

I AM HELD IN CONTEMPT."

THIS MORNING, DON OWENS (FORMER FBI AGENT), WHO WAS MEMBER OF PANEL OF ATTORNEYS WHO ASSISTED JUDGE BATTLE IN CONNECTION WITH CONTEMPT HEARINGS, CONTACTED SAC.

OWENS STATED THAT PANEL OF ATTORNEYS WOULD MEET THIS MORNING AND DISCUSSION WOULD BE HELD REGARDING STATEMENTS ATTRIBUTED TO BONEBRAKE WHICH APPEARED IN NEWSPAPER. OWENS SAID THAT AMONG THE QUESTIONS THAT WOULD BE ASKED OF HIM WOULD BE:

(1) DID BONEBRAKE MAKE THE STATEMENTS AS ATTRIBUTED TO HIM IN THE PRESS?

(2) WHO IS BONEBRAKE?

(3) WHERE WERE THESE STATEMENTS MADE, IF MADE AT ALL?

(4) WHEN WERE THEY MADE AND WHY WERE THEY MADE?

OWENS HAS ADVISED THAT HE WOULD APPRECIATE A PROMPT ANSWER, IF POSSIBLE, TO HIS QUESTIONS SO THAT HE WILL BE IN A BETTER POSITION TO CLARIFY SITUATION AS REPORTED IN THE NEWSPAPERS.

END

MKA

FBI WASH DC

*Why is it our representatives
can't keep their mouths
shut on restricted matters?*

CC-MR. ROSEN

I AM HELD IN CONTEMPT."

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OF PANEL OF ATTORNEYS WHO ASSISTED JUDGE BATTLE IN CONNECTION

WITH CONTEMPT HEARINGS, CONTACTED SAC.

OWENS STATED THAT PANEL OF ATTORNEYS WOULD MEET THIS

MORNING AND DISCUSSION WOULD BE HELD REGARDING STATEMENTS ATTRI-

BUTED TO BOWENBROOK WHICH APPEARED IN NEWSPAPER. OWENS SAID THAT

AMONG THE QUESTIONS THAT WOULD BE ASKED OF HIM WOULD BE:

(1) THE BOWENBROOK MAKE THE STATEMENTS AS ATTRIBUTED TO

HIM IN THE PAST?

(2) WHO IS BOWENBROOK?

(3) WHERE WERE THESE STATEMENTS MADE, IF MADE AT ALL?

(4) WHEN WERE THEY MADE AND WHY WERE THEY MADE?

OWENS HAS ADVISED THAT HE WOULD APPRECIATE A PROMPT

ANSWER, IF POSSIBLE, TO HIS QUESTIONS SO THAT HE WILL BE IN A

BETTER POSITION TO CLARIFY SITUATION AS REPORTED IN THE NEWSPAPER.

END

WMA

DO NOT WASH DC

10-17-68

PLAINTEXT

TELETYPE

URGENT

TO SAC, MEMPHIS (44-1987)

REC 45

FROM DIRECTOR, FBI (44-38861) - 5277

MURKIN EX 109

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATION SECTION

OCT 18 1968

TELETYPE

REURTEL OCTOBER SIXTEEN CONCERNING ARTICLE APPEARING IN
"THE COMMERCIAL APPEAL." INFORM DON OWENS GEORGE BONEBRAKE
IS FINGERPRINT EXPERT WHO PRESENTED DETAILED TESTIMONY IN OPEN
COURT IN LONDON, ENGLAND, IN CONNECTION WITH EXTRADITION OF
RAY. TESTIMONY RECEIVED WIDESPREAD PUBLICITY IN NEWS MEDIA
THROUGHOUT WORLD. DURING POLICE SCHOOL CONDUCTED BY BONE-
BRAKE AT WICHITA, KANSAS, SEPTEMBER NINE THROUGH THIRTEEN
LAST IN A CLOSED SESSION MEMBERS OF CLASS ATTEMPTED TO QUERY
BONEBRAKE AS TO DETAILS OF FINGERPRINT TESTIMONY. BONEBRAKE
GAVE NO FACTS OTHER THAN WHAT HAD ALREADY BEEN QUOTED BY
PRESS CONCERNING HIS LONDON TESTIMONY AND THIS IN ONLY VERY
BRIEF FASHION. NO MEMBERS OF PRESS WERE PRESENT. ON ONE
OCCASION DURING SCHOOL, MEMBERS OF PRESS WERE BRIEFLY IN-

VITED TO TAKE PHOTOGRAPHS AND TO COLLECT DATA FOR STORY

Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

NEM:hs

(7)

NOTE: Cover memo C. E. Ganley to Mr. Trotter
dated 10-17-68 captioned "James Earl Ray,
Latent Fingerprint Evidence," CEG:hs

50 OCT 29 1968

MAIL ROOM ☐ TELETYPE UNIT ☒

COMMUNICATIONS SECTION
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C. 20535

TELETYPE

RECEIVED

TELETYPE UNIT

OCT 18 3 02 AM '68

REC'D-CALLAHAN
FBI
OCT 18 3 40 PM '68

OCT 17 3 15 PM '68
REC'D DE LOACH
FBI

TELETYPE TO MEMPHIS
MURKIN
44-38861

CONCERNING POLICE SCHOOL. MEMBER OF CLASS REMARKED TO A REPORTER THAT BONEBRAKE WAS FINGERPRINT EXPERT IN RAY CASE. REPORTER THEN SAID HE RECALLED BONEBRAKE'S NAME. NO FURTHER DISCUSSION OCCURRED AT THIS SESSION OR ANY OTHER SESSIONS OF CLASS. BONEBRAKE STATES UNEQUIVOCALLY THAT ANY QUOTATIONS IN PRESS OTHERWISE ARE OUTRIGHT FABRICATIONS AND FALSEHOODS. WHEN BONEBRAKE TESTIFIED IN LONDON SUCH TESTIMONY BECAME PUBLIC SOURCE MATERIAL AND ANY FURTHER ELABORATION FROM ANY OTHER SOURCE IS PURE FABRICATION.

OCT 22 4 46 PM 68
FBI
REC-D BISHOP

F B I

Date: 10-18-68

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AM
(Priority)

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

TO: DIRECTOR, FBI (44-38861)

FROM: SAC, MEMPHIS (44-1987) P

MURKIN

Submitted herewith for assistance of the Bureau are two Xerox copies of letter received this date from PHIL M. CANALE, JR., District Attorney General. It is noted the letter requested that all physical evidence pertaining to the JAMES EARL RAY case now in possession of the FBI be forwarded to his office.

In view of the information set forth in the second paragraph of Mr. CANALE's letter, it is suggested that a copy be forwarded to the FBI Laboratory.

2 ENCLOSURE

3 BUREAU (Enc. 2) (AM)
1 MEMPHIS
RGJ:BN
(4)

*Hand Delivered
Kip Room 11/2/68*

C. O. Bishop

REC-38

ST-111

1 OCT 25 1968

Approved: _____

Special Agent in Charge

Sent _____

M

Per _____

53 NOV 13 1968

10-19
Jace

Chwili
MED

RECEIVED
GENERAL INVESTIGATIVE DIVISION
FBI

OCT 20 12 26 AM '68
OCT 21 7 03 AM '68
F. B. I.
U. S. DEPT. OF JUSTICE

U. S. DEPT. OF JUSTICE

(4)
RECEIVED
F. B. I.
BUREAU (100-3) (VA)

RECEIVED OF THE FBI BUREAU
RECEIVED OF THE FBI BUREAU
IN AID OF THE INVESTIGATION

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RECEIVED

RECEIVED: REC. NUMBER (100-30000)
RECEIVED: DIRECTOR, FBI (100-30000)

