD - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Date specimens received: August 20, 2003

The following specimens were received in the Questioned Documents Unit:

Q1 Envelope bearing typed address "Rep. Alcee Hastings 5725 Corporate Way

Suite 208 West Palm Beach, FL. 33407" (1B1/E03642247)

Q2 Flyer bearing printed text beginning "AN INTRODUCTION TO..."

(1B1/E03642247)

This report contains the results of the questioned document examinations and the Anonymous Letter File search.

Results of Examination:

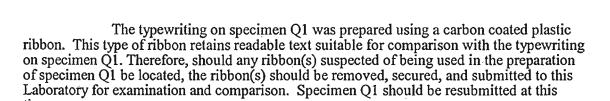
No indented writing of value was observed on the Q1 and Q2 specimens.

The typewriting on specimen Q1 most closely corresponds to Laboratory standards for a Courier style of type. This style of type may be found on Brother and other name brand typewriters.

Page 1 of 2

This Report is Furnished for Official Use Only

43-MM-102331-B



Specimen Q2 was prepared using a photocopy process available on numerous laser printers and photocopiers.

Remarks:

time.

Specimens Q1 and Q2 were searched in the Anonymous Letter File with negative results. Appropriate information was added to this file for future reference.

You will be advised separately regarding the Latent Print examinations and the disposition of specimens Q1 and Q2.

Digital images are retained.	
•	Out of the second of the secon
	Questioned Documents Unit

b6 b7С

Page 2 of 2 030820018 PG MO 7-1 (Rev. 5-13-99)

FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C. 20535

To:

Miami

Date: February 6, 2004

Squad PB-2/ Palm Beach County

b7C

Case ID No .:

43-MM-102331

Lab No .:

030820018 PG MO MZ

Communication dated August 7, 2003

Your No.:

Title:

Q1

UNSUB(S);

CONGRESSMAN ALCEE HASTINGS - VICTIM;

SENATOR ROBERT C. BYRD - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Date specimens received: August 20, 2003

The items listed below were examined in the Latent Print Unit:

Envelope bearing typed address "Rep. Alcee Hastings 5725 Corporate Way Suite 208 West Palm Beach, FL. 33407" (1B1/E03642247)

Q2 Poster beginning "AN INTRODUCTION TO..." (1B1/E03642247)

This report contains the results of the latent print examinations.

Results of Examinations:

One latent fingerprint of value was developed on Q2. No latent prints of value were detected on Q1.

Automated latent fingerprint searches were conducted, but no identification was effected.

Page 1 of 2

This Report is Furnished for Official Use Only

43-MM-102331-9

Remarks:

The results of the questioned document examinations, the disposition of the specimens, and a photograph of the latent print are being returned under separate cover.

Latent Print Unit

Page 2 of 2 030820018 PG MO MZ

FEDERAL BUREAU OF INVESTIGATION

Date: 02/10/2004 Precedence: ROUTINE To: Miami From: Miami Squad PB-2 / Palm Beach County RA Contact: SA Approved By: b6 b7C Drafted By: lmid Case ID #: 43-MM-102331 (Pending) Title: NUNSUB(S); CONGRESSMAN ALCEE HASTINGS - VICTIM; SENATOR ROBERT C. BYRD - VICTIM;

Synopsis: Request captioned matter be closed.

UNITED STATES SENATE - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Reference: 43-MM-102331 Serial 8, 9

Details: Captioned matter was opened after Congressman Alcee Hastings office received a mailing from the KKK that displayed the Seal of the United States Senate. The mailing was forwarded to the FBI Laboratory for examination. The lab conducted both document and fingerprint analysis on the mailing and envelope and developed one latent fingerprint. The fingerprint was compared with available databases, but no match was made.

The document analysis produced no items of evidentiary value.

There are no subjects at this time. All logical leads have been covered.

In view of the above, it is requested that this matter be closed, and that the 1B evidence be maintained by the Miami Division for five years until the statue of limitation expires on this matter.

44

041MJD01, EC - 43-MM-102331-10

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 08/02/2004

To: Miami

Attn: Evidence Technicians

From: Miami

Squad PB-2 / Palm Beach County RA
Contact: SA

Approved By:

m

b6 b7C

Drafted By:

_____mj

Case ID #: 43-MM-102331

(Closed)

Title: UNSUB(S);

CONGRESSMAN ALCEE HASTINGS - VICTIM; SENATOR ROBERT C. BYRD - VICTIM; UNITED STATES SENATE - VICTIM; MISUSE OF FEDERAL AGENCY SEAL

Synopsis: Request for 1B evidence to be converted to 1A evidence since captioned matter has been closed.

Details: Captioned matter was opened after Congressman Alcee Hastings office received a mailing from the KKK that displayed the Seal of the United States Senate. The mailing was forwarded to the FBI Laboratory for examination. The lab conducted both document and fingerprint analysis on the mailing and envelope and developed one latent fingerprint. The fingerprint was compared with available databases, but no match was made.

The document analysis produced no items of evidentiary value.

There are no subjects at this time. All logical leads have been covered.

It is requested that all 1B evidence be converted to 1A evidence so that the evidence can be maintained for future use if a subject is identified. It is further requested that the evidence be clearly marked as fingerprint evidence so that while packaged as 1A evidence it is not tampered with, thus limiting it's use at a future trial date.

P

SMPDOLIEL 43-MH-102331=1

To: Miami From: Miami

Re: 43-MM-102331, 08/02/2004

LEAD(s):

Set Lead 1: (Action)

<u>MIAMI</u>

AT MIAMI, FL

Package 1B evidence and convert to 1A evidence for captioned matter. Ensure evidence is marked as fingerprint evidence to prevent tampering with while store in the 1A section of the closed file.

2

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 2 Page 21 ~ Duplicate Page 22 ~ Duplicate

May 8, 1972

Honorable Robert C. Eyed United States Senate Washington, D. C. 20510

Decist

My dear Senator:

My associates join me in expressing our sincere appreciation for your remarks regarding Mr. Hoover contained in the Congressional Record of May 2nd. Each of us will strive to carry on the traditions which he began.

Sincerely yours,

L. Patrick Grav, III

(1)- Pittsburgh

Open & - Dead

80-8730-1 12-13

BYRD, ROBERT C. 2-62. 62-0-122012 NID BYRD, ROBERT C. 5/67 62-3217* 6/68 . 157-633-372. Senator Appearance at National Cemetery Grafton, WVa. 5/68 9-0-1135 5/67 157-19-2460 8/67 157-583-2 8/68 145-356-99811 BYRD, ROBERT C. (SENATOR) 5/67 100-15660* Proposed demonstration at W. Va. University, Morgantown, W. 'a., 5/14/67, protesting appearance of Senator Robert C. Byrd and U.S. involvement in Vietnam BYRD, ROBERT C. - la/66 80-0-913 12-60 105-7315-Sub A-44 Senator BYRD, ROBERT C. 7-70 157-1532-2 United States Senate Washington, D.C. 20510. BYRD, ROBERT C. 8/70 80-0-1146 US Senate Wash. D. C. BYRD, ROPERT(SEN) 12/69 105-7315 SIP A*46

NID

RECEIVED Oleuna, W. Va. 26101 图 8 1972 b6 May 5, 1972 b7C Senator Robert C. Byrd U. S. Senate Building Washington, D. C. Dear Senctor Byed: Thank you for your letters and efforts in wehalf in Trying J. B. J. to luter the

Frankly, I am writing again because I personelly know of the effort, expense, and avisitely that the have gone through in the matter and realize that your influence is far greater than ours. We are vertually helples! Summer.

HOWARD W. CANNON, NEV.
CLAIBORNE PELL, R.I.
ROBERT C. BYRD, W. VA.
JAMES B. ALLEN, ALA.

ROBERT P. GRIFF

TED STEVENS, A KA JOHN SHERMAN COOPER, KY. HUGH SCOTT, PA. RODERT P. GRIFFIN, MICH.

Congressional Liaison Officer

GORDON F. HARRISON, STAFF DIRECTOR HUGH Q. ALEXANDER, CHIEF COUNSEL BURKETT VAN KIRK, MINORITY COUNSEL

United States Benate

COMMITTEE ON RULES AND ADMINISTRATION WASHINGTON, D.C. 20510

May 8, 1972

b6

	Federal Bureau of Investigation b7c Washington, D.C.
	Dear
مناولت	The enclosed communication is respectfully referred for such consideration as it may warrant, and for a report thereon, in duplicate.
	Thanking you in advance for your report, and the return of the enclosure, I am
	Sincerely yours,
	Rebert C. Byrd U) S. Senator
	RCB: jof
	Enclosure: Correspondence from b6 b70
	Vienna, West Virginia 26101
	SEARCHED INDEXED SERIALIZED FRIED MAY 1 7 1972 FBI — PITTSBURGH

May 16, 1972

Honorable Robert C. Dyrd United States Senate Washington, D. C. 20510 7.0-773

Dear Senator Byrd:

Your communication of May 8th to Inspector enclosing a letter to you from of Vienna, West Virginia, was brought to my attention.

Mile I appreciate the continuing interest of the additional information he furnished does not bring this matter within the provisions I am sorry we cannot be of help.

Sincercly yours,

L. Patrick Gray, III
Acting Director

(1) - Pittsburgh - Enclosures (2)

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FBI - PITTSBURGH

b6 b7C

April 23, 1973

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510 50-0-1146

Dear Senator Byrd:

In response to the telephonic request your office made on April 16th, it will be a pleasure to have the students from Flinn Elementary School, Charleston, West Virginia, visit FBI Weadquarters when they are in Washington. Tours of our facilities have been arranged for 40 persons at 10:15 a.m. and 40 persons at 2:15 p.m., Friday, May 4, 1973.

sincoredy yours,

L. Patrick Gray, Ifi

Acting Director

1 - Pittsburgh

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March 12, 1975

62-0-1248914

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

Dear Senator Byrd:

In response to the telephonic request from your office on March 10th, it will be a pleasure to have the members of the Safety Patrol from Charleston, West Virginia, visit FBI Meadquarters when they are in Washington. A tour of our facilities has been arranged for 9:30 a.m., Friday, April 13, 1975.

Upon their arrival a member of this group should enter the Department of Justice Building at the 10th Street Arcade entrance and one of my representatives will offer directions as to where the entire group will begin the tour.

Sincerely yours,

Cm, -

Clarence H. Kelley Director

(1)- Pittsburgh

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FILE PHILIPSINGH

Super Police Need Teaching

As Sen. Robert C. Byrd observed in a letter to FBI Director Clarence Kelley, the nation's law enforcement agencies for years have instructed American citizens to keep theier doors closed to strangers and to demand credentials from persons who identify themselves as policemen.

When a young Wheeling woman living in Alexandria, Va., did exactly that, FBI agents forced their way into her apartment, their guns drawn, and frightened her half out of her wits.

The agents were acting on a tip that Patricia Hearst was sharing the apartment. It turned out that the Wheeling woman's roommate looked somewhat like Patricia Hearst.

We cannot understand why the agents didn't properly identify themselves when asked to do so. It would have taken only a moment to do so, and it is improbable that anyone could have used that moment to escape from the apartment. In the television shows, at least, all exits are placed under observation before FBI agents knock at the front door.

Sen. Byrd was right to chastize Kelley. The record shows that America's super police and espionage agencies are in need of instruction in the area of civil rights.

Page 6A The Charleston Gazette Charleston, West Va. 3/21/75 Edition: Mountain Author: Editor: HARRY HOFFMANN Character: · or Classification: PITTSBURGH Submitting Office: Being Investigated ー *873*-ワ SEARCHED DE INDEXED SERIALIZED FILED

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

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United States Senate

COMMITTEE ON APPROPRIATIONS
WASHINGTON, D.C. 20510

JAMES R. CALLOWAY CHIEF COUNSEL AND STAFF DIRECTOR

October 2, 1975

Mr. Clarence M. Kelley, Director Federal Bureau of Investigation Department of Justice Washington, D. C. 20535

Dear Mr. Kelley:

The attached information was forwarded to me by my constituent, of Clarksburg, West Virginia, regarding the Unification Church.

I am providing you with the enclosed material in the event that you might wish to retain it in your files.

With good wishes, I am

Sincerely yours,

Róbert C. Byrd U. S. Senator

RCB:eam Enclosure

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> > H10)

b6 b7C The philosophy, or theology, or whatever you want to call it, of Sun long Moon, although disguised in the rhetoric of religion, is a program for political revolution. The major thrust-of-the book, The Divine Principle, which is a kind of the for-the members of the Unification Church is to prove that a new political order must be achieved to prepare for the Second Advent, and this new government will come about as the result of the Third World war.

The title page of The Divine Principle does not list an author, but a picture of Moon precedes the table of contents, and so most people assume that he wrote it. Another Church publication, Communism - a Critique and Counter-proposal, by Sang Hun Lee further describes the plan for revolution and explains how the new society will function.

The Divine Principle is published by the Holy Spirit

Association for the Unification of World Christianity. Communism

a Critique and Counter-prposal is published by the Freedom Leadership Foundation, Inc. Both publishing houses are owned by the Unification Church. When quoting I shall use D.P. to indicate

The Divine Principle and C.C.C. to indicate Communism - a Critique and Counter-proposal.

According to The Principle the devil has been one step ahead of God at every turn. Adam was supposed to set up the Perfect Family, but the devil stepped in in the form of the serpent and des troyed the possibility of a perfect union. Chrisi was supposed to marry and set up the Perfect Family, but the Jews killed him before he fulfilled his mission. Moon has now established the Perfect Family, and all his recruits are brothers and sisters in

this family with Moon and his wife as their Mother and Father.

Presumably he will unction as leader in the newsocial order.

Opposite page 446 in D.P. is a chart which shows the history of religion, the history of politics, and the history of economy. The purpose of the chart is to show that now the time is ripe for the new Messiah. Democratic secrety can now move into the socialistic secrety which will prepare for the Second Advent.

"The significance of politics in the Providence is to lay a foundation for receiving the Messiah by Minifying religions and economics (C.C.C., p. 169) (Providence" is a favorite word in the Church. It implies the inevitability of God's will and His plan for the future of mankind.) This socialistic Utopia is rather "So there should not be any competition over vaguely described: the market because of excessive production, nor any accumulation or excessive consumption which would bring obstruction to the purpose of life of the whole, due to unfair distribution. There must be a necessary and sufficient amount of production, distribution in fair and proper quantities, and reasonable consumption for the general purpose...." (D.P., pp. 443-4) Such a socialistic society will come and will be the ideal world in which God's kingdom can. Democracy has served its purpose in replacing monbe realized.. The Heavenly side will break down the imperialistic economic system in which the state property is owned by a certain in dividual or class, and will establish a system of economy in which

When the problems of religion and science have been solved by uniting them in the dogma of the Church "Then there will come a political society in which all mankind, having been unified into a the heart and bosom of God through the religion based on truth

all people may equally enjoy the wealth. (D.P., p. 445)

will realize the ideal of creation on the economic foundation centering on God's ideal." (D.P., p. 446)

"Now that time has arrived, and before too long the day of the Second Advent will come. The ideal world of creation will arrive which has long been the dream of mankind, and it will be the world of freedom, peace, and prosperity. This is the Unification view of the history of the chosen people." (C.C.V., p. 172)

in history it is through the action of give and take between the central eader and the masses or between the central figure and the social, material conditions, that the development of history has come about. And in this case, the idea or intention of the central figure (leader=100n) is the subjective (active) factor whereas the populace is the objective (passive) one." (C.C.C.,p176)

Moon uses the terms "Cain-type" and "Abel-type" to identify the evil and good groups. But the groups change their colors sometimes. For instance, when Hellenism was arraigned against Hebraism, the Hebrews were good guys. But after Christ was crucified the Jews were bad guys. There are two types of democracy: the Cain type.

Everything comes in threes for Moon. There have been three revolutions in the three fields of religion, politics, and industry. Each has had three stages. In religion we have had the first religious reformation under ather, a second one centering around Wesley Fox, and Swedenborgs and them the third one which is

in the offing (D.P., pp 473-4)

Politically we have moved from the feudal society through a monarchic society. Now we have communism and democracy confronting one another. Out of the conflict between these two walls come there socialistic theocracy which moon will set trup. The Divine Principle hints at this, but the leader of the camp I attended spelled it out in no uncertain terms: "Communism and democracy will destroy one another," he said, " and a new system must be established? We must have a new system political, ideological, economical (sic) united a totally new culture, total unity. Even now (January, 1975) he (Moon) is meeting with world wide leaders to discuss the economy. He is working out his political system."

Moon puts it this way: "Now through the third religious reformation to come, the democratic world of the Heavenly side will subjugate with ideology the communist world of the Satanic side.

These two worlds will necessarily be united into one Kingdom of Heaven on Earth, centering on God." (D.P., p.474)

In addition to the religious and political reformations there will be an economic, or industrial, revolution. It, too, has had to go through three stages. "The first industrial revolution originated in England as a result of industrial development through steam. Immediately afterward the second industrial revolution, through electricity and gasoline, broke out in many advanced countries. Now as third industrial revolution, based on atomic energy, will arise, and this will create throughout the world a very blessed social environmentator the ideal world. (D. P. 174)

When the third stages of these three revolutions have

been reached, then we shall have achieved the ideal society and can establish Heaven on earth with Moon assours leaders

Three great world wars are necessary to smite Satan just as Jesus was tempted three times by Satan. Two of these wars have Asthirdrone is inevitable-to-prepare-for-the Second taken place: Comingra Democracy, after World War II, is like a fallen man who has no contact with God. Using the analogy of the bodily system, he says our governments wilke a man-whose nervous system has a een severed from the brain. Therefore, the purpose of the ideal of the Second Advent of the Messiah is to make the present-political system now resembling the strusture of a fallen man. - "display. perfectly sits original function centering upon God's will by connect ingset to the perfect central mervey (D.P., p. 471) In other words our system could go on functioning as it is, only with the Messiah at its head. The "Glorious Revolution" came about in England because the citizens wanted to be liberated from the great class of landowners, the rich and powerful monopolists and to establish freedom of faith. (D.P., p.468). Like the Dutchman, William of Orange, Moon will step in and save the U.S.A.

According to Moon the Second World War has set the stage for the Second Coming. "Many people have therefore received revelations concerning Christ coming again, and spiritual works occur a;; over the world. At the same time, all the established religions will be secularized in increasing chaos and decision, losing their religious power. This is a latter day phenomenon occurring due to God's final providence for the unification of all religions through a new and ultimate truth." (D.P., p. 490). (The Unification Church, does not, however, aspire to unite all religions, but to unite all

people in the Unification Church whose leader will unite the world in one organization, combining politics, economics, and religion.

The Third World War is inevitable. It may be fought with waepons, or it may be an ideological one. ... at the consummation of human history, both the Heavenly side and the Satanic side must come to dominate the world in their respective ways. Thus, the two worlds of democracy and communism will stand together. final separation and unification of these two worlds, there should come world wars. The First and Second World Wars having been the wars to divide the world into the two worlds of democracy and communication ism, the war for the unification of these two separate worlds must come next." (D.P., p. 491) Of course, it would be best if the takeover could come without bloodshed. But that is unlikely. "...it is a fact, historically proven, that there has not been one ideology among the many existing in the democratic world that can sub-1 Th 1. C jugate the communist ideology." (D.P., p.492) And so a new truth must be found. "Such a new truth, when it should come, will con-とと 真 対 フチギみだい flict with the old ones which many people have until now believed to be true. So even in today's democracy, people will be divided into two groups of the different standpoints of Cain and Abel, fighting with each other. Nevertheless, when this new truth establishes a victorious basis in the democratic world and further subjugates the communist ideology, the one world under this one truth will finally be realized." (D.P., p. 492) "...the question of whether: the Third World War is to be waged by force of arms or by an ideological battle will be decided according to the success or failure of man's carrying out his own portion of responsibility in fulfil

type of battle to be fought, there will undoubtedly be one more world-wide war." (D.P., pp.493-4) ("Rroyidence-of-restoration";

For thos war the Rev. Moon is assembling an army of young men and women who will fight fanatically for him. "Many (former members) have said the could easily kill if they were told by the church to kill, "Dr. Clark said. (Washington Post, August 20, 1975.) "Since Christ will come again, borm in flesh on earth, he will look like a heretic to the saints who believe in his coming again in the clouds. Therefore, anyone believing in and following him will have to risk his life." (D.P., p.507)

The leader of the camp said: "You must deny all your possessions, deny all your physical desires, in order to receive the Messiah and finally you must deny your life. You must earn the right to be called sons and daughters. Until We reach the point of perfection, we represent Satam. We must unite and give total obedience, total surrender to the person who symbolizes the Messiah." (i.e., the leader of the group.)

First they will take ove the United States government
because Wwe must have a God centered government. The members of
the Church will then take over the important jobs. Although he is
a German alien, the leader of the camp said he would go into politics. (A large proportion of the leaders are German or Austrian.)
"Most of us," he said, "aspire to be nothing more than teachers."
This information made a deep impression on the group of recruits.
"Doesn't this just blow your mind?" one asked me. "Yes, it does,"
I answered.

I asked another recruit if he went along with the business of overthrowing the government, he said, "If it is God's will, what difference does it make?"

The funds available to the Church appear to inexhaustible. They have numerous vans, cars, even jet planes to take them
all over the world. When members are working at centers in the
city, they stay in hotels. In los Angeles alone they have four
such centers that are very plush, in addition to a camp in the
Car Bernadino Mountains. The members have nice clother, good food
and medical care when they need it. All this is provided by the
Church. If they have any money, they are supposed to give it to the
Church, but if they don't - and most don't - it does not seem to
make them any less reliable as recruits.

For a "Christian" church their language is strange. They pray constantly, but always to "Father" and "the Living Christ".

Jesus is almost never mentioned. The dogma is full of glaring contradictions: although the proof of the imminent advent is based upon the Bible, when asked about certain passages in the Bible, the teacher said: "You must not take the Bible too seriously." The teachings appear to vary from camp to camp; some leaders emphasize one aspect, others another. Chargets the impression that as a religion the details have not been carefully worked out; and there is a wide variance of belief among the believers.

Morally, too, the Church's teachings are unusual all right to lie if you are doing at for the church. Such lies are "heavenly deceptions". Although they are not supposed to be interested in the "materialistic" world, they are very impressed if the recruits are wealthy. "He is from a very rich New York.

main attractions of the Church for many young people is the promise of escaping from a competitive world, but after they join there is pressure to try to outdo one another in showing excessive devotion and capacity for sacrifice. The pecking order is very strong, and backsliders are chastised openly. Anyone who asks embarrassing questions at the lectures is put down with scathing ridicule, and all the others attending laugh cruelly at the ignorance the questioner has displayed. A spirit of love and brotherhood does prevail among the recruits, but the leaders remain aloof and difficult to talk to. I was told not to bother them with too many questions because they were "too busy".

When asked where these unlimited funds come from, they sometimes say fund-raising, or from vast industries and businesses which Moon runs in Vietnam and Japan. **One-of-these industries as at armament factory, an unusual business for a man of God.

They also give conflicting statements about how many members are in the Church. The numbers range from 20,000 to 2,000,000. Other organizations aligned with the Church are the Freedom Leadership Foundation, One World Crusade, International Cultural Foundation, the Christian Crusade, the World Freedom Institute, the D.C. Striders Track Club, and the Society for a Moral World. Individual members of these groups may deny any connection with Rev. Moon's sect. According to the leader of the camp Campage also anticipate support from Fundamentalist.

The number of people who have been married in mass ceremonies by Moon is also unknown. Some say about 2000 couples; others say about 7000 couples. These mentand women do not choose whom they will marry. They are matched by the leaders always

with aliens. This allows them to have dual citizenship. Currently they are working for permanent visas so that they can move freely from country to country. The Church frowns on sex. Recruits are made to swear to refrain from all sexual activity. Even the marriages will not be consummated until the Messiah is accepted. This fact is a closely-guarded secret from out-siders. Recruits and members are never allowed to be alone or with other recruits. A member of the staff is always present. Many letters to members from family and friends are not delivered. Telephone calls are always monitored.

When I pointed out that messiahs usually depend upon some miracle to substantiate their validity, I was told that "the strength, vitality and size of the Movement was the miracle that conditions the world that Moon was indeed the Messiah."

cated, affluent (at least three quarters of the recruits are from upper middle class homes) and talented young people are transformed into mindless zombies, incapable of coherent thought or logical reasoning. How are they changed into robots who repeat the Church's teachings as if they were hypnotized and who will cheerfully lie and kill for their leaders? Any deviation is ascribed to "the force of Satan." Succides and accidents are attributed also the Satans when Tipretended that I, too, was "spiritual". The leader of the camp was not convinced? He looked at me with a long, hard look and said: "It san mean Death."

Cctober 17, 1975

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

Dear Senator Byrd;

Thank you very much for your letter of Cctober 2nd in which you enclosed material sent to you by your constituent,

Your interest in making this data available to the FBI is indeed appreciated.

With every good wish,

Sincerely yours,

Clarence M. Kelley

bline Director

1)- Pittsburgh - Enclosures (2)

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JOHN L. MCCLELLAN, ARK., CHÀIRMAN

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United States Senate

COMMITTEE ON APPROPRIATIONS
WASHINGTON, D.C. 20510

December 23, 1975

JAMES R. CALLOWAY CHIEF COUNSEL AND STAFF DIRECTOR

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

Dear Mr. Kelley:

The enclosed communication is respectfully referred for such consideration as it may warrant, and for a report thereon, in duplicate.

Thanking you in advance for your report, and the return of the enclosure, I am

Sincerely yours,

Robert C. Byrd

U. S. Senator

RCB:jd

Enclosure: Correspondence from

Oak Hill, W. Va.

SETTICHED PL RESERVED PL RESER

Oak Hill W. Va Dec. 20, 1975

Senator Robert Byrd, Mezz Senate Ofc PCOg. Mashington, D.C. Dear Sir:

Larna school teacher and liberal being illegally harassed by some sort of ratar surveillance. I have sought help but no help seems available, therefore, This letter to you. actually, form being physically injured by Ris surveillance.

Since I & not a Procate violence — and never hour acrostated violence — not or surveillance of me and my. froperty (a house in Oak Hill) by the FIBY (or CIA) is, according to my knowledge, illegal;

right. Cill The Docalists fasties are legal; even the cornmunist parties are legal. I do not belong to any of these

political parties. I have voted Denocrat all my life.

I do believe, however, that if Stort loves all (and not just the privileged few) capitalism is a grievous error in this holy night, firsturing, as it does, with calcoveness & glep. The neth at the top at the expense — & over the bodies & souls of — the prove at the bottom fricking up events from the rich man's table, Logarus frashion. I work hard at froorwlgating my belief, talking flerwonaely to feefle on the streets, and handing out leaflets (myoun) over

inhin fossible. as I understand it, En is my ConDhibitional right.

Rabor rurreillow by the FBJ allegedly affects.

The eyes and the sex organs." I gleaned this information
from the editorial forge of the Charles ton (Vivo) Stozette

some line ogs in a column by a writer whose name I forget.

Elt could have been Jack anderson. The story goes that
the annercans had flaced an electronic surveillance
on the Russian Embassy. Some one had the courage to
ask: "But won't this hurt the Hussians?" The answer

was, hightly: "Oh: it will affect their eyes and sex

vergans!"

The another column in the same paper, later, I read more about the eye problem under radar influence. It seems that the marines whose work was handling the ship's radar were getting catarates on their eyes. Com-flaining to the tap eschelon did no good. So the boys went on werking & getting cataracts on their eyes.

Vienter fact demolished by radar surveillance. I heard from time sources: 66 They are
trying to kill her! "This I did not believe at first
but I feel sure of it now. (It rounds like something
by the CIA, which, as understand, has no emecience, +
indulges in assassinations of likeral. It exill he in
connection with a private frim - on firms - in Cok bill of
elsewhere. I have reason to eye with suspicion Little Oak
lealty youngs & loss Covering, and the piece goods shop in or
near the shopping center in front of my house.

