Sent to telegraph office 11/20 2:15 pm

WASHINGTON, D.C.

CONFIRMATION REQUESTED

STRAIGHT WIRE

DON. BLANCHARD MC LEOD
CIRCUIT SOLICITOR
FOURTH JUDICIAL DISTRICT OF ALABAMA
C/O COUNTY COURTHOUSE
SELMA, ALABAMA

THIS WILL REPLY TO YOUR TELEGRAM IN RESPONSE TO MY TELEGRAM OF NOVEMBER 14th TO JUDGE HARE. IN MY TELEGRAM I PROPOSED A METHOD OF GIVING DIRECTLY TO A REPRESENTATIVE OF THE GRAND JURY THE FACTS CONCERNING THE UNAUTHORIZED USE BY MARTIN LUTHER KING JR., OF AN AUTOMOBILE RENTED BY AN EMPLOYEE OF THE CIVIL RIGHTS DIVISION, ALTHOUGH THESE FACTS HAVE BEEN MADE PUBLIC BY THE DEPARTMENT. YOUR TELEGRAM NOW STATES THAT THE GRAND JURY IS NO LONGER INTERESTED IN THAT INCIDENT. IF THE GRAND JURY CHANGES ITS MIND ON THIS MATTER, I AM STILL WILLING TO FOLLOW THE PROCEDURE SET FORTH IN MY TELEGRAM TO JUDGE HARE.

YOUR TELEGRAM AND A SIMILAR ONE FROM ROBERT

W
BURKE MARSHALL ASST. ATTY GEN. 11/20/63
CIVIL RIGHTS DIVISION 2151

WILKINSON MAKE EXTREMELY GRAVE CHARGES AGAINST EMPLOYEES OF THIS DIVISION, INCLUDING CONCEALING DOPE ATTICS, CONSORTING WITH SEX PERVERTS, CONTRIBUTING TO THE DELINQUENCY OF MINORS AND FOMENTING INSUBORDINATION. IT IS HARD TO BELIEVE THESE CHARGES ARE SERIOUSLY INTENDED SINCE NO NAMES, DATES OR OTHER IDENTIFYING DATA ARE GIVEN. AS YOU KNOW, I IMMEDIATELY REQUESTED THE FEDERAL BUREAU OF INVESTIGATION TO DETERMINE WHAT FACTUAL BASIS YOU HAVE FOR MAKING THESE CHARGES. I AM INFORMED THAT YOU AND MR. WILKINSON HAVE REFUSED TO FURNISH ANY INFORMATION TO THE BUREAU ON THE MATTER.

IN VIEW OF THE EXTREMELY GRAVE NATURE OF THE CHARGES, I CONTINUE TO BELIEVE THAT WHATEVER INFORMATION YOU HAVE TO SUBSTANTIATE THEM SHOULD BE MADE AVAILABLE AS SOON AS POSSIBLE SO THAT ON THE ONE HAND THE

D

TELEGRAM SPECIAL

DEPARTMENT OF JUSTICE
ADMIN. RECORDS BRANCH
TELEGRAPH OFFICE

1963 NOV 20 PM 9:46

[illegible] 372 POA032 MSA341

[illegible] LLA24[illegible] COLLECT SR SELMA ALA 20 825P CST

BURKE MARSHALL, ASST ATTY GENL

CIVIL RIGHTS DIV WASHDC

YOUR TELEGRAM TO THE HON BLANCHARD MCLEOD COMPLETED AT 747PM CST 11-20-63 MESSAGE PHONED TO HIS HOME AT CAMDEN ALA 50 MILES AWAY AND DEL TO HIS OFFICE AT THE DALLAS COUNTY COURT HOUSE SELMA ALA FOR HIM TO PICK UP IN THE AM

SR AGENCY SELMA ALA THE WESTERN UNION TELEGRAPH CO.

(49).

941P EST NOV 20 63

John Doe

O

sent to Telegraph Office 11/20 2:15 pm

DEPARTMENT OF JUSTICE
Washington, D. C.

STRAIGHT WIRE

STRAIGHT WIRE

MR. ROBERT D. WILKINSON
FOREMAN OF THE GRAND JURY OF THE
CIRCUIT COURT OF DALLAS COUNTY
C/O THE COURTHOUSE
SELMA, ALABAMA

I HAVE TODAY SENT THE FOLLOWING TELEGRAM TO BLANCHARD McLEOD.