RECEIVED

10-19-68

ROBERT K. DWYER
EXECUTIVE ASSISTANT

LLOYD A. RHODES
ADMINISTRATIVE ASSISTANT

JOHN L. CARLISLE
H. J. BEACH
E. L. HUTCHINSON, JR.
CLYDE R. VENSION
CRIMINAL INVESTIGATORS

EARL E. FITZPATRICK
NON-SUPPORT DIVISION

PHIL M. CANALE, JR.
DISTRICT ATTORNEY GENERAL
FIFTEENTH JUDICIAL CIRCUIT OF TENNESSEE
COUNTY OF SHELBY

SHELBY COUNTY OFFICE BUILDING
157 POPLAR AVENUE
MEMPHIS, TENN. 38103

ASSISTANTS

WILLIAM D. HAYNES
JAMES C. BEALBY
WILLIAM C. RICHARDSON
J. H. MILLER
J. CLYDE MASON
SAM J. CATANZARO
LEONARD T. LAFFERTY
ARTHUR T. BENNETT
DON D. STROTHER
DON A. DING
JOSEPH P. PETERSON
BILLY H. GIBBY
EUGENE C. GAERIG
HARVEY HERRIN
F. GLEN SISSON
JOHN W. PIEROTTI

October 16, 1968

Mr. Robert Jensen
Special Agent in Charge
Federal Bureau of Investigation
Federal Office Building
Memphis, Tennessee 38103

Re: State of Tennessee vs. James Earl Ray

Dear Mr. Jensen:

Confirming my telephone conversation with you, it is requested that all the physical evidence pertaining to the James Earl Ray case now in the possession of the Federal Bureau of Investigation be forwarded to this office. As you know, we have to comply with the Court's order in making all the tangible evidence available to the defense attorney for his inspection.

I understand that Mr. Mortimer, document examiner with the laboratory of the Federal Bureau of Investigation in Washington, may still be working on some of his material. If so, we will contact him and ask him to bring his portion of the evidence personally to Memphis so we can discuss it with him.

Thanking you for your consideration in this and all past matters, I am

Sincerely yours,

Phil M. Canale, Jr.
PHIL M. CANALE, JR.
District Attorney General

PMCJr:MEF

44-31161-5278

ST
SAC, Memphis (44-1987)

October 25, 1968

Director, FBI (44-38861)

MURKIN

1 - Mr. Long

Enclosed you will find a Xerox copy of Legat communication to the Bureau under date of October 22, 1968, in relation to representatives of Mr. Phil M. Canale's office visit to Mexico.

You should take the pertinent portions from this communication and submit them in an LHM suitable for dissemination along with your contacts with Mr. Canale responding to their request.

Enclosures

REL:jms
(4) jms

EX-102

REC-39

44-38861-5279

19 OCT 25 1968

MAILED 4

OCT 25 1968

COMM-FBI

Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
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Tele. Room _____
Holmes _____
Gandy _____

54 NOV - 5 1968

MAIL ROOM ☒ TELETYPE UNIT ☐

F B I

Date: 10/17/68

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AIRMAIL
(Priority)

TO: DIRECTOR, FBI (44-38861)
 FROM: SAC, INDIANAPOLIS (44-563) (RUC)
 SUBJECT: MURKIN

Re Springfield airtel to Director, dated 5/1/68.

On 10/16/68, ROBERT H. ~~STRADER~~ ^{AKA ROBERT}, 122 William Drive, Apartment J, Brownsburg, Indiana, telephonically contacted this office advising that he wished to speak to an agent in regard to captioned subject. Arrangements were made to meet him at which time he furnished information substantially the same as was furnished by his wife, MARGARET CARMICHAEL STRADER, in referenced airtel. The only discrepancy with information furnished previously by his wife was that he compared photographs that were published of JAMES EARL RAY to the persons that he remembered having overheard at the Gulf Truck Stop, Lebanon, Tennessee, in late March, 1968. After comparison he advised that none of the five men he overheard at the truck stop were identical to JAMES EARL RAY. His wife had previously stated in referenced airtel that one of those persons had been RAY.

STRADER advised that after hearing this conversation with the five men in the restroom at the truck stop on or about the last day of March, 1968, that he and his wife turned around and traveled back to Memphis, a distance of about 65 miles, to report what he had overheard. When they returned to Memphis, however, he got scared, did not want to get involved and did not report what he had heard to anyone. They left Memphis and traveled East in the direction they had been traveling before returning to Memphis. Mrs. STRADER, in referenced airtel, advised to the contrary that he did not mention hearing of the plan to kill Dr. MARTIN LUTHER KING that day, and she did not advise of having returned to Memphis to report such information.

③-Bureau (44-38861) (RM) 1-Indianapolis
 2-Memphis (44-1987) (RM) LLG/vlm
 2-Springfield (44-561) (RM) (8)

REC-38

ST 100

1 OCT 19 1968

Approved: C. C. Bishop

53 NOV 1 1968

Special Agent in Charge

Sent _____ M Per SIX

OCT 25 '68

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
OCT 25 1968

REC'D - CIV RIGHTS
FBI

1-100-100000 (44-38861) (NY)
2-100-100000 (44-38861) (NY)
3-100-100000 (44-38861) (NY)

U.S. DEPT. OF JUSTICE

OCT 21 7 01 AM '68

MEMORANDUM FOR THE DIRECTOR, FBI
SUBJECT: [Illegible]
[Illegible text follows, appearing to be a memorandum or report.]

[Illegible text continues, appearing to be a memorandum or report.]

RE: [Illegible]
[Illegible text follows, appearing to be a memorandum or report.]

IP 44-563

In addition to the above information, STRADER advised that he was approached by a man on the night of 10/13/68, at the bar of Howard Johnson's, located at I-465 and Indiana State Highway 136, in Indianapolis. This man, according to STRADER, knew all about STRADER and was aware of his poor financial status. This man followed him to the car and told STRADER that he could make \$100,000 if he would testify to what he heard in the restroom in Lebanon, Tennessee, in late March. The man did not tell him who would pay the money, but told STRADER that if he was interested he was to be in Oklahoma City, Oklahoma, at the airport at 3:00 AM, on Saturday, 10/19/68. The man also told STRADER that if he did not believe him, to go to the Holiday Inn bar, at the Indianapolis airport at 5:00 PM the next evening. STRADER advised that he did, in fact, go the next evening to the Holiday Inn bar, which was on 10/14/68, but he was not approached by anyone. On the morning of 10/15/68, at approximately 5:30 AM, STRADER heard a noise at his apartment door, and found a note which stated, "Sat. 3:00 AM, OKLA. City. How much money". STRADER stated that he became very worried and finally on 10/16/68 made a telephone call to ARTHUR HAYNES, attorney for JAMES EARL RAY, in Birmingham, Alabama, attempting to find out if HAYNES was responsible for the offer of \$100,000 for STRADER to testify. He talked to HAYNES, at which time HAYNES mentioned to STRADER that he had received a mysterious phone call several days before, advising that he should get in touch with a ROBERT STRADER, however, HAYNES had taken it as a prank call. HAYNES knew of no offer of money to STRADER if he would testify, but did take STRADER's address and phone number.

After talking to HAYNES, STRADER immediately called the Indianapolis office and requested to talk to an Agent. STRADER gave as his reason for not contacting the FBI previously, that he was an ex-con and was not fond of dealing with police in any manner, however, he was scared and felt that he must make known the above information. STRADER furnished both notes he had received to interviewing Agents.

IP 44-563

Indianapolis Office is retaining these notes at this time and has instructed STRADER to promptly advise if he is recontacted in the future by anyone concerning this matter. As the substance of this interview with STRADER has previously been furnished to the Bureau and Memphis, it does not appear further investigation is necessary. The Indianapolis Office will keep the Bureau and Memphis advised of any further developments.

It should be noted that in referenced airtel, mention is made of the fact that STRADER was a patient twice at Patton State Hospital, Sacramento, California, and once at Atascadero State Hospital in California.

SAC, Memphis (44-1987)

10/25/68

Director, FBI (44-38861)

1 - Mr. Long

MURKIN

Re Indianapolis airtel to the Bureau dated 10/17/68.