I have every reason to believe that I am being mundered by atomic radar surveil-Lance in which the victim can be seen in his thouse (even in his bath - harrows!) and in which enjury can be specifically directed at will to any Part of the body - inside as outside. I got this in formation from a student majoring in radar at Washington Univ. in Scattle, Washington; and also, in Carreal conversation with a sentleman in the labby of Halley Hotel Charleston, war, who was me: yes, enjury can be directed. The equipment needed to infleit such injury would be in a hyege truck. The expense would be Terrifici!" The injury can come, also I find from a small can beneral blocks away. they see " me in my house, with some from on equipment connected with Terrific roice. There is a new small car on the market whose engine makes a forgetitul noise - as I ough to make the dead. These are used - evan several blocks away. I should prefer not is tell you at this front in Time in a letter, the extent of my physical wying . This (atomic?) horror seems to be connected with electricity - The electric wires - That would make it nature wide, I rook my problem & The F13 V in Charleston

thoused in the new federal trulding on West Quarrier a fellow named, Cark, youngest, swilly Ensurered my questions and tall me that the F13 ? would investigate The matter only of I could get my doctor to attest to his belief that my injuries were caused by radar. (my Coctor refused to become in volved, although he had to send me to a Kespital with my feet hedeously burned, smaller, & feeling) I did not mention aline radas sumileene to b6

I simply told their that I believed that b7c electronic radar was injuring me & would be flease investigate. (I must ald rich This man's distinct for me was admost hate. I had never seen him, tefow. I had remended him strarply, of course, that since I ded not akvocate violence to achieve devision ofweatig Comes take the FBD to court for overilepping its charter - if, indeed, I were under surveillance. This may be important: near the north and of a Three or four years ago and soled an extension to the Three or four years ago and added an extension & The back of his store. I believe it possible That This extension of my house, just behind & across the street of saw stronge equipment go into the ground, under the northwest corner of The foundation of the extension, and, possibly The roaf area One half of the extension (a large room or garage) has a louble wall with ferhaps a yard of space between This may or may not be regrificant als there anything you cando to helpline?

January 6, 1976

Honorable Robert C. Byrd United States Senate Washington, D. C. 20510

Dear Senator Byrd:

This is in response to your letter of December 23rd on behalf of of Oak Hill, West Virginia.	
than telephonic, she should contact an independent electronics expert who would be qualified to make the necessary technical examination of her home for any listening devices. If an	6 7C
electronic device is found, she should then notify our office located at 1300 Federal Office Building, Pittsburgh, Pennsylvania 15222, telephone number 412-471-2000.	
I hope this is of assistance to you in replying to and, as you requested, I am returning your enclosure.	6 7C
Sincerely yours,	

Clarence M. Kelley
Director

Enclosure

Pittsburgh - Enclosures (2)

Attention SAC: Based on available information, correspondent is not identifiable in Bufiles.

b6 b7C بر میرا

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FBI

TRANSMIT VIA: ☐ Teletype ☐ Facsimile X AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL	
		☐ UNCLAS E F T O☐ UNCLAS	
		Date 4/7/93	_
TO : SAC,	NEWARK		
FROM : SAC,	WMFO (89-0) (P) (C	:-4)	b6
SUBJECT : SENA	TOR ROBERT BYRD-VIC	-NK-65820* TIM; 100A-NK-6582	b7c
-00:10	MFO / 12H-	NK-70410-4;2 NK-70526;29#	
by		a copy of a letter writ T BYRD dated March 1, 1	
25, 1993, the U	NITED STATES CAPITO	ark on approximately Man DL POLICE (USCP) receive ect has been enclosed t	ed a
	eral paragraphs he	ontain any overt threat alludes to taking some ot fund the space progn	kind byc
		ns on making nerve gas closes formulas for the	
to the fact that	CP has requested that It his letter was di Sident Pro-tem.	rected toward Senator I	
	letterhead provide New Jersey and a to advised that		(b6) b7C
2 Newark Enc.	1) Enclosures	given to C/A 88ACKK	79100(1)
Alpi	For Reopen Case Priority	APR 10	1993
Sup	Transmitted	1-1953 umber) (Time)	b6 b7c
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WMFO 89-0

Social Security Number of and an FBI number of b6 b7c

The USCP have a prior address for paramus, New Jersey.

LEAD:

NEWARK DIVISION

AT PARAMUS, NEW JERSEY

Locate and interview regarding this letter to b6 b7c

Senator BYRD and ascertain his intentions in this matter.

Advise WMFO of results for dissemination to the USCP.

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LTT-26H3	i Kev. i	1-14-091

(Title)	<u> </u>		
ile No.)	29A-NK-79100	1 A	•

	Date	To be r	eturned			
Item	Date Filed	Yes	No		_	Disposition
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2	2/15/9	(Sil	 ab	ORIGINAL MEDICA	ROM DET SGT	NED BY REC'D
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Date Received	/19/93	
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To Be Returned ☐ Yes ☐ No	•	b
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Grand Jury Material - Disseminate On	ly Pursuant to Rule 6 (e)	
Federal Rules of Criminal Procedure		
☐ Yes ☐ No .	• •	
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Description: - Original notes re		
COPY OF POLICE REPORT OF	= 10/14/92 ARREST OF	
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County of Burlington		UNIFORM INVESTIGATION REPORT
Westampton Township	0423 ************************************	144-72
⁶ Crime	7 NJS	8 Victim 9 RACE 10 SEX 11 AGE
Intent to assault	2A:170-3	Pt1 W M
with weapon	211.170-5	Pt1
12 13 HOUR	14 D-WK 15 MTH 16 DAY 17 YEAR	Ptl W M b6
DATE	IS MIN IS DAY IN TEAR	.570
AND		Mt. Holly P. D. 267-3400
TIME X DX 50 v FM	45 1 31 1 2 1 4 1 7 2	Burling&on Twp. P. D. 386-1000
19 LOCATION	1 _ 1	20 EMPLOYER - SCHOOL BUSINESS PHONE
Howard Johnsons Motor 21 MUNICIPALITY 22 COL	rods	24 PERSON REPORTING CRIME 25 DATE AND TIME 127.0
Westampton Twp. Bur		Pt1. 10-14-72 3:50 PM
26 TYPE OF PREMISES 28 WEAP		30 ADDRESS PHONE
Motel R	ifla	Westampton Twp. P. D. 267-6542
Subject ragistered wit	in room 44	
32 VEHICLE 33 YEAR 34 MAKE		7 REG NUMBER & STATE 38 SERIAL NUMBER OR IDENTIFICATION b6
Known 71 Bega	2 Dr. Silver	New York b7C
VALUE STOLEN TO THE STOLEN THE STOLEN TO THE STOLEN TH		A specialis
PROP 45 TOTAL VALUE STOLEN 46 TOTAL VALUE	RECOVERED 47 TELETYPE ALARM	48 WEATHER SO SYNOS CRIMES SO SOCIOS CASE OF SOCIOS
N/A N/A		Clear . La. Andrea . Commist
LIST ACCUSED-LIST AND IDENTIFY ADDITIONAL VICTIM	IS-DESCRIPE PERPETRATORS OF SUSPE	CTS - ACTION TAKEN INCLUDE FINDINGS AND OBSERVATIONS OF INVESTIGATOR - PHYSICAL INTERVIEW OF VICTIMS-WITNESSES-PERSONS CONTACTED-ACCUSED SUSPECTS-LIST-DESCRIBE
STOLEN PROPERTY - VALUE - COURT ACTION - ATTACH ST	NO TECHNICAL SERVICES PERFORMED - TATEMENTS.	INTERVIEW OF VICTIMS—WITNESSES-PERSONS CONTACTED-ACCUSED SUSPECTS—LIST—DESCRIBE
	in with the second of the second	
	A CONTRACTOR OF THE CONTRACTOR	s signas sus decembras sus de
		Staten Island, N.Y. W M
Howard Johnsons Motor Lowith a rifle in his hand While enroute, Ptl. was on his way to assist property of the Lodge and the woman on dut the first set of building assistance. I went back into a room. She said yeand pulled around to the I requested arrived, one Burlington Twp. I then go I seet Eastampton's car and Ptl. Burlington Twp. P. D., and directly to the left of and Ptl. woman answered, who is in opened the door, and begarm and pulled her out of was in the room was staring down the bar	dge on Rt. 541, the I acknowledged the Jof our Department of our Department of the Lodge, said to the Lodge and a set of buildings around the back of the door along with the door along with the way and Ptl. and if he had a right of the of the of the cor the cor the cor the cor the cor along with the door	checked with the Motor Lodge, and did that the subject had just walked around ok to the patrol car and radioed for bested if the subjet had checked by were in room 46. I then went to the car of which Room 44 belonged to. The assistance of which Room Eastampton, and a car from ether and informed them as to what I had. the building and Ptl. Ptl. Holly P. D., and Ptl. of to approach the door to Room 44. I stood
57 TYPE NAME	22 C. C. TOMBER .	59 GO DATE OF REPORT 10-14-72 .
Signature ///		61 DEPARTMENT 62 REVIEWED BY 83 REVIEWED BY
oignuture (A.L.		W.T.P.D. b6
	Guire Printing Co.	b7C b7C

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County of Burlington ,			CONTINUATION F	AGE
Westampton Township	2 CODE 0423	4 CASE NUMB		AOL
weapon. The weapon was a G with a Hy-Score, Model#811 with a clip with seven(7) off. I then checked the ro in a suitcase, which was o was a box of .22 long shel laying on top of his coat. blade and 3½ inch handle, pocket of a overcoat. I th	lenfield, Model # , uniscope, mount rounds in it, and om, and found a . pen on a bench al ls laying on the Also on the bed total length, 9 i	70, .22 cal., ed on top of t one(1) round 177 cal., Mark ong the wall a bed along with was a Monarch nches, and a p	the rifle. The rin the chamber, is man repeater, is you walked in eight(8) loose hunting knife, eir of handcuff	ifle was loaded and the safety CO2 hand gun . Also found rounds, 5% inches
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S7 TYPE NAME	58 BADGE NUMBER	59		60 DATE OF DEPONT
Ptl		PAGE 2 OF	·PAGES	** 15-14-72
Signature <u>MA</u>	≥66 b7C	61 DEPARTMENT	62 REVIEWED BY	63 REVIEWED BY

	ngton	UN	IFORM AI	RREST REPO	RI			(
1 DEPARTMENY			2 CODE	U	NIFORM CRIME STATUS		ARRES	STATUS
Westamptor	1 Township		.0423	3 4	5 OTHER NJ	6 OUT STATE OR FEDERAL	7 PENDING	B COMPLETE
144-72	10				d. azifat .			
NAME-FIRST	MIDDL	E	LAST		12 ALIAS - NICK	NAME	<u> </u>	
3 AUDRESS THUMBER -	STREET - MUNICIPALITY	- STATE			M BLACE OF B	IDYU		b6 b7
5 DATE OF BIRTH		en Isla		York				
- Date of Blank	16 AGE 17 SEX 18 FRAC		20 WEIGHT	21 HAIR	22 EYES	23 COMPLEXION	24 MA	RITAL STATUS
5 OTHER DESCRIPTIVE INFO	PRMATION CAME							
None								
G PRINTS TAKEN	27 PHOTOGRAPH TAKEN	28 SOCIAL SE	CURITY NUMBER		29 OCCUPATION			
Yes	No							b
O EMPL				31 ADDRESS	,		\neg	»
			DETAILS	Or ADDroz	_			
2 ARREST DATE	33 TIME	34 PLACE	(NUMBER - STRE	OF ARREST	STATE I		35 40	F CODE
10-14-72	3:50 PM	Ноша	nosndoL br	s Motor Lada	ge,Westampto	Tub.N	F 3	
6 CHARGE				37 NJS	,			COOL
	weapon with in	itent to	assault	2	A:170-3		7 W. G.	
COMPLAINTANT'S NAME A	ND ADDRESS							
Ptl.	4270N/WEWA (3) 43 5UNWO	UE 44 UVENUE	stampton (OWNShip Poli	i ce Departme			lar/rees
WARRANT WARRANT	AZ DW WEW AS SUMMON	Jay Sovermee	AS FOCIGE DISPO	OBITION OF JOVENICE		.b6 b7C		ME CODE
7 OFFENSE DATE	48 TIME	49 PLACE	INUMBER - STREE	ET - MUNICIPALITY -	STATE I		50°MÚ	CODE
10-14-72	3:50 PM	Ноша	rd Johnson	s Motor Lodg	ge, Westampto	ո Ծաթ.,Ν	.J. 204	23
VEHICLE INFORMATION	IYEAR - MAKE - BOD	Y TYPE - COL	OR - REG NUMBER	R & STATE	_			
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2 DATE	53 COURT		BAIL INFO	ORMATION	<u> </u>			
		Tun						
10-14-72	Westampton	B7 COMMI	TYED SE COMMITTEE	59 PLACE COMMITTED				
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·			DISPO	<u> </u>				-
	61 COURT	-		IMAGISTRATE - JUE				
2-28-73	Wastamptor	SD: 66 OTHER -	IP MUNICIP	BE AUTHORITY ETC	Marter			
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Ar:	*******			unless not	ify attooney assault.	2A:170-3		i la d

10	1 4 10	VOLUNTARY ,	STATEMENT		
	DATE 10-14-72 PLACE	westamoto	en trup	TIME STARTED	4:45 P.M.
	I, the undersigned		<u>L</u> ;	amyears of a	ige, having been born
	on	, at		7-1-1	.b6 b7C
	I now live at. I have been duly warned and advised by	4 7.	LOYANEN 2	Island N	
	I have been duly warner and advised by 3		that I do not have to make		s identified himself as
	or do anything that might tend to go against m the trial or trials for the offense or offenses of the advice and presence of a lawyer of my ow a lawyer I may request and have a lawyer appo	e or incriminate me in any man oncerning which the following on choice before or at any tim inted for me, by the proper au	oner, and that any stateme statement is herein made, are during my questioning of thority, without cost or cha	nt I make, can and will be I was also warned and as statement I make, and if rge to me.	e used against me on dvised of my right to I am not able: to hire
	I do not want to talk to a lawyer, and I hereby questioning or at any time before or while I vol be used against me in a court or courts of law. I declare that the following voluntary statemen	untarily make the following sta	itement to the aforesaid per	rson, knowing that anythin	g I say can and will
	threat of physical harm, without coercion, favor	or or offer of favor, without	leniency or offer of lenience	y, by any person or person	ns whomsoever.
	- I bought a	22 calil	per semi	automatic	rifle veriz
17レ	in Yonkers, New	York and	signed pr	roper form	1 and
av	is wered all questi	on Truthfu	lly. The	parpose-	I had in
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	with nunts as	nd 1 936	cad his	wife t	odan Ot.
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	that this statement be stopped. I also declare the	at I was not told or prompted	what to say in this statemen	Itaber	in The
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•	WITNESS;	/	L		b7c

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og 2 of 10	VOLUI	NTARY STAT	EMENT		-
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I, the undersigned,			am	years of age, having been bor	n b6 b7c
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I now live at.		34a	ten 25 lun	d 20.13	
I have been duly warned and	a advised by	that I do n		a person who has identified himself a nent at all, nor answer any question	
the trial or trials for the off the advice and presence of a a lawyer I may request and h	fense or offenses concerning white lawyer of my own choice before the lawyer appointed for me,	te me in any manner, and the control of the following statement are or at any time during much the proper authority, with	nat any statement I make, is herein made. I was also y questioning or statement nout cost or charge to me.	can and will be used against me o warned and advised of my right to I make, and if I am not able to his	n to re
questioning or at any time be be used against me in a cour	fore or while I voluntarily make t or courts of law.	the following statement to t	he aforesald person, knowi	of a lawyer before and during an ng that anything I say can and wi	11
I declare that the following threat of physical harm, wit	voluntary statement is made to	the aforesaid person of my o	own free will without promi	se of hope or reward, without fear of person or persons whomsoever.	r
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This statement was complete	~~ ()	111 -4		100er , 1070	2
WITNESS:					b6 b7C
WITNESS: 567.		\			1

P3 3 - of 10 VOLUNTARY STATEMENT	
DATE 10-14-72 PLACE Westams for July TIME STARTED 4:45 P.M.	
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on , at	70
I now live at Starten Island W.Y.	
I have been duly warned and advised by	
or do anything that might tend to go against me or incriminate me in any manner, and that any statement I make, can and will be used against me on the trial or trials for the offense or offenses concerning which the following statement is herein made. I was also warned and advised of my right to the advice and presence of a lawyer of my own choice before or at any time during my questioning or statement I make, and if I am not able to hire a lawyer I may request and have a lawyer appointed for me, by the proper authority, without cost or charge to me.	
I do not want to talk to a lawyer, and I hereby knowingly and purposely waive my right to the advice and presence of a lawyer before and during any questioning or at any time before or while I voluntarily make the following statement to the aforesaid person, knowing that anything I say can and will be used against me in a court or courts of law.	
l declare that the following voluntary statement is made to the aforesaid person of my own free will without promise of hope or reward, without fear or threat of physical harm, without coercion, favor or offer of favor, without leniency or offer of leniency, by any person or persons whomsoever.	
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a a citize I am seventled to	
I have read this statement consisting ofpage(s), and I certify that the facts contained therein are true and correct. I further certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished did I request that this statement be stopped. I also declare that I was not told or prompted what to say in this statement	
This statement was completed at 5.3 P.M. on the 4th day of Color of the day of the day of Color of the day of Color of the day of Color of the day	
WITNESS: PH	6
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Pg 4 of 10 VOLUN	TARY STATEMENT
DATE 10-12/-77 DIAM MINE	TIME STARTED 4:45 P.M.
I, the understand	years of age, having been born
onat	b7
I now live at	Staten Island N.Y.
I have been duly warned and advised by	, a person who has identified himself as , that I do not have to make any statement at all, nor answer any questions
the trial or trials for the offense or offenses concerning which	ne in any manner, and that any statement I make, can and will be used against me on the following statement is herein made. I was also warned and advised of my right to or at any time during my questioning or statement I make, and if I am not able to hire
	purposely waive my right to the advice and presence of a lawyer before and during any e following statement to the aforesaid person, knowing that anything I say can and will
I declare that the following voluntary statement is made to the	aforesaid person of my own free will without promise of hope or reward, without fear or avor, without leniency or offer of leniency, by any person or persons whomsoever.
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	I certiff that the facts contained therein are true and correct. I further certify that I or during any part of this statement, nor at any time before it was finished did I request d or prompted what to say in this statement.
This statement was completed at 1, 3(14 th Caron 10
WITNESS:	
WITNESS: 567.	

DATE .	PLACE	TARY STATEMEN	
I, the undersigned,	· · · · · · · · · · · · · · · · · · ·		, amyears of age, having been born
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now live at			
have been duly warned	and advised by		a person who has identified himself as
the trial or trials for the the advice and presence a lawyer I may request a	t tend to go against me or incriminate e offense or offenses concerning which of a lawyer of my own choice before nd have a lawyer appointed for me, by	me in any manner, and that any state th the following statement is herein me or at any time during my questioning the proper authority, without cost or	
questioning or at any tim be used against me in a	e before or while I voluntarily make the court or courts of law.	he following statement to the aforesaid	ce and presence of a lawyer before and during any person, knowing that anything I say can and will
declare that the following threat of physical harm,	ing voluntary statement is made to the without coercion, favor or offer of the state of the stat	e aforesald person of my own free will favor, without leniency or offer of leniency or of leniency or of leniency or offer of leniency or of len	without promise of hope or reward, without fear or itency, by any person or persons whomsoever.
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I have read this statement made no request for the that this statement be sto	nt consisting of page(s), and advice or presence of a lawyer before opped. I also declare that I was not to	or during any part of this statement,	erein are true and correct. I further certify that I nor at any time before it was finished did I request ement.
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This statement was come	pleted at/ 3, 49 M. on the	7 17 day of	, 19.

VOLUNTARY S	STATEMENT
PLACE	TIME STARTEDM.
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and advised by	, a person who has identified himself as
tend to go against me or incriminate me in any man offense or offenses concerning which the following of a lawyer of my own choice before or at any time ad have a lawyer appointed for me, by the proper aut a lawyer, and I hereby knowingly and purposely waive	my right to the advice and presence of a lawyer before and during any
	ement to the aforesaid person, knowing that anything I say can and will
without coercion, fayor or offer of favor, without	on of my own free will without promise of hope or reward, without fear or eniency, or offer of leniency, by any person or persons whomsoever.
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I have read this statement consisting of page(s), and I certify that the facts contained therein are true and correct. I further certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished did I request that this statement be stopped. I also declare that I was not told or prompted what to say in this statement.

This statement was completed at 1. M. on the 1. The way of 1. The statement was completed at 1. The 1. The statement was completed at 1. The 1. The statement was completed at 1. The
witness; 5

Signature of person giving voluntary

b6 b7C

DATE	PLACE		TIME STARTED	M.
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	at			
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have been duly warned an	d advised by		a person who has identi	fied himself as
the trial or trials for the of the advice and presence of a a lawyer I may request and I	nd to go against me or incriminate me fense or offenses concerning which the lawyer of my own choice before or lawe a lawyer appointed for me, by the	in any manner, and that any s following statement is herein at any time during my question proper authority, without cost		against me on of my right to not able to hire
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I declare that the following threat of physical harm, with	voluntary statement is made to the afthout coercion, favor or offer of favor	oresaid person of my own free v	vill without promise of hope or reward, vileniency, by any person or persons who	without fear or msoever.
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I have read this statement c			therein are true and correct. I further	
		during any part of this statement prompted what to say in this st	t, nor at any time before it was finished	d did I request

b6 b7с

•	VOLUNTARY STATE	WIELV I
DATEPLACE_	<u>-</u>	TIME STARTEDI
f, the undersigned,		, amyears of age, having been bo
on	at .	
I now live at		
have been duly warned and advised by		
the trial or trials for the offense or offenses	or incriminate me in any manner, and that occurring which the following statement is a choice before or at any time during my	have to make any statement at all, nor answer any questic any statement I make, can and will be used against me herein made. I was also warned and advised of my right questioning or statement I make, and if I am not able to h t cost or charge to me.
questioning or at any time before or while I vo be used against me in a court or courts of law	ntarily make the following statement to the	the advice and presence of a lawyer before and during a aforesaid person, knowing that anything I say can and w
I declare that the following voluntary statemes threat of physical harm, without coercion, fay	is made to the aforesaid person of my own	a free will without promise of hope or reward, without fear fer of leniency, by any person or persons whomsoever.
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I have read this statement consisting of page(s), and I certify that the facts contained therein are true and correct. I further certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished did I request that this statement be stopped. I also declare that I was not told or prompted what to say in this statement.

This statement was completed at the page (s), and I certify that the facts contained therein are true and correct. I further certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished did I request that this statement was completed at the page (s), and I certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished did I request that this statement was completed at the page (s), and I certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished did I request that this statement was completed at the page (s), and I certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished at the page (s).

WITNESS: 50

Signature of person giving voluntary statement

b6

b7C

Pg 90f 10 VOLUNTARY	STATEMENT
ATEPLACE	TIME STARTED
the undersigned,	, amyears of age, having been born
, at	·
now live at	·
have been duly warned and advised by	a person who has identified himself as
r do anything that might tend to go against me or incriminate me in any make trial or trials for the offense or offenses concerning which the following the advice and presence of a lawyer of my own choice before or at any time lawyer I may request and have a lawyer appointed for me, by the proper at	g statement is herein made. I was also warned and advised of my right to ne during my questioning or statement I make, and if I am not able to hire
do not want to talk to a lawyer, and I hereby knowingly and purposely wait uestioning or at any time before or while I voluntarily make the following at a used against me in a court or courts of law.	atement to the aforesald person, knowing that anything I say can and will
declare that the following voluntary statement is made to the aforesaid penreat of physical harm, without coercion,	rson of my own free will without promise of hope or reward, without fear or
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I have read this statement consisting of page(s), and I certify that the facts contained therein are true and correct. I further certify that I made no request for the advice or presence of a lawyer before or during any part of this statement, nor at any time before it was finished did I request that this statement be stopped. I also declare that I was not told or prompted what to say in this statement.

This statement was completed 5.50 Describe 14 TH

WITNESS:

WITNESS:_

Signature of person giving voluntary statement

b6 b7C

(10) ey 10 relatives weeks here when he was and I also would by my children winter lotting their. I told by be down here. That I would Thee one might much some people that to also other that I went with them, The police of N.J. were prefertly Correct in perlich me up and Thet con me wel I am sur that then wont be very publin. Quite fending I do suppose. good poler work and on a contribur to the P.A. C. wi NY and have offered my times to them as well. This statement was completed at 5:48 6:00 P.M on tee 14TH day of October; 1972.

FEDERAL BUREAU OF INVESTIGATION WASHINGTON, D. C. 20537

	November 19, 1992
ro:	Chief Westampton Township Police Department Route 1, Rancocas Road Mt. Holly, New Jersey 08060-1318
	RE: b6 b7c FBI NUMBER: D7c PREVIOUS INQUIRY: October 30, 1992
	While we appreciate your timely response to our previous inquiry, it would be appreciated if your files could be checked for any final dispositional information pertaining to arrest of October 14, 1972. Enclosed for your assistance are copies of FBI identification record and his letter to this Bureau. Please forward the desired information to our Identification Division, attention Correspondence and Special Services Section, for appropriate handling. For your convenience in replying, a business reply mail envelope is enclosed.
	Enclosures (4)

Supervisory Clerk b7C

Program Analyst Correspondence and Special Services Section

Identification Division FBI FBI/DOJ

b6



REC'D IDELETIVE F B T

U.S. Department of Justice

Federal Bureau of Investigation

Nov 12 9 co /si 192

Washington, D.C. 20537-9700

October 30, 1992 Date:

To: Department of Corrections Court and Legal Section Post Office Box 26963 Richmond, Virginia 23261-6963

Chief
Westampton Township
Police Department
Route 1, Rancocas Road
Ht. Holly, New Jersey 08060-1318

Enclosed herewith is a copy of a communication questioning arrest data previously submitted by your agency, together with a copy of the subject's identification record as it currently appears in our files. You are requested to verify or correct the challenged entry/entries submitted by your agency after conducting whatever administrative, judicial or other proceedings you find necessary or appropriate in order to resolve all matters in question. It is requested that you respond by completing the reverse side of this form. For your convenience in replying, a self-addressed, franked envelope which requires no postage is enclosed.

If there is another charge(s) submitted by your agency on the questioned identification record which lacks a disposition(s), please submit the disposition(s) with your reply.

Assistant Director

Addition Division

Enc. (3)

Copy to:

Paramus, New Jersey 07652

The FBI Identification Division is empowered to release to subjects of identification records copies of such records upon compliance with the requirements contained in the enclosed copy of United States Department of Justice Order 556-73. Fingerprint impressions are needed for comparison with fingerprints in our files to ensure that an individual's record is not disseminated to an unauthorized person. Enclosed for your assistance is an applicant fingerprint card. If the Paramus Police Department does not provide fingerprinting services, it is suggested you contact other local law enforcement agencies for assistance.

The Identification Division serves only as the custodian of arrest data submitted to us voluntarily by the contributing agencies. Therefore, any request for the revision or removal of non-Federal arrest data in our identification files, including the recording of dispositional information, must be received from the law enforcement agency which originally submitted the information to us or from some other criminal justice agency of competent jurisdiction. In an effort to clarify your arrest record, we are corresponding with the above-named agencies. You will be advised of the results of our contacts.

FBI/DOJ

Paramus, NJ 07652

b6 b7C

Federal Bureau of Investigation Identification Division Room 10104 10th & Pennsylvania Avenue NW Washington, DC 20537-9700

Dear Sir or Madam:

I am hereby requesting a copy of my own fingerprint file which I am informed I am entitled to. The following information is submitted:

Name:		1	
Address: r	Per Above	l	b6
Date Birth			b70
SSN:	1	_	

Attached is a seventeen dollar check (\$17) and a return, pre-paid Federal Express envelope—for your use.

It is vitally important that this request be expedited and that somehow the 2-3 week period be reduced. It is important for my family that I be able to see the correctness of this file before any others do and they will be making this request of you about the same time I will.

THIS IS THE REQUEST I INTENDED TO MAKE!

However, Lieutenant of the Paramus police department refused to take my prints inspite of having a stack of job applicant cards. So I find myself in the middle because on the one hand the F.B.I. does not need the fingerprints to produce the file (yet is demanding them) and on the otherhand our police station which does prints regularly is refusing to do them and has refused to call officer at the front desk to confirm be your policy. I think you are both in violation of the law.

So there is no check and no return envelope. But I am registering an objection to the contents of that file:

At the same time this request is being made, I am formally challanging what I believe to be on your records in error. Since you have informed me there is no way to hold up a third party request it is incumbent on you to expedite this challange so as not to put my job at risk.

