

MEMORANDUM [DRAFT]

March 30, 1998

To: Laura Denk and Jeremy Gunn

From: Kevin Tiernan and Joe Freeman

Subject: Additional Determinations Regarding FBI/Church Committee Records

Introduction

Please see the Introduction and Summary sections of Kevin Tiernan's and Joe Freeman's memo of October 10, 1998, "Determinations Regarding FBI/Church Committee Records," for the background to the possible determinations listed below. These latest listings reflect a review of additional FBI-generated, Church Committee-related records conducted by Joe Freeman on March 16-19, 1998. Two large file drawers of folders and nine-plus boxes of records were reviewed. All records listed below are from file 62-HQ116395 and constitute a portion of the Church Committee ebf's previously reviewed by the FBI and judged by the Bureau to be NAR. Numerical ebf designations are followed by a brief description of each potential assassination record. Unless a box number is indicated, the referenced ebf was stored in one of the two file drawers.

174 ebf This envelope contains photocopied excerpts of a manual explicating sundry U.S. statutes. Section 134 of the manual is entitled "Assaulting the President of the United States" and explicates Title 18, USC 1751, which is described as being effective as of 8/28/65. This section is seven pages long and reflects, presumably, changes made to the U.S. Code as a direct result of President Kennedy's assassination, though it does not directly reference the assassination in any way.

417 ebf This ebf concerns the SAM Survey (FBI mail cover operation designed to uncover communications to the USSR forwarded via third party countries and addresses) and contains records relating to the extension of the program to Mexico City. Specifically, there is a four page 1/30/62 memo from SAC, Los Angeles, to the Director requesting such an extension on the basis of four cases in which Soviet espionage activities in Southern California had been directed out of the Soviet Embassy in Mexico City; there is also a single page 2/13/62 memo from the Director to SAC, Los Angeles, authorizing the requested coverage; a two page 3/30/62 memo from SAC, Los Angeles, to the Director which references that coverage of Mexico City began on 2/25/62, a one-page 5/9/62 memo from SAC, Los

Angeles, to the Director again referencing Mexico City SAM coverage and, lastly, a 1/11/63 memo from SAC, Los Angeles, to the Director regarding the reinstating of SAM survey coverage (which had been in abeyance), including coverage of Mexico City, on 2/5/63.

649 ebf This ebf consists of material regarding "Project Hunter," the FBI's name for the CIA's HTLingual mail-opening program. The material relates in the main to the nature of the take which the CIA was forwarding to the Bureau or, alternatively, the type of information the FBI did or did not want forwarded (e.g. adding FBI-designated names to the watch list). Upon occasion, these descriptions touch on what might be considered assassination-related topics. For instance, a 10/30/62 document headed "Re: Bureau Informant 200" [this was another Bureau designation for HTLingual], under a section entitled "Typical data furnished by Bureau Informant 200," references "data indicating pro-Castro sympathies of U.S. persons." Similarly, a 3/27/63 memo from Wannall to Sullivan entitled "Bureau Informant 200 - Policy," discusses February 1963 CIA coverage of mail to Cuba, and an attachment notes that the Bureau was interested in Bureau Informant 200 information relating to the travel plans of Americans in the USSR (or those of their Russian relatives), including those who have renounced their citizenship. Elsewhere, two NSA defectors are mentioned by name as subjects of interest. In short, the documents describe a profile of FBI interests potentially consistent with Marina and Lee Harvey Oswald, though neither is mentioned by name.

665 ebf See "Part V (3) for delivery 9-9-75 UNEXCISED". This section contains a list of files dated 4/25/69 which includes, on page 10, the Fair Play for Cuba Committee.

676 ebf The bindered section of this ebf contains memos and correspondence between the Bureau and NSA regarding the provision of information to the Bureau by NSA, re:Cuba, dating back to 1962.

873 ebf This ebf contains a two page 4/5/62 teletype from SAC, New York to the Director, re: visit of same day by RFK, aides and Courtney Evans to NYC office. Teletype summarizes visit, questions asked by RFK, etc. Teletype states that RFK inquired about investigations of pro-Castro Cuban activity in U.S., stressing importance of these investigative efforts.

949 ebf A group of records in this ebf identified with a cover sheet entitled "SSC Letter 9/18/75, Item 3" contains a 4/13/62 FBI report on MLK authored

Memo to Laura Denk and Jeremy Gunn, re: Additional FBI/Church Committee Records
March 30, 1998
Page 3

by SA John J. Elliot of NY office. Cover Page C of this report references MLK being asked by Teamster head Jimmy Hoffa to address Teamster gathering. Report references how, at this gathering, Hoffa asked MLK to intervene with AG RFK and get him to "lay off" Hoffa. **This record also appears in 1073 ebf.**

1505 ebf This ebf contains two COINTELPRO-related records which reference Cuba. A 4/21/75 memo from the Director to the AG, re: "Counterintelligence Programs (COINTELPROS)" summarizes history of such programs. Item 2 on the first page of this memo is "Counterintelligence - Cuban Matters" and references three actions between June and August of 1961. A memo of the same title, dated 4/28/75, again contains a section on "Counterintelligence - Cuban Matters" and cites both the FPCC and the July 26 Movement.