THIS WILL REPLY TO YOUR TELEGRAM IN RESPONSE TO MY TELEGRAM OF NOVEMBER 14TH TO JUDGE HARE. IN MY TELEGRAM I PROPOSED A METHOD OF GIVING DIRECTLY TO A REPRESENTATIVE OF THE GRAND JURY THE FACTS CONCERNING THE UNAUTHORIZED USE BY MARTIN LUTHER KING, JR., OF AN AUTOMOBILE RENTED BY AN EMPLOYEE OF THE CIVIL RIGHTS DIVISION, ALTHOUGH THESE FACTS HAVE BEEN MADE PUBLIC BY THE DEPARTMENT. YOUR TELEGRAM NOW STATES THAT THE GRAND JURY IS NO LONGER INTERESTED IN THAT INCIDENT. IF THE GRAND JURY CHANGES ITS MIND ON THIS MATTER, I AM STILL WILLING TO FOLLOW THE PROCEDURE SET FORTH IN MY TELEGRAM TO JUDGE HARE.

BURKE MARSHALL
ASSISTANT ATTORNEY GENERAL
CIVIL RIGHTS DIVISION

11/20/ 63

6

YOUR TELEGRAM AND A SIMILAR ONE FROM ROBERT WILKINSON MAKE EXTREMELY GRAVE CHARGES AGAINST EMPLOYEES OF THIS DIVISION, INCLUDING CONCEALING DOPE ADDICTS, CONSORTING WITH SEX PERVERTS, CONTRIBUTING TO THE DELINQUENCY OF MINORS, AND FOMENTING INSURRECTION. IT IS HARD TO BELIEVE THESE CHARGES ARE SERIOUSLY INTENDED SINCE NO NAMES, DATES, OR OTHER IDENTIFYING DATA ARE GIVEN. AS YOU KNOW, I IMMEDIATELY REQUESTED THE FEDERAL BUREAU OF INVESTIGATION TO DETERMINE WHAT FACTUAL BASIS YOU HAVE FOR MAKING THESE CHARGES. I AM INFORMED THAT YOU AND MR. WILKINSON HAVE REFUSED TO FURNISH ANY INFORMATION TO THE BUREAU ON THE MATTER.

IN VIEW OF THE EXTREMELY GRAVE NATURE OF THE CHARGES, I CONTINUE TO BELIEVE THAT WHATEVER INFORMATION YOU HAVE TO SUBSTANTIATE THEM SHOULD BE MADE AVAILABLE AS SOON AS POSSIBLE SO THAT ON THE ONE HAND, THE DEPARTMENT CAN TAKE APPROPRIATE ACTION IF THE FACTS SUPPORT THE CHARGES,

TELEGRAM SPECIAL

DEPARTMENT OF JUSTICE
ADMIN. RECORDS BRANCH
TELEGRAPH OFFICE

1963 NOV 22 AM 9:31

EMU1040 WUR003 NSA357

NS LLN424 PD SR SELMA ALA 21 920P CST

HON ROBERT KENNEDY ATTORNEY GENERAL

DEP OF JUSTICE WASHDC

YOU ARE REQUESTED TO APPEAR AS THE FIRST WITNESS BEFORE THE DALLAS COUNTY ALABAMA GRAND JURY AT 10:00 AM EASTERN STANDARD TIME MONDAY NOVEMBER 25 1963 IN ROOM 1224 NEW SENATE OFFICE BUILDING. FOLLOWING IS COPY OF TELEGRAM TO BURKE MARSHALL CHIEF, CIVIL RIGHTS DIVISION: WITH REFERENCE TO DALLAS COUNTY ALABAMA GRAND JURY HEARING IN WASHINGTON D C ON MONDAY NOVEMBER 25 1963, THE GRAND JURY WILL MEET IN ROOM 1224 NEW SENATE OFDICE BUILDING AT 10:00 AM EASTERN STANDARD TIME.

YOUR TELEGRAM TO ME DATED NOVEMBER 20 INDICATES THAT JUSTICE DEPT WILL LIMIT ITS COOPERATION TO THE EXTENT OF MAKING AVAILABLE AS WITNESSES THOSE EMPLOYEES OF JUSTICE DEPT WHO HAVE KNOWLEDGE OF FACTS CONCERNING JUSTICE DEPT FURNISHING TRANSPORTATION

Copy sent to Civil Rights

144-3-0

DEPARTMENT OF JUSTICE
40 NOV 22 1963
RECORDS BRANCH
RECORD

ATTORNEY GENERAL

1

OR ON THE OTHER HAND, THE LAWYERS OF THIS DIVISION WILL NOT BE SUBJECTED TO PUBLIC ABUSE IF THERE ARE NO FACTS TO SUPPORT THE CHARGES.