While I have authorized the third party to access your files (and had no choice in that matter), I did not authorize you to put out or the third party to receive erroneous information.

The following information may be on your files and if it is, it needs to be immediately corrected:

a. In 1970, an item about destroying State Property in Culpeper, Virginia and spending time at Rland Corrections.

a. In 1970, an item about destroying State Property in Culpeper, Virginia and spending time at Bland Correctional facility. The item should read that the arrest was made for a traffic violation only, that the other charge was trumped up involving a .50 cent light bulb and that the public defender was not informed about the charge until the case was tried. At a very minimum the .50 cent light bulb must also be specified as the State property involved.

b. In 1985, at my home in Paramus. New Jersey, b	ecause of a domestic	
dispute some person	called the police. The	
police made an unsubstantiated charge. There was		
entered, the case was not tried and the charges	subsequentially dropped	
Therefore, this item must be removed. It is a vi		
privacy to carry such files and dispense them.	and I live happi	ly
together to this date.		

At a minimum, just as credit reporting agencies, e.g. TRW Credit Data do, I ask that if you do not erase the errors, you enter my objections to them on your file. Otherwise, you are knowingly putting out disputed data and if this data reaches a prospective employer in its present, uncorrected form, and a job is lost, then it is my legal opinion, for what that is worth, that you are liable for damages.

FEDERAL EXPRESS
RETURN RECEIPT REQUESTED

Verv	Truly	Yours.

b6 .b7С

89A-NK-79100 1A1

PLEASE DO NOT REMOVE THIS SLIP FROM EXHIBIT

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Universal File Case Number 89A-NK-79	100 JAZ				
Field Office Acquiring Evidence N K					
Serial # of Originating Document					
Date Received P33 95					
From (Name of Contributor)	· · · · · · · · · · · · · · · · · · ·				
(Address of Contributor)					
(City and State)	-				
By SA.					
(Name of Special Agent)					
To Be Returned ☐ Yes ☐ No Receipt Given ☐ Yes ☐ No Grand Jury Material - Disseminate Only Pursuant to Rule 6 Federal Rules of Criminal Procedure ☐ Yes ☐ No	b6 b7С				
Title:					
ET AL: CCSCAKA D: NK					
Reference: (Communication Enclosing Material)	•				
Description:	· · · · · · · · · · · · · · · · · · ·				
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DFIGINAL Medical Record Release Signed by					
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AUTHORITY TO RELEASE INFORMATION

TO WHOM IT MAY CONCERN:

I hereby authorize any Special Agent or other authorized representative of the Federal Bureau of Investigation bearing this release, or copy thereof, within one year of its date, to obtain any information in your files pertaining to my medical records. I hereby direct you to release such information upon request to the bearer. This release is executed with full knowledge and understanding that the information is for the official use of the Federal Bureau of Investigation. granted for the Federal Bureau of Investigation to furnish such information, as described above, to third parties in the course of fulling its official responsibilities. I hereby release you, as custodian of such records, and any other repository of medical records, including its officers, employees, or related personnel, both individually and collectively, from any and all liability for damages of whatever kind, which may at any time result to me, my heirs, family or associates because of compliance with this authorization and request to release information, or any attempt to comply with it. Should there be any question as to the validity of this release, you may contact me as indicated below.

	Full Name:		
	Full Name:		
	Date:	8/23/93	
	Current Address:		
	Telephone Number:	PARAMUS, NJ	b6 .b70
Witness:	Federal Burea	u of Investigation	
		89ANK-79100	182

PLEASE DO NOT REMOVE THIS SLIP FROM EXHIBIT

FBI

TRANSMIT VIA: I Teletype I Facsimile I AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: ☐ TOP SECRET ☐ SECRET ☐ CONFIDENTIAL ☐ UNCLAS E F T O X UNCLAS	
		Date 6/22/93	
FM FBI NEWARK (89A-NK- TO DIRECTOR FBI/ROUTIN FBI WMFO/ROUTINE/ BT UNCLAS			
CITE: //3510:3413// PASS: WMFO, C-4. SUBJECT:	SENATOR ROB	ERT BYRD -	
TELCAL TO WMFO ON 6/3/ FOR INFORMATION OF PREDICATED ON RECEIPT	PE TO NEWARK DATED /93. OF FBIHQ AND WMFO, OF WMFO AIRTEL DAT ARDING A LETTER SEN LETTER		
Approved: Opposed by Smith Time Received: MRI/JULIAN DATE: / 7 FOX DATE & TIME OF ACC	40/173 IS		c

^PAGE 2, 89A-NK-79100, UNCLAS TAKING SOME KIND OF ACTION IF THE U.S. GOVERNMENT DOES NOT FUND THE SPACE PROGRAM. ON 6/1/93, WAS INTERVIEWED BY NEWARK AGENTS. AN FD-302 REFLECTING RESULTS OF THAT INTERVIEW WILL BE FORWARDED UNDER SEPARATE COVER. DURING THE INTERVIEW STATED THAT b6 b7C HIS PURPOSE IN WRITING THE LETTER TO SENATOR ROBERT BYRD WAS TO ACHIEVE A MORE REALISTIC CONSIDERATION OF HIS GOALS ABOUT THE U.S. SPACE PROGRAM. REFUSED TO DIRECTLY ANSWER ANY QUESTIONS REGARDING THE IMPLIED THREATS CONTAINED WITHIN HIS LETTER. SPECIAL AGENT (SA) UNITED STATES SECRET SERVICE (USSS), IN MORRISTOWN, NJ, WAS CONTACTED AND REQUESTED b6 b7C TO SEARCH HIS AGENCY'S RECORDS FOR ANY INFORMATION ON FBIHO WILL BE ADVISED AS TO THE RESULTS OF THAT SEARCH. A 50 STATE III CHECK WAS RUN OFF FBI NUMBER THIS CHECK REVEALED THAT HAS A PRIOR ARREST RECORD IN NEW JERSEY AND VIRGINIA. IN 1970 WAS CHARGED **b**6 b7C BY THE DEPARTMENT OF CORRECTIONS, RICHMOND, VA, WITH DESTRUCTION OF COUNTY PROPERTY, A MISDEMEANOR. | WAS

SENTENCED FOR 60 DAYS. ON 10/14/72, WAS ARRESTED BY THE

^PAGE 3, 89A-NK-79100, UNCLAS WESTAMPTON TOWNSHIP POLICE DEPARTMENT, IN MOUNT HOLLY, NJ, AND CHARGED WITH ASSAULT WITH A WEAPON. | WAS GIVEN A FINE AND A SIX-MONTH SUSPENDED SENTENCE WITH TWO YEARS PROBATION b6 b7C WITH THE CAVEAT THAT FOR TWO YEARS HE WAS NOT TO ENTER NEW JERSEY WITHOUT NOTIFYING HIS ATTORNEY. NO INFORMATION AS TO THE TYPE OF WEAPON USED BY WAS READILY AVAILABLE. ON 5/18/85, WAS ARRESTED IN BERGEN COUNTY, NJ, FOR VIOLATING A COURT ORDER. WAS RELEASED ON BOND. BERGEN b6 b7C COUNTY JAIL RECORDS REFLECT THAT WAS RELEASED TO BERGEN PINES STATE PSYCHIATRIC HOSPITAL FOR A ONE-MONTH EVALUATION. DETAILS REGARDING THE TYPE OF EVALUATION OR MEDICAL RECORDS ARE NOT AVAILABLE FOR REVIEW. AUSA ____UNITED STATES ATTORNEY'S OFFICE, NEWARK, NJ, HAS BEEN CONTACTED AND HAS BEEN FURNISHED A COPY b6 b7C OF LETTER AND INTERVIEW RESULTS. CURRENTLY, LOCAL POLICE DEPARTMENT RECORDS CONTINUE TO BE CHECKED, SPECIFICALLY THE WESTAMPTON TOWNSHIP POLICE .b6 DEPARTMENT WHERE WAS CHARGED WITH ASSAULT WITH A WEAPON. b7C

^PAGE 4, 89A-NK-79100, UNCLAS

TO DATE, AUSA'S OFFICE HAS NOT RENDERED A PROSECUTIVE b6 b7c

OPINION, PENDING COMPLETION OF CRIMINAL BACKGROUND

INVESTIGATION.

INVESTIGATION CONTINUING AT NEWARK. FBIHQ AND WMFO WILL

BE APPRISED OF THE RESULTS OF FUTURE INVESTIGATIONS.

BT

Memorandum



To : SAC, NEWARK (89A-NK-79100) (P) Date 6/25/93	
From : SA (GMRA 1)	
Subject: SENATOR ROBERT BYRD - VICTIM; CCSCAKA (OO: NEWARK)	
For information of Trenton RA, captioned CCSCAKA matter is predicated on receipt of WMFO airtel dated 4/7/93. WMFO airtel set forth details regarding a letter sent by captioned subject to SENATOR ROBERT BYRD. letter does not contain any overt threats, however, in several paragraphs he alludes to taking some kind of action if the U.S. Government does not increase funds to the Space Program.	ъ6 ъ7с
On 6/1/93, was interviewed by writer. During the interview stated that his purpose in writing the letter to SENATOR BYRD was to acheive a more realistic consideration of his goals about the U.S. Space Program. refused to directly answer any questions regarding the implied threats contained within his letter.	b6 b7С
A review of arrest record revealed that has a criminal history in New Jersey and Virginia. In 1970, was charged by the Department of Corrections, Richmond, Va., with destruction of County property, a misdemeanor. was sentenced for 60 days. On 10/14/72, was arrested by the Westampton Township Police Department, in Mount Holly, NJ, and charged with assault with a weapon. was given a fine and a six-month suspended sentence with two years probation. No information as to the type of weapon used by was readily available.	b6 b7c
J- NK 1 - TRA (with insert) JFC/jfc 89A-NK-7910 (A
SEARCHED INDEXED WE SERIALIZED TO THE DESCRIPTION OF THE DESCRIPTION O	b6 · b7c

89A-NK-79100

Name:
DOB:
Height:
Weight:
Eye color:
Hair color:
Soc:
Address:

Paramus, New Jersey

FBI Number:

LEADS:

AT TRA

at Westampton Twp, Mount Holly N.J.

1. Will contact Westampton Twp. PD, in Mount Holly and obtain any background information, and all details concerning arrest on 10/14/72 (i.e., type of weapon) (Agency Case number Ascertain if police records reveal any mental history for

b6

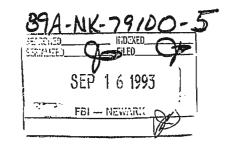
b7C

AT GMRA

1. Upon receipt of TRA's investigation, will obtain AUSA's prosecutive opinion.

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DE FBIWMFO #0040 2600055	
ZNR UUUUU	
R 162300Z SEP 93	
FM FBI WMFQ (89A-NK-79100) (P) (C-4)	
TO DIRECTOR FBI/ROUTINE/	
FBI NEWARK/ROUTINE/	
BT	
UNCLAS	
CITE: //3920//	
PASS: VCU-CID.	
SUBJECT: SENATOR ROBERT BYRD-VICTIM;	
CCSCAKA; 00:NEWARK.	
REFERENCE NEWARK TELETYPE TO DIRECTOR DATED AUGUST 27,	· -
1993.	b6 b7C
WMFO REQUESTS AN UPDATE REGARDING CAPTIONED	
INVESTIGATION, SPECIFICALLY THE RESULTS OF COURT	
APPEARANCE WHICH WAS SCHEDULED FOR 8/27/93.	
BT	
#0040	

NNNN





TRANSMIT VIA: Teletype Facsimile AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS Date 8/26/93	
FM FBI NEWARK/(89A-NK-	-79100) (P)		
TO DIRECTOR FBI/PRIORI	TTY/		
FBI WMFO/PRIORITY/			
BT			
UNCLAS			
 CITE: //3510:3413//			
PASS: WMFO, C-4.			
SUBJECT: VICTIM; CCSCAKA; OO: N RE NKTEL TO WMFO, FOR INFORMATION OF CAPTIONED SUBJECT, NEW YORK IRS AGENTS BA VIOLATION OF TITLE 18 LETTERS. THE WARRANT OF NEW YORK.	OK. 6/22/93. OF WMFO, NEWARK WA ASED ON A CRIMIN USC, SECTION 87	S ARRESTED ON 8/24/9	G NG
Approved: Openoved by GMRA Time Received: MRI/JULIAN DATE: 10 F FOX DATE & TIME OF ACC	5/239	name: RX6001W name: RX6001S ISN: 004	1.238 JFC 0.238 27 93

^PAGE 2, 89A-NK-79100, UNCLAS OFFICE OF THE REGIONAL INSPECTOR, MINEOLA, NEW YORK, ADVISED THAT AUTHORED A THREATENING LETTER TO .b6 b7C THE DIRECTOR OF IRS SERVICE. IN THE LETTER, THREATENED THE USE OF NERVE GAS AND OTHER DESTRUCTIVE METHODS IF HIS "GOALS" WERE NOT SATISFIED. THE LETTER IN QUESTION APPEARS SIMILAR TO THE ONE RECEIVED BY SENATOR BYRD, THE PREDICATION FOR NEWARK'S INVESTIGATION, AND THE LETTER RECEIVED AT THE LEGAL COUNSEL DIVISION AT FBIHQ ADDRESSED TO THE DIRECTOR (SEE BUREAU AIRTEL DATED 7/8/93, TITLED INFORMATION b6 b7C CONCERNING A THREATENING LETTER RECEIVED AT FBIHQ.") SUBJECT WAS PROCESSED AT NEWARK AND HAD HIS INITIAL APPEARANCE IN THE UNIONDALE, NEW YORK FEDERAL COURT HOUSE. SUBJECT WAS RELEASED ON \$10,000 PERSONAL RECOGNIZANCE BOND AND IS SCHEDULED TO APPEAR IN COURT ON FRIDAY 8/27/93. .b6 AUSA EASTERN DISTRICT OF NEW YORK, ADVISED b7C THAT HE IS SEEKING A COURT ORDERED PSYCHOLOGICAL ASSESSMENT WITH AN EXTENDED (POSSIBLY THREE YEARS) PROBATION. FOR INFORMATION OF WMFO, SUBJECT HAS ADVISED THE COURT

THAT HE IS SEEKING PERMISSION TO TRAVEL TO WASHINGTON, DC FOR

^PAGE 3, 89A-NK-79100, UNCLAS
"BUSINESS PURPOSES." SUBJECT IS CURRENTLY EMPLOYED AT A BANK
IN NEW YORK CITY AND HAS NO BUSINESS IN WASHINGTON, DC.

AS WMFO IS AWARE, CAPITOL POLICE HAVE EXTENDED AN
INTEREST IN ACTIVITIES AS A RESULT OF HIS LETTER TO
SENATOR BYRD. WMFO WILL BE IMMEDIATELY ADVISED IF IS
GRANTED UNRESTRICTED TRAVEL, HOWEVER THIS IS CONSIDERED HIGHLY
UNLIKELY.

INVESTIGATION CONTINUES AT NEWARK.

BT

0006 MRI 00259 RR RUCNFB FBINK DE FBIWMFO #0008 3430511 ZNR UUUUU R 090411Z DEC 93 FM FBI WMFO (89A-NK-79100) (C-4) (P) TO DIRECTOR FBI/ROUTINE/ FBI NEWARK/ROUTINE/ BTUNCLAS CITE: //3920// PASS: VCU-CID. b6 b7C SUBJECT: SENATOR ROBERT BYRD-VICTIM; CCSCAKA; OO: NEWARK. REFERENCE NEWARK TELETYPE TO THE DIRECTOR AND WMFO DATED 8/27/93. WMFO REQUESTS AN UPDATE REGARDING CAPTIONED INVESTIGATION FOR DISSEMINATION TO THE UNITED STATES CAPITOL POLICE. BT

NNNN

#0008

89 A-NK-79100-

100

U.S. Department of Justice



Federal Bureau of Investigation

In Reply, Please Refer to File No. 89A-NK-79100

P.O. Box 1158 Newark, N.J. 07101 January 24, 1994

Honorable Michael Chertoff United States Attorney Room 502 Federal Building 970 Broad Street Newark, New Jersey 07102

Attention: Assistant United States Attorney

b6 b7С

Re:

THREATENING LETTER TO SENATOR ROBERT BYRD-VICTIM

Dear Mr. Chertoff:

This letter is to confirm conversation with and information furnished to Assistant United States Attorney (AUSA) by Special Agent (SA) on August 25,

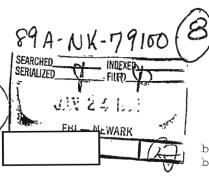
Instant investigation was predicated upon information received from the United States Capitol Police, Washington, D.C., indicating that had written a letter to the Offices of Senator Robert Byrd. The letter sent by included several implicit threats.

b6 b7С

During the course of the FBI's investigation it was learned that Agents from the Internal Revenue Service (IRS) had arrested on a warrant issued out of the Eastern District of New York. sent a similar threatening b6 b7C

D

1=Addressee /1-Newark (89A-NK-79100) 1-66-3710A (declination file) JFC/jfc (3)



b6 b7C

In his letter	claims to be	` -
Paramus, New Jersey (NJ). In the makes implicit threats of "donerve gas, a thermonuclear device, should Congress not fund a program colonization of outer space.	letter to Senator Byrd, emonstrations with binary or AIDS-infected mosquitos	.b6 .b7С
I.		b6 b7
	etails reported above were r a prosecutive opinion. In the <u>ongoing pr</u> osecution out of AUSA declined	of [b6] [b7]
	Sincerely yours,	
	James C. Esposito Special Agent in Charge	
	Supervisory Senior Resident Agent	-

U.S. Department of Justice



Federal Bureau of Investigation

In Reply, Please Refer to File No.	Newark, New 3	_	01
	R TO SENATOR ROBERS	I BYRD	b6 b7C
On April 10, 1993, (FBI), Newark Division receive had written a letter to In his letter. In his letter claims to the letter makes implication of outer space.	ed information that the office of SENZ o be of Par it threats of "demo lear device, or AII fund a program who	t ATOR ROBERT Heramus, N.J. constrations" DS-infected	BYRD. b6 b7c with
During the course of Division learned that INTERNAL REVENUE SERVICE (IRST Inspector with the IRS, Director of the IRS. A reviet STATED ATTORNEY'S OFFICE, East determined that enough probable with violation of Title 18, U (mailing threatening letters) Eastern District of New York arrested by IRS Agents at his was released on a \$10,0	was arrested by According to sent a similar let w of that letter by tern District of No le cause existed to nited States Code A warrant was is and on August 24, residence in Param	tter to the y the UNITED ew York, o charge (USC), Sections sued out of 1993, when yers	b6 b70 on 876 the
(AUSA), for the Eastern Distr office is seeking a court ord towards a goal having (possible as long as three ye has not been sentenced.	ered psychological receive an ex	dvised that hat hat assessment of the control of th	of b70 ation
5-Bureau 3-WMFO 2-Newark (89A-NK-79100) (10) JFC/jfc		8 IN NOR	79100-9) EXED

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.

b6 b7С

CRIMINAL and MEDICAL HISTORY	
date of hirth	
white male,	.b6 .b7C
	2,10
A criminal history check revealed that has had a criminal history since 1965. In 1970, was charged by the Department of Corrections, in Richmond, Virginia, with destruction of County property, a misdemeanor.	.b6 b7С
On October 14, 1972, was arrested in Mount Holly, N.J., for carrying a weapon with intent to assault. The details are that on October 14, 1972, Westampton Township N.J. police responded to a HOWARD JOHNSON'S MOTOR LODGE, in Westampton to reports of a man running around the premises with a rifle. Upon arrival, the police entered a room in which was standing with a rifle pointing directly at them. The police disarmed The rifle was a Glenfield, Model 70, .22 cal., Marlin rifle, serial number 72206691, with a Hy-Score, Model number 811, uniscope mounted on top of the rifle. The rifle was loaded with a clip containing (7) seven rounds, one (1) round in the chamber, and the safety was off. Also a .177 cal., Marksman repeater, CO2 hand gun in a suitcase was found. A hunting knife and a pair of handcuffs were also found. was given a \$50 fine and a six-month suspended sentence with two years probation, and two years not to enter N.J., unless notifying his attorney.	Ъ6 Ъ7С
Additionally, on May 14, 1985, was arrested by the Paramus Police in Bergen County N.J., and charged with assaulting and contempt of a court order. On May 18, 1985, was again arrested by the Paramus Police Department for non-compliance of the court order. refused to surrender his house key.	Ъ6 Ъ7С
In January, 1991, threatened to destroy the IRS Service Facility in Holtsville, New York, and a federal building in Washington, D.C. The details surrounding that incident are that on January 6, 1991, an argument irrupted between and at his residence in Paramus, N.J left his residence claiming he needed to cool off. Later that same day, telephoned and told her that he was at the HYATT REGENCY HOTEL located in Washington, D.C. and that he was going to blow up a "federal building" knew that had not taken his medication for at least three	ъ6 ъ7С

days prior to this incident, which prompted her telephoning the police. was interviewed by Special Agent's of the FBI in Washington, D.C., at the HYATT REGENCY HOTEL, and found not to have any explosive devices in his possession. The AUSA's Office, District of New Jersey, advised that there was insufficient evidence for prosecution of based on the comments that he made to therefore, their office declined prosecution.	.b6 .b7С
In April, 1993 a letter, from was received at the Legal Counsel Division at FBI Headquarters. The letter, addressed to DIRECTOR SESSIONS, was virtually identical to the one received at the IRS and the one received by SENATOR BYRD.	ъ6 ъ7с
FBI Headquarters forward the letter to the Lawrence Livermore National Laboratory (LLNL) in California, for a credibility assessment. The LLNL stated in their technical assessment that they believed thermonuclear bomb to be a hoax "with high confidence". The LLNL provide a psycholinguistic assessment which, in summary, stated that there was clear evidence of Bipolar Manic Syndrome Disorder in communications. They also concluded that his specific threats regarding world destruction are without foundation. LLNL also provided a psychologic assessment in which they concluded that does not appear to be a threat to government facilities or personnel, or to the general public at this time.	Ъ6 Ъ7С
The rationale for LLNL psychologic assessment is in summary based on the information that all of threats have been implicit. threats are about what he could do in developing binary nerve gas, thermonuclear devices, or pandemic mosquito-borne AIDS. He presents the implicit threats as a demonstration of his superior knowledge and the potential danger he poses if he is not taken seriously. His threats are hypothetical, stated conditionally, in the subjunctive, and without the force of intent or tactical planning behind them".	b6 b7С
	.b6 .b7C
	Ъ6 Ъ7С

	Ъ6 Ъ70
claims to have received a Masters Degree in Astrophysics from Queens College, New York. has confirmed that he graduated from RENSSELAER POLY TECHNICAL INSTITUTE, Troy, New York, with a Bachelor of Science Degree in chemistry.	ь 6 Ъ7с
has written several articles on space exploration which have been printed in the Newspaper.	b6 b7C
is currently residing at Paramus. N.J. telephone number	ъ6 ъ7С
The following additional background information and descriptive data was obtained through investigation:	
Full Name: AKA Date of Birth (DOB): Place of Birth (POB): Height: Weight: Eye Color:	

Hair Color: SSAN: Current Address:	D
Home telephone: Martial Status:	Paramus, N.J., 0765253 b70
Prior Arrests:	
FBI Number: NJ State ID number:	
presented to Assistant United State	for a prosecutive opinion. In the ongoing prosecution out of

Approved:

FBI TRANSMIT VIA: PRECEDENCE: CLASSIFICATION: ☐ Teletype ☐ Immediate TOP SECRET ☐ Priority **Facsimile** SECRET AIRTEL ☐ Routine CONFIDENTIAL UNCLAS E F T O ☐ UNCLAS Date 1/24/94 TO : DIRECTOR, FBI FROM : SAC, NEWARK (89A-NK-79100) (C) b6 SUBJECT : b7C SENATOR ROBERT BYRD - VICTIM; CCSCAKA; 00: NK Enclosed for FBIHO are five copies of an LHM setting forth results of Newark's investigation. copies are enclosed to WMFO for dissemination to CAPITOL POLICE, and any other Federal Law Enforcement Agency deemed appropriate. For information of FBIHQ, investigation into captioned matter was predicated upon receipt of information from WMFO that captioned subject had written a letter to the Offices of SENATOR BYRD, which included various implicit threats. A reveiw of FOIMS determined that two previous investigations were conducted at Newark into subject's b6 actions; 52A-NK-7686, captioned aka; b7C THREAT TO DESTROY IRS FACILITY, et al, and 2-NK-65823 captioned| NEUTRALITY MATTER. During the course of Newark's investigation and while exploring various prosecutive avenues with the US b7C Attorney's Office, District of New Jersey, IRS investigators arrested with a warrant out of the Eastern District of, 89A-NK-79100 SEARCHED SERIALIZED () 2-Bureau (enc. 5) 2=WMFO (enc.5) 1-Newark (5) NEWNKK JFC/jfc **b**6 b7C

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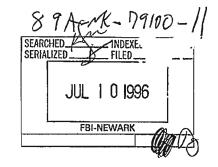
89A-NK-79100

New York. Newark learned that at the time wrote the threatening letter to SENATOR BYRD's Office, he also sent a similar letter to the DIRECTOR of the IRS.	
was released on a personal recognizance bond. The US ATTORNEY's OFFICE for the Eastern District of New York advises that they are seeking a court ordered psychological assessment of and extended probation. To date has not been sentenced.	b6 Ъ7С
On August 25, 1993, the details of Newark's investigation were presented to Assistant US Attorney District on NJ, for a prosecutive opinion. In view of the facts, and in light of the ongoing prosecution out of the Eastern District of NY, declined prosecution.	

This matter is closed at Newark.

0025 MRI 01721 PP RUCNFB FBINK DE FBIWMFO #0023 1922310 ZNR UUUUU P 102121Z JUL 96 FM FBI WMFO (89A-WF-204108) (P) (C-4) TO DIRECTOR FBI/PRIORITY/ FBI NEWARK/PRIORITY/ BT UNCLAS ARMED AND DANGEROUS CITE: //3920// OPCA (UNIT CHIEF PASS: FBIHQ VC/FU (SSA 89A-ML-79100x wn Refs b6 UNITED STATES CONGRESS - VICTIM; SUBJECT: CCSCAKA; OO: WMFO.

WMFO WAS CONTACTED BY FBIHQ OFFICE OF CONGRESSIONAL AND PUBLIC AFFAIRS (OPCA), WHICH RECEIVED INFORMATION THAT ON JULY 8, 1996, A TWO PAGE LETTER WAS BEING DISTRIBUTED AT THE UNITED STATES CAPITOL, WHICH STATED THE FOLLOWING IN PART, "...WE HAVE BEEN COMING TO WASHINGTON AND CONGRESS FOR THIRTEEN YEARS



IX 7/10/14 2100 PAGE TWO DE FBIWMFO 0023 UNCLAS

IN A FUTILE EFFORT TO CONVINCE CONGRESS TO CHANGE BOTH THE SPACE PROGRAM AND ITS FUNDING...WE WILL RELEASE FROM OUR LABORATORY THE BIOLOGICAL WEAPON WE SPOKE OF EARLIER. THE WEAPON WILL NOT CONTAIN ONE TRANSMISSIBLE PLASMID BUT MULTIPLE. THE WEAPON WILL NOT CONTAIN ONE VIRUS BUT MULTIPLE SUCH AS AIDS, LEUKEMIA, EBOLA, MARBURG, LASSA, HEPATITUS, RABIES..." BOTH PAGES OF THE LETTER INCLUDED A SYMBOL AND A

LETTER HEAD FOR
PARAMUS, N.J. 07652 WAS
ADDRESSED TO THE UNITED STATES CONGRESS AND DATED JULY 8,
1996. THE LETTER WAS AUTHORED BY

WMFO INITIATED A PRELIMINARY INQUIRY TO THE FBI ACS/UNI WHICH PRODUCED THE FOLLOWING IDENTIFIABLE CASE ID RECORDS PERTAINING TO THE CAPTIONED SUBJECT: HQ 2-0 (M); 29B-NK-65820 (M); 89A-NK-79100 (M); HQ 190-67883 (M); 197-HQ-1036437 (M); HQ 32-32201 (R); NK 197-0 (R); WF 197-1 (R) AND SF 266-0 (R).