1153 ebf **This ebf is an accordion-style folder located in the back left of the bottom drawer of the file cabinet in which all the forgoing are filed.** This entire ebf relates to elsur of MLK. Among other items, it contains a copy of an FBI document entitled "The Real Martin Luther King." **This report makes extensive use of elsur-derived information to paint an unflattering portrait of MLK. There is a brief section (referenced in the document's Table of Contents) entitled "Profane Description of Kennedy Funeral." Presumably, MLK comments on President Kennedy's funeral would be considered assassination records. There is also reference to a letter MLK sent to JFK concerning the President's handling of the Cuban Missile Crisis.**

670 ebf This ebf contains, as part of section entitled "SSC Request 8/20/75, Box 54 Part II, Item 3," records relating to domestic intelligence coverage of diplomatic representatives. Of these, several reference Cuba-related coverage of this type in the 1959-1964 period. Most of these are annual or semi-annual evaluations which summarize instances and extent of such coverage. The following memos are either about or reference Cuba in this context:

11/30/59, Frohbose to Belmont, "Foreign Political Matters - Cuba";
"Internal Security - Cuba"

- 12/4/59, Director to SAC, WFO, "Cuban Activities in the U.S."
- 12/21/59, Donahoe to Belmont, "Intelligence Coverage of Friendly Foreign Nations"
- 6/16/60, Donahoe to Belmont, "Intelligence Coverage of Friendly Foreign Nations"
- 6/22/61, Donahoe to Belmont, "Intelligence Coverage of Friendly Foreign Nations"
- 5/21/62, Wannall to Sullivan, "Intelligence Coverage of Non-Soviet Bloc Countries"
- 5/16/63, Wannall to Sullivan, "Intelligence Coverage of Non-Soviet Bloc Countries"
- 5/18/64, Wannall to Sullivan, "Intelligence Coverage of Non-Soviet Bloc Countries"

In addition, this ebf contains a 10/13/61 letter from Director Hoover to Deputy Undersecretary of State for Political Affairs U. Alexis Johnson, re: expanding coverage of Central and Latin American diplomatic establishments, which references Cuba and the threat of Castro.

583 ebf This ebf contains a bindered section, entitled "Superceded Request Box 2 of 3 7/28/75 I-C," consisting of xeroxed copies of a card file index to SAC letters. There are generally four photocopied cards to a page, and the listings on each card appear to indicate where copies of the designated letters have been filed/can be found. Index cards referencing letters which are potentially assassination-related are themselves, presumably, potentially assassination-related. The index cards contain various identifying file numbers and a short subject reference for each letter. The cards indexing the following letters may be assassination-related:

<u>SAC Letter #/File</u>	<u>Date</u>	<u>Subject</u>
61-24 66-04-3015	4/27/61	FPCC
61-29 66-04-3022	5/29/61	Cuban intelligence activities/U.S.
61-71 66-04-3069	12/19/61	Cuban matters- CI Programs, cc- FPCC-Gen.
62-11 66-04-3084	2/13/62	FPCC
62-55 66-04-3134	10/3/62	Cuban emergency plans

Memo to Laura Denk and Jeremy Gunn, re: Additional FBI/Church Committee Records
March 30, 1998
Page 5

62-58	66-04-3137	10/16/62	Cuban activities in U.S Cuban emergency plans
64-23	66-04-3263	4/28/64	Assassination of President Kennedy Commission
65-10	66-04-3318	3/9/65	Warren Report
66-68	66-04-3457	11/1/66	Cuban intelligence activities/U.S.

NOTE: Joe Freeman reviewed this photocopied card file through the end of 1966 during his March 16-19 project. Cards relating to letters after 1966 have yet to be reviewed.

672 ebf This ebf contains, under "8/20/75 request, Part III, Item 12", an appendix Box 2 of 2 which includes a 8/15/63 airtel from SAC, Seattle, to the Director Box 52 concerning the upcoming March on Washington. The airtel references the Play for Cuba Committee. Similarly, the ebf also includes a 8/22/63 memo (with appendix) from the Denver field office which references the FPCC. This latter document is located in an unheaded bindered section of the ebf which begins with a 8/20/63 memo to Rosen concerning the march. Fair

Finally, this ebf contains a 8/28/63 airtel from WFO to the Director, re: March on Washington, which references that Gen. Edwin Walker was *not* known to have been there (some right-wing groups attempted to disrupt the March).