ML
Bureau is in receipt of referenced communication concerning information as given to Indianapolis by Robert H. Strader and also in receipt of Springfield airtel to the Bureau dated 5/1/68 concerning information as provided by Margaret Carmichael Strader, wife of Robert Strader.

Memphis should advise the results of any investigations conducted as a result of information furnished by Margaret Carmichael Strader and submit your recommendations based on both interviews.

REL:gcw
(4) *gcw*

NOTE:

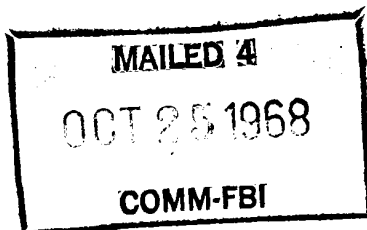
Springfield communications dated June 1, 1968, furnished information as a result of their interviewing Robert Strader who gave information concerning implications of James Earl Ray in the King assassination. His wife now furnishes information to our Indianapolis officer which refutes some of the information furnished by Robert Strader.

Memphis being instructed to advise Bureau the results of any investigation conducted concerning this matter and to submit their recommendations.

ST. 100

REC-38

44-38861-5281
19 OCT 25 1968



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Gandy _____

53 NOV 1 1968

Chase
MAIL ROOM ☒ TELETYPE UNIT ☐

F B I

Date: 10/22/68

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AM
(Priority)

TO: DIRECTOR, FBI (44-38861)
FROM: SAC, MEMPHIS (44-1987) P
MURKIN.

There are enclosed for information of the Bureau,
original and one copy each of newspaper clippings in captioned
matter.

3 BUREAU (Enc. 6) ENCLOSURE
1 MEMPHIS

RGJ:BN
(4)

1d 44-38861-
Mc DONALD - 4131
JB Bldg.
3 Gurch Det
4 Kiplinger
RM 2260
RHO
NOT RECORDED
18 OCT 24 1968
1-mer

Approved: RGJ

61 OCT 13 1968

Agent in Charge

Sent _____ M Per _____

OCT 30 1968

RECEIVED
GENERAL INVESTIGATIVE
DIVISION

REC'D - CIVIL RIGHTS
FBI

OCT 24 10 11 AM 1968

OCT 24

OCT 29 2 08 PM '68

F. B. I.
U. S. DEPT. OF JUSTICE

REC'D - CIVIL RIGHTS
FBI

OCT 29 4 01 PM '68

(4)

URGENT

1. MEMPHIS

2. BUREAU (ENC. 2)

RE: [illegible]

ON OCTOBER 29, 1968, THE COPIES OF THE MEMPHIS TELETYPE TO BUREAU
WAS FOR INFORMATION OF THE BUREAU.

WIKIN

FROM:

ATC, MEMPHIS (44-1981) 1

TO:

DIRECTOR, FBI (44-38861)

WISSE

WM

TO: [illegible]

(Mount Clipping in Space Below)

Bar Article Opposes Battle's Stance

The Reardon report of the American Bar Association on pretrial publicity in criminal cases "does not restrict the press from printing any information it can get," says a Memphis attorney who helped write the report.

This is the opinion of Walter P. Armstrong Jr., a member of the Reardon Committee and chairman of the American Bar Foundation's Survey of Administration of Criminal Justice. Mr. Armstrong maintains this view — the opposite of that held by an amicus curiae committee appointed by Judge W. Preston Battle — in an eight-page article in a current issue of the Tennessee Bar Journal.

Mr. Armstrong refused yesterday to be interviewed on the subject since it is in controversy in Judge Battle's court. But he said he stood unqualifiedly on his Bar Journal article. It was published

before Judge Battle held in contempt two Memphis newspaper reporters who wrote stories from interviews with Arthur J. Hanes Sr., attorney for James Earl Ray, charged with killing Dr. Martin Luther King Jr.

"I am convinced some guidelines are necessary for both the media and the bar if the right to a fair trial is to be preserved," Mr. Armstrong wrote. "... Against this background, let us consider the (Reardon) report and the so-called 'blackout' of news which it imposes.

"In the first place, it does not restrict the press from printing any information it can get. It does suggest certain restrictions upon attorneys, law enforcement officers, judges and judicial employees in releasing such information...

"No one denies the right of the press to print without prior restraint... You can't stop the newspapers from printing it if they can get it; but you can certainly stop them from getting it."

With the advice and assent of a bar committee headed by Lucius Burch, Judge Battle on Sept. 30 held Charles Edmundson of The Commercial Appeal and Roy Hamilton of the Memphis Press-Scimitar in contempt of court.

The court agreed with a defense contended that the newsmen had not been served with a copy of his order. But he held they were covered by it by extension as defined in previous contempt cases in Tennessee.

Ezra Bryan, attorney for Scripps-Howard Newspapers, and Armistead Clay, attorney for the reporters, disagree. They say that none of the categories "covered by extension" would include the respondents in this case.

They have filed a motion for Judge Battle to rehear the case and have announced that if relief is not granted, appeal will be taken to higher courts.

Besides Mr. Armstrong's in-

terpretation that the Reardon report does not "restrict the press," the Kaufman report, a parallel document published two weeks ago and covering the federal courts, says specifically it disfavors, at this time at least, pre-trial publicity orders applying to the press. The Kaufman report expresses doubt that guarantees in the United States Constitution regarding freedom of speech and freedom of the press permit such orders being applied to the news media.

Mr. Armstrong quotes the opinion of the Supreme Court in Sheppard vs. Maxwell, "Given the pervasiveness of modern communications and the difficulty of effacing prejudicial publicity from the minds of jurors, the trial courts must take strong measures to ensure that the balance is never weighed against the accused."

The defense in the Memphis contempt case has pointed out that it would be virtually impossible, from the legal point of view, to prejudice the accused by quoting his attorney.

"Remember," says Mr. Armstrong toward the end of his article, "the Reardon report does not limit the press in what it can publish in any way, with one single exception. It does characterize as contempt of court the dissemination of a statement going beyond the public record of the court for the purpose of affecting the outcome of the trial." The Memphis reporters have not been taxed with trying to affect the outcome of the Ray trial.

Judge Battle's amicus curiae committee met yesterday to consider possible action on interviews with Mr. Hanes published in Wednesday's Press-Scimitar and The Commercial Appeal. Members of the committee would not comment on their conference. It is known they were offended by Mr. Hanes' phrase terming them "a committee of Harper Valley PTA hypocrites."

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

PAGE 33

THE COMMERCIAL
APPEAL

Date: 3310-18-68
Edition:
Author: FRANK R. ABIGER
Editor:
Title:

Character:
or

Classification:
Submitting Office: MEMPHIS

☐ Being Investigated

ENCLOSURE

(Mount Clipping in Space Below)

Lawyers Discuss Blast by Hanes

A committee of lawyers advising Criminal Court Judge W. Preston Battle on publicity in the James Earl Ray case had a closed meeting today, but the Press-Scimitar learned that the subject was the vocal blast aimed at the committee and the court's pre-trial publicity order by Arthur J. Hanes, Ray's attorney.

Hanes yesterday referred to the lawyers as "a committee of Harper Valley PTA hypocrites" and criticized its publicity guidelines adopted by Judge Battle as favoring the prosecution.

The seven-member committee refused to meet with a group of newsmen of Sigma Delta Chi, national journalism fraternity, to discuss the publicity controversy despite a suggestion earlier by Judge Battle that it would be a good idea.

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

PAGE /

MEMPHIS
PRESS-SCIMITAR

Date: 10-17-68

Edition:

Author: CHARLES H.

Editor: SCHNEIDER

Title:

Character:

or

Classification:

Submitting Office: MEMPHIS

☐ Being Investigated

ENCLOSURE

(Mount Clipping in Space Below)

Hanes Resumes Verbal Onslaught

Cites Story Quoting FBI Linking Ray, Prints

The attorney for James Earl Ray, charged with murdering Dr. Martin Luther King Jr., renewed his verbal onslaught against a court order to limit pretrial publicity in the case.