THE FOLLOWING IS IDENTIFYING INFORMATION PERTAINING TO THE CAPTIONED SUBJECT OBTAINED THROUGH ACS/UNI:

NAME		.b6
SEX	MALE	٠, ۵,

b6 b7C

PAGE THREE DE FBIWMFO 0023 UNCLAS

RACE	WHITE	
DOB		
POB		
SOC		
FBI #		
SID #		
USSS #		
OLN		
HEIGHT		
WEIGHT		
HAIR		
EYES		
ADDRESS		
		•

PARAMUS, NJ.

FOR INFORMATION OF RECEIVING OFFICES, THE USSS HAS ISSUED A LOOKOUT FOR THE CAPTIONED SUBJECT AND ADVISED THAT THE SUBJECT HAS A CRIMINAL HISTORY SINCE 1965 TO INCLUDE ASSAULTING A POLICE OFFICER, ASSAULT WITH A WEAPON AND CARRYING A LOADED WEAPON. THE CAPTIONED SUBJECT THREATENED TO CUT FPOTUS FORD'S THROAT IN 1970 AND HE ATTEMPTED TO GAIN

b6 b7С PAGE FOUR DE FBIWMFO 0023 UNCLAS

ACCESS TO THE OEOB TO SEE VP GORE REGARDING AN INVENTION TO BE PRESENTED TO THE OFFICE OF SCIENCE AND TECHNOLOGY IN 1994.

FOR INFORMATION OF RECEIVING OFFICES, WMFO MAINTAINS
LIAISON WITH THE UNITED STATES CAPITOL AND THE UNITED STATES
CAPITOL POLICE AND ANY REQUESTS BY OFFICIALS FOR INFORMATION
PERTAINING TO THIS MATTER SHOULD BE DIRECTED TO WMFO FOR
APPROPRIATE RESOLUTION.

WMFO CONTACT: SA	FBI THREAT ASSESSMENT
LIAISON TO THE U.S. CAPITOL / U.S. S	SUPREME COURT, (202) 252-
6023 (TEL-DIRECT), (202) 252-7542 (E	FAX-DIRECT), (202) 252-7801
(OPCEN 24-HR).	

b6 b7C

NEWARK DIVISION

LEADS

AT PARAMUS, NEW JERSEY

CONDUCT LOGICAL INVESTIGATION. ATTEMPT TO LOCATE AND INTERVIEW SUBJECT AND ASCERTAIN HIS EXACT INTENTIONS

PERTAINING TO THE ABOVE DESCRIBED THREAT. OBTAIN ANY UPDATED INFORMATION PERTAINING TO CRIMINAL AND MENTAL HISTORY;

OWNERSHIP, POSSESSION AND ACCESS TO FIREARMS; MOBILITY (I.E. FINANCIAL STATUS); INTERVIEW FAMILY MEMBERS OR OTHER

INDIVIDUALS WHO MAY HAVE KNOWLEDGE OF THE SUBJECT'S PROPENSITY

PAGE FIVE DE FBIWMFO 0023 UNCLAS

FOR VIOLENCE; AND IF POSSIBLE, OBTAIN A PHOTOGRAPH OF SUBJECT FROM LOCAL LAW ENFORCEMENT, DEPARTMENT OF MOTOR VEHICLES, OR OTHER LOGICAL SOURCE. ATTORNEY'S OFFICE FOR PROSECUTIVE REVIEW. ADVISE WMFO OF ANY INVESTIGATIVE DEVELOPMENTS FOR DISSEMINATION TO THE USCP.

WMFO

AT WASHINGTON, D.C.

INVESTIGATION CONTINUING AT THE UNITED STATES CAPITOL.

BT

#0023

NNNN

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 1 Page 33 \sim b6, b7C

FORMS.TEXT HAS 1 DOCUMENT INBOX.1 (|190) TEXT: VZCZCWMO039 PP HQ PG DE WM | 0039 0302251 ZNR UUUUU P 302238Z JAN 89 FM FBI WASHINGTON METROPOLITAN FIELD(89A-NEW)(P)(C-4) TO DIRECTOR, FBI/PRIORITY/ FBI, PITTSBURGH/PRIORITY/ BTUNCLAS CITE: //3920// PASS: PERSONAL CRIMES UNIT. SENATOR ROBERT BYRD - VICTIM; UNITED SUBJECT: STATES SENATE; CCSCAKA; OO:PITTSBURGH. ON 01/26/89 AT 5:55 P.M. DET. **THREAT** ASSESSMENT UNIT, U.S. CAPITOL POLICE, WASHINGTON, D.C., ADVISED SUBJECT VISITED SENATOR BYRD'S OFFICE IN CHARLESTOWN, W. VIRGINIA AND MADE THE STATEMENT TO STAFF AIDE "IF THE OFFICE WON'T HELP WITH THE PROBLEM, I WILL TAKE MATTERS INTO MY OWN HANDS AND YOU'LL BE SORRY." THE SENATOR'S CHARLESTOWN OFFICE TELEPHONE JAN 30 1989 PAGE TWO DE WM 0039 UNCLAS NUMBERS IS (304) 342-5855. LEADS

PITTSBURGH AT CHARLESTOWN, W. VIRGINIA

- 1. INTERVIEW STAFF REGARDING VISIT BY SUBJECT.
- 2. INTERVIEW SUBJECT REGARDING THE STATEMENTS HE MADE TO STAFF AIDE.
- 3. CONDUCT CRIMINAL CHECK AND FORWARD PHOTO OF SUBJECT TO WMFO SO IT CAN BE FORWARDED TO U.S. CAPITOL POLICE.
- 4. DETERMINE IF SUBJECT HAS BEEN TREATED FOR MENTAL ILLNESS AND INTERVIEW APPROPRIATE INDIVIDUALS TO SECURE DIAGNOSIS OF HIS ILLNESS AND WHETHER OR NOT HE HAS THE PROPENSITY FOR ACTS OF VIOLENCE.
 - 4. PRESENT FOR A PROSECUTIVE OPINION.

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	FBI - PITTSBURGH	

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1/3//89 US Schotor Robert C. Byrd lm 1019, 500 Quarvier 5+ Charleston WU DTC (304) 342-5855 Last visited Tuesday 1/24/89. Has visited the affect over the last your First documentated wint June 22, 1988. Appearance - I nitial Beard, the Green army jackets, unpept, Then cleaned up, & now his appearance has detoriated again. Tues - Fatigue finchet, jeans - scruffey, dirty. Wants Sen Office b6 to help in the licaring believes is the source of his grabling 2. Offil chelded Feb job opportunites for him subst on bed jobs. Wonter offere to intercool with

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They espect be will be engry when he receive a lotter of derial for position - which by may receive today.
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Mached into pocket - frightlened b70
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mot lyn at a night entertainent spot: "they told him they didn't want to talk show".
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<u>1</u>

On January 31, 1989,

Supervisor,
Records Section, West Virginia State Police, Criminal
Identification Bureau, South Charleston, WV, a central
repository for criminal and traffic arrest information
covering the State of West Virginia, advised the files
of her office contain no information identifiable with
date of birth

(Sum)



b6 b7C

⊷)	. Na	FBI		
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	1 TO:	DIRECTOR, FBI		
	2 FROM:	SAC, PITTSBURGH (89A-28	30) (SQ. 7) (P)	
	3 SENATOR R	OBERT BYRD - VICTIM;	b6 b7C	
		ATES SENATE;		
	5 (OO: PG)	·		
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	7 PG telety	Reference WMFO teletype pe to Bureau and WMFO, d	e to Bureau and PG, dated dated 2/1/89.	1/30/89.
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	in the ba	pounds), was wearing a ack on his collar, and he	blond hair piece with ha e was wearing glasses.	ir length
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		SBURGH DIVISION		
	6	AT CHARLESTON, WV (KAN	AWHA COUNTY)	
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FU-36 (Hev. 8-29-85)

(Encs. 6)
Sent to WMFO via airtel
TO: DIRECTOR, FBI

FROM: SAC, PITTSBURGH (89A-280) (SQ. 7) (P)

SENATOR ROBERT BYRD - VICTIM; UNITED STATES SENATE; CCSCAKA; (OO: PG) .b6 .b7C

Sent to WMFO via pending airtel to the Director, FBI on 2/8/89.

FEDERAL BUREAU OF INVESTIGATION

West Virginia (WV), home telephone number after being advised of the identities of the interviewing Agents and the nature of the investigation, provided	b6 b7
the following information:	ļ
has been frustrated in his efforts to locate employment. He anticipates he will soon be taking civil tests for the following jobs: Building Maintenance, Conservation Officer, and Clerk.	.b6 .b70
stated that in the past, he has worked for the Belle, WV, and advised this was his Last "good" Job. He worked there from approximately 1977 through about 1981. He stated that during his employment at he felt pressured and caught in the middle of a dispute. had worked for In Tennessee, and In Belle, WV.	I]
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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.

PG 89A-280

nuation of FD-302 of		.b6 b7C	,0n <u>1/31/89</u>	,Page2
anyone in Se was advised comments can illegal to m staff. his staff, a	nator ROBERT C. I by the interview: be interpreted a ake threats to the stated he would	BYRD's Charlesto ing Agents that as threats and w he Senator or ar never harm the have helped him	or subtle threats on, WV, Office. He sometimes subtle vas advised it is member of his Senator or anyone of with regard to his	. ხ6 . ხ70
area for his	does intend to February 15, 198	o travel to the	Washington, D.C.,	b6 b70
regarding hi stared strai	ring the intervies employment at second by the paused ght ahead, not make Agents, and street	and and times aking eve contact	for long periods,	
Th through obse	e following descr rvation and exami	riptive informat ination of his d	ion was obtained river's license:	
Te Da So We Se Ra	dress lephone Number te of Birth cial Security Account Number st Virginia Drive License Number	er's Male White		Ъ6 Ъ7С

FD-302& (Rev. 11-15-83)			•	
PG 89A-28	0	1. C		
Continuation of FD-302 of		Ъ6 Ъ7С	,On <u>1/31/89</u>	,Page <u>3</u>
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	West Virginia Vehicle Tag Number			
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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/15/89	
Assistant, United States Senator ROBERT C. BYRD's Office, Charleston, West Virginia (WV), 500 Quarrier Street, Room 1019, telephone number 304/342-5855, after being advised of the identities of the interviewing Agents and the nature of the investigation, provided the following information:	b6 b7C
The Senator was last in the Charleston Office on January 16, 1989. He is currently in Washington, D.C., and is unsure when he will be returning to the Charleston Office.	b6 b7C
was read the following quote:	.b6 .b7C
"If the office won't help with the problem, I will take matters into my own hands, and you'll be sorry."	
She could not confirm that had made this statement on his January 24. 1989, visit to the Charleston Office. To her knowledge, made no specific or direct threats to the Senator or his staff. stated she is concerned by subtle comments, as documented in the visitation/telephone logs, and is concerned about his volatile behavior.	ъ6 ъ7С
stated she believes is upset by his inability to secure employment.	b6 b7C
vestigation on 1/31/89 at Charleston, WV File # PG 89A-280	-5 v
SA b6 SA LIS/mss b7C Date dictated 2/2/89	

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_Date dictated _2/2/89

SA

FEDERAL BUREAU OF INVESTIGATION

			Date of	transcription $2/17$	/89
was	interviewed	<u>va</u>	who ide	ntified himsel	f :
(FBI).	Lal Agent (SA who inia (WV), te		ral Bureau of]
and had p	en unsuccess	stated the for several years. He said to the charleston, W	ears, since h	e left ontacted Senat	or
of Senator B him. To 1	a job from ad become com BYRD in the pinion, and h	bative and conf previous week. e thought the c had genuinely a	or was no rontational printed to	t aware that at the offices said that it	
tnat this	was a result	inasmuch as hi more disjointe of the stress	ed recently. of not havin	They both <u>fel</u>	 ŧ
rather the be general stated the regular be activities	lly against h atha asis. He sai	dual. He said im, no matter w d only a few fr d that he did n sporadic atten	that the "sy here he turn riends that he ot have any	ed. e saw on a extracurricula:	
gation on 1/3	_/89 	at Charleston,	WV	File # PG 89-A-	- ₂₈₀ – Ł

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____ Date dictated 2/1/89

FEDERAL BUREAU OF INVESTIGATION

Date of transcription $2/14/89$	
	
for United States Senator ROBERT C. BYRD, 500 Quarrier Street, Room 1019, Charleston, West Virginia (WV), telephone number 304/342-5855, after being advised of the identities of the interviewing Agents and the nature of the investigation, provided the following information:	b6 b7C
A constituent, has been calling and visiting the office in Charleston since June 22, 1988. last visited the office on Tuesday, January 24, 1989. stated dress had become increasingly unkept, and his behavior had become increasingly volatile. When first began visiting the office, his appearance was unkept. Then, after a time, he improved his physical appearance, and now his physical appearance has again become unkept. When he visited the office on January 24, 1989, he was wearing a green Army fatigue jacket, jeans, and appeared scruffy and dirty. physical visits have been limited to the Charleston, WV, Office. He has also made calls to the Charleston Office and the Washington, D.C., Office of Senator BYRD.	.b6 .b7С
He wants Senator BYRD's Office to assist him senator BYRD's Office has assisted no obtaining a February 15, 1989, stated has told her he feels like was the reason he has encountered problems in seeking employment.	ja ja
has also asked Senator BYRD's Office to assist him in obtaining a job with Charleston, WV. Senator BYRD's Office forwarded a letter to advising they have no personal knowledge of qualifications, but that the Senator would appreciate any appropriate consideration given to application.	Ъ6 Ъ7С
has also requested the Senator's Office to provide him with information on Federal jobs. Senator BYRD's Washington, Office mailed a packet of information on Federal jobs.	b6 b70
restigation on 1/31/89 at Charleston, WV File # PG 89A-280-	7~
SA SA LLS/mss b6 Date dictated 2/2/89	

to your agency; it and its contents are not to be distributed outside your agency.

PG 89A-280

on of FD-302 of		7C	on <u>1/31/89</u>	,Page
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receiving p	stated sychological coun		ed ever seeking or	
had made the Office on J	was asked e following state anuary 24, 1989;	by the interviewing ment on his visit	ng Agents if to Senator BYRD's	
matters int	If the office won o my own hands, a	i't help with the pand you'll be sorr	problem, I will ta y."	ke
to her know the Senator alarmed by[ent on his Januar ledge, had m or anyone on his	nade no direct or a s staff. She indi- reats, comments, a	. She stated that specific threat to cated she was	:
office's vi	sitation/telephon D's staff's deali	nterviewing Agent ne logs. These do ngs with and	s with a copy of h cuments detail are attached and	er
on	provided t	the following desc	riptive informatio	n
	ame .ddress	7.777		
S R H W H E	Pelephone Number Sex Race Reight Weight Rair Ryes Rge	Male White	<u></u>	

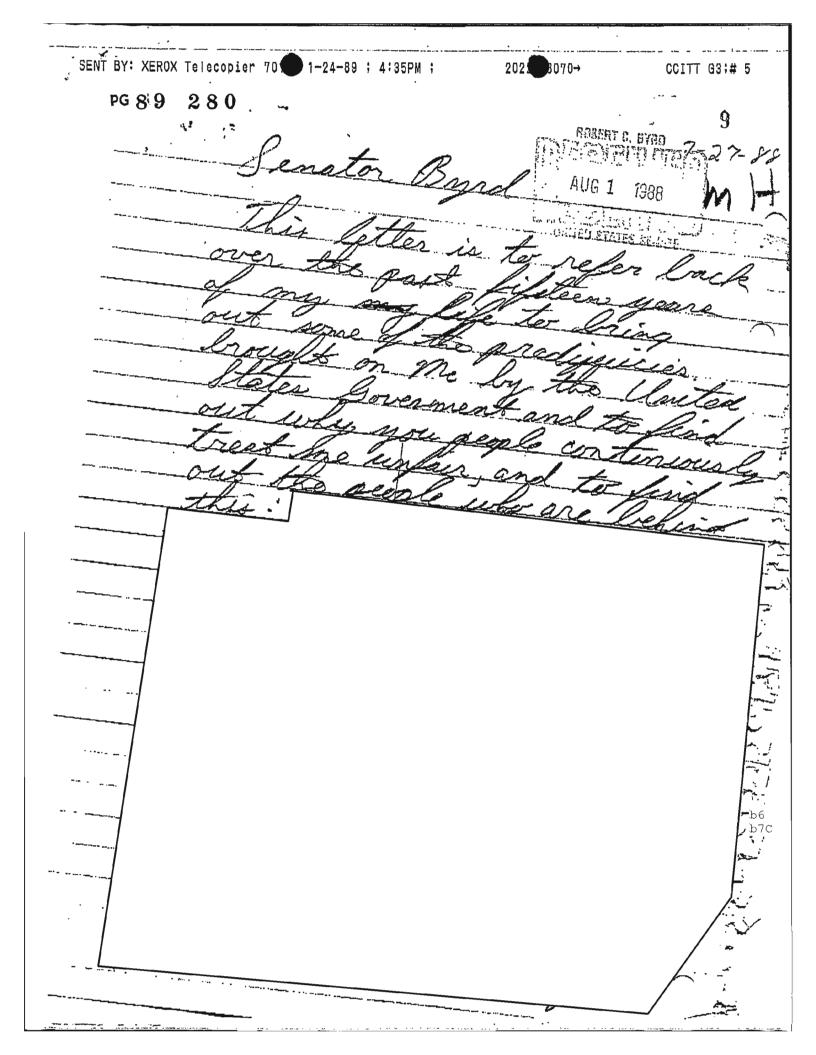
SENI BY: XEROX Telecopier 7017; 1-24-89; 4:38PM; 2022248070→ CCITT G3;#10 5 280 pg 8 9 b6 8/88 PDG b7C June 28, 1988 b6 West Virginia b7C Dear I have been apprised of your recent visit to my Charleston office to discuss your desire to have The proper officials have been contacted in your behalf, and just as soon as any information is received on your inquiry, you shall be promptly advised. Please be assured of my willingness to be of assistance in this matter. With kind regards, I am Sincerely yours, Robert C. Byrd RCB:mmh

b6

b7C

PG 8 9 2 8 0	
July 25, 1988	
West Virginia b6 b7c	
Enclosed you will find the most recent communication I have received from	b6 b7(
Please note, that the current processing time is 6 to 9 months from receipt of an application.	
You may be sure that any further information I receive from the agency about this matter will be promptly forwarded to you.	•
With kind regards, I am	
Sincerely yours,	
Robert C. Byrd	
RCB:mmh Enclosure	
8/3/88 went to the Charleston office, apparently is emotional1	У
disturb individual, spoke to me on the telephone, regarding his case with	
advised of the need to wait 6/9 months. However, he	b6 b70
stayed in the office for sometime and discussed various issues of concern	to
him. was concerned over his actions. behavior.	

Charleston Office, Telephone Calls July 27, 1988 b6 b7C b6 wv b7C stopped by the office to drop off a letter requesting Mailed assistance with before has stopped by letter to the Washington office. and this mornings visit indicated he was volatile. He says "he is tired of being discriminated against by the federal government and if something is not done he will take matters into his own hands". Informed US Marshall's office of visit. b6 b7C



SENT BY: XEROX Telecopier 701 1-24-89 ; 4:36PM ; į:t PG 8.9 280 b6 b7C SENT BY: XEROX Telecopier 701 CCITT G3;# 7 PG;89 280. 7-27-88 11 b6 b7C b6 b7С

PG 89 280

. b6 b7C 4/89 pdg	
August 5, 1988	
West Virginia b6 b7C	
I have your letter, with further reference to your claim with	
I regret that there is a waiting period of 6 to 9 months before a decision can be made on your case. I know you will understand that decisions are based	b6 b7
on pertinent information in your file. Members of Congress have no voice in the matter and can, therefore, exert no persuasion nor in any manner influence the outcome of the case. Nevertheless, I do want to be helpful to you, and for this reason, I am glad to express interest in your case.	
With best wishes, I am	

Sincerely yours,

Robert C. Byrd

RCB:mmh

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,,	b7C
Charleston Office, Telephone Calls August 11, 1988	· .
	b
	d.
WV	
	recenst a letter of recomment ha
stopped by the office to gation from RCB for a position wit	request a letter of recommen- b6 th In Charleston. b7c
stopped by the office to watton from RCB for a position wit	request a letter of recomment b6 b7c letter of recomment.

PG 89 280

14

POSITIONS

RECOMMENDATION



August 15, 1988

	.b6
West Virginia	b70
Dear	

I have been apprised of your visit to my Charleston office regarding your interest in securing a position You requested any

assistance I might be able to provide in this regard.

b6 b7C

Although I have no voice in the selection of individuals within the private sector, in an effort to be helpful, I shall be pleased to contact the appropriate officials to express my interest in your application.

Assuring you of my desire to be of service whenever possible, I \cdot am

Sincerely yours,

Robert C. Byrd

RCB:ck

Charleston Office, Telephone Calls November 29, 1988	
	b6
wv	.b7C
stopped by the office to request a status of hearing date and to request assistance from RCB with a position he applied for.	
production in application.	
•	

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PG 8 9 8 0	2022248070→ CCITT G3;# 2 1/89 pdg Date 11/30/88 Aide mh
Case # - 633606003	NAME
PRIMARY Letter or Data (Yes /No)	Letter # 606039 17 Item
WV	# 31 ls para: This will acknowledge your recent contact to my Charleston offi
Phone	regarding the .: status of
ADDITIONAL PARTY Letter or Data (Yes //No)	Topic
	Subtopic Enclosure (Yes / No)
PhoneSerial	NAME Letter # 606030
He has emotional problems, however since has has been at least 6 mos. will check on status of his reques	# 48 ldy para: Enclosed is correspond pertaining to the case of .
AGENCY CODE(S) Letter or Data (Yes No)	fi) is requesting a curr status report on his claim Enclosure (Yes)/ No)
Ad Hoc Agency Letter or Data (Yes / No)	NAME
REFERRED BUCKED Due Date	
ACTION	Enclosure (Yes / No) ***DATA ONLY*** Comments
	, b6 b7c

įį

Charleston.Office, Telephone Calls December 15, 1988	
	b b
called the office to request that his hearing date scheduled in February before the be moved up. He would also like a status check on employment opportunities with He applied for a position and was tol he is qualified for He would like to know if any positions in this category might be coming up in the near future.	b b
	p

Dec. 26, 1988 PG \$9 280 Senator Byrd: b6 b7C

2022248070→ . PG 8 9 280. b6 b7C b7C .b6 b7C

United States Senate

25

b6 b7С

WASHINGTON, D.C. 20810

January 19, 1989

West Virginia b6
Dear
Enclosed you will find correspondence sent me by
responding to my expression of interest in your
behalf.
I have been glad to contact the responsible officials about
this matter, and I hope you will find the enclosed report useful.
I am sorry that it could not provide you with more encouraging
information.
Assuring you of my desire to be of service whenever pos-
sible, I am
Sincerely yours, Robert C. Byrd
RCB:hkh Enclosure
b6 b7c

•	
January 26, 1989	
To: Admin Asst to Senator RCB, Washington Office	
From: Officer Manager, Washinghton office both	
From: Officer Manager, Washinghton office b7c Re: Unariescon Office Officer Manager, Washinghton office b7c	
The Charleston office is very concerned regarding a constituent:	
₩V	
Since June 1988 has been visiting the Charleston office requesting assistance with and most recently with employment Although he was not successful with his employment search, the Senator has been helpful in (1) getting a February 15th hearing and (2) by contacting and regarding	
employment.	
However, has grown increasingly volatile, and his physical appearance has also deteriorated. He has made statements such as "I'll have to take matters in my own hands," and "You'll be sorry" if he is not hired or if his discharge status is not upgraded. Apparently he recently had an episode where he became very agitated outside a judge's chambers in the building, and was asked to leave the building by the Marshal's service.	
and are concerned and frightened that has made these subtle threats, and that he might become both both both both both both both both	
Because of their concern, and at the suggestion of the U.S. Marshal in the building that they contact someone (they said the Secret Service which is incorrect), I spoke with Detective of the Capitol Police Threat Assessment Unit. He is currently running a background check on with the various law enforcement agencies including the FBI, Secret Service, local police, Kanawha County Sheriff and the WV State Police. He is also requesting that the FBI conduct a field interview and assessment of As soon as Detective has something to report, he will get in touch with us. At that time, he will also discuss with us possible ways of dealing with the situation.	

رد در ORIGINAL

FEDERAL BUREAU OF INVESTIGATION

<u>1</u>

Date of tr	ranscription 2/10/89
December 4, 1912, provided SA with a color provided that the photograph	ate of birth hotograph of b7C h depicted b7C

Investigation on 1/31/89	atPit	tsburgh,	Pennsylvania	_File # _	PITTSBURGH 89A-280	\'\
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	ל	.b6				
by SA	DLR:jaw	.b7C	Date dictated	2/6	/89	

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 2/21/89

Assistant for United States Senator ROBERT C. BYRD, Federal Building, 500 Quarrier Street, Charleston, West Virginia (WV), telephone number (304) 342-5855 was interviewed at her place of employment. After being advised of the identities of the interviewing Agents and the nature of the interview provided the following information:	Ъ6 Ъ7С
recalls that first came into Senator BYRD's Office on June 22, 1988. was angry and frustrated over his inability to obtain employment, and he asked for assistance from the Senator in finding a job. He also was in an appeals process to which he believed hindered him from finding suitable employment.	Ъ6 Ъ7С
was last in the office on January 24, 1989. When he arrived, was on the telephone and went unattended through the office, past the reception area. left the telephone and went to escorting him into the office of for the Senator. then talked with does not know the nature of that conversation and she does not recall that said anything significant to her personally on that date, but she described him as "wearing a ballistic attitude". Upon leaving the office, made a gesture of reaching into his jacket which frightened	b6 b70
Over the months that had visited Senator BYRD's Office, his physical appearance had deteriorated. He initially came to the office well groomed and dressed in business attire. During recent visits, he was unshaven, unkept, and often wearing an Army fatigue jacket. He also had a strange "stare". had become increasingly volatile and belligerent.	b'
stigation on 1/31/89 at Charleston, WV File # PG 89A-28 SA	30

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PG 89A-280

Continuation of FD-302 of	,Page <u>2</u>
recalls that in July and August, 1988, made statements to the effect that if he did not get a job, he would take matters into his own hands, and "you'll be sorry". feels that these threats could have been directed to he personally.	b6 b7€
had asked out socially during the summer of 1988, and she had declined. Since that time, had occasionally encountered outside of the office setting. would initiate conversation, and would indicate she was not interested in speaking with him. would respond appropriately and terminate the conversation.	⊅6 Ъ7С
were unsuccessful. He worked briefly at an in WV, around August 1988, representing himself as being in an executive capacity. believes that he was actually Most recently.	ъ6 ъ7С
is scheduled to receive a letter from the notifying him of his non-competitive status, and feels that this might trigger a violent episode by recalls that was involved in an incident with a Federal Court Security Office, sometime during the summer of 1988. She understood had to physically escort out of the Federal Building after he created a disturbance outside the judge's office.) b6 b7C





PG 89A-280 MAF/bm

1

	Agents and and	
[On January 31, 1989, Chief Deputy, United States Marshal's Service, and Enforcement Specialist, United States Marshal's Service, were notified of the concerns of Senator BYRD's staff in regard to the actions of stated that he was aware of the problem	b6 b7c
	and had discussed the matter with the Senator's Office. stated he had no definite knowledge of but recalled an incident when he had assisted a Court Security Officer in removing a man from the building advised that his office would respond immediately if summoned by the Senator's staff.	
	On January 31. 1989, Sergeant Police Department West Virginia (WV), was contacted by Agents. advised that he had no personal knowledge of and that records indicate no arrest.	b6 b7С
	On February 1, 1989, Special Agent in Charge (SAC), United States Secret Service, was contacted and advised of the events and results of the investigation. SA advised United States Secret Service indices checks was negative in regard to	.b6 .b70
	NCIC check and Pittsburgh <u>indices check</u> conducted on January 31, 1989, were negative for	b6 b7C

Duplicate Compression To Charleston Ru confederate

89A-280-10-12317 loud

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Federal Bureau of Investigation

In Reply,	Please Refer to
File No.	89A-280

Post Office Box 1315 Pittsburgh, Pennsylvania 15230

April 14, 1989

Honorable Michael W. Carey United States Attorney Southern District of West Virginia Federal Building 500 Quarrier Street Charleston, West Virginia

Attention:

b7C

Assistant U. S. Attorney

THREATS TO SENATOR BYRD'S RE:

STAFF AT CHARLESTON, WEST VIRGINIA

Dear Mr. Carey:

	This letter is to confirm a conversation of February 1, 1989, between Assistant United States Attorney (AUSA)	TO ALA
	and Special Agent (SA) of the Federal	b7C
_	Bureau of Investigation (FBI).	
	On January 31, 1989, the Charleston, West Virginia (WV), office of the FBI was advised by teletype from our	
	Washington Metropolitan Field Office that a threat had been	
	made by to Senator Byrd's staff at Charleston,	
	WV. Our investigation included interviews with Senator Byrd's	b6
г	staff, the subject, We also conducted arrest record checks	Ъ7С
	and notified the Charleston, WV, United States Marshal's Office	
	and Charleston, WV, United States Secret Service Office.	
	Details of the interviews, arrest record checks and notification	
	of other agencies are contained in the attached documents.	
,		٦,
	On February 1, 1989, AUSA was apprised Saffich Gen	6 🖛 7.C
	the details of the interviews and advised that he would decline b	<i>1</i> .℃. •
	prosecution in this matter. Serialized Stripped RA Duplicate file destroyed	-
	Date The RA Duplicate file destroyed Indexed	
,	Date The Filed	-
a g	Enclosures Initials III	
بسر	1 - Addressee (Enclosures)	
oft	1) - Pittsburgh (89A-280) LLS/swm	
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	icate Copy Forw Breek (Empial of the United States Constitution (1787-1987)	
•	1/16/99	b6
Charl	leston RA on Colonia	b7C

Based on AUSA opinion, the FBI will conduct no further investigation in this matter at the present time.	b6 b7C
Thank you for your continued cooperation in these matters.	
Sincerely yours,	
BOB C. REUTTER Special Agent in Charge	

Supervisory Senior Resident Agent

b6 b7С FORMS.TEXT HAS 1 DOCUMENT INBOX.1 (|759) TEXT: VZCZCWMO085 RR HO PG DE WM | 0085 1312346 ZNR UUUUU R 112330Z MAY 89 FM FBI WASHINGTON METROPOLITAN FIELD(89A-1198)(P)(C-4) TO DIRECTOR, FBI/ROUTINE/ FBI, PITTSBURGH/ROUTINE/ BTUNCLAS CITE: //3920// PASS: VIOLENT CRIMES UNIT - CID. SUBJECT: SENATOR ROBERT BYRD - VICTIM; UNITED STATES SENATE; CCSCAKA; OO:PITTSBURGH. RE BUREAU TELETYPE TO ALL SAC'S DATED 10/28/88. PITTSBURGH AIRTEL TO THE DIRECTOR AND WMFO DATED 2/8/89. THE U.S. CAPITOL POLICE, WASHINGTON, D.C. HAVE REQUESTED THE RESULTS OF THE FBI INVESTIGATION IN CAPTIONED MATTER SO THAT THEY CAN MAKE A THREAT ASSESSMENT. PURSUANT TO REFERENCED BUREAU 29A-280-12 TELETYPE, RESULTS OF THE INVESTIGATION MUST BE REPORTED TO FBIHQ

Sent out
5/12 A/r to WFMC

advised Charleston RA

Tied 1 1 Pm

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PAGE TWO DE WM 0085 UNCLAS WITHIN SEVEN CALENDAR DAYS.