IF IT IS STILL THE INTENTION OF THE GRAND JURY TO COME TO WASHINGTON, I WILL BE GLAD TO MEET WITH THEM IN MY OFFICE TO LEARN WHATEVER FACTS YOU OR ANY MEMBER OF THE JURY HAS CONCERNING THESE CHARGES. I DO NOT MYSELF PRESENTLY HAVE ANY FACTS THAT IN ANY WAY SUPPORT ANY OF THE CHARGES MADE IN YOUR TELEGRAM AS TO ANY LAWYER IN THIS DIVISION OR ANYONE ELSE IN THE DEPARTMENT.

MR. WILKINSON'S TELEGRAM MISSTATES THE OFFER MADE IN MY TELEGRAM TO JUDGE HARE. SO THAT THERE BE NO MISUNDERSTANDING ABOUT THAT, I AM SENDING HIM A DUPLICATE OF THIS TELEGRAM AND THE FOLLOWING PARAGRAPHS FROM MY TELEGRAM TO JUDGE HARE:

NO COUNTY GRAND JURY IS AN APPROPRIATE FORUM IN WHICH TO

INVESTIGATE THE CONDUCT OF BUSINESS OF ANY FEDERAL AGENCY, ANY MORE THAN A FEDERAL GRAND JURY WOULD BE APPROPRIATE TO INVESTIGATE THE OFFICIAL CONDUCT OF STATE OFFICIALS IN THEIR BUSINESS WHERE NO VIOLATION OF FEDERAL LAW WAS INVOLVED.

THIS PRINCIPLE INVOLVES MAINTAINING FEDERAL-STATE RELATIONSHIPS WHICH WILL ENDURE AND GOES BEYOND THE ISSUES IN ANY PARTICULAR EPISODE. THE MATTER OF CONSTITUTIONAL PRINCIPLE HAS NOW BEEN REAFFIRMED BY THE U.S. COURT OF APPEALS FOR THE FIFTH CIRCUIT.

HOWEVER, I DO NOT WISH TO CONCEAL FROM THE DALLAS COUNTY GRAND JURY OR ANYONE ELSE THE FACTS CONCERNING THE UNAUTHORIZED TRANSPORTATION OF REVEREND MARTIN LUTHER KING, JR., IN AN AUTOMOBILE RENTED BY AN EMPLOYEE OF THE CIVIL RIGHTS DIVISION, PARTICULARLY SINCE THE DEPARTMENT'S FIRST PUBLIC STATEMENT ABOUT THIS INCIDENT WAS BASED IN PART ON MISINFORMATION AND WAS, THEREFORE, ERRONEOUS.

ALTHOUGH THE DEPARTMENT OF JUSTICE HAS ALREADY MADE A FULL PUBLIC STATEMENT CORRECTING THE ERROR, I AM WILLING TO MAKE AVAILABLE TO A REPRESENTATIVE OF THE DALLAS COUNTY GRAND JURY ALL EMPLOYEES OF THE CIVIL RIGHTS DIVISION WHO HAVE KNOWLEDGE OF THE FACTS. SUCH EMPLOYEES WOULD BE AVAILABLE IN THE DISTRICT OF COLUMBIA FOR QUESTIONING BY THE GRAND JURY'S REPRESENTATIVE BEFORE A NOTARY PUBLIC AND WOULD ANSWER QUESTIONS AS TO ANY FACTS IN THEIR POSSESSION CONCERNING THE TRANSPORTATION OF REVEREND KING IN ANY VEHICLES RENTED BY THE DEPARTMENT OF JUSTICE.

CONFIRMATION OF DELIVERY REQUESTED

TELEGRAM
SPECIAL

DEPARTMENT OF JUSTICE
ADMIN. RECORDS BRANCH
TELEGRAPH OFFICE

1965 NOV 20 PM 10:14

[illegible] [illegible]

[illegible] COLLECT SR SELMA ALA 20 [illegible] CST

[illegible] MARSHALL, ASST ATTY GENL

CIVIL RIGHTS DIV WASHDC

YOUR TELEGRAM TO ROBERT D WILKINSON FORMAN OF THE GRAND JURY OF THE CIRCUIT COURT OF DALLAS COUNTY ALA WAS TELEPHONED TO HIS RESIDENCE (12 MILEU IN COUNTRY) AND WILL BE DELIVERED TO HIS OFFICE IN MORNING FOR HIS RECORDS WAS PHONED TO HIM AT [illegible] CST

SR SELMA ALA THE WESTERN UNION TELEGRAPH CO.