Arthur J. Hanes conceded that Criminal Court Judge W. Preston Battle, who has held him in contempt, has the right to forbid him to discuss the "merits of the case against Ray. But he can't get after me, according to the Reardon report, for commenting on other things."

"Other things," according to Mr. Hanes, embraces the conditions of Ray's imprisonment in the Shelby County Jail, the release of only one photo of Ray, showing him shackled and manacled, and the unsuccessful effort of a Ku Klux Klan attorney from Georgia to become associated in Ray's defense.

Judge Battle's order he said, has not prevented an FBI spokesman from giving interviews pointing to Ray as Dr. King's slayer.

Tuesday Mr. Hanes cited a story in the Wichita (Kan.) Beacon quoting George Bonebrake, an FBI fingerprint expert, as saying fingerprints taken of Ray in London matched "latent fingerprints" taken by detectives in Memphis shortly after Dr. King was slain on a motel balcony here last April.

A dispatch from Wichita said that, besides making the speech at a police seminar there on fingerprint identification, Mr. Bonebrake said in an interview afterward, "There is no doubt in my mind that Ray at least handled the murder weapon."

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

PAGE 56

THE COMMERCIAL
APPEAL

Date: 10-17-68

Edition:

Author: FRANK R. AHLGREN

Editor:

Title:

Character:

or

Classification:

Submitting Office: MEMPHIS

☐ Being Investigated

ENCLOSURE

October 24, 1968

PLAINTEXT

TELETYPE

URGENT

1 Mr. Long

TO: SAC, BIRMINGHAM (44-1740)

FROM: DIRECTOR, FBI (44-38861) - 5282

MURKIN

REC-42

ST-111

RE BIRMINGHAM TELETYPE TO BUREAU OCTOBER TWO TWO LAST.

YOU SHOULD ADVISE ARTHUR J. HANES, ATTORNEY FOR JAMES EARL RAY, IN WRITING THAT IF HE HAS ANY INFORMATION WHICH HE BELIEVES WOULD BE OF INTEREST TO THE FBI, HE SHOULD FEEL FREE TO FURNISH IT TO THE BIRMINGHAM OFFICE. SULHM.

MEMPHIS (AIRMAIL)

REL:jms

(4)

NOTE: This is in reference to request of Hanes, attorney for James Earl Ray, that we exchange information with him on activities of black militants which can be utilized by Hanes during Ray's local trial.

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

OCT 24 1968

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Holmes _____
Gandy _____

54 OCT 30 1968

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REC'D DE LOACH
FBI

U.S. DEPT. OF JUSTICE

5 03 PM

TELETYPE

OCT 24 1968

COMMUNICATIONS SECTION
U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

RECEIVED

TELETYPE UNIT

OCT 24 10 37 AM '68

October 22, 1968

GENERAL INVESTIGATIVE DIVISION

This is the case involving the murder of Martin Luther King, Jr.

The attached relates to a telephone call received by the SAC, Birmingham from Arthur J. Hanes, attorney for James Earl Ray. Hanes wants to exchange information with us as to activities of black militants and wants to use any data furnished by Bureau during trial, which is scheduled for state court in Memphis on November 12, 1968. We obviously are declining this request.

Hanes previously advised he wanted to talk to the Director in relation to some "concerns" of his. Hanes was advised that he should furnish any information that he has to the SAC at Birmingham.

Birmingham is being instructed that Hanes should be advised in writing to the effect that if he has any information which he believes would be of interest to the FBI, he should feel free to furnish it to the Birmingham Office.

Department being advised of Hanes contact with us and our reply to him.

WLM:rpr

FBI WASH DC

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

OCT 22 1968

TELETYPE

FBI BIRMGHAM

10:07AM 10-22-68 URGENT AMB

TO DIRECTOR, (44-38861)

FROM BIRMINGHAM (44-1740)

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

JAMES EARL RAY, AKA; DR. MARTIN LUTHER KING, JR., VICTIM;
CIVIL RIGHTS - CONSPIRACY.

ON THIS DATE ARTHUR J. HANES, SR., BIRMINGHAM, ALABAMA,
DEFENSE ATTORNEY IN THIS CASE, TELEPHONED BIRMINGHAM SAC RALPH
J. MILES, STATING QUOTE THIS IS A GENUINE CONCERN CALL UNQUOTE.
AFTER STATING HIS GREAT ADMIRATION FOR THE FBI AND HIS INTEREST
IN THE WELL BEING OF HIS COUNTRY, HANES SAID THE FORTHCOMING
TRIAL OF RAY WOULD PROVIDE QUOTE A GREAT FORUM FOR EXPOSING
SOME THINGS WHICH NEED EXPOSING UNQUOTE. ENSUING CONVERSATION
DEVELOPED THAT HANES CONCERN WAS QUOTE WITH THE BLACK MILITANT
GROUPS AT WORK IN THIS COUNTRY WHOSE ACTIVITIES SHOULD BE
EXPOSED UNQUOTE.

HANES REQUESTED THAT HE BE ALLOWED TO MEET WITH A BUREAU
OFFICIAL IN BIRMINGHAM, WASHINGTON, OR ANY OTHER SUTIABLE
LOCATION FOR THE PURPOSE OF EXCHANGING INFORMATION AS TO
ACTIVITIES OF BLACK MILITANTS WITH A VIEW TOWARD USING ANY DATA

END PAGE ONE

MR. DELOACH FOR THE DIRECTOR

Teletype to
Birmingham
10/24/68
REL:jms

FBI WASH DC

RECEIVED

RECEIVED

RECEIVED

URGENT 10-22-68

TO DIRECTOR (44-38861)

FROM BIRMINGHAM (44-1140)

SUBJECT: MURDER OF MARTIN LUTHER KING, JR.; MURDER OF

RECEIVED

OCT 24 9 21 AM '68

U.S. DEPT. OF JUSTICE

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FBI

OCT 23 3 31 PM '68
REC'D DE LOACH
FBI

OCT 22 4 20 PM '68

OCT 23 3 04 PM '68
RECEIVED DIRECTOR
FBI

OCT 22 2 44 PM '68
REC'D DE LOACH
FBI

OCT 23 3 04 PM '68
RECEIVED DIRECTOR
FBI

PAGE TWO

FURNISHED BY THE BUREAU DURING TH^E RAY TRIAL. SAC ADVISED HANES THAT HE WOULD BE GLAD TO RECEIVE FROM HANES ANY INFORMATION PERTINENT TO THE SECURITY OF THE UNITED STATES BUT, AS HANES WELL KNEW, THE INFORMATION POSSESSED BY THE FBI COULD NOT BE DISCLOSED TO HIM UNDER REGULATIONS OF THE ATTORNEY GENERAL. HANES NONE-THELESS ASKED THAT HIS REQUEST BE CONVEYED TO THE BUREAU AND THAT HE BE CONTACTED TODAY OR TOMORROW AS TO THE BUREAU'S POSITION.

SAC BIRMINGHAM RECOMMENDS THAT HANES AGAIN BE INFORMED THAT THE BUREAU ~~WOULD~~ BE RECEPTIVE TO ANY PERTINENT INFORMATION HE POSSESSES BUT CANNOT UNDER ANY CIRCUMSTANCES FURNISH HIM WITH ANY INFORMATION ALONG THE LINES REQUESTED. IT IS FURTHER RECOMMENDED THAT HANES BE ADVISED THAT IF HE^N WISHES TO PURSUE THE MATTER FURTHER HE SHOULD DIRECT A WRITTEN REQUEST TO THE ATTORNEY GENERAL.

BIRMINGHAM WILL AWAIT BUREAU INSTRUCTIONS BEFORE RETURNING HANES CALL.

AIR MAIL COPY TO MEMPHIS.

END.

~~CORRECTION: PAGE TWO LINE ONE WORD SIX SHOULD BE THE.~~

~~PAGE TWO PARA. TWO LINE FIVE WORD EIGHT SHOULD BE HE.~~

END

MKA

FBI WASH DC

CC-MR. ROSEN

RECEIVED
GENERAL INVESTIGATIVE
DIVISION

WVA

OCT 22 12 09 PM 1968

END

F. B. I.

TO DIRECTOR, FBI, DEPT. OF JUSTICE FROM SAC, NEW YORK (100-100000) (P)

RE NEW YORK TELETYPE TO BUREAU, OCTOBER TWENTY, SIXTYEIGHT.