UNCLAS

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0085

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FBI

	TRANSMIT VI ☐ Teletype ☐ Facsimile ☐ AIRTEL		PRECEDENCE: Immediate Priority Routine	([[[[CLASSIFICAT TOP SECH SECRET CONFIDER UNCLAS UNCLAS Date 5/:	RET NTIAL E F T O		
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PG 89A-280

8) Two photocopies of Investigative Insert of Special Agent (SA) and SA

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For the information of WMFO, the enclosed information is being provided for whatever use you deem appropriate, including dissemination to the Threat Assessment Unit, U.S. Capitol Police, Washington, D. C.

Inasmuch as all investigation is this matter has been conducted by PG Division, this matter is being closed.

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 9

Page $7 \sim 66$, $67C^{-1}$

Page 25 ~ b6, b7C

Page 37 ~ b6, b7C

Page 40 ~ b6, b7C

Page 48 ~ b6, b7C

Page 51 ~ b6, b7C

Page 53 ~ b6, b7C

Page 56 ~ b6, b7C

Page 57 ~ b6, b7C

	TRANSMIT VIA: ☑ Teletype ☐ Facsimile ☐ AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: ☐ TOP SECRET ☐ SECRET ☐ CONFIDENTIAL ☐ UNCLAS E F T O ☑ UNCLAS
		•	Date 10/29/93
	FM FBI PITTSBURGH (89A	-PG-58259) (P)	
	TO DIRECTOR FBI/ROUTIN	E/	
	FBI WMFO/ROUTINE/		
	BT		
	UNCLAS		
	CITE: //3650:5430//		
	PASS: WMFO,	□	
	SUBJECT: UNSUB; SENAT	OR ROBERT C. BYRD -	- VICTIM;
	ASSASSINATION; KIDNAPP	er" 'Ing; assault-member	R OF CONGRESS:
	(OO: PITTSBURGH).		
	RE OCTOBER 28, 19	93 TELEPHONE CALLS	BETWEEN SPECIAL
	AGENTS , WMFO	, AND	
	PITTSBURGH/CHARLESTON,	WV, RESIDENT AGENC	CY.
	THE ABOVE CAPTION	ED MATTER WAS PREDI	CATED UPON
	INFORMATION RECEIVED F	ROM	ъ7с
. .)	DAYAK (1)	Open Reopen Case Origin P G Date C/A Sup	Foims Serialized Law Indexed But Filed by
whater .	Approved: WER EWR dd	18157 43 hou Original filename: 1	LOE. 60100xx
11:30 A.M.	Time Received: 3:00 p	Telprep filename:	H-10KX001201309
11/2	MRI/JULIAN DATE: 144	18 1302 ISM	v: 006
7	FOX DATE & TIME OF ACCE	PTANCE: 10/29	894-PG-58259-1
			89H-FG-50001 1

FOR SENATOR ROBERT C. BYRD, 500 QUARRIER STREET, ROOM

1019, CHARLESTON, WEST VIRGINIA (WV), TELEPHONE NUMBER

(304) 342-5855. ADVISED THAT SOMETIME DURING THE

WEEKEND BEGINNING OCTOBER 22, 1993, AND ENDING THE MORNING OF

OCTOBER 25, 1993, THERE HAD BEEN A THREATENING MESSAGE

DIRECTED AGAINST SENATOR BYRD LEFT ON AN ANSWERING MACHINE.

DURING THIS CONTACT PROVIDED THE INVESTIGATING AGENT

WITH A MICROCASSETTE CONTAINING THE TELEPHONE CALL AS WELL AS

A TRANSCRIPT OF THE CALL. ADDITIONALLY, PROVIDED A COPY

OF A MEMORANDUM DATED OCTOBER 5, 1993, PREPARED BY

CALL THAT HAD BEEN RECEIVED ON OCTOBER 4, 1993.

THE MEMORANDUM INDICATED THAT A WOMAN HAD CONTACTED SENATOR BYRD'S OFFICE AND WAS QUITE ABUSIVE. THE WOMAN COMPLAINED ABOUT NOT GETTING THROUGH AND BASICALLY SAID THE FOLLOWING: "DOES SENATOR BYRD KNOW THAT WE ARE A COUNTRY OF THE PEOPLE, FOR THE PEOPLE, AND BY THE PEOPLE? HOW WOULD IT BE IF SENATOR BYRD AND ALL HIS COMMUNIST COMRADES IN WASHINGTON WERE ASSASSINATED?" THE CALL HAD BEEN RECEIVED AT 12:13 P.M. THE MEMORANDUM ALSO NOTED THAT A "RAMBLING"

^PAGE 3 (89A-PG-58259) UNCLAS

MESSAGE HAD BEEN LEFT ON THE ANSWERING MACHINE THE PREVIOUS

WEEK WHICH ALSO MADE REFERENCE TO "COMMUNISTS," BUT CONTAINED

NO THREAT.

THE CALL DISCOVERED ON OCTOBER 25, 1993, WAS ALSO THAT OF A WOMAN. THE TRANSCRIPT OF THE THREATENING CALL IS AS FOLLOWS: "THIS IS ALSO FOR ALL MEMBERS OF ROBERT C. BYRD'S STAFF. SENATOR ROBERT C. BYRD IS A LEADER OF THE COMMUNIST DEMOCRATIC PARTY ON CAPITOL HILL, AND YOU'RE SO INTERESTED IN CHOICES WE'RE GIVING YOU THREE: YOU CAN GO TO CUBA WITH YOUR FAMILIES, YOU CAN COMMIT SUICIDE WITH YOUR FAMILIES, OR YOU CAN FACE THE FIRING SQUAD WITH YOUR FAMILIES. NOW YOU PICK OUT WHICH CHOICE YOU WANT. YOU TAKE YOUR CHOICE. THE PEOPLE ARE DEMANDING THE FIRING SQUAD. MYSELF, I'D PREFER HUNG FOR TREASON RIGHT ON CAPITOL HILL WHERE YOU MADE YOUR COMMUNIST LAWS AND STOLE PEOPLE'S MONEY. MISREPRESENTED THAT, WHEN YOU ASKED FOR THE TAX MONEY. WE WANT IT BACK, WE'RE GOING TO GET THAT FROM THE DEMOCRATIC PARTY, AND YOU'D BETTER BELIEVE IT."

"NOW THIS IS THE TRUTH, AND YOU FACE THE TRUTH. AND WHEN YOU FACE THE TRUTH, COMMUNISTS ALWAYS COMMIT SUICIDE, SO I WOULD ASSUME THAT THAT'S WHAT YOU'RE GOING TO DO. BUT, YOU

^PAGE 4 (89A-PG-58259) UNCLAS

STILL HAVE THE CHOICE, BECAUSE THE PEOPLE WANT YOU LINED UP IN FRONT OF A FIRING SQUAD. THAT'S EXACTLY WHAT THEY WANT, AND IF YOU DON'T KNOW THAT, OR HAVEN'T HEARD IT, YOU JUST TUNE IN AND LISTEN TO THE PEOPLE."

"THEY'RE EVEN NAMING COMMUNIST CHURCH AND COMMUNIST
PREACHERS. THEY'RE NAMING ALL OF THOSE FROM THE TOP ALL THE
WAY DOWN AS FAR AS THEY CAN GO, AND A LOT OF PEOPLE THAT
FOLLOW YOU DIDN'T KNOW YOU WERE A COMMUNIST."

"THEY ALSO KNOW ALL YOUR TRAINED THUGS AND SO ON. WE'VE GOT ALMOST EVERY LIST. EVERY TIME YOU OPEN YOUR MOUTH WE GET A FEW MORE AND THANK YOU FOR EVEN SPEAKING. WE CAN'T SAY YOU CAN'T SPEAK. NO, BUT IT CERTAINLY IS A BENEFIT TO US WHEN YOU DO. VERY BENEFICIAL TO US BECAUSE WE JUST ADD MORE NAMES TO OUR LIST AND MORE REASONS FOR PUTTING YOU IN FRONT OF THE FIRING SQUAD." THE ABOVE CALLERS APPEAR TO HAVE A MIDWESTERN ACCENT.

		ADV	ISED	THAT	SENA	ATOR	BYRD	's W	ASHI	NGTO	ON, D	.c.,	
OFFI	CE HA	S BEE	N MAD	E AWA	RE C	OF TH	HE AB	OVE.			MILI	CHEC	K.
SENA	TOR E	SYRD'S	CHAR	RLESTO	ON, V	W, C	OFFIC	E, F	OR A	ич с	CORRE	SPONE	ENCE
THAT	MAY	MAKE :	REFER	RENCE	TO '	'COM	MUNIS	т."		W	7ILL	ALSO	QUERY

b6 b7C

^PAGE 5 (89A-PG-58259) UNCLAS SENATOR BYRD'S WASHINGTON, D.C. OFFICE TO DETERMINE IF THEY HAVE RECEIVED ANY CALLS OR CORRESPONDENCE MAKING REFERENCE TO "COMMUNIST." b3 ON OCTOBER 27, 1993, SA SPOKE WITH UNITED STATES SECRET SERVICE (USSS), CHARLESTON, WV. WAS ADVISED OF THE NATURE OF THE CALLS TO SENATOR **b**6 b7C BYRD'S OFFICE. | STATED THAT HE HAD RECENTLY INVESTIGATED A MATTER IN WHICH A MALE, FROM HUNTINGTON, WV, HAD THREATENED THE PRESIDENT. | ADVISED THAT SHOULD A SUBJECT NAME BE DEVELOPED, A QUERY COULD BE MADE OF USSS RECORDS. ADVISED THAT CAPITOL HILL POLICE, b6 TELEPHONE (202) 224-1495, HAD ADVISED HER THAT A NUMBER OF b7C SIMILAR CALLS HAD BEEN RECEIVED BY SENATOR ROCKEFELLER'S AND CONGRESSMAN BOEHLERT'S WASHINGTON, D.C. OFFICES.

^PAGE 6 (89A-PG-58259) UNCLAS

ON OCTOBER 28, 1993, SA SPOKE WITH DETECTIVE
CAPITOL HILL POLICE. ADVISED THAT WITHIN
THE LAST TWO MONTHS THERE HAD BEEN A NUMBER OF CALLS TO THE
WASHINGTON, D.C, OFFICES OF SENATOR ROCKEFELLER,
(WEST VIRGINIA); CONGRESSMAN BOEHLERT (NEW YORK); AND
CONGRESSMAN RONALD DELLUMS (CALIFORNIA), IN WHICH REFERENCES
HAVE BEEN MADE TO THE TERM "COMMUNIST." NONE OF THE CALLS TO
DATE HAD BEEN THREATENING. SENATOR ROCKEFELLER'S OFFICE HAD
RECEIVED A NUMBER OF CALLS, TWO OF WHICH HAD BEEN RECEIVED
DURING THE DAY. CONGRESSMEN BOEHLERT'S OFFICE HAD RECEIVED AT
LEAST TWO CALLS ON AN ANSWERING MACHINE AND CONGRESSMAN
DELLUMS' OFFICE HAD RECEIVED A COUPLE OF CALLS ON AN ANSWERING
MACHINE. THE IDENTITY OF THE CALLERS HAD NOT BEEN DETERMINED.

PITTSBURGH DIVISION WILL ADVISE BOTH FBIHQ AND WMFO OF INVESTIGATION AS IT DEVELOPS.

BT

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1A/ 1
Universal File Case Number 898-96-58259
Field Office Acquiring Evidence
Serial # of Originating Document
Date Received 11/5/93
From
(Name of Contributor)
(Address of Contributor)
Ву
(Name or Special Agent)
To Be Returned ☐ Yes ☒No
Receipt Given ☐ Yes DNo
Grand Jury Material - Disseminate Only Pursuant
to Rule 6 (e), Federal Rules of Criminal Procedure
□ Yes 🔀 No
Title:
Reference:
(Communication Enclosing Material)
Description: Original notes re interview of
DES'T
SUMPTOR BYRD'S, CHRS., W.V.,
OFFICES
C1 P5)
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11/5/93 b6 b7С Assit Hy Hm to Dist CUBA - Going to CUBA - ByRED Svicibis -Firing Squap - STAYS 4New Communist - Strats 2:20 -2: Russia STURE is house than He is BEFIRE you AND partly title view " Accort / Hot Was Vincinh pikes up Ъб b7C

142
Universal File Case Number 89A - PG 58259
Field Office Acquiring Evidence
Serial # of Originating Document
Date Received 11/5/93
From
(Name of Contributor)
(Address of Contributor)
b6 b7C (Name or Special Agent)
To Be Returned ☐ Yes ♥ No Receipt Given ☐ Yes ♥ No
Grand Jury Material - Disseminate Only Pursuant
to Rule 6 (e), Federal Rules of Criminal Procedure
☐ Yes ဩ No Title:
Reference:
(Communication Enclosing Material)
Description: Original notes re interview of
b7c
SENTIL BYRD'S, CHAS., W.V.
(1 P5)
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STARR + SEPATOR TOOLIES COMMINIST = 9-009 to CAA WAY OFFHT HE SURCES

STAFF + Him - Fizing Link

SALLALA DONNIA" CHAILELA Pood SECY HAS

Winzorsin Foutball Opma DEWS THURK

Something eason Agost Mich wisc

Something Roart Daisy Little June Contra

pamotos CRIME Paustition

"WE"

SPATER LONE (think

you ait to be pet on fining his too you with some little voice

/A3

	Case Number 89A-mw- 58249					
Field Office Acquiring Evidence						
Serial # of Originating Document						
Date Receive	d 12-16-93 1-5-94 = 12-16-93 1-5-94					
rom	(Name of Contributor)					
	(Address of Contributor)					
Dy	SA (Gitte and Chale)					
Ву	(Name of Special Agent)					
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Receipt Given	•					
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	terial - Disseminate Only Pursuant					
to Hule 6 (e), F	Federal Rules of Criminal Procedure					
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Title:						
Reference:	(Communication Enclosing Material)					
	(-311111-11111-11111-11111-11111-11111-1111					
Description:	☑ Original notes re interview of					
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b6 b7C

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b6 12-16-93 BENNE DAM FD. Det + Alice Max Mc Lough Lin 4-29-27 397-22-6075 - caying Lived 3 yes MESSY Apt. Hometown CSPAN @ Congress Liberar Democratics of Yes, I can & Fining sad. # SHOULD THE Better world people like him elimented D Buro 7:30 Am. Numerous Praidential Books

b6 b7C

> bб b7С

43

TAPS

12/15/93 - 12/16/93 5:30p - 8:40A

SHOULD DE HOME FOR TROME ON IN STALL A GIVE. AISLICE SHE WILL BE FORTING

Hops He worls Drop down Tommonen

FD-192/FD-192A

PAGE

1

October 29, 1993

TITLE AND CHARACTER OF CASE

BYRD, ROBERT, C

DATE PROPERTY ACQUIRED SOURCE FROM WHICH PROPERTY ACQUIRED SOURCE FROM WHICH PROPERTY ACQUIRED FOR SEN BYRD)	
LOCATION OF PROPERTY: ELSUR/CM10/S2	b6 b7C
ANTICIPATED DISPOSITION ACQUIRING AGENT CASE AGENT	
GRAND JURY MATERIAL - NO (DISSEMINATE ONLY PURSUANT TO RULE 6(E))	
DESCRIPTION OF PROPERTY	

BARCODE: E0597770

1B1: 2479 1 MICROCASSETTE (10-22/25-93) NON-FBI. ELSUR 10-29-93

FOR VALUABLES AND/OR NARCOTICS EVIDENCE ONLY TWO SPECIAL AGENTS VERIFYING AND SEALING BAG CONTENTS

FIELD FILE NUMBER: PG/PG-0058259 (089A) OFFICE-OF-ORIGIN: PITTSBURGH



0001	ORIGINAL NOTES RE INTERVIEW OF ASS'T., SENATOR BYRD'S CHAS., WV, OFFOCE (1 FG.).	
0002	ORIGINAL NOTES RE INTERVIEW OF SENATOR BYRD'S CHAS. WV, OFFICE (1 PG.).	
0003	ORIGINAL NOTES RE INTERVIEW OF ALICE M. MCLAUGHLIN	b6 b7C
0004	ORIGINAL INTERVIEW NOTES RE	
1A NO	DESCRIPTION	
FILE:	PG-0058259-EX	

4Ãý

NUM

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FD-192/FD-192A

PAGE

1

December 21, 1993

BYRD, ROBERT, C

DATE PROPERTY ACQUIRED SOURCE FROM WHICH PROPERTY ACQUIRED December 16, 1993 ASST SEN BYRD'S OFF	
LOCATION OF PROPERTY: ELSUR/CM10/S2	b6 b7C
ANTICIPATED DISPOSITION ACOUIRING AGENT CASE AGENT	
GRAND JURY MATERIAL - NO (DISSEMINATE ONLY PURSUANT TO RULE 6(E))	
DESCRIPTION OF PROPERTY	-

BARCODE: E0597954

1B2: 2507 1 MICROCASSETTE OF 12-15-93. NON-FBI. ELSUR 12-20-93.

FOR VALUABLES AND/OR NARCOTICS EVIDENCE ONLY TWO SPECIAL AGENTS VERIFYING AND SEALING BAG CONTENTS

FIELD FILE NUMBER: PG/PG-0058259 (089A) OFFICE-OF-ORIGIN: PITTSBURGH

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it and its contents are not to be distributed outside your agency.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription	11/5/93
Senator ROBERT C. BYRD, 500 Quarrier Street, Room 1019 Charleston, West Virginia (WV), telephone number (304) provided the investigating Agent with a micro-cassette micro-cassette contained one threatening message direct Senator BYRD that was received sometime during the week beginning Friday evening, October 22, 1993, and ending morning of October 25, 1993.) 342-5855, e. The cted toward ekend
also provided a copy of a transcript of message. Additionally, provided a copy of a message dated October 5, 1993, prepared by staff member regarding an anonymous telephone call that had been recorded a copy of a member october 4, 1993.	morandum
advised that Senator BYRD's Washington office is aware of the most recent telephone threat as the call that had been received on October 4, 1993. In made a reference to "communist". Will make a quetermine whether Senator BYRD's Charleston office had any correspondence with any language in which reference communist were made. Will also query Senator BYWashington, D.C. office to determine if they had recessimilar telephone calls or correspondence.	s well as Both calls uery to d received ce to YRD's
Copies of the above-mentioned transcript and are attached hereto made a part of:	d memorandum
Search Gan	
<u> </u>	89A-PG-58259 - 2
6.46	10/27/93

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10/20/0/2

TRANSCRIPT OF THREATENING CALL, LEFT ON ANSWERING MACHINE, FOUND 10-25-93.

Woman, with mid-western accent.

"This is also for all members of Robert C. Byrd's staff. Senator Robert C. Byrd is a leader of the Communist Democratic Party on Capitol Hill and (since) you so interested in choices, we'll give you three:

-You can go to Cuba with your family,

-You can commit suicide with your family, or

-You can face the firing squad with your families.

No, you pick out which choice you want. You take your choice. The people are demanding the firing squad. Myself, I'd prefer hung for treason right on Capitol Hill where you made your communist laws and stole people's money. Misrepresented that, when you asked for their tax money. We want that back. We're going to get that from the Democratic Party and you'd better believe it.

Now, this is the truth and you face the truth. And, when you face the truth, communists always commit suicide, so I should assume that's what you're going to do. but, you still have the choice because the people want you lined up in front of a firing squad. That's exactly what they want and if you don't know that or haven't heard it, you just tune in and listen to the people.

They're even naming communist church now and communist preachers. Naming all of those from the top all the way down as far as it can go and a lot of the people that followed you, didn't know you were a communist.

They also know all your trained thugs and so on. We've got almost every list. Every time you open your mouth we get a few more and 'thank you' for even speaking. We can't say you can't speak. No, it certainly is a benefit to us when you do. Very beneficial to us because we just add more names to our list and more reasons for putting you in front of the firing squad."

MEMORANDUM

October 5, 1993

TO:			.b6
FROM:			J1 a.
RE: Anonymous	telephone	call	

On Monday, October 4, 1993, a woman called and was quite abusive. She complained about not getting through and basically said the following:

"Does Senator Byrd know that we are a country of the people, for the people and by the people? How would it be if Senator Byrd and all of his communist comrades in Washington were assassinated?"

The call came at 12:13 p.m. We received a rambling message on the answering machine last week regarding communists, that I believe may have been the same woman. The message last week, however, contained no threat. She has a mid-western accent.

Just an FYI in case she calls again.

FEDERAL BUREAU OF INVESTIGATION

Date of transcription	11/8/93
Senator ROBERT C. BYRD's, Char West Virginia (W.V.), office, 500 Quarrier Street, Room Charleston, W.V., telephone number (304) 342-5855, was provided the following information regarding a call between and an unknown woman on Novel 1993:	m 1019, contacted. telephone
After had gotten attention, by her and saying that it was the same one, making refere person whose message had been discovered on the office machine on October 25, 1993, and who had receiv from on October 4, 1993, she listened in on the conver another extension in the office. The caller claimed B and the Senator to be "trained communist." The caller reference to "them" "going to Cuba" and asked why the doesn't commit suicide. The caller also made comments BYRD's staff and the Senator going before a firing lin caller made reference to DONNA SHALALA, Secretary, Dep Health and Human Services, being at the Michigan vs. W football game and being "booed." believed the said something else about either Michigan or Wisconsin thinking that it was Michigan. The caller said someth the Senator being like JIMMY CARTER, being one who prodrugs, crime, and prostitution. The caller often refe "we" when making statements to The caller belie staff to be the worst. The caller told that she, "sweet little voice," ought to be put on a firing line	nce to the answering ed a call sation from YRD's staff made Senator as to e. The artment of isconsin caller had ing about mores rred to ved the with the
Sourch Gen Forms Sovietized_belf	
Investigation on 11/5/93 at Charleston, W.V. File# 89A-P	PG-58259 - 4 PG-58259 - 4

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FEDERAL BUREAU OF INVESTIGATION

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Memorandum



То	:	SAC,	PITTSBURGH	(89A-PG-58259)	(P)	Date	11/10/93

From : SA SQ. 7) b6 b7C

Subject: UNSUB;

SENATOR ROBERT C. BYRD - VICTIM;

CCSCAKA (00; PG)

			the	U.S.	Attorney's	office,	SDWV,	issued	a	
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NOV 15 1993

FBI - PITTSBURGH

89A-PG-58259

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On October 27, 1993, Special Agent (SA)

at Charleston, West Virginia (W.V.), reviewed a recorded message that had been discovered on October 25, 1993, on an answering machine at the office of Senator ROBERT C. BYRD. Attached hereto and made a part hereof this document is a transcript, prepared by Senator BYRD's office, of the message with changes made by SA

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894-16-58259-7

WE'RE GILING

TRANSCRIPT OF THREATENING CALL, LEFT ON ANSWERING MACHINE, FOUND 10-25-93.

Woman, with mid-western accent.

"This is also for all members of Robert C. Byrd's staff.

Senator Robert C. Byrd is a leader of the Communist Democratic

Party on Capitol Hill, and (since) you so interested in choices.

We'll give you three:

-You can go to Cuba with your family; or -You can commit suicide with your family; or -You can face the firing squad with your families.

Now you pick out which choice you want. You take your choice. The people are demanding the firing squad. Myself, I'd prefer hung for treason right on Capitol Hill where you made your communist laws and stole people's money. Misrepresented that, when you asked for their tax money. We want that back, We're going to get that from the Democratic Party, and you'd better believe it.

Now, this is the truth and you face the truth. And when you face the truth, communists always commit suicide, so I should with assume that's what you're going to do. But, you still have the choice because the people want you lined up in front of a firing squad. That's exactly what they want, and if you don't know that, or haven't heard it, you just tune in and listen to the people.

They're even naming communist church now and communist preachers. Naming all of those from the top all the way down as far as it can go and a lot of the people that followed you widn't know you were a communist.

They also know all your trained thugs and so on. We've got almost every list. Every time you open your mouth we get a few more and 3 thank you for even speaking. We can't say you can't speak. No, it certainly is a benefit to us when you do. Very beneficial to us because we just add more names to our list and more reasons for putting you in front of the firing squad."