([illegible]).

[illegible] EST NOV 20 [illegible]

Form No. CV2-17
(Rev. 6-7-63) Civil Ri[illegible] Division

FROM: MAIL AND DOCKET ROOM

( )Assistant Attorney General
(/)First Assistant
( )Second Assistant
( )Trial Staff
(2) Norman
( )Chief, General Litigation Sec.
( )Head, Const. Rts. Unit
( )
( )Chief, Appeals and Research Sec.
( )Federal Custody Unit
( )
( )Chief, Voting and Election Sec.
( )
( )

REMARKS:

[illegible]

TO MARTIN LUTHER KING

THE GRAND JURY IS DISAPPOINTED THAT THE JUSTICE HAS ELECTED TO SO LIMIT ITS COOPERATION SINCE YOU INDICATED IN YOUR TELEGRAM THAT THE JUSTICE DEPT WAS INTERESTED IN DETERMINING THE TRUTH OF ALLEGATION WHICH HAVE BEEN MADE AGAINST ATTORNEYS OF THE CIVIL RIGHTS DIVISION.

YOUR REQUEST THAT THE GRAND JURY TURN OVER ITS EVIDENCE TO YOU RIGHT IN THE MIDDLE OF ITS INVESTIGATION IS ABSURD AND CONTRARY TO THE WHOLE CONCEPT OF A GRAND JURYS FUNCTION. I ASSURE YOU THAT ANY EVIDENCE DISCOVERED BY THE GRAND JURY WOULD BE DISCLOSED AT THE PROPER TIME AND IN THE PROPER MANNER.

THE GRAND JURY WILL EXPECT THE PRESENCE OF ALL THOSE JUSTICE DEPT PERSONNEL REFERRED TO IN YOUR TELEGRAM. WHO YOU INDICATED HAD KNOWLEDGE TO THOSE FACTS OF JUSTICE DEPT FURNISHING TRANSPORTATION

TO MARTIN LUTHER KING.

THIS WOULD INCLUDE BUT NOT NECESSARILY BE LIMITED TO THE FOLLOWING;

KENNETH MCINTYRE JOHN DOAR ARVID SAITHER DAVID MARLIN CARL

GABEL THELTON HENDERSON EDWIN GUTHMAN RICHARD WASSERSTROM.

OF COURSE WE WILL EXPECT YOU TO BE PRESENT. ATTORNEY GENERAL

ROBERT KENNEDY WILL BE REQUESTED TO BE THE FIRST WITNESS BY

SEPARATE TELEGRAM.

IN ORDER TO PREVENT ANY MISUNDERSTANDING AS TO THE AVAILABITITY

OF WITNESSES A COPY OF THIS TELEGRAM IS BEING SENT TO ATTORNEY

GENERAL KENNEDY

ROBERT D WILKINSON JR FOREMAN OF THE DALLAS COUNTY ALABAMA

GRAND JURY.

911A EST NOV 22 63

TELEGRAM
SPECIAL

W[illegible]
[illegible]
TELEGRAPH OFFICE

[illegible] 22 [illegible] 9:31

[illegible]

[illegible] ALA 21 920P CST

[illegible] ATTORNEY GENERAL

DEP OF JUSTICE WASHDC

YOU ARE REQUESTED TO APPEAR AS THE FIRST WITNESS BEFORE THE DALLAS COUNTY ALABAMA GRAND JURY AT 10:00 A. EASTERN STANDARD TIME MONDAY NOVEMBER 25 1963 IN ROOM 1224 NEW SENATE OFFICE BUILDING. FOLLOWING IS COPY OF TELEGRAM TO BURKE MARSHALL CHIEF, CIVIL RIGHTS DIVISION: WITH REFERENCE TO DALLAS COUNTY ALABAMA GRAND JURY HEARING IN WASHINGTON D C ON MONDAY NOVEMBER 25 1963, THE GRAND JURY WILL MEET IN ROOM 1224 NEW SENATE OFDICE BUILDING AT 10:00 AM EASTERN STANDARD TIME.