END

RE NEW YORK TELETYPE TO BUREAU, OCTOBER TWENTY, SIXTYEIGHT.

WVA

SIMILARITY WITH EARL LEE RAY, ALLEGEDLY BEING A MEMBER OF THE

ORGANIZATION.

IT IS NOTED THAT HE SHOWS DIRECT RELATIONSHIP TO THE ALLEGED

RECENTLY DECEASED INDIVIDUAL WHOSE NAME IS NEW YORK IS BEING THE

UNIDENTIFIED PERSON WHOSE NAME IS BEING RECORDED. IT IS NOTED

IN BUREAU FILE THAT WHEN THE CIRCUMSTANCES SURROUND HIM WITH

THE BUREAU SHOULD BE RELEVANT TO ANY RELEVANT INFORMATION

AND SIMILARITY RECORDED THAT NAME SHOULD BE RECORDED THAT

POSITION.

THAT HE BE CONSIDERED INDIVIDUAL OR INDIVIDUAL AS TO THE CIRCUMSTANCES

THESE WORKS THAT HIS RECORD BE CORRELATED TO THE BUREAU AND

TO THE UNDER RELEVANCE OF THE ALLEGED CIRCUMSTANCES. THESE CIRCUM-

STANCES THE INFORMATION SUBMITTED BY THE NEW YORK AND BE DISCLOSED

RELEVANT TO THE RECORDS OF THE UNITED STATES AND TO THE NEW YORK

RECORD THAT HE SHOULD BE OBTAIN TO RELEVANT AND NAME AND INFORMATION

RECORDED BY THE BUREAU DURING THE NEW YORK. THE CIRCUMSTANCES

F B I

Date: 10/25/68

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AIR MAIL
(Priority)

TO: DIRECTOR, FBI (44-38861)
 FROM: SAC, SPRINGFIELD (44-561) - P -
 SUBJECT: MURKIN

Re Springfield airtel to the Bureau 10/18/68.

SUMMARY AIRTEL

Contact with uncle of JAMES EARL RAY, with law enforcement agencies and informants provided no new information relating to robbery of The Bank of Alton on 7/13/67 or possible connection in robbery of RAY. Persons contacted are as follows:

WILLIAM MAHER
 712 Brown Street
 Alton, Illinois

Chief WILLIAM H. PETERSEN (NA)
 Alton PD

Chief Deputy Sheriff
 FRANK SCHMIDT
 Madison County Sheriff's Office
 Edwardsville

WILLIAM BEARDSMORE
 Executive Vice-President
 The Bank of Alton

SI 1614-C
 SI 1552-C
 PCI HELEN GRABLE
 PCI LARRY R. MANNS.

C. C. - Bishop

- 3 - Bureau (44-38861)
 2 - Memphis (44-1987)
 3 - Springfield (2: 44-561)
 (1: 91-3699)

RCH:mp

54 NOV - 4 1968

Approved: _____ Sent _____ M Per _____
 Special Agent in Charge

RECEIVED CIVIL RIGHTS
GENERAL INVESTIGATIVE
DIVISION (S: 100-100000)
OCT 28 12 09 PM 1968

REC'D - CIV RIGHTS
FBI
OCT 28 10 37 AM '68

OCT 28 1968

F.B.I. DEPT. OF JUSTICE
WASHINGTON, D.C.

TO: DIRECTOR, FBI
FROM: SAC, NEW YORK (100-100000)
SUBJECT: [illegible]
RE: [illegible]

RE: [illegible]
[illegible]
[illegible]
[illegible]
[illegible]

RE: [illegible]
[illegible]
[illegible]
[illegible]

RE: [illegible]
[illegible]

SAC, Memphis (44-1987)

October 28, 1968

REC 49 44-38861-5284
Director, FBI

MURKIN

1 - Mr. Long

ReMEairtel to the Bureau dated 10/17/68.

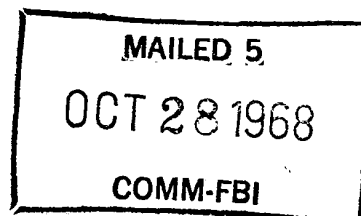
Enclosed for Memphis and Kansas City is one copy of the identification record concerning Robert Dale Porter, for assistance in evaluating the information as furnished by Carl Raymond Osborne.

Memphis and Kansas City should expedite the evaluation in this matter.

Enclosure

2 - Kansas City (Enclosure)

REL:sds
(6)



Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

5 NOV 6 - 1968

MAIL ROOM ☐ TELETYPE UNIT ☐

F B I

Date: 10-17-68

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AM
(Priority)

TO: DIRECTOR, FBI (44-38861)

FROM: SAC, MEMPHIS (44-1987) P

MURKIN

Submitted herewith for the information of the Bureau and Kansas City is a supplementary investigation report prepared by Dewitt County Sheriffs Department, Clinton, Illinois. It is noted that report sets forth information received from a prisoner by the name of CARL RAYMOND OSBORNE, alias WALTER ALEXANDER. During the course of interview, OSBORNE states he has been associated with a ROBERT DALE PORTER, alias BOB CLINE. OSBORNE during course of investigation states that ROBERT DALE PORTER, alias BOB CLINE, told him that JAMES EARL RAY and PORTER were permitted to escape from the Jefferson City Penitentiary at the same time so that they could kill MARTIN LUTHER KING. PORTER also reportedly told OSBORNE that he and RAY were both later arrested in Memphis, Tennessee, at the same time and subsequently released.

The Memphis Division has no information available indicating that OSBORNE and RAY were arrested at the same time in Memphis and subsequently released.

It is suggested that the Bureau review the identification record of ROBERT DALE PORTER to determine whether or not there is any information disclosing a common arrest or a common incarceration with subject JAMES EARL RAY.

The Kansas City Office, at Jefferson City Penitentiary, should review records to ascertain whether or not ROBERT DALE PORTER, alias BOB CLINE, has ever been incarcerated at Jefferson City Penitentiary and whether or not any information available to indicate he is an escapee, and whether time of escape corresponds with that of JAMES EARL RAY.

3 BUREAU (Enc. 2) (AM)
2 KANSAS CITY (Enc. 3) (AM)
1 MEMPHIS

RGJ:BN
(6)

Approved: Bishop

Special Agent in Charge

Sent

M

Per

OCT 19 1968

2025 RELEASE UNDER E.O. 14176

F B I

Date:

Transmit the following in _____
(Type in plaintext or code)Via _____
(Priority)**ME 44-1987**

Kansas City should also determine whether or not there is any information available indicating that ROBERT DALE PORTER may have been incarcerated at the same time as JAMES EARL RAY or may possibly have been a cellmate of JAMES EARL RAY.

-2-

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

UNITED STATES GOVERNMENT

Memorandum

TO : MR. TROTTER (11/11/68)

DATE: 10-17-68

FROM : C. E. Ganley

SUBJECT: JAMES EARL RAY
LATENT FINGERPRINT EVIDENCE

Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

James Earl Ray is the accused slayer of Martin Luther King. He was apprehended in London, England, on 6-8-68 and extradited to the United States on 7-19-68 and is currently awaiting trial in Memphis, Tennessee, on state homicidal charges. In order for Ray to be extradited from England, the United States Government was required to present detailed testimony as to (a) the identity of the individual and (b) his alleged implication as King's slayer. To establish these points, at the Department's request, Bureau transported Latent Fingerprint Examiner George Bonebrake to London where he presented expert fingerprint testimony on 6-27-68. Bonebrake's testimony received widespread publicity in the news media throughout the world. As a matter of fact, he was the only witness presented by the United States Government and this was made much of by the world press.