6 (Rev. 8-29-85)			
	F	ВІ	,b6
TRANSMIT VIA: X Teletype ☐ Facsimile ☐ AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS	b7C
		Date 11/18/93	_
FM FBI PITTSBURGH (89	A-PG-58259) (P	·)	
TO DIRECTOR FBI/ROUTIN	1E/		
FBI MILWAUKEE/ROUTINE	1		
FBI WMFO/ROUTINE/	•		
BT			
UNCLAS			
CITE: //3650:5430//			
PASS: WMFO,			
SUBJECT: UNSUB; SENAT	TOR ROBERT C.	BYRD - VICTIM;	
ASSASSINATION; KIDNAPI	PING; ASSAULT	- MEMBER OF CONGRESS;	
(OO: PITTSBURGH).		89A-PG-58259	7 - 9
REPGTELS TO THE I	DIRECTOR AND W	MFO DATED OCTOBER 29, 19	
AND NOVEMBER 9, 1993,	AND NOVEMBER	16, 1993, TELEPHONE CALS	arch Gen
BETWEEN SA	PITTSBU	IRCH / CHARLESTON	ims
WEST VIRGINIA, RA, ANI	O INVESTIGATIV		dexed X A
MILWAUKEE.		Fi	led
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			<i>در</i> ه ح
Approved: WEPLIEKID	YU Original fil	Jename: JRX003w. 32	-) razli
Time Received: 245	Telprep fi	ilename: D. URY 0038 1 3	321
MRI/JULIAN DATE: 2/	194	ISN: 1001 2002	321 ⁻

FOX DATE & TIME OF ACCEPTANCE:

11/18/93 Len 19492 2 19512

^PAGE 2 (89A-PG-58259) UNCLAS

FOR INFORMATION OF MILWAUKEE DIVISION, THE

ABOVE-CAPTIONED MATTER WAS PREDICATED UPON INFORMATION

RECEIVED FROM FOR

SENATOR ROBERT C. BYRD, 500 COURIER STREET, ROOM 1019,

CHARLESTON, WEST VIRGINIA (WV), TELEPHONE NUMBER 304-342-5855.

THREE (3) CALLS HAVE BEEN RECEIVED BY SENATOR BYRD'S CHARLESTON, WV, OFFICE. THE FIRST CALL TOOK PLACE ON OCTOBER 4, 1993; THE SECOND SOMETIME DURING THE WEEKEND BEGINNING OCTOBER 22, 1993, AND ENDING THE MORNING OF OCTOBER 25, 1993, AND ON NOVEMBER 4, 1993.

A MEMORANDUM PREPARED BY SENATOR BYRD'S OFFICE REGARDING
THE OCTOBER 4, 1993, CALL HAD INDICATED THAT A WOMAN HAD
CONTACTED THE OFFICE AND WAS QUITE ABUSIVE. THE WOMAN
COMPLAINED ABOUT NOT GETTING THROUGH AND BASICALLY SAID, "DOES
SENATOR BYRD KNOW THAT WE ARE A COUNTRY OF THE PEOPLE, FOR THE
PEOPLE, AND BY THE PEOPLE? HOW WOULD IT BE IF SENATOR BYRD
AND ALL HIS COMMUNIST COMRADES IN WASHINGTON WERE
ASSASSINATED?" THE CALL HAD BEEN RECEIVED AT 12:13 PM. THE
MEMORANDUM ALSO NOTED THAT A "RAMBLING" MESSAGE HAD BEEN LEFT

b6 b7C ^PAGE 3 (89A-PG-58259) UNCLAS
ON THE ANSWERING MACHINE THE PREVIOUS WEEK, WHICH ALSO MADE
REFERENCE TO "COMMUNIST," BUT CONTAINED NO THREAT.

THE CALL DISCOVERED ON OCTOBER 25, 1993, WAS ALSO THAT OF A WOMAN. THE TRANSCRIPT OF THE THREATENING CALL IS AS FOLLOWS: "THIS IS ALSO FOR ALL MEMBERS OF ROBERT C. BYRD'S STAFF. SENATOR ROBERT C. BYRD IS A LEADER OF THE COMMUNIST DEMOCRATIC PARTY ON CAPITOL HILL, AND YOU'RE SO INTERESTED IN CHOICES WE'RE GIVING YOU THREE: YOU CAN GO TO CUBA WITH YOUR FAMILIES, YOU CAN COMMIT SUICIDE WITH YOUR FAMILIES, OR YOU CAN FACE THE FIRING SQUAD WITH YOUR FAMILIES. NOW YOU PICK OUT WHICH CHOICE YOU WANT. YOU TAKE YOUR CHOICE. THE PEOPLE ARE DEMANDING THE FIRING SQUAD. MYSELF, I'D PREFER HUNG FOR TREASON RIGHT ON CAPITOL HILL WHERE YOU MADE YOUR COMMUNIST LAWS AND STOLE PEOPLE'S MONEY. MISREPRESENTED THAT, WHEN YOU ASKED FOR THE TAX MONEY. WE WANT IT BACK, WE'RE GOING TO GET THAT FROM THE DEMOCRATIC PARTY, AND YOU'D BETTER BELIEVE IT."

"NOW THIS IS THE TRUTH, AND YOU FACE THE TRUTH. AND WHEN YOU FACE THE TRUTH, COMMUNISTS ALWAYS COMMIT SUICIDE, SO I WOULD ASSUME THAT'S WHAT YOU'RE GOING TO DO. BUT, YOU STILL HAVE THE CHOICE, BECAUSE THE PEOPLE WANT YOU LINED UP IN FRONT

^PAGE 4 (89A-PG-58259) UNCLAS

OF A FIRING SQUAD. THAT'S EXACTLY WHAT THEY WANT, AND IF YOU

DON'T KNOW THAT, OR HAVEN'T HEARD IT, YOU JUST TUNE IN AND

LISTEN TO THE PEOPLE."

"THEY'RE EVEN NAMING COMMUNIST CHURCH AND COMMUNIST
PREACHERS. THEY'RE NAMING ALL OF THOSE FROM THE TOP ALL THE
WAY DOWN AS FAR AS THEY CAN GO, AND A LOT OF PEOPLE THAT
FOLLOW YOU DIDN'T KNOW YOU ARE A COMMUNIST."

"THEY ALSO KNOW ALL YOUR TRAINED THUGS AND SO ON. WE'VE GOT ALMOST EVERY LIST. EVERY TIME YOU OPEN YOUR MOUTH WE GET A FEW MORE NAMES AND THANK YOU FOR EVEN SPEAKING. WE CAN'T SAY YOU CAN'T SPEAK. NO, BUT IT CERTAINLY IS A BENEFIT TO US WHEN YOU DO. VERY BENEFICIAL TO US BECAUSE WE JUST ADD MORE NAMES TO OUR LIST AND MORE REASONS FOR PUTTING YOU IN FRONT OF THE FIRING SQUAD."

THE ABOVE CALLER(S) APPEARED TO HAVE A MID-WESTERN ACCENT.

^PAGE 5 (89A-PG-58259) UNCLAS

	£ď.
ON OCTOBER 28, 1993, SA SPOKE WITH	
DETECTIVE CAPITOL HILL POLICE. ADVISED	b6 b7С
THAT WITHIN THE LAST TWO MONTHS THERE HAD BEEN A NUMBER OF	
CALLS TO THE WASHINGTON, D.C., OFFICES OF SENATOR ROCKEFELLER	
(WV); CONGRESSMAN BOEHLERT (NY); AND CONGRESSMAN RONALD	
DELLUMS (CA), IN WHICH REFERENCES HAD BEEN MADE TO THE TERM	
"COMMUNIST." NONE OF THE CALLS TO DATE HAD BEEN THREATENING.	
SENATOR ROCKEFELLER'S OFFICE HAD RECEIVED A NUMBER OF CALLS,	
TWO OF WHICH HAD BEEN RECEIVED DURING THE DAY. CONGRESSMAN	
BOEHLERT'S OFFICE HAD RECEIVED AT LEAST TWO CALLS ON AN	
ANSWERING MACHINE AND CONGRESSMAN DELLUMS' OFFICE HAD RECEIVED	
A COUPLE OF CALLS ON AN ANSWERING MACHINE. THE IDENTITY OF	
THOSE CALLERS HAD NOT BEEN DETERMINED.	
ON NOVEMBER 4, 1993, AT APPROXIMATELY 2:18 PM, A CALL WAS	
RECEIVED BY ASSISTANT, SENATOR ROBERT C.	
BYRD'S CHARLESTON, WV, OFFICE. THE CALL WAS FROM A WOMAN WITH	.b6 .b7С
AN ACCENT. DID NOT KNOW THE TYPE OF ACCENT, OTHER THAN	
IT WAS OF SOMEONE NOT FROM THE AREA. THE CALLER MADE A NUMBER	

^PAGE 6 (89A-PG-58259) UNCLAS

OF REFERENCES TOWARD SENATOR BYRD AND HIS STAFF. THE CALLER STARTED WITH COMMENTS ABOUT COMMUNISM AND "TRAINED COMMUNIST," FOLLOWED BY REFERENCES TO THINGS LIKE "HE HAS TO DIE;" SENATOR BYRD GOING TO CUBA; COMMITTING SUICIDE, AND "THEM" FACING THE FIRING SQUAD IF HE CHOOSES NOT TO GO TO CUBA. THE CALLER ALSO MADE REFERENCE TO RUSSIA AND A COMMENT THAT "HIS STAFF IS WORSE THAN HE IS." BEFORE HANGING UP, THE CALLER TOLD SOMETHING LIKE, "I'M GOING TO GET YOU AND YOUR PRETTY LITTLE VOICE." OF THE OFFICE HAD GOTTEN ON ANOTHER EXTENSION AND HAD HEARD THE MIDDLE AND END OF THE CALL. AFTER HAD GOTTEN HER ATTENTION BY SIGNALING HER AND SAYING THAT IT WAS THE SAME ONE (REFERRING TO THE PERSON WHOSE MESSAGE HAD BEEN DISCOVERED ON THE OFFICE ANSWERING MACHINE ON OCTOBER 25, 1993, AND WHO RECEIVED A CALL FROM ON OCTOBER 4, 1993), LISTENED FROM ANOTHER EXTENSION. THE CALLER CLAIMED BYRD'S STAFF AND THE SENATOR TO BE "TRAINED COMMUNIST." THE CALLER MADE REFERENCE TO "THEM," "GOING TO CUBA" AND ASKED WHY THE SENATOR DOES NOT COMMIT SUICIDE. THE CALLER ALSO MADE COMMENTS AS TO BYRD'S STAFF AND THE SENATOR GOING BEFORE A FIRING LINE. THE CALLER

b6 b7С

^PAGE 7 (89A-PG-58259) UNCLAS MADE REFERENCE TO DONNA SHALALA, SECRETARY, DEPARTMENT OF HEALTH AND HUMAN SERVICES, BEING AT THE MICHIGAN VERSES WISCONSIN FOOTBALL GAME AND BEING "BOOED." BELIEVED THE CALLER HAD SAID SOMETHING ELSE ABOUT EITHER MICHIGAN OR WISCONSIN, THINKING THAT IT WAS MICHIGAN. THE CALLER SAID SOMETHING ABOUT THE SENATOR BEING LIKE JIMMY CARTER, BEING ONE WHO PROMOTES DRUGS, CRIME, AND PROSTITUTION. THE CALLER OFTEN REFERRED TO "WE" WHEN MAKING STATEMENTS TO THE CALLER REFERRED TO THE STAFF AS BEING WORSE THAN THE SENATOR AND TOLD THAT SHE, WITH THE "SWEET LITTLE VOICE, OUGHT TO BE PUT ON A FIRING LINE TOO."

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^PAGE 8 (89A-PG-58259) UNCLAS	
	ъ3
ON NOVEMBER 16, 1993, INVESTIGATION CONDUCTED BY IA	b6 b7C
MILWAUKEE DIVISION HAD DETERMINED AN ALICE M. McLAUGHLIN	570
POSSESSING WISCONSIN DRIVER'S LICENSE NUMBER	
M242-0332-7649-01R, ISSUED JULY 5, 1991, AND EXPIRING	
APRIL 29, 1994. McLAUGHLIN IS DESCRIBED AS A WHITE FEMALE,	
DOB APRIL 29, 1927, BEING 5 FEET 5 INCHES TALL, AND WEIGHING	
130 POUNDS, WITH BROWN EYES AND MIXED HAIR.	
ON NOVEMBER 16, 1993, SA CONTACTED	
U.S. SECRET SERVICE (USSS), CHARLESTON, WV, AND	b6
REQUESTED A QUERY OF USSS RECORDS REGARDING ALICE M.	Ъ7С
McLAUGHLIN. ADVISED THAT HE WOULD CONTACT SA	
SHOULD A RECORD BE LOCATED.	

A QUERY OF FOIMS, FOR BOTH PITTSBURGH AND MILWAUKEE ON NOVEMBER 18, 1993, DID NOT DISCLOSE ANY RECORD IDENTICAL TO ALICE M. McLAUGHLIN.

MILWAUKEE DIVISION AT BEAVER DAM, WI:

- 1. CONDUCT BACKGROUND INVESTIGATION REGARDING ALICE M.
 McLAUGHLIN, 211 SEIPPEL BOULEVARD, APARTMENT 4, BEAVER DAM,
 WI, 53916-1197.
- 2. UPON COMPLETION OF BACKGROUND INVESTIGATION,
 INTERVIEW McLAUGHLIN TO DETERMINE HER INTENT AND POTENTIAL FOR
 VIOLENCE.
- 3. REPORT RESULTS TO FBIHQ AND WMFO, AS WELL AS PITTSBURGH DIVISION, SO THAT PROSECUTIVE ACTION COULD BE DETERMINED.

BT

FBI

	TRANSMIT VIA: □ Teletype □ Facsimile □ AIRTEL	PRECEDENCE: Immediate Priority Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS	
			Date 11/9/93	_
	FM FBI PITTSBURGH (89A TO DIRECTOR FBI/ROUTIN FBI WMFO/ROUTINE/ BT UNCLAS CITE: //3650:5430// PASS: WMFO,	•		
	SUBJECT: UNSUB; SENAT ASSASSINATION; KIDNAPP (OO: PITTSBURGH).	OR ROBERT C. BYRD	BER OF CONGRESS;	CTOR
	AND WMFO, AND NOVEMBER			.b6
More of the second	-CHARLESTON RESIDENT A OAU d Approved: WEP JE	WMFO, AND SA GENCY. Telprep filename: 1843 313 IS	DKKONW, 3	Gen.
at for	FOX DATE & TIME OF ACCE			150ber 1/9/93 059-8

^PAGE 2 (89A-PG-58259) UNCLAS

ON NOVEMBER 4, 1993, AT APPROXIMATELY 2:18 P.M., A CALL
WAS RECEIVED BY ASSISTANT, SENATOR ROBERT
C. BYRD'S CHARLESTON, WEST VIRGINIA (WV), OFFICE,
500 QUARRIER STREET, ROOM 1019, CHARLESTON, WV, TELEPHONE
NUMBER (304) 342-5855. THE CALL WAS FROM A WOMAN WITH AN
ACCENT. DID NOT KNOW THE TYPE OF ACCENT, OTHER THAN IT
WAS OF SOMEONE NOT FROM THE AREA. THE CALLER MADE A NUMBER OF
REFERENCES TOWARD SENATOR BYRD AND HIS STAFF. THE CALLER
STARTED WITH COMMENTS ABOUT COMMUNISM AND "TRAINED COMMUNIST"
FOLLOWED BY REFERENCES TO THINGS LIKE "HE HAS TO DIE;" SENATOR
BYRD GOING TO CUBA; COMMITTING SUICIDE; AND "THEM" FACING THE
FIRING SQUAD IF HE CHOOSES NOT TO GO TO CUBA. THE CALLER ALSO
MADE REFERENCE TO RUSSIA AND A COMMENT THAT "HIS STAFF IS
WORSE THAN HE IS." BEFORE HANGING UP, THE CALLER TOLD
SOMETHING LIKE "I'M GOING TO GET YOU AND YOUR PRETTY LITTLE
VOICE." OF THE OFFICE HAD GOTTEN ON ANOTHER
EXTENSION AND HAD HEARD THE MIDDLE AND END OF THE CALL.
AFTER HAD GOTTEN HER ATTENTION BY SIGNALING
HER AND SAYING THAT IT WAS THE SAME ONE (REFERRING TO THE

PERSON WHOSE MESSAGE HAD BEEN DISCOVERED ON THE OFFICE

bб b7С

.b6 .b7C ^PAGE 3 (89A-PG-58259) UNCLAS ANSWERING MACHINE ON OCTOBER 25, 1993, AND WHO HAD RECEIVED A CALL FROM ON OCTOBER 4, 1993), LISTENED FROM ANOTHER EXTENSION. THE CALLER CLAIMED BYRD'S STAFF AND THE SENATOR TO BE "TRAINED COMMUNIST." THE CALLER MADE REFERENCE TO "THEM" "GOING TO CUBA" AND ASKED WHY THE SENATOR DOES NOT COMMIT SUICIDE. THE CALLER ALSO MADE COMMENTS AS TO BYRD'S STAFF AND THE SENATOR GOING BEFORE A FIRING LINE. THE CALLER b6 b7C MADE REFERENCE TO DONNA SHALALA, SECRETARY, DEPARTMENT OF HEALTH AND HUMAN SERVICES, BEING AT THE MICHIGAN VERSUS WISCONSIN FOOTBALL GAME AND BEING "BOOED." BELIEVED THE CALLER HAD SAID SOMETHING ELSE ABOUT EITHER MICHIGAN OR WISCONSIN, _____THINKING THAT IT WAS MICHIGAN. THE CALLER SAID SOMETHING ABOUT THE SENATOR BEING LIKE JIMMY CARTER, BEING ONE WHO PROMOTES DRUGS, CRIMES, AND PROSTITUTION. THE CALLER OFTEN REFERENCED TO "WE" WHEN MAKING STATEMENTS TO LEGG. THE CALLER REFERRED TO THE STAFF AS BEING WORSE THAN THE b6 SENATOR AND TOLD THAT SHE, "WITH THE SWEET LITTLE VOICE," b7C

OUGHT TO BE PUT ON A FIRING LINE TOO.

^PAGE 4 (89A-PG-58259) UNCLAS	
INVESTIGATION CONDUCTED ON NOVEMBER 5, 1993, AND	
NOVEMBER 9, 1993, DETERMINED THAT THE SOURCE OF THE	
THREATENING CALL DOES NOT APPEAR TO HAVE COME FROM	
HAS HAD CONTACT	
WITH SENATOR BYRD'S OFFICE REGARDING A HUD MATTER. ON	b6 b7C
NOVEMBER 5, 1993, PRETEXT TO THE NON-PUBLISHED NUMBER,	
WAS MADE BUT THERE WAS NO ANSWER.	
	Ъ3

Ъ3

^PAGE 5 (89A-PG-58259) UNCLAS
SA IS CURRENTLY IN THE PROCESS OF OBTAINING A
SUBPOENA TO BE ISSUED TO
PITTSBURGH DIVISION WILL ADVISE BOTH FBIHQ AND WMFO OF
INVESTIGATION AS IT DEVELOPS.
BT

b3

b3 b6 b7C 8067 MBI 01540

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em bei bilmaukbe (89A-eg-582**2**9) (e)

TO DIRECTOR FRIZROUTINE/

INFO FEI PITTSEURGH/ROUTINE/

FEI WMFO/ROUTTHEA

ET

UNCLAS

CITE: //3470//

SUBJECT: UNSUB: SENATOR ROBERT C. BYRD-VICTIM: ASSASSINATION:

KIDNAPPING: ASSAULT-NEMBER OF CONGRESS: OO: PITTSBURGH.

REFERENCE PG TELETYPE TO DIRECTOR, DATED 11/18/93.

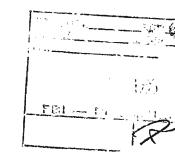
ON 10/16/93, ALICE MAE MCLAUGHLIN WAS INTERVIEWED BY SA

MILWAUKEE DIVISION AND DET.

b6 b7С

BEAVER DAM POLICE DEPARTMENT CONCERNING CALLS SHE HAD BEEN MAKING TO SENATOR BYRD. MCLAUGHLIN ADMITTED TO CALLING SENATOR BYRD AND OTHER DEMOCRATIC SENATORS AND CONGRESSMEN TO

79-16-58359-10



Charles to Wayn



TAGE TWO DE FEINW DOIN UNCLAS

COMPLAIN ABOUT THEIR MISHANDLING OF THE AFFAIRS OF THE U.S.

MCLAUGULIN STATED THAT SHE BELIEVES THE REPRESENTATIVES SHE IS CAULING DEGREVE TO DIE BUT THAT SHE NEVER THREATENED ANY OF THEM. NOT WOULD SHE HUST ANY OF THEM. SHE INDICATED SHE WAS STATING HER OPINION ABOUT THEM AND THAT THE FIRING SQUAD AND TORTUNE SHE SPOKE OF WAS TAKEN FROM TV OF PADIO SHOWS, NEWSPAPERS, MAGAZINES OR BOOKS. SHE STATED THAT IF TALK SHOW HOSTS AND AUTHORS CAN SAT THESE THINGS SHE SHOULD BE ABLE TO REFEAT THEM.

MCLAUGHLIN INDICATED SHE WAS AN AVID WRITER AND CALLER TO NUMEROUS FOLITICAL FIGURES AND HAS PHEN FOR YEARS. SHE STATED THAT SINCE SHE WAS VISITED BY LAW ENFORCEMENT SHE WOULD STOP CALLING THE SENATORS. SHE AUGO WAS INSTRUCTED NOT TO CONVEY ANY THREATS SHE HAD READ OR HEARD TO ANY OTHER PARTIES IN THE FUTURE.

THE INTERVIEW BEGAN AT APPROXIMATELY 7:50 A.M. CST. AND CONCLUDED AT 8:25 A.M. CST. ON 12/16/93. MCLAUGHLIN WAS CONSUMING A EEER DURING THE INTERVIEW AND WATCHING A CONGRESSIONAL DEBATE ON THE CABLE CHANNEL CSPAN. DURING THE INTERVIEW MCLAUGHLIN MADE SEVERAL NEGATIVE COMMENTS CONCERNING DEMOCRATIC SENATORS PICTURED ON THE TV. MCLAUGHLIN'S

PAGE THREE DE BEING 0010 UNCLAS

APASTMENT WAS EXTREMELY CLUTTERED WITH NUMEROUS DEWSFAPERS. FOLITICAL MAGAZINES AND BOOKS.

MCLAUGHOIN CONSIDERS HERSELF A REPUBLICAR AND IS AN AVAID SUFFORTER OF RUSE LIMEAUGHTS VIEWS. MCLAUGHLIN BLAMES THE DEMOCRATIC PARTY FOR ALL THE PROBLEMS IN THE U.S.

DET.		INDICAT	es ti	TAH	MOLAI	Talled	N HAS	HAD 1	MMER	БПО
CONTACTS W	ITH THE	FOLICE.	DEPAI	KTME	NT.	det.		DE	(SCP	(BED)
BER AS A C	THATEMO	COMPLAT	ner i	aho)	HAS 1	AADE	numebo	03 C	ALL3	OVER
THE YEARS.	DET.		BELLI	eves	THAT	r she	$\text{MII}^{\text{r}}\Gamma^{\text{r}}$	CONT	gnug	TO BE
A PROBLEM	FOR HIS	DEPARTM	ient /	ANI)	IS GO	DING	TO CON	(I)ÜÇT		
ADDITIONAL	PACKGRO	NO GREE	MCLA)	IGHL:	IN.					

ALICE MCLAUGHLIN IS DESCRIBED AS FOLLOWS:

WHITE FEMALE, DATE OF BIRTH AFRIL 29, 1927. SSAN 397-22-6075, PLACE OF BIRTH WISCONSIN, HEIGHT 5'5", WEIGHT 130 POUNDS, EYES BROWN, HAIR GRAY, RESIDING AT 211 SCIPPEL BOULEVARD, APARTMENT 4, REAVER DAM, WISCONSIN, TELEPHONE NUMBER (414) 887-1149. SHE HAS LIVED AT THIS ADDRESS FOR APPROXIMATELY THREE YEARS.

MILWAUKEE WILL FORWARD INTERVIEW FD-302 TO PITTSBURGH BY SEPARATE COMMUNICATION.

b6 b7С

Memorandum



To : SAC, PITTSBURGH (89A-PG-58259) (P) Date 1/3/94	
From : SA (SQ. 7) b6 b7c	
Subject: CHANGED ALICE M. MCLAUGHLIN; SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS (OO: PG)	
Title marked " <u>CHANGED</u> " to reflect identity of caller as ALICE M. MCLAUGHLIN. Title previously carried as, "UNSUB; SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS (OO: PG)".	
On 11/24/93, for Senator ROBERT C. BYRD, 500 Quarrier Street, Room 1019, Charleston, WV, telephone number (304) 342-5855, advised that she was not familiar with the name ALICE M. MCLAUGHLIN.	
	ъ3
On 12/15/93, the writer spoke with Milwaukee Case Agent regarding the above-captioned matter. advised that he anticipated interviewing captioned subject on 12/16/93.)b6 (b7C
On 12/16/93, the writer was contacted by of Senator's BYRD's office, and advised that another call was received on the office answering machine. The call came in sometime between 5:30 p.m. on 12/15/93, and 8:40 a.m. on 12/16/93. The writer's contact with is reflected in a FD-302.	b6 b7C
DAL/begy (2)	
JAN 1 1 1994	
899-6-28959-11	

89A-PG-58259

Also on 12/16/93, the writer left a message for Milwaukee Case Agent regarding the most recent call.	
On 12/16/93, the writer received a message from indicting that he had interviewed captioned subject. The interview took place at approximately 7:50 a.m. and ended approximately 8:30 a.m. Central Standard Time. said that the captioned subject may have called prior to his interview. MCLAUGHLIN admitted to making the calls. MCLAUGHLIN claimed that what she had said was something that she had either read or had seen on television. MCLAUGHLIN watches C-SPAN and gets upset with the Democrats who she claimed are ruining the country. Based on contacts with the local PD and neighbors, did not believe MCLAUGHLIN to be a threat. MCLAUGHLIN, during the interview, indicated that she would not make any more calls. said that he would submit the results of his contact with MCLAUGHLIN to the writer via teletype (to HQ, PG, and WMFO) and follow up with a FD-302.	Ъ6 Ъ7С
On 12/16/93, AUSA was contacted and apprised of the above developments. AUSA indicated that upon receipt of the investigation from Milwaukee, he would make a prosecutive decision. At this point, AUSA is not likely to seek prosecution if subject MCLAUGHLIN has no criminal past. AUSA was given a copy of the call received between 12/15/93, and 12/16/93.	.b6 .b7C
<u>LEADS</u> :	
PITTSBURGH DIVISION	
AT CHARLESTON, WV (KANAWHA COUNTY)	
1. Upon receipt of investigation from Milwaukee, coordinate with AUSA for a prosecutive decision.	
2. Advise HQ and WMFO of AUSA prosecutive decision.	ь6 Ъ7С
3. Provide results of the investigation to U.S. Secret Service, Charleston, WV.	

FEDERAL BUREAU OF INVESTIGATION

				Date of transcripti	n 12/22/93	;
				Date of transcripti		
Bea Spe cal	ril 29, 1927, re aver Dam, Wiscon ecial Agent (SA) Beaver ls of a harassi	esiding at 21 nsin, was int The Dam Police ing nature sh	1 Seippe erviewed Departme e was ma	l at her residen Milwaukee Divis ent, concerning	artment 4, ce by ion, and telephone BYRD's	Ъ6 Ъ70
the bla cri	MC LAUGH d other members eir running of t ames the Democra ame rate, and fo ates.	of Congress the United St atic Party fo	to voice ates Gov r the Na	vernment. MC LA ational Debt, th	ncerning UGHLIN e rise in	
to thi ind of LIM sca ind con des	MC LAUGH Il senators and kill them herse ings she has eit dividual answers the things she MBAUGH, the news attered around had dicated that she agressmen or sen serve to die for ates Governments and if people li	congressmen, elf. MC LAUG ther read or ing the telep has either respaper, and ver her living rome would not per their handles MC LAUGHLI	she doe HLIN sta heard ak hone. M ead or h arious p om at he ersonall he calls ing of t	ated rather that bout the congres of LAUGHLIN state the come colitical books or apartment. May hurt any of the but does belied the affairs of the colitical bould be the colitical bound be the colitical bound between the colitical bound between the colitical bound between the colitical bound by the colitical bound between the congression and the congression between the congr	lly threaten she repeats sman to the ed that many from RUSH which were C LAUGHLIN the eve they the United to a better	
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Investigatio	on on <u>12/16/93</u>	at <u>Beaver D</u>	Dam, Wisc	consim bil #2_89A-	PG-58259 -	2
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by SA		/sms b70	C	Fit-d Date dibtated -12/1	6/93	_

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FD-302a (Rev. 11-15-83)

89A-PG-58259

Continuation of FD-302 of ALICE MAE MC LAUGHLIN

, On	12/16/93	, Page	_2_
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MC LAUGHLIN indicated that since she was being visited by the Federal Bureau of Investigation and the Beaver Dam Police Department, that she would cease making calls to the senators and congressmen. She stated that she would do this also because the expense was prohibitive.

INFORMATION COMMUNICATION

Date: 01/03/94

TO:

CRIMINAL INVESTIGATIVE DIVISION

FITTSBURGH (Encl. 4)

WASHINGTON METROPOLITAN FIELD OFFICE

FROM: (

Milwaukee

(RUC)

POINT OF CONTACT:

SSA

b6 b7C

TITLE:

UNSUB;

SENATOR ROBERT C. BYRD - VICTIM;

ASSASSINATION; KIDNAPING; ASSAULT - MEMBER OF CONGRESS;

OO: PITTSBURGH



References: Pittsburgh teletype to the Director, dated 11/18/93.

Enclosures: Enclosed for Pittsburgh are the original and two copies of an FD-302, interview of ALICE MAE MC LAUGHLIN, and the 1A envelope containing notes from the interview.

PURPOSE(S): For information of receiving offices.

DETAILS: All logical investigation at Milwaukee has been conducted at this time and Milwaukee will consider this matter RUC'd.

SEPRCHED GEN FOMS
SEPRALIZED HIDEXED HIDEXED

FILED JAN 5 1994

FBI — PITTSBURGIN

UCFN: 89A-PG-58259-

1 - File Copy
1 - Work Copy
MJG:sms (8)

- 1 -

b6 b7С

FEDERAL BUREAU OF INVESTIGATION

Date of transcription	1/3/94
Assistant, Senator ROBER BYRD's Charleston, West Virginia (WV), Office, 500 Quar Street, Room 1019, Charleston, WV, telephone number (304) 342-5855, was contacted. provided the investagent with a microcassette. The microcassette contained telephone message directed toward BYRD that was received during the evening beginning Wednesday, December 15, 195:30 p.m. and the morning of December 16, 1993, at 8:40 stated that the caller made reference to a wish the senator would be tortured and that she hoped that the swould drop dead tomorrow.	erier stigating ed a ed sometime 993, at 0 a.m. nat the
Investigation on	• 4

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INSTRUCTIONS 1. This form may be submitted in legible hand printing. 2. Use separate form for each individual on whom record is requested. 2. Use separate form for each individual on whom record is requested.

	separate form for rd is requested.	r each individual on	whom		information from this fil	
 Make effort to furnish FBI identification number, law enforcement identification number, or military service number. 			Also list all o	e for reply in lower right offices which should rece clude copy of FD-9 for ea ward with original to Bur	ive copy ch such	
 Furnish descriptive data and fingerprint classification only when FBI number not available. 				7. Do not fill in	block in lower left come	r.
To: ASS	ISTANT DIREC	CTOR, IDENTIFIC	ATION DIVIS	ION	Date 1/21/94	
Re AL'C	5 M. WELA	VGHLIN;				
SENV	TOR ROBERT C	E. ByRD- Victin	; CCSCA	ka; (00:86)	Field File No. 89	A-PG-58259
		Furnish The	Known Iden	tification Record of	the Following:	
Name		200		FBI No.		
Aliases	ICE MINE	MCLAUGHLIN		Other No.		
		T				
Sex	Race	Birth Date	Birthplace		Residence	
Height	Weight	4 29 27 Build	Hair	Eyes	Complexion	Age
				_,	•	
Fingerprin	t Classification			Scars, marks and tatto	oos	
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					FB	I - PITTSBURGH

BUREAU BALI dal

U.S. Department of Justice



Federal Bureau of Investigation

In Reply,	Please	Refer	to
File No.	89	A-PG	-58259

Post Office Box 1315 Pittsburgh, Pennsylvania 15230

January 27, 1994

Rebecca A Betts United States Attorney Southern District of West Virginia Federal Building 500 Quarrier Street Charleston, West Virginia 25301

Attention:

b6 b7C

Assistant United States Attorney

Re: ALICE M. MCLAUGHLIN;

SENATOR ROBERT C. BYRD - VICTIM

Dear Ms. Betts:

This letter is to confirm a conversation between Assistant United States Attorney (AUSA) of your office and Special Agent (SA) Federal _Bureau of Investigation (FBI), on January 26, 1994. AUSA is declining prosecution of the above captioned matter on the basis that it does not appear that MCLAUGHLIN's actions represent legitimate criminal intent. This office is not conducting any further investigation regarding this matter.

Thank you for your cooperation in this and other matters.

Sincerely yours,

WILLIAM E. PERRY, Special Agent in Charge

By: Supervisory Senior Resident Agent

Search Gen.

Foims Serialized b6

b7C

Indexed

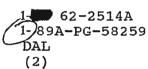
- Addressee Pittsburgh DAL/dal (3)

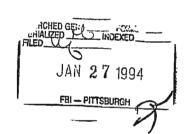
RECORD OF INFORMATION FURNISHED OTHER AGENCIES

Orally Written Commun. (date) Information concerning: (Include DRUG MATTERS here.) Subject interview. Threatening tel and other members of Congress.	(date)
Information furnished from File, Serial, and Page Number: X On 11/16/93 (date)	89A-PG-58259-12 a continuing disclosure was initiated with
U.S. Secret Service	and will be maintained until the
(agency) conclusion of the investigation. Information furnished to:	b6 b7c
Remarks:	A

SA (CRA)

Employee Furnishing Information





FBI

Date 1/27/94 FM FBI PITTSBURGH (89A-PG-58259) (C) (CRA) TO DIRECTOR FBI/ROUTINE/ FBI WMFO/ROUTINE/ INFO FBI MILWAUKEE/ROUTINE/ BT UNCLAS CITE: //3650:5430// PASS: MI, WMFO, SUBJECT: "CHANGED, "AALICE M. MCLAUGHLIN; SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG. TITLE MARKED "CHANGED" TO REFLECT IDENTITY OF UNSUB. TITLE PREVIOUSLY CARRIED AS "UNSUB; SENATOR ROBERT C. BYRD. VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG." CLOSERUC 486 BENERRAMATION ENONE PETURNED DESTROYED RETAIN UNTIL REASON Time Received: CK LORUM O'REGIBLE HEMBER: CM DOO/ W. 0.27 Time Received: Telprep filename: CM DOO/ W. 0.27 MRUJULIAN DATE: 1832 O'D ISN: DOE WFOX DATE & TIME OF ACCEPTANCE: 12194 A. SON DOOR FOX DATE & TIME OF		TRANSMIT VIA: X Teletype ☐ Facsimile ☐ AIRTEL	PRECEDENCE: ☐ Immediate ☐ Priority ☒ Routine	CLASSIFICATION: TOP SECRET SECRET CONFIDENTIAL UNCLAS E F T O UNCLAS	
TO DIRECTOR FBI/ROUTINE/ FBI WMFO/ROUTINE/ INFO FBI MILWAUKEE/ROUTINE/ BT UNCLAS CITE: //3650:5430// PASS: MI, WMFO, SUBJECT: "CHANGED," ALICE M. MCLAUGHLIN; SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG. TITLE MARKED "CHANGED" TO REFLECT IDENTITY OF UNSUB. TITLE PREVIOUSLY CARRIED AS "UNSUB; SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG." CLOSPRUC ASSO IB INFORMATION E NONE GETURNED DESTROYED REASON APPROVED: LONG ASSO Telprep filename: EMW OO/W). 0.27 Time Received: Telprep filename: EMW OO/W). 0.27 Time Received: Telprep filename: EMW OO/W). 0.27 Time Received: Telprep filename: EMW OO/W). 0.27 MRIJULIAN DATE: 132 OD: ISN: OS				Date 1/27/94	
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UNCLAS CITE: //3650:5430// PASS: MI, WMFO, SUBJECT: "CHANGED, "ALICE M. MCLAUGHLIN; SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG. TITLE MARKED "CHANGED" TO REFLECT IDENTITY OF UNSUB. TITLE PREVIOUSLY CARRIED AS "UNSUB; SENATOR ROBERT C. BYRD - Search Gon. VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF Folias. CONGRESS; OO: PG." CLOSPRUC 4866 IB INFORMATION IN NONE PETURNED. DESTROYED. RETAIN UNTIL REASON Approved: Chomus of Original filename: Em WOOL J. 027 Time Received: Telprep filename: Em WOOL J. 027 MRIJULIAN DATE: 123		INFO FBI MILWAUKEE/ROU	TINE/	**	
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SUBJECT: "CHANGED, "ALICE M. MCLAUGHLIN; SENATOR ROBERT C. BYRD - VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG. TITLE MARKED "CHANGED" TO REFLECT IDENTITY OF UNSUB. TITLE PREVIOUSLY CARRIED AS "UNSUB; SENATOR ROBERT C. BYRD - Secrete Gon. VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG." CLOSPRUC 4866 IB INFORMATION IN NONE PETURNED. DESTROYED RETAIN UNTIL REASON Approved: LEK LOMAN Original filename: EM W 00/W, 027 Time Received: Telprep filename: EM W 00/W, 027 Time Received: Telprep filename: EM W 00/S 0, 027 MRIJULIAN DATE: SONE FOX DATE & TIME OF ACCEPTANCE:		UNCLAS			
SUBJECT: "CHANGED," ALICE M. MCLAUGHLIN; SENATOR ROBERT C. BYRD - VICTIM; ASSASSENATION; KIDNAPPING; ASSAULT - MEMBER OF CONGRESS; OO: PG. TITLE MARKED "CHANGED" TO REFLECT IDENTITY OF UNSUB. TITLE PREVIOUSLY CARRIED AS "UNSUB; SENATOR ROBERT C. BYRD - Search Gon. VICTIM; ASSASSINATION; KIDNAPPING; ASSAULT - MEMBER OF Folms, Seriolized Indexed		CITE: //3650:5430//			
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^PAGE 2 (89A-PG-58259) UNCLAS

RE PG TELETYPE TO DIRECTOR, DATED NOVEMBER 18, 1993;
MILWAUKEE INFORMATION COMMUNICATION TO CRIMINAL INVESTIGATIVE
DIVISION, DATED JANUARY 3, 1994; AND JANUARY 21, 1994, TELCAL
BETWEEN SAS (PG-CRA) AND
MILWAUKEE.

DURING THE ABOVE REFERENCED TELCAL, SA ADVISED

THAT CAPTIONED SUBJECT HAD NO CRIMINAL RECORD NOR HAD SHE BEEN
A TARGET OF A CRIMINAL INVESTIGATION. SUBJECT HAS CONTACTED

THE LOCAL POLICE DEPARTMENT TO COMPLAIN OF OTHERS.

ON JANUARY 26, 1994, AUSA U.S.

ATTORNEY'S OFFICE (AUSA), SOUTHERN DISTRICT OF WEST VIRGINIA (SDWV), DECLINED PROSECUTION OF THE ABOVE CAPTIONED MATTER.

ON THE BASIS THAT IT DOES NOT APPEAR THAT MCLAUGHLIN'S ACTIONS REPRESENT A LEGITIMATE CRIMINAL INTENT.

NO FURTHER INVESTIGATION IS BEING CONDUCTED BY THE PG DIVISION.

BT

b6 b7С





INSTRUCTIONS

- 1. This form may be submitted in legible hand printing.
- 2. Use separate form for each individual on whom record is requested.
- 5. Indicate whether search of criminal or civil files requested. Do not request civil file search unless information from this file needed.

3. Make effort to furnish FBI identification number, law enforcement identification number, or military service number. 4. Furnish descriptive data and fingerprint classification only when FBI number not available.				Also lis of record office an	office for reply in lower right tall offices which should rec l. Include copy of FD-9 for e nd forward with original to Bu till in block in lower left com	eive copy ach such treau.
		CTOR, IDENTIFICA	TION DIVIS	1	Date 1/21/94	
	& M. MCLA				1/2//1/	
		F. J ByRD - Victim		ta . /		9A-PG-58259
	120	-				TR 10 50251
Name		Y V Furnish The	Known Iden	FBI No.	rd of the Following:	
Dr.	ice MAE	MCCAUGHLIN		Other No.		
Aliases	TINC I	· ON ONE				
Sex	Race	Birth Date	Birthplace		Residence	
F	W	4/29/27				
Height	Weight	Build	Hair	Eyes	Complexion	Age
Fingerprin	nt Classification			Scars, marks an	d tattoos	
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Identific	cation Divisio	n's Reply		Return Reply		
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FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 1 Page 27 \sim b6, b7C

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	ASSASSINATION STATUTE (00:PI	4	1
	RE WASHINGTON FIELD TELF	ETYPE DATED APRIL 17, 1931.	
	ON APRIL 13, 1981, A PHO	OTOGRAPH OF SUBJECT WAS FACSIME	LED TO
	WASHINGTON FIELD.	DE-113 N 79-	1 1-11
	ON APRIL 20, 1931,	probation officer, kana	AWH A COUNTY b6 b7c
	PROBATION DEPARTMENT, CHARLES	STON, WV. ADVISED THAT HE HAS N	O INFORMATION
			Part Con A service and a servi
	REGARDING ITINERARY.	STATED THAT SUBJECT OBT	AINED HIS b6
		OFFICE. DID ADVISE THAT	
	DRIVING TO VIRGINIA. HOWEVE	R, WAS UNAVARE OF WHAT W	VEHICLE SUBJEC
	Would BE DRIVING.		**
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	WOODED BE DRIVING.	Pime 200	·

PAGE TWO,	PG 39A-134,	UNCLAS
	CHIEF PROBATION OFFICER,	KANAWHA COUNTY PROBATION
DEPARTMENT, CHA	ARLESTON, UV, WAS CONTACTED AND	D REQUESTED TO REVIEW b6 b7c
HIS FILE ON SUE	BJECT REGARDING SUBJECT'S ITINE	I I
HE HAD NO INFO	RMATION REGARDING SUBJECT'S IT	INERARY.
WEST VIRG	INIA DEPARTMENT OF MOTOR VEHIC	ES ADVISED THAT THEIR
RECORDS REFLECT	THE FOLLOWING CARS REGISTERED	TO SUBJECT:
		Ъ6 Ъ7

ВТ

VZ CZ CWF OS 35-RECEIVED TELETYPF UNIT CO'HQ AX PG DE W7-42452 TDE3250 I APR U RECEIVED FEDERAL DUREAU OF INVESTIBATION Ziff, unuuyit COMMUNICATIONS SECTION 0 173248Z AFR 81 FM FBI WASHINGTON FIELD (SSA-692) (P) TO DIRECTOR FBI PRIORATY **b**6 ATTN: PERSONAL CRIMES UNIT. SUPERVISOR b7C FBI ALEXANDRIA INNEDIATE FEI PITTSBURGH /IMMEDIATE BT UNCLAS b6 "CHANGED". ALSO KNOWN AS EXPOSSIBLE THREAT AGAINST UNITED STATES SENATOR ROBERT WEST VIRGINIA - VICTIM; COMBRESSIONAL ASSASSINATION STATUTE (A); OO:PITTSBURGH. TITLE MARKED "CHANGED" TO ADD ALIAS OF SUEJECT AND TO SHOW SENATOR EYRD AS VICTIM. TITLE PREVIOUSLY CARRIED b6 AS. POSSIBLE ASSAULTING A FEDERAL OFFICER; b7C POSSIBLE CONGRESSIONAL ASSASSINATION STATUTE; 00:PITTSBURCH". RE PITTSEURCH TELETYPE TO BUREAU! DATED APRIL 17981; AND WASHINGTON FIELD TELEPHONE CALL AND FACSIMILE TO ALEXANDRIA, ... DATED APRIL 17, 1981. Ann ar n 12 W 6

PAGE TWO DE WF 8652 UNCLAS

ON APRIL 17, 1931, CONTACT WAS MADE WITH SPECIAL AGENT	
(SA) UNITED STATES SECRET SERVICE (USSS),	b 6
PROTECTIVE INTELLIGENCE DIVISION, WASHINGTON, D. C. SA	b7C
ADVISED THAT HIS OFFICE WAS ALREADY IN RECEIPT OF INFORMATION	
REGARDING CAPTIONED MATTER. HE REQUESTED THAT WASHINGTON FIELD	
KEEP HIM ADVISED OF INVESTIGATIVE STATUS.	
ON APRIL 17, 1981, CONTACT WAS MADE WITH DETECTIVE	
UNITED STATES CAPITOL POLICE (USCP), WASHINGTON, D. C.,	
AT WHICH TIME HE WAS PROVIDED THE INFORMATION IN REFERENCED	
TELETYPE. DURING THIS CONVERSATION, ADVISED THAT	
USCP, UPON THE REQUEST OF SEWATCR EYRD, WOULD PROVIDE SECURITY	b6 b7C
PROTECTION FROM THE SENATOR'S RESIDENCE TO HIS OFFICE AND	J/ G.
RETURN DURING THE INDICATED DATES IN REFERENCED TELETYPE.	
ADVISED THAT SENATOR BYRD RESIDES AT 6211 STONEHAM	
LANE, MC LEAN, VIRGINIA, HOME TELEPHONE 893-1568.	
ON APRIL 17, 1931, EFFORTS WERE MADE BY WASHINGTON FIELD	
TO CONTACT THE OFFICE OF SENATOR EYRD ON CAPITOL HILL,	
WASHIRGTON, D. C., WITH NEGATIVE RESULTS.	

SUBSEQUENT TO THIS ATTEMPT, WASHINGTON FIELD TELEPHONICALLY CONTACTED THE RESIDENCE OF SENATOR BYRD AT WHICH TIME MRS. BYRD

PAGE THREE DE WF 6652 UMCLAS

ADVISED THAT THE SEMATOR WAS SCHEDULED TO DEPART WEST VIRGINIA AT APPROXIMATELY 3:45 P.M., AND ARRIVE WASHINGTON MATIONAL AIRPORT AT APPROXIMATELY 5:00 P.M., INSTANT DATE. SHE THEN ADVISED THAT THE SENATOR WOULD PE AT HIS MC LEAN, VIRGINIA ADDRESS AT APPROXIMATELY 6:00 P.M. DURING THIS CONVERSATION, MRS. BYRD WAS INFORMED OF MINOR DETAILS REGARDING THIS MATTER.

REFERENCED TELEPHONE CALL TO ALEXANDRIA CONFIRMED

THE ABOVE AND REQUESTED ALEXANDRIA MAKE CONTACT WITH

SENATOR BYRD ON THE EVENING OF APRIL 17, 1921, AND ADVISE

HIM OF CAPTIONED MATTER. IT WAS ALSO DISCUSSED THAT HE

SHOULD BE MADE AWARE THAT USCP WOULD, IN FACT, PROVIDE

PROTECTIVE SECURITY UPON HIS REQUEST. ALEXANDRIA WAS

THEN ADVISED SUBSEQUENT TO THEIR CONVERSATION WITH SENATOR

BYRD, TO CONTACT SA WASHINGTON, D. C.,

REGARDING THE SENATOR'S DECISION, AT WHICH TIME WASHINGTON

FIELD WOULD ARRANGE SECURITY PROTECTION THROUGH USCP.

b6 b7C PAGE FOUR DE WF 005 NCLAS

ON APRIL 17, 1981, THE PERSONAL CRINES UMIT, FBIHQ, CONDUCTED AN IDENTIFICATION RECORD CHECK UNDER SUBJECT'S FEDERAL BUREAU OF INVESTIGATION (FBI) NUMBER, AT WHICH TIME IT WAS DETERMINED THAT NO PHOTOGRAPH WAS AVAILABLE. A REVIEW OF HIS IDENTIFICATION RECORD INDICATED NUMEROUS ARRESTS FOR VIOLENT ACTIVITIES.

FBIHO ALSO ADVISED THAT, ACCORDING TO INFORMATION, THE	•
SHERIFF'S OFFICE IN CHARLESTON, WEST VIRGINIA, WAS IN	
RECEIPT OF A PHOTOGRAPH IN THE NAME OF A	
ARREST NUMBER	_

BASED ON THE INFORMATION IN REFERENCED TELETYPE, FBIHO IS REQUESTED TO ALERT SECURITY PERSONNEL AT FBIHO AND ADVISE WASHINGTON FIELD IF SUBJECT APPEARS AT THEIR LOCATION.

ADDITIONALLY, WASHINGTON FIELD WILL DO SAME IN EVENT SUBJECT APPEARS AT WASHINGTON FIELD.

REQUESTED THAT A DETERMINATION BE MADE WITH SENATOR BYRD

LEADS: ALEXANDRIA DIVISION: AT MC LEAN, VIRGINIA:

AS DISCUSSED IN REFERENCED TELEPHONE CALL, WILL CONTACT
SENATOR ROBERT C. BYRD, 6211 STONEHAN LANE, MC LEAN, VIRGINIA,
TELEPHONE 893-1568, REGARDING CAPTIONED MATTER. IT IS ALSO

b6 b7C PAGE FIVE DE MF 0352 UNCLAS AS TO WHETHER OR NOT HE WILL REQUEST USCP TO PROVIDE PROTECTIVE SECURITY.

AT FAIRFAX, VIRGINIA:

WILL CONTACT FAIRWAX COUNTY POLICE DEPARTMENT HANDLING	
MC LEAN, VIRGINIA, AND ADVISE THEM OF CAPTIONED MATTER.	
SUBSEQUENT TO DETERMINING SEMATOR BYRD'S DESIRE ON USCP	
PROTECTION, CONTACT SA WASHINGTON, FIELD,	
WHO WILL MAKE REQUEST TO USCP INSTANT DATE.	b6
PITTSBURGH DIVISION: AT CHARLESTON, WEST VIRGINIA:	b70
CONTACT THE SHERIFF'S OFFICE AND SECURE PHOTOGRAPH	
OF ARREST NUMBER AND DISSEMINATE	
TO INTERESTED OFFICES.	

b7C

WASHINGTON FIELD DIVISION: AT WASHINGTON, D. C.: WILL CONTINUE LIAISON WITH USCP AND SENATOR BYRD'S OFFICE. ALSO, IF SUBJECT APPEARS AT FBIHQ, WASHINGTON FIELD, OR SENATOR'S OFFICE, WASHINGTON FIELD WILL INTERVIEW REGARDING CAPTIONED MATTER. WASHINGTON FIELD WILL ALSO

PAGE SIX DE WF 3352 U LAS

MAINTAIN CONTACT WITH USSS AND KEEP THEM APPRISED OF
INVESTIGATIVE STATUS.

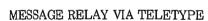
IN VIEW OF SUBJECT'S MALICE WOUNDING, HE SHOULD BE ONSIDERED POTENTIALLY DANGEROUS.

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#2352

MMME





DATE	CLASSIFICATION	PRECEDENCE
4/17/81	UNCLAS	IMMEDIATE
FM DIRECTOR FBI		
TO FEDERAL GOVERNMENT	•	2 - 2 b6
KEDEKAH GOADMANA		b70
The President	Nuclear Regulatory Commissio	on Attorney General
The Vice President	Department of Energy	Deputy AG
White House Situation Room	Department of Treasury	Attn: Emergency
Attn: National Security	Attn: U.S. Customs	Programs Center
Council	Department of Treasury	Assistant AG,
Department of the Air Force (AFOSI)	Attn: Bureau of Alcohol Tobacco & Firearms	Civil Rights Div.
Department of the Army	Department of Transportation	Criminal Div.
Naval Investigative Service	Attn: Director of Security	Attn: Internal
Commandant, U. S. Coast Gu		Security Section
National Security Agency (DIRNSA/NSOC (ATTN: SOC	General Services Administration	on Crimes Section
Director, Defense Intelligence	thinning along apout only	Administration
Agency	(Other Areas, specify CITY/S'	TATE) Administrative
Director CIA		Administrative Services Staff
XX.U. S. Secret Service (PID)	Fèderal Aviation Administration	on Immigration &
Attn: Executive Protect	Federal Protective Service	Naturalization Service
ZEN/U. S. Postal Service	Secretary of State	
Attn: Chief Postal	Attn: Director Bureau of	
Inspector	Intelligence & Rese	earch
	Attn: SCA - VISA Office	
	Room 709 - SA2	
	O GOVERNMENT AGENCIES NOT LISTED.	
CONTACT COMMUNICATIONS C SUBJECT:	CENTER FOR ADDRESSING INFORMATION)	
SEE ATT	rached.	
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APPROVED BY ORIGINAT	TOR ROOM TELE EXT	
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FBI/DOJ

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USE OF FORM 0-73

- 1. Only incoming teletype messages which require transmission relay may be prepared for transmission using form 0-73. Use of form 0-73 is restricted to incoming teletype messages received within the last 3 days which require transmission relay; all other teletype messages must be prepared using form 0-93.
- 2. Additions such as notes and administrative data for a specific addressee are not allowed. If a note or administrative data is required for a particular addressee a separate 0-73 form must be prepared.
- 3. The message will be transmitted just as it appears. The person approving the message is solely responsible for assuring all necessary editing changes have been made.

PREPARATION OF FORM WHICH CONSISTS OF A PREPRINTED YELLOW.) }	~
 Complete appropriate boxes: date, classification & precedence. List addresses immediately following the "TO" or place a check mark in the appropriate 	1 1 2	APR 81
 Type or PRINT the subject in the space provided. Print or type originator's name, room number and telephone extension. 	2	21
5. Indicate approval for transmission by initialing the "Approved By" box.		
PREPARATION OF MESSAGE TO BE TRANSMITTED	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	رت

- 1. Xerox 1 copy of incoming teletype message. A notation shall be made on the original incoming teletype "1 copy made for relay to SACS ______, (OR LEGATS) _____, (OR GOVERNMENT AGENCIES) _____."
- 2. Minor editing changes shall be made on the xerox as follows: using a lead pencil ONLY draw single line through the first and last lines of the heading and connect these lines from top right to bottom left forming a "Z," figure. (DO NOT OBLITERATE THE HEADING.) Use horizontal lines to delete sentences or words. Printed changes of a word or two to the text of the message may be made; however, changes to the existing text involving more than a word or two necessitate the originator to initiate a new message using form 0-93.
- 3. Administrative data or notes may be typed immediately following the text and will be transmitted to all addressees.
- 4. When using the 0-73 form to disseminate information to field offices, Legal Attaches and other Government agencies simultaneously, the text, notes and administrative data must be identical for all addressees.

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0 171815Z APR 81	17 APRIET 18 21 2	
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TO DIRECTOR IMMEDIAT	E CHAMUNIC. HURS SECTION	the first and
WASHINGTON FIELD IMM	EDIATE	/ 1
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UNCLAS () A	BLE AFO; POSSIBLE CONGRESSIONAL ASS	PACCIAL ATTOM
CTATUTE (An .PITTCRUDA		
CHARLESTON, WV, TELEP	HONICALLY ADVISED THAT THE KANAWHA	COUNTY
PROBATION OFFICE, CHA	ARLESTON, WV, HAS ADVISED HIM THAT C) N E
WHO IS CURRENT	LY ON PROBATION	.b6 .b7c
CHONNA TIZIV CT ZNAJA	ALE, VA, FROM APRIL 19 TO 23, 1981.	
THAT STAY, INTE	ENDS TO VISIT BOTH SENATOR BYRDS OFF	FICE AND
THE FBI TO AIR HIS CO	MPLAINTS ABOUT BOTH HIS CONVICTION	AND PROBATION.
	WHETHER HE INTENDED TO VISIT FBIH:	Q OR WFO.
	HAS A HISTORY OF	
AND THAT HIS	CONVICTION WAS BASED UP	PON AN .
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TAGE TWO, UNCLAS		
ORIGINAL CHARGE OF		
IS DESCRIBED AS A WHITE MALE,		.b6
		b7C
PITTSBURGH INDICES AND NCIC NEGATIVE REGARDING		
STATED HE CONTACTED SECRET SERVICE, WASHINGTON, REGARDING		
EMPHASIZED THAT DID NOT MAKE ANY THREATS		
TO OR ABOUT EITHER THE FBI OR SENATOR BYRD. THEREFORE, THIS	b6 b7C	
TELETYPE IS STRICTLY FOR INFORMATION PURPOSES OF THE RECEIVING		
OFFICES.		
WASHINGTON FIELD, AT WASHINGTON, D.C. CONTACT SENATOR		
BYRD'S OFFICE AND ADVISE THEM REGARDING		
IN VIEW OF SHOULD BE CONSIDERED		Ъ6 Ъ7С
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	TO; DIRECTOR (PRIORITY)	Fagar a
	PITTSBURGH (IMMEDIATE)	To the Second Se
1	MASHINGTON FIELD (PRIOPITY)	F. St. St.
	BT .	Estate Spin
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	SUBJECT; POSSIBLE AFO; POSSIBLE CONGRESSIONAL	b6 b7c
	ASSASSINATION STATUTE (OO:PG)	22 A
	RE WFO PHONECALL TO AX APRIL 17, 1981; MFO FACSIMILE FORMAN	
	ING OF PITTSBURGH TELETYPE TO BUREAU AND UFO DATED APPIL 17, 19	
	U.S. SENATOR ROBERT C. BYPD, 6211 STONEHAM LANE, MCLEAN, V.	A, July 2-4
	WAS CONTACTED ON EVENING OF APPIL 17, 1921 AND ADVISED OF PERTI	THEN
	INFORMATION DEVELOPED BY PITTSBURGH DIVISION AND U.S. SECRET SET	PVICE
	REGARDING HE ADVISED HE MILL SE IN MEST VINGIN	DO
	FOR MOST OF THE PERIOD THAT WILL REPOETEDLY BE IN THE ANN	- 1 b7c
	ANDALE, VA. APEA.	-11
	SENATOR BYRD SAID ON SATURDAY APRIL 18, 1981 HE AND HIS WIL	FE
	- China and a state of the stat	and Machanistational support
	to t	IPR 27 1981
	241	3
		A.J.

b6 b7C PAGE TWO (39A-153) UNCLAS EFTO

WILL DRIVE TO HAPPERS FERRY, U. VA., FOR A POST OFFICE DEDICATION AND THEN TO MARTINSVILLE, W. VA. FOR A FIEBON CUTTING CEPEMONY AT A VETERANS ADMINISTRATION HOSPITAL. HE WILL RETURN BY AUTOMOBILE TO HIS NOLEAN, VA. RESIDENCE ON SATURDAY EVENING, APRIL 13, 1961.