On 10-16-68 Charles Edmundson, newspaper reporter for the Memphis "Commercial Appeal" got wind of a story that had been printed by the Wichita, Kansas, "Beacon" newspaper on 9-12-68 covering a police school that Bonebrake had conducted at Wichita in early September. (News Reporter Edmundson and Defense Attorney Arthur Hanes, Sr., are currently under contempt citations issued by Memphis Criminal Court Judge W. Preston Battle, such citations having been issued on 9-30-68 accusing Edmundson and Hanes of violating the trial judge's order barring extrajudicial statements in the Ray case. Edmundson and Hanes have apparently dredged up the Wichita, Kansas, "Beacon" news story in an attempt to offset the court's action against themselves.)

Mr. Bonebrake, who is on annual leave, has been contacted concerning the allegation that he unnecessarily aired the fingerprint testimony in this case before a police school in Wichita, Kansas, in early September. Bonebrake states that when he appeared before the class they already knew - through the prior extensive publicity concerning his London, England, testimony - that he was the fingerprint expert in the Ray case. On one occasion, members of the class, in a closed session, attempted

Enc.

EC 37 44-38861-5285
(continued - next page)

CEG:hs
(6)

1 - Mr. Rosen

1 - Mr. Trotter
NOV 19 1968

MAIL ROOM
RECEIVING DIVISION

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FBI

OCT 30 2 30 PM '66
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OCT 29 8 01 PM '66
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OCT 18 4 36 PM '68
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OCT 18 4 48 PM '68
REC'D DE LOACH
FBI

OCT 20 3 36 PM '68
RECEIVED
FBI

OCT 17 3 15 PM '68
REC'D DE LOACH
FBI

OCT 17 3 56 PM '68
REC'D-TOLSON'S OFFICE

OCT 17 2 33 PM '68

OCT 22 3 57 PM '68
REC'D-BALLAHAN
FBI

11/5-
CWR

Memorandum to Mr. Trotter
Re: James Earl Ray

to query him as to the details of the fingerprint testimony. Bonebrake states that he gave no facts other than what had already been quoted by the press concerning his London, England, testimony and this was in a very brief fashion. No members of the press were present. On another occasion during the class at the instigation of the local police department, members of the press were briefly invited to take photographs and to collect data for a press story on this school. One member of the class who seemed friendly with the reporter mentioned that Bonebrake had been the fingerprint expert who had given testimony in London. The reporter then said he recalled Bonebrake's name. No further questions were asked and no other information was volunteered by Mr. Bonebrake at this session or any other sessions of the class. Bonebrake states unequivocally that any quotations in the press otherwise are outright fabrications and falsehoods.

Memphis teletype of 10-16-68 poses certain questions as propounded by Don Owens, former FBI Agent and member of panel of attorneys assisting Judge Battle in connection with contempt hearings against Reporter Edmundson and Attorney Hanes. Queries in essence ask for specifications on allegations made by Edmundson. Attached teletype instructs Memphis to contact Owens and furnish full facts as set forth herein pointing out that when Bonebrake testified in London such testimony became public source material and that any further elaboration from any other source is pure fabrication.

RECOMMENDATION:

Approval of attached teletype.

P

[Signature]

Bonebrake.
talked too
much.
10/17

↑ I agree. He
should have made
no statement on
Ray case. He is
not to be used
on any public
speaking assignment
in the future. *[initials]*

F B I

Date: 10-24-68

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL AIR MAIL
(Priority)

TO: DIRECTOR, FBI (44-38861)
FROM: SAC, BIRMINGHAM (44-1740)
JAMES EARL RAY;
DR. MARTIN LUTHER KING, JR. - VICTIM;
CR - CONSPIRACY
OO: ME

ReBUtel 10-24-68.

Enclosed is LHM requested, original and four copies.

3-Bureau (enc. 5)
1-Birmingham
RJM:rlg
(4)

1cc: AAG Civil Rights Division

Form 6-94 (B) 10/29/68

1cc CIVIL RIGHTS UNIT

C. C. - Bishop

EX-104

REC-3

44-38861-5286
6 OCT 26 1968

54 NOV - 6 1968

Approved: _____ Sent _____ M Per _____
Special Agent in Charge

mem. let 10-3, swic.
OCT 29 1968
OCT 28 '68

MOA-6 1828

RECEIVED
GENERAL INVESTIGATIVE

OCT 26 4 30 PM 1968

F.B.I.
U.S. DEPT. OF JUSTICE

OCT 26 2 17 PM '68
REC'D - CIV RIGHTS
F.B.I.

U.S. DEPT. OF JUSTICE

OCT 28 7 20 AM '68

REC'D - CIV RIGHTS
FBI

OCT 28 4 41 PM '68

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(u)
100-440100-100
100-440100-100
100-440100-100

NOTICE TO THE ATTORNEY GENERAL
RE: MARTIN LUTHER KING, JR.

TO: DIRECTOR, FBI
FROM: SAC, NEW YORK (100-100000)
SUBJECT: MURDER OF MARTIN LUTHER KING, JR.

RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 26, 1968.
RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 26, 1968.

ADMINISTRATIVE
VIA AIR



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

1400 - 2121 Building
Birmingham, Alabama 35203
October 24, 1968

JAMES EARL RAY;
DR. MARTIN LUTHER KING, JR. - VICTIM

On October 22, 1968, Mr. Arthur J. Hanes, Sr., Birmingham, Alabama, attorney representing James Earl Ray, telephoned Ralph J. Miles, Special Agent in Charge, Federal Bureau of Investigation, Birmingham, Alabama, stating that "This is a genuine concern call." Mr. Hanes expressed his deep interest in the well-being of his country and stated that the forthcoming trial of Ray could provide "a great forum for exposing some things which need exposing." In the ensuing conversation Hanes stated that his specific concern was "with the Black militant groups at work in this country whose activities should be exposed."

Mr. Hanes requested that arrangements be made for him to meet with an official of the FBI in Birmingham, Alabama; Washington, D. C.; or any other suitable location for the purpose of exchanging information as to activities of Black militants. He indicated that his purpose in securing information from the FBI was in order that a suitable expose of such Black militant activities could be made during the forthcoming trial of James Earl Ray in Memphis, Tennessee.

Mr. Hanes was informed that the FBI would be happy to receive from him any information pertinent to the security of the United States, but that information possessed by the FBI could not be disclosed to him under regulations of the Attorney General of the United States. This advice

44-38861-5286

James Earl Ray

was confirmed to Mr. Hanes by letter dated October 24, 1968, in which he was again informed that he should feel perfectly free to furnish to Mr. Miles or any representative of the Federal Bureau of Investigation at Birmingham, Alabama, any information he believed would be of interest to the FBI.

This memorandum is loaned to you by the FBI, and neither it nor its contents are to be distributed outside the agency to which loaned.

FBI WASH DC

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

OCT 23 1968

TELETYPE

FBI MEMPHIS

607 PM URGENT 10-23-68 DND

TO DIRECTOR (44-38861)

FROM MEMPHIS (44-1987)

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

MURKIN.

RE MEMPHIS TELEPHONE CALL THIS DATE.

UNITED STATES

WESTERN DISTRICT OF TENNESSEE

U. S. ATTORNEY THOMAS L. ROBINSON, WBT, MEMPHIS, TELEPHONICALLY

CONTACTED THIS OFFICE AND ADVISED AS FOLLOWS:

ROBINSON SAID A MR. BROWN FROM THE ^{DEPARTMENT} DEPT. OF JUSTICE HAD
TELEPHONICALLY CONTACTED HIM. BROWN REPORTEDLY SAID HE HAD
RECEIVED INFORMATION FROM A NEWSPAPER SOURCE IN WASHINGTON, D. C.
THAT JUDGE BATTLE HAD CITED OR PLANNED TO CITE AN FBI EMPLOYEE
WHO COMMENTED REGARDING THIS CASE SOMEWHERE IN OKLAHOMA. BROWN
ALSO ADVISED ROBINSON THAT HIS INFORMATION INDICATED THAT SOMETHING
MIGHT BE SENT TO THE ATTORNEY GENERAL REGARDING THIS MATTER.