AT ABOUT 10 AM ON SUNDAY, APRIL 19, 1901, HE WILL TRAVEL BY
AIR VIA PIEDMONT AIRLINES FROM WASHINGTON D.C. TO CHARLESTON, W. VA.
ARRIVING ABOUT 11:00 AM. FROM ARRIVAL SUNDAY UNTIL THURSDAY, APPIL
23, 1981, HE WILL BE TPAVELING THROUGHOUT WEST VIRGINIA IN HIS
WORKING OFFICE WHICH IS A MOBILE VAN WITH "ROBERT C. BYRD'S OFFICE"
PPINTED ON THE SIDE. HE SAID HIS SECRETARY,
WILL HAVE HIS DETAILED ITINEPARY WHILE IN WEST VIRGINIA, IF HE NEEDS
TO BE CONTACTED. SHE WILL BE AT HIS RUSSELL BUILDING OFFICE IN
WASHINGTON, D.C. ON A DAILY BASIS.

SENATOR BYRD REQUESTED THAT THE U.S. CAPITAL POLICE PROVIDE SOME EXTRA PROTECTION FOR HIS RUSSELL BUILDING OFFICE DURING THE FORTHCOMING WEEK AS IT WILL HAVE STAFF PERSONNEL THERE.

SENATOR EYRD SAID HE WOULD PROMPTLY ADVISE IF ANY DIFFICULTIES, POSSIBLY RELATED TO THIS MATTEP, SHOULD OCCUP. HE SAID HE HAD NO OPJECTION TO THE FAIRFAX COUNTY, VA. POLICE DEPARTMENT WHICH COVERS HIS MCLEAN RESIDENCE, AND ANNANDALE, VA., BEING ADVISED OF HIS

b6 b7C

PAGE THREE (89A-153) UNCLAS EFTO	
ADDRESS AND INFORMATION REGARDING REPORTED PLANS.	
LT. MIGHT DUTY LIEUTEMANT, FAIPFAX COUNTY, VA.	6 7C
POLICE DEPARTMENT, WAS ADVISED AT 7:00 PM APRIL 17, 1981 OF PEPT-	
INENT INFORMATION REGARDING THIS MATTER.	
LEADS: PITTSBURGH AT CHARLESTON, W.VA.	
1) ATTEMPT TO DETERMINE POSSIBLE MODE OF TRAVEL OF SUBJECT	
TO ANNANDALE, VA. AS WELL AS THERE HE WILL POSSIBLY	
STAT AND THU R FUNCION GUNTAUL UT GUNTAULD YALL D. LU HER	6 7C
VISIT TO ANNANDALE; AS WELL AS ANY ACCOMPANYING PERSONS.	
2) OBTAIN AND FORWARD PHOTOGRAPH OF TO AX AND WFO FOR	
PROVIDING TO APPROPRIATE POLICE.	,
3) ALERT LOGICAL MEST VIRGINIA LAW ENFORCEMENT AUTHOPITIES	
AS APPROPRIATE.	
4) ADVISE OF ANY ADDITIONAL DEVELOPMENTS OF PERTINENCE.	
WASHINGTON FIELD; AT WASHINGTON, D.C.	
1) ADVISE U.S. CAPITAL POLICE OF SENATOR BYPD'S REQUEST FOR	
EXTRA PROTECTION AT HIS RUSSELL BUILDING OFFICE AND PUGARD-	
ING HIS TRAVEL PLANS.	
2) CONTACT SENATOR EYED'S SECRETARY AND OBTAIN HIS DETAILED	

SCHEDULE FOR NEXT WEEK IN EVENT IT IS NEEDED IN COMMECTION

PAGE FOUR (E9A-153) UNCLAS EFTO
WITH THIS MATTER; ADVISE AX AND PG DIVISIONS.

3) ADVISE OF ANY ADDITIONAL DEVELOPMENTS OF PEPTIMENCE.

b6

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CONSIDER HIM

POTENTIALLY DANGEROUS.

IN VIEW OF

BT

FD-448 (Rev. 9-1-76) Precedence TMME Transmit attached by Facsimile - CLEAR COMMUNICATIONS CHATER Date: 4/17/8/ To: FBI WFO From: DIRECTOR, FRI Time: Transmitted - 5:410 PM POSSIBLE Initials - HCR Subject: ILE CAS, 00 PG Newspaper clipping **b**6 Other . Artists Conception Special handling instructions: TAND PARRY TO SUPERVISOR Approved: PHI / JEM

FBI/DOJ

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	ACAIMOT U. G. GENATOR DOREDT C. GYPD, H. VA VICTIM:	
	COMORTEGIONAL AGGACIMATION STATUTE (A) OO: PITTERNEGH	
	THE THE TRANSPORT TO DIRECTOR DATED APPIL 17, 1971	
	OM APRIL 13, 1981, CHIEF PROPATION	
	OFFICER, KANAWHA COUNTY PROBATION DEPARTMENT, CHARLESTON,	N.
	W. VA. ADVISED THAT HE DOES NOT HAVE THE ITIMERAPY OR	b6 b7c
	MOVE OF TRAUTL FOR SUGGESTED THAT W. VA.)
`.	STATE POLICE MAY MAVE MORE IMPORMATIOM.	
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TO DIRECTOR IMMEDIATE COMMUNICATIONS SECTION	1.657.767
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POSSIBLE AFO; POSSIBLE CONGRESSIONAL ASSAS	l'amanda de la la
STATUTE (00:PITTSBURGH)	Ъ7c З
ON APRIL 16, 1981, U. S. SECRET SERVICE	E AGENT,
CHARLESTON, WV, TELEPHONICALLY ADVISED THAT THE KANAWHA CO	UNTY
PROBATION OFFICE, CHARLESTON, WV, HAS ADVISED HIM THAT ONE	
WHO IS CURRENTLY ON PROBATION	
PLANS TO VISIT ANNONDALE, VA, FROM APRIL 19 TO 23, 1981.	
THAT STAY, INTENDS TO VISIT BOTH SENATOR BYRDS OFFIC	CE AND b6 b7c
THE FBI TO AIR HIS COMPLAINTS ABOUT BOTH HIS CONVICTION AN	ID PROBATION
DID NOT SPECIFY WHETHER HE INTENDED TO VISIT FBIHQ C	OR WRO.
FURTHER ADVISED THAT HAS A HISTORY OF	
AND THAT HIS CONVICTION WAS BASED UPON	J AN
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17 1981 CANAN TO 1981	1 , b6 1 , b7c
77 (10)	Day man
	C. W Limit A

PAGE TWO, PG 89-NEW, UNCLAS ORIGINAL CHARGE OF IS DESCRIBED AS A WHITE MALE, b6 b7C PITTSBURGH INDICES AND NCIC NEGATIVE REGARDING STATED HE CONTACTED SECRET SERVICE, WASHINGTON, REGARDING EMPHASIZED THAT DID NOT MAKE ANY THREATS b6 b7C TO OR ABOUT EITHER THE FBI OR SENATOR BYRD. THEREFORE, THIS TELETYPE IS STRICTLY FOR INFORMATION PURPOSES OF THE RECEIVING OFFICES. WASHINGTON FIELD, AT WASHINGTON, D.C. CONTACT SENATOR BYRD'S OFFICE AND ADVISE THEM REGARDING **b**6 IN VIEW OF HIS SHOULD BE CONSIDERED b7C POTENTIALLY DANGEROUS. BT

#

Memorandum





DIRECTOR, FBI

6/9/81 Date

From:

SAC, PITTSBURGH (89A-184) (C)

Subject:

b6 b7C

POSSIBLE AFO;

POSSIBLE CONGRESSIONAL ASSASSINATION STATUTE:

(00: PITTSBURGH)

Enclosed for the Bureau are the original and three copies of an LHM detailing subject's whereabouts between April 19-23, 1981, and subject's professed attitude toward Senator Robert C. Byrd.

Enclosed for Alexandria and WFO are two copies each of the above noted LHM.

LEADS

WASHINGTON FIELD OFFICE

AT WASHINGTON, D.C.

Contact/Senator Robert C. Byrd's Office and advise them of the contents of the enclosed LHM.

- Bureau (Encs. 14) 2 - Alexandria (Encs. 2)

2 - WFO (Encs. 2)

1 - Pittsburgh

JJJ/sgw (7)

15 JUN 19 1981

100 letter XXM 5096

FBI/DOJ



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to File No.

Pittsburgh, Pennsylvania

June 9, 1981

POSSIBLE AFO; POSSIBLE CONGRESSIONAL ASSASSINATION STATUTE	
On May 4, 1981, was interviewed at his residence in West Virginia (WV), regarding his proposed trip to the Washington, D.C. area between April 19-23, 1981.	
advised that he never went to Washington on his scheduled trip. advised he had planned to go to Senator Robert C. Byrd's Wasington Office and complain about the Kanawha County Sheriff's Department Deputies and the West Virginia State Police (WVSP)	b6 b7C
advised that prior to planning his trip he first wrote a letter to Senator Byrd's office regarding his above complaints. stated that he received a reply from the Senator's Office but did not reveal its contents. After receiving the reply, telephoned the Senator's Washington Office and spoke to an unknown female. During this telephone conversation. stated that he alleged that the WVSP	Ъ6 Ъ7С
The unknown female advised that the Senator would be out of town between April 19 and 23, 1981, but assured that someon would personally talk to him if he came to the office.	ne
then attempted to arrange an appointment with syndicated columnist Jack Anderson. was told by Anderson's Office that the columnist would be out of town when planned to visit Washington.	e 156 1570

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.

67-4941-8

The Collins

POSSIBLE AFO;
POSSIBLE CONGRESSIONAL
ASSASSINATION STATUTE

advised that his original plan was to drive to the Washington, D.C. area and stay with a friend in Annondale, Virginia	b6
advised though	b7C
that since both Senator Byrd and Jack Anderson were going to be out of	
town he decided not to go to Washington.	
stated that he bears no ill feelings toward either Senator Byrd or columnist Jack Anderson. advised that he never has nor does he presently have any intention of physically harming either Senator Byrd or Anderson. is hoping that Byrd and Anderson's influence will end the harassment that he feels local law enforcement is inflicting upon both himself	ხ6 ხ70

FEDERAL BUREAU OF INVESTIGATION FOIPA DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 1 Page 20 \sim b6, b7C (73

MESSAGE RELAY VIA TELETYPE (RESTRICTED USE)

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F	For: 17 15	X		1 22/3		
_		<u>) </u>			V87-5	980-1
5	Subject:CALVIN FLOYD_N	AY; U. S. SE	ENATOR ROBER	r BYRD VICTIM	; CCSCAKA; 00:	PITTSBURGH
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(☐ See Attached					() () () () ()
	Approved By:	Originator:		Tele Ext.	Room/Div.:	- Company
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FEDERAL DUREAU OF INVESTIGATION CENTES



LUD'Z/10 ICNU

Restrictions on Use

- Only incoming teletype messages within the categories listed in MIOG Section 16-1.7 pages 1251 & 1252 may be prepared using form 0-73.
- 2. Use of Form 0-73 is restricted to incoming teletype messages received at FBIHQ Communications Center within the last 72 hours.
- 3. Addressees must be Bureau Offices (LEGAT/Field) or other Government Agencies. Geographical location must be indicated if other Government Agency is located outside the Washington, D.C. area.
- 4. Editing of message text is restricted to typed or printed changes of a word or two. Changes to the existing text involving more than a word or two will require the originator to initiate a new message using Form 0-93. Administrative data may be added immediately following the text and must be identical for all addressees.
- Teletype meesages received by the Communications Center that do not meet the above criteria shall be returned to the originator for preparation using Form 0-93.

Preparation of 0-73 Form (Yellow)

- 1. Date & Precedence Type or print date and indicate precedence by checking the appropriate box.
- 2. Addressee(s) Type or print addressee(s) immediately following the "TO:" or place a check mark in the appropriate box. Note: When using block "Other," indicate geographical location if addressee(s) is located outside Washington, D.C. If addressee(s) is a military installation, the name of the base, fort, or station must be listed to ensure delivery.
- Classification Type or print the classification and if appropriate the caveat and warning notices.
- 4. Addressee Internal Distribution Complete when the originator wishes the message to be distributed to a known entity within a Headquarters Agency (i.e. Division, Section, Unit, etc.). List the addressee(s) abbreviation and the internal distribution, i.e. a message to Dept. of State, Dept. of Justice, and Defense Intelligence Agency; list on the "For" line(s) as follows: Example: For: DOS For SY/TAG; DOJ for Asst. AG Criminal Div.; DIA For DSOP.
 Messages which do not list internal distribution shall be delivered to the agency headquarters where their analyst will effect in-house distribution.
- 5. Subject Type or print the subject in the space provided or check "see attached" if subject is identical to attached message.
- 6. Originator's Boxes Type or print the originator's name, telephone extension, room number, and division.
- 7. Approved By Box Indicate approval for transmission by initialing the approved by box. Note: The person approving the message is solely responsible for assuring all necessary editing changes are accurate and are legible.

Preparation of Message To Be Transmitted

- 1. **Duplicate Copy & Notations -** Xerox 1 copy of the incoming teletype message. A notation shall be made on the original incoming teletype indicating one copy made for relay to SACS ______, (or LEGATS) ______, (or Government Agencies) _____.
- 2. Editing of Duplicate Copy (Heading) Using a lead pencil ONLY draw single lines through the first and last lines of the message heading; connect these lines from top right to bottom left forming a "Z" figure. (Do Not Obliterate the Heading)
- 3. Editing Changes to the Text (See Restrictions on Use, item 4)
- 4. Administrative Data Type or print administrative data immediately following the text.

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RS 021 341 0133Z	
PP HQ WFO	
DE PG	
P Ø7Ø133Z NOV 85	
PM PITTSBURGH (89A-NEW) (P) OF THESTIGATION	
TO DIRECTOR PRIORITY	
WASHINGTON FIELD OFFICE (INFO) PRIORITY	
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UNCHAS CESCAKA	
CALVIN FLOYD NAY; U. S. SENATOR ROBERT BYRD - VICTIM; AFO;	i
O: PITTSBURGH BY TELETYPE DATED NOVEMBER 7, 1985, FBI PITTSBURGH FURNISHED THE FOLLOWING: AT 3:30 PM, NOVEMBER 7, 1985, THE PARKERSBURG RA OF THE	
FBI WAS TELEPHONICALLY ADVISED BY A LOCAL b6 b7c	
BUSINESSMAN, THAT A THREAT HAD BEEN MADE ON THE LIFE OF WEST	
VIRGINIA U. S. SENATOR ROBERT BYRD BY CAPTIONED SUBJECT. SENATOR	
EYRD IS DUE TO SPEAK IN PARKERSBURG, W. VA., NOVEMBER 8, 1985,	
TO A GROUP OF MILITARY AND INDUSTRIAL LEADERS.	
TELEPHONIC CONTACT WAS MADE BY FBI, PARKERSBURG, WITH	
(TELEPHONE 202-224-3954), WHO IS AIDE TO	
THE SENATOR, AND SHE ADVISED SUBJECT HAD CALLED THE SENATOR'S b6	1
OFFICE EARLIER IN THE DAY, FULLY IDENTIFYING HIMSELF, AND BLAMED	.]
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PG CO LINE

PAGE TWO

THE U. S. SENATOR FOR THE DEATH OF ONE OF HIS RELATIVES. CAPTIONED

SUBJECT ADVISED

THAT HE HAD TAKEN CARE OF SENATOR BYRD'S

GRANDSON AND NOW HE WAS GOING TO TAKE CARE OF THE SENATOR. HE

STATED "THE SENATOR IS MINE."

ADVISED SHE THEN CONTACTED

ADVISED SHE THEN CONTACTED

THE CAPITOL POLICE ABOUT THE THREAT. SHE FURTHER SAID ABOUT TWO

DURS LATER THE CAPITOL POLICE CALLED HER BACK AND TOLD HER THE

HBI HAD BEEN NOTIFIED.

ADVISED THAT THE CAPITOL POLICE

DID NOT STATE WHETHER THIS NOTIFICATION WAS MADE TO THE

WASHINGTON FIELD OFFICE OR FBIHQ.

SAID SHE HAD BEEN IN TELEPHONIC CONTACT WITH

ERGEANT

WEST VIRGINIA STATE POLICE DETACHMENT IN

FARKERSBURG, AND HE WOULD FURNISH ADDITIONAL SECURITY. THE

COUNTY SHERIFF IN THE COUNTY IN WHICH SUBJECT RESIDES HAS BEEN

NOTIFIED AND WILL ATTEMPT TO LOCATE AND INTERVIEW HIM ASAP.

SUBJECT DESCRIBED AS FOLLOWS:

(X) NAME CALVIN FLOYD NAY, RACE WHITE, SEX MALE, DOB-SEPTEMBER 6, 1940, ADDRESS ROUTE 2, BOX 116C, HARRISVILLE, W. VA., TELEPHONE 304-659-3325 (X).

IT HAS BEEN DETERMINED THAT SENATOR BYRD WILL BE IN THE PARKERSBURG, W. VA., AREA FROM APPROXIMATELY 10 AM TO 2 PM,

٠,

PAGE THREE

PG 89A-NEW

UNCLAS

NOVEMBER 8. 1985.

COMPUTERIZED CRIMINAL HISTORY CHECK AND PITTSBURGH INDICES NEGATIVE FOR CAPTIONED SUBJECT.

SPECIAL AGENT

U. S. SECRET SERVICE, CHARLESTON,

W. VA., WAS NOTIFIED OF THREAT AT 7:15 PM, NOVEMBER 7, 1985, EP

PARKERSBURG. W. VA., RA.

LEADS - PITTSBURGH AT FATRMONT, W. VA.

LOCATE AND INTERVIEW SUBJECT, CALVIN FLOYD NAY, ROUTE 2,

BOX 116C, HARRISVILLE, W. VA., TELEPHONE 304-659-3325.

AT PARKERSBURG, W. VA.

WILL MAINTAIN CONTAGT AND REPORT FOLLOW-UP.

BT

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	P Ø7Ø133Z NOV 85
	PITTSBURGH (89A-NEW) (P) OF THVESTIGATION
1	TO DIRECTOR PRIORITY
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	UNCLAS OF CAKA
	CALVIN FLOYD NAY; U. S. SENATOR ROBERT BYRD - VICTIM; AFO;
	O: PITTSBURGH
	AT 3:30 PM, NOVEMBER 7, 1985, THE PARKERSBURG RA OF THE
	FBI WAS TELEPHONICALLY ADVISED BY A LOCAL b66 b7C
	BUSINESSMAN, THAT A THREAT HAD BEEN MADE ON THE LIFE OF WEST
	VIRGINIA U. S. SENATOR ROBERT BYRD BY CAPTIONED SUBJECT. SENATOR
	BYRD IS DUE TO SPEAK IN PARKERSBURG, W. VA., NOVEMBER 8, 1985,
	TO A GROUP OF MILITARY AND INDUSTRIAL LEADERS. 89-5780
	TELEPHONIC CONTACT WAS MADE BY FBI, PARKERSBURG, WITH b6
	KTELEPHONE 202-224-3954). WHO IS AIDE TO b7c
	THE SENATOR, AND SHE ADVISED SUBJECT HAD CALLED THE SENATOR'S
	OFFICE EARLIER IN THE DAY, FULLY IDENTIFYING HIMSELF, AND BLAMED
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	2-73-10 USSS Send dapy to USSS USSS USSS W
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THE U. S. SENATOR FOR THE DEATH OF ONE OF HIS RELATIVES. CAPTIONED	•
SUBJECT ADVISED THAT HE HAD TAKEN CARE OF SENATOR BYRD'S	,
GRANDSON AND NOW HE WAS GOING TO TAKE CARE OF THE SENATOR. HE	
STATED "THE SENATOR IS MINE." ADVISED SHE THEN CONTACTED	.b6
THE CAPITOL POLICE ABOUT THE THREAT. SHE FURTHER SAID ABOUT TWO	b7C
HOURS LATER THE CAPITOL POLICE CALLED HER BACK AND TOLD HER THE	
FBI HAD BEEN NOTIFIED. ADVISED THAT THE CAPITOL POLICE	
DID NOT STATE WHETHER THIS NOTIFICATION WAS MADE TO THE	
WASHINGTON FIELD OFFICE OR FBIHQ.	
SAID SHE HAD BEEN IN TELEPHONIC CONTACT WITH	
SERGEANT WEST VIRGINIA STATE POLICE DETACHMENT IN	b6 b7С
PARKERSBURG, AND HE WOULD FURNISH ADDITIONAL SECURITY. THE	
COUNTY SHERIFF IN THE COUNTY IN WHICH SUBJECT RESIDES HAS BEEN	
NOTIFIED AND WILL ATTEMPT TO LOCATE AND INTERVIEW HIM ASAP.	
SUBJECT DESCRIBED AS FOLLOWS:	
-(X) NAME CALVIN FLOYD NAY, RACE WHITE, SEX MALE, DOB	
SEPTEMBER 6, 1940, ADDRESS ROUTE 2, BOX 116C, HARRISVILLE, W. VA.,	MB2004
TELEPHONE 301-650-3305 WAR	

IT HAS BEEN DETERMINED THAT SENATOR BYRD WILL BE IN THE PARKERSBURG, W. VA., AREA FROM APPROXIMATELY 10 AM TO 2 PM,

PAGE THREE ' PG 89A-NEW - UNCLAS NO VEMBER 8, 1985. COMPUTERIZED CRIMINAL HISTORY CHECK AND PITTSBURGH INDICES NEGATIVE FOR CAPTIONED SUBJECT. SPECIAL AGENT U. S. SECRET SERVICE, CHARLESTON, W. VA., WAS NOTIFIED OF THREAT AT 7:15 PM, NOVEMBER 7, 1985, BY b6 b7C SA PARKERSBURG, W. VA., RA. LEADS - PITTSBURGH AT FAIRMONT, W. VA. LOCATE AND INTERVIEW SUBJECT, CALVIN FLOYD NAY, ROUTE 2, EOX 116C, HARRISVILLE, W. VA., TELEPHONE 304-659-3325. AT PARKERSBURG, W. VA. WILL MAINTAIN CONTACT AND REPORT FOLLOW-UP. $\mathbb{B}\Gamma$

INFORMATIVE NOTE

Date	11	/8/	/8	5

CALVIN FLOYD NAY; U. S. SENATOR ROBERT BYRD - VICTIM; CCSCAKA;

Re: OO: PITTSBURGH

The Parkersburg, West Virginia, Resident Agency, Pittsburgh Division, was notified 11/7/85, that a threat had been made on the life of U. S. Senator Byrd who is scheduled to address a group of military and business leaders in Parkersburg, West Virginia, on Friday, 11/8/85. The notification to the FBI in Parkersburg was made by a local businessman,

Washington, D. C., was immediately contacted. She verified that she had received a call earlier on 11/7/85 from a person fully identifying himself as Calvin Floyd Nay, Route 2, Box 116C, Harrisville, West Virginia, telephone number (304) 659-3325. Nay blames Senator Byrd for the death of a relative and made statements indicating he was going "to take care of the Senator" and "the Senator is mine."

Police concerning the call. She had then contacted the West Virginia State Police requesting additional security for Senator Byrd during his trip to Parkersburg, West Virginia. She later contacted the County Sheriff's Office covering the Harrisville, West Virginia, area where Nav reportedly lives.

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CONTINUED - OVER

FBI/DOJ

The Pittsburgh Division is attempting to locate Nay for interview and will thereafter obtain a prosecutive opinion.

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FORMS. TEXT HAS 1 DOCUMENT

INBOX.42 (#7804)

TEXT:

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FM PITTSBURGH (/89A-236) (C)

TO DIRECTOR ROUTINE

WASHINGTON FIELD (89A-988) ROUTINE

ВТ

UNCLAS

ecseAKA CALVIN FLOYD NAY; SENATOR ROBERT BYRD - VICTIM; AFQ (OO: PITTSBURG REWFOTEL TO PG, JANUARY 7, 1986.

IN CAPTIONED MATTER, CALVIN FLOYD NAY, WHO RESIDES IN HARRISVILLE, WV, CALLED THE OFFICE OF U. S. SENATOR BYRD AND ALLEGEDLY MADE A VERBAL THREAT AGAINST THE SENATOR'S LIFE, BLAMING THE SENATOR FOR THE DEATH OF ONE OF HIS (NAY'S) RELATIVES. AS SENATOR BYRD WAS SCHEDULED TO SPEAK IN PARKERSBURG, WV, THE NEXT DAY AFTER THE PHONE CALL WAS RECEIVED, AND AS PARKERSBURG AND HARRISVILLE ARE IN ADJACENT COUNTIES, A MEMBER OF THE GROUP SPONSORING THE SENATOR'S SPEAKING ENGAGEMENT, WHO HAS LEARNED ABOUT THE THREAT, CONTACTED THE PARKERSBURG, WV RA OF THE FBI. INVESTIGATION BY PG AGENTS DETERMINED THAT EN 25 ADMITTED MAKING THE PHONE CALL, AND SAID THE CALL WAS TO WARN THE

b7C

PAGE TWO

PG 89A-236

UNCLAS

SENATOR THAT HIS (SENATOR'S) LIFE WAS IN DANGER. NAY STATED AT NO TIME WAS HE MAKING A PERSONAL THREAT ON THE SENATOR'S LIFE, BUT ONLY WANTED TO PROVIDE INFORMATION THAT THE SENATOR MAY BE IN DANGER.

NAY CLAIMED HE RECEIVED THESE WARNINGS THROUGH HIS MENTAL THOUGHT PROCESSES. NAY STATED HE WOULD NOT ATTEMPT TO CONTACT THE SENATOR'S OFFICE AGAIN. THE INTERVIEWING AGENT OBSERVED NAY TO EXHIBIT AN ABNORMAL AND UNSTABLE PERSONALITY, AND THAT NAY'S THOUGHT PROCESSES WERE DISJOINTED AND RAMBLING AT TIMES. THE COUNTY SHERIFF THAT ASSISTE THE AGENT WITH THE INTERVIEW INDICATED HE WAS GOING TO DRAW UP NECESSARY DOCUMENTS TO HAVE NAY COMMITTED TO A MENTAL INSTITUTION.

ON JANUARY 9, 1986, THE ABOVE FACTS WERE PRESENTED TO AUSA

SDWV, WHO AFTER REVIEWING THE MATTER ADVISED THAT

THE CASE HAS NO PROSECUTIVE MERIT, AND THAT NO FURTHER INVESTIGATION

WAS WARRANTED.

b6 b7C

PITTSBURGH CONSIDERS THIS CASE TO BE CLOSED.

ВΤ

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