USA ROBINSON WAS REFERRED DIRECTLY TO DON OWENS, FORMER FBI
AGENT AND ONE OF THE SEVEN ATTORNEYS WHO ARE ACTING ON BEHALF
OF JUDGE BATTLE IN PREPARING VARIOUS PETITIONS AND ORDERS RESTRICTING
PUBLICITY, ETC. IN INSTANT CASE. COPIES OF PREVIOUS ORDERS IN THIS
CASE HAVE BEEN FURNISHED TO THE BUREAU.

COPY OF SUPPLEMENTAL ORDER WHICH WAS PREPARED IN THIS CASE
HAS BEEN SECURED FROM DON OWENS AND HAS BEEN SUBMITTED BY AIRTEL
END PAGE ONE

55 NOV 7 - 1968

MR. DELOACH FOR THE DIRECTOR

Rosen to DeLoach memo
Captioned MURKIN
10/24/68 RFL:JMS

378

22

TO: DIRECTOR, FBI

FROM: SAC, NEW YORK (100-10811) (P)

SUBJECT: JAMES EARL RAY, AKA; CIVIL RIGHTS

OCT 20 1 38 PM '68

REC'D - CIV RIGHTS
FBI

RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 19, 1968.

RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 19, 1968.

OCT 20 1 47 PM '68

RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 19, 1968.

RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 19, 1968.

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RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 19, 1968.

RE: NEW YORK TELETYPE TO BUREAU, OCTOBER 19, 1968.

RECEIVED

RECEIVED

RECEIVED

PAGE TWO

TO THE BUREAU THIS DATE. SUPPLEMENTAL ORDER POINTS OUT TO COURT THAT IT DOES NOT HAVE JURISDICTION IN WASHINGTON, D.C., WHICH IS GIVEN AS ALLEGED RESIDENCE OF GEORGE BONEBRAKE. PETITION AS OF CLOSE OF BUSINESS THIS DATE HAS NOT BEEN FILED. DON OWENS HAS ADVISED THAT COPY OF PETITION WILL BE MADE AVAILABLE TO FBI, MEMPHIS. THIS PETITION WILL BE FORWARDED ^{TI} ^{AIRMAIL SPECIAL DELIVERY} ~~AMSD~~ ON MORNING OF OCT. TWENTY FOUR, NINETEEN SIXTY EIGHT. THE SUPPLEMENTAL REPORT INDICATES THAT IN THE EVENT PETITION IS SERVED, IT IS PROPOSED IT BE MAILED TO ^{ATTORNEY GENERAL} AG^C CLARK INASMUCH AS BONEBRAKE IS EMPLOYED BY DEPT. OF JUSTICE.

OWENS ALSO ^{SAID} ~~ADD~~ SHORTLY BEFORE FIVE O'CLOCK THIS DATE THAT IN ALL PROBABILITY EVEN THOUGH PETITION WILL BE PREPARED, IT MAY NEVER BE FILED. OWENS ALSO SAID THAT IN ANY EVENT, IT IS FELT NO ACTION WOULD BE TAKEN BY JUDGE UNTIL AFTER TRIAL.

OWENS IS COGNIZANT OF FACT THAT BONEBRAKE DID TESTIFY PUBLICLY IN LONDON AND THAT HIS TESTIMONY THERE IS MATTER OF RECORD. OWENS HAS ALSO STATED THAT ^T ~~IS~~ DID NOT APPEAR TO HIM THAT ANY PROBLEM WOULD BE PRESENTED IN THAT STATEMENTS ATTRIBUTED TO BONEBRAKE APPEAR TO BE THOSE TO WHICH HE TESTIFIED PUBLICLY IN LONDON.

BUREAU WILL BE KEPT ADVISED OF FURTHER DEVELOPMENTS.

P.END

MXS

FBI WASH DC

CC-MR. ROSEN

PAGE TWO
 TO THE BUREAU THIS DATE. SUPPLEMENTAL ORDER WILL BE MADE
 THAT IT DOES NOT HAVE JURISDICTION IN WASHINGTON, D.C., WHICH IS
 GIVEN AS ALLEGED RESIDENCE IN GEORGE TOWN, VIRGINIA AS OF
 CLOSE OF BUSINESS THIS DATE HAS NOT BEEN FILED. THE COURT HAS
 ADVISED THAT COPY OF PETITION WILL BE MADE AVAILABLE TO FBI, WASHINGTON.
 THIS PETITION WILL BE FORWARDED AND ON NOVEMBER 13, 1968, TWENTY FOUR,
 SIXTY EIGHT. THE SUPPLEMENTAL REPORT INDICATES THAT IN THE
 EVENT PETITION IS DENIED, IT IS PROPOSED IT BE MAILED TO AS CLERK
 IN WASHINGTON AS TO DENIAL IS EMPLOYED BY DEPT. OF JUSTICE.
 OWNERS ALSO SHORTLY BEFORE FIVE O'CLOCK THIS DATE THAT
 IN ALL PROBABLE CASES EVEN THOUGH PETITION FILED IN WASHINGTON, IT MAY
 BE HELD BY COURT AS TAKEN BY JUDGE UNTIL AFTER TRIAL.
 COURT IS CONVICTANT OF FACT THAT BOMBERS DID TESTIFY
 POSITIVELY IN WASHINGTON AND THAT HIS TESTIMONY THERE IS MATTER OF RECORD.
 COURT HAS ALSO STATED THAT IS DID NOT APPEAR TO HIM THAT ANY
 EVIDENCE COULD BE PRESENTED IN THAT STATEMENTS ATTRIBUTED TO
 BOMBERS APPEAR TO BE THOSE TO WHICH HE TESTIFIED POSITIVELY IN
 WASHINGTON.

BUREAU WILL BE KEPT ADVISED OF FURTHER DEVELOPMENTS.

J. L. ...
 ...
 ...

OCT 23 7 13 PM 1968
 TELETYPE UNIT
 FBI

F B I

Date: 10/23/68

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO : DIRECTOR, FBI (ATTN: INSPECTOR NORMAN J. McDANIEL,
(44-38861) IDENTIFICATION DIVISION)

FROM : SAC, MEMPHIS (44-1987)(P)

SUBJECT: MURKIN

Submitted herewith for the Bureau's information are two copies of a report submitted by the committee of seven attorneys in instant case. It is noted this report deals with an article which appeared in the "Commercial Appeal" on 10/16/68 under the caption, "Lecture by FBI Agent Angers Ray's Attorney." GEORGE BONEBRAKE, FBI Fingerprint Examiner, is quoted in this article.

As of the close of business, October 23, 1968, a petition based on this supplemental report has not been filed before the Court. Immediately on establishing that the petition is filed, a copy will be secured and submitted for the Bureau's information.

3 - Bureau (Enc.-2)
1 - Memphis
RGJ:ME
(4)

ENCLOSURE
1cc Long
(AMSD)

REC 27

EX 106

OCT 24 1968

54 NOV-5 1968

Approved: _____
Special Agent in Charge

Sent _____ M Per _____

NY 100A-27888

REC'D - FBI

OCT 23 2 03 PM '68

OCT 30 1968

REC'D - CIV RIGHTS
FBI

OCT 29 4 01 PM '68

(4)

NY 100A-27888

1 - MEMPHIS

3 - BUREAU (100-3)

TO: DIRECTOR

RE: A copy will be received and submitted for the Bureau, before the Court. Immediately on receipt of the, the Boston Boston press on this subject, which has not been filed as of the close of business, October 23, 1968.

NY 100A-27888

STONER BOYERMAN, FBI identifying examination, is quoted in this paper the subject, "Results of FBI tests which show a violation of the state law on the 'Commercial Appeal' on October 19, 1968, in the case. It is noted that the report deals with two copies of a report submitted by the Committee of Seven, submitted previously for the Bureau's information file.

SUBJECT: MURDER

FROM: SAC, MEMPHIS (44-1987) (P)

TO: DIRECTOR, FBI (100-3) (P) IDENTIFICATION DIVISION (100-3) (P) BUREAU OF INVESTIGATION (100-3) (P)

NY 100A-27888

100-3-106

IN THE CRIMINAL COURT OF SHELBY COUNTY, TENNESSEE

STATE OF TENNESSEE,
Plaintiff,

Vs.

NO. 16645 and 16819

JAMES EARL RAY, ALIAS
ERIC STARVO GALT, ALIAS
JOHN WILLARD, ALIAS
HARVEY LOHMEYER,

Defendant.

FILED 10-23-68
J. A. BLACKWELL, CLERK
BY E. Kester D. C.

SUPPLEMENTAL REPORT OF AMICI CURIAE

The following is a unanimous supplemental report of the Amici Curiae appointed by the Honorable W. Preston Battle, Judge of Division III of the Criminal Court of Shelby County, Tennessee, in the above-styled cause.

Your Amici Curiae find and report as follows:

1. That on October 16, 1968, there appeared in the Commercial Appeal an article under the headline: "Lecture By FBI Agent Angers Ray's Attorney", in which one George Bonebrake, an FBI fingerprint specialist, is extensively quoted. Mr. Bonebrake is also quoted in the Memphis Press-Scimitar of October 16, 1968 in an article under the headline: "Hanes Denounces Court Group As 'Hypocrites'", and again in an article in the Commercial Appeal of October 17, 1968 under the headline: "Hanes Resumes Verbal Onslaught".

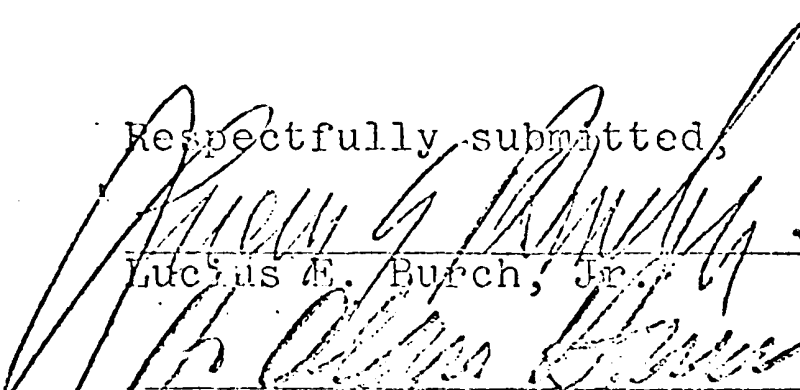
Your Amici Curiae are of the opinion that there is probable cause to believe that the statements allegedly made by George Bonebrake are in violation of this Court's orders regarding pre-trial publicity in the above case. However, your Amici Curiae believe that the said George Bonebrake is a resident citizen of Washington, D. C. and as such is not immediately amenable to the processes of this Court. Therefore your Amici Curiae propose to file a petition in this Court

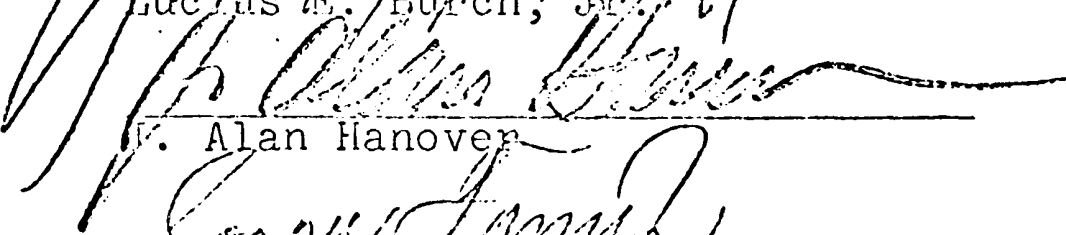
44-38861-5088
ENCLOSURE

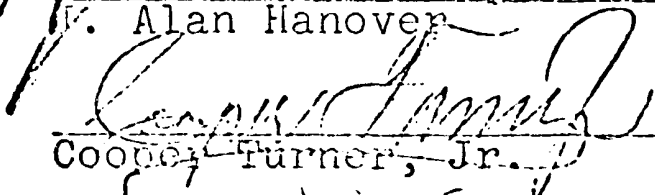
requiring the said George Bonebrake to show cause why he should not be adjudged in contempt of this Court for violation of this Court's orders, and further propose to mail a copy of the petition to the Honorable Ramsey Clark, the Attorney General of the United States, Department of Justice, by whom said George Bonebrake is believed to be employed, requesting that the said George Bonebrake submit himself voluntarily to the jurisdiction of this Court so that a proper hearing may be held. In the event said voluntary submission is not forthcoming, the petition will recommend that this Court issue its process at such time as the said George Bonebrake shall come into this Court's jurisdiction.

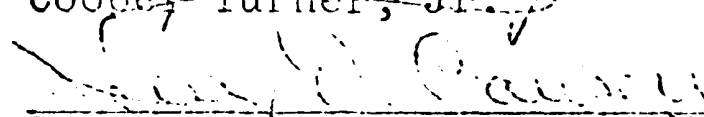
2. That your Amici Curiae are currently investigating the manner and occasion by which the above-referred-to comments alleged to have been made by the said George Bonebrake on September 11, 1968 in Wichita, Kansas came to be quoted in the news media of Memphis, Tennessee on October 16 and 17, 1968. Your Amici Curiae would advise the Court that, upon the completion of this investigation, we shall again report to this Court regarding any additional recommended action against other parties.

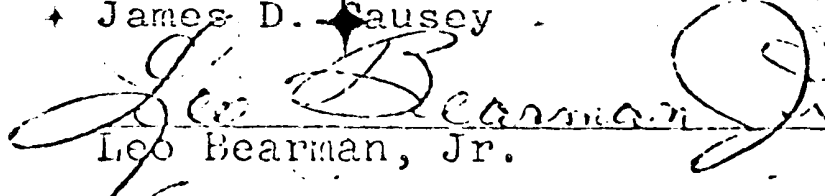
Respectfully submitted,

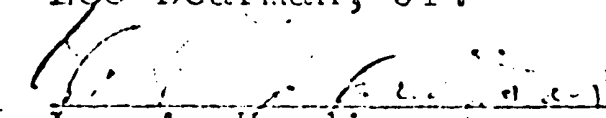

Lucius E. Burch, Jr.

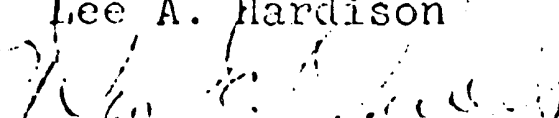

Alan Hanover


Cooper Turner, Jr.


James D. Causey


Leo Bearman, Jr.


Lee A. Hardison


Don G. Owens

UNITED STATES GOVERNMENT

DEPARTMENT OF JUSTICE

Memorandum

TO : Director
Federal Bureau of Investigation

DATE: October 14, 1968

SJP:efw

FROM: *SJP*
UP Stephen J. Pollak
Assistant Attorney General
Civil Rights Division

D.J. 144-72-662
#41-157-147

SUBJECT: Assassination of Martin Luther King, Jr.

Reference your memorandum of October 4, 1968.

My memorandum to you of October 8, 1968 under this caption requested you to furnish a copy of the report of Special Agent Rene J. Dumaine, dated October 2, 1968, to Mr. Phil Canale, Attorney General, Shelby County, Memphis, Tennessee.

The subject matter of the Dumaine report concerned information originally received from Mr. William Bradford Huie. My October 8 memorandum was intended to reflect my determination to authorize you to furnish the information obtained in the interview of your agent with Mr. William Bradford Huie to Mr. Phil M. Canale, Jr..

EXP. PROC.
35 39 OCT 14 1968

REC 82
EX 109

44-38861-5289

6 OCT 31 1968

Levy

Robert

124

OWEN 10/17/68
he would send
memo - that Huie
had been in
Memphis - Canale
180

NOV 5 - 1968