YOUR TELEGRAM TO ME DATED NOVEMBER 20 INDICATES THAT JUSTICE DEPT WILL LIMIT ITS COOPERATION TO THE EXTENT OF MAKING AVAILABLE AS WITNESSES THOSE EMPLOYEES OF JUSTICE DEPT WHO HAVE KNOWLEDGE OF FACTS CONCERNING JUSTICE DEPT FURNISHING TRANSPORTATION

Copy sent to Civil Rights

12-3-51

x 3181

DEPARTMENT OF JUSTICE
40 NOV 22 1963 RECORD
RECORDS BRANCH
ATTORNEY GENERAL

1

TO MR. MARTIN LUTHER KING

THE GRAND JURY IS DISAPPOINTED THAT THE JUSTICE HAS ELECTED TO OFFER LIMITED COOPERATION SINCE YOU INDICATED IN YOUR TELEGRAM THAT THE JUSTICE DEPT WAS INTERESTED IN DETERMINING THE TRUTH OF ALLEGATIONS WHICH HAVE BEEN MADE AGAINST ATTORNEYS OF THE CIVIL RIGHTS DIVISION.

YOUR REQUEST THAT THE GRAND JURY TURN OVER ITS EVIDENCE TO YOU RIGHT IN THE MIDDLE OF ITS INVESTIGATION IS ABSURD AND CONTRARY TO THE WHOLE CONCEPT OF A GRAND JURYS FUNCTION. I ASSURE YOU THAT ANY EVIDENCE DISCOVERED BY THE GRAND JURY WOULD BE DISCLOSED AT THE PROPER TIME AND IN THE PROPER MANNER.

THE GRAND JURY WILL EXPECT THE PRESENCE OF ALL THOSE JUSTICE DEPT PERSONNEL REFERRED TO IN YOUR TELEGRAM. WHO YOU INDICATED HAD KNOWLEDGE TO THOSE FACTS OF JUSTICE DEPT FURNISHING TRANSPORTATION

TO MARTIN LUTHER KING.

THIS COULD INCLUDE BUT NOT NECESSARILY BE LIMITED TO THE FOLLOWING;

KENNETH MCINTYRE JOHN BOAR ARVID SAITHER DAVID HARLIN CARL

CARL THELTON HENDERSON EDWIN GUTHMAN RICHARD WASSERSTROM.

OF COURSE WE WILL EXPECT YOU TO BE PRESENT. ATTORNEY GENERAL

ROBERT KENNEDY WILL BE REQUESTED TO BE THE FIRST WITNESS BY

SEPARATE TELEGRAM.

IN ORDER TO PREVENT ANY MISUNDERSTANDING AS TO THE AVAILABITITY

OF WITNESSES A COPY OF THIS TELEGRAM IS BEING SENT TO ATTORNEY

GENERAL KENNEDY

ROBERT D WILKINSON JR FOREMAN OF THE DALLAS COUNTY ALABAMA

GRAND JURY.

511A EST NOV 22 63

TELEGRAM SPECIAL

DEPARTMENT OF JUSTICE
ADMIN. RECORDS BRANCH
TELEGRAPH OFFICE

1963 NOV 22 PM 1:58

TWUA012 NSA143

NS SEA023 PD SEL ASELMA ALA 22 1217P CST

HON.ROBERT KENNEDY.

HON.BURT MARSHALL

DEPARTMENT OF JUSTICE WASH DC

WE HAVE JUST BEEN INFORMED THAT SENATOR PASTORE HAS BLOCKED THE USE OF ROOM 1224, NEW SENATE OFFICE BUILDING FOR THE GRAND JURY HEARING ON MONDAY. ARRANGEMENTS ARE BEING MADE TO SECURE THE USE OF ANOTHER ROOM AND YOU WILL BE PROMPTLY NOTIFIED AS SOON AS ARRANGEMENTS ARE COMPLETE

ROBERT D. WILKINSON, FOREMAN DALLAS COUNTY ALABAMA GRAND JURY SELMA ALA

(33).

155P EST NOV 22 63

72-3-51
40 DEPARTMENT OF JUSTICE
NOV 22 1963
RECORDS BRANCH
RECORD
ATTORNEY GENERAL
CIV. RIGHTS DIV.
Mr. Marshall

8

DEPARTMENT OF JUSTICE
CENTRAL RECORDS COMMISSION
TELEGRAPH OFFICE

1963 NOV 22 PM 2:55

WWKC074

GWB-071 WWAY GBH 26 SVC

REURMSG WWAY 3 FILING TIME 1201R WILKINSON SELMA SIGNED MARSHALL FOLLOWING RECEIVED FROM WESTERN UNION "ATNT ATTY GENL CIVIL RIGHTS DIVN TDBM PWS WASHINGTON DC ROUTE BM YOUR TELEGRAM ROBERT D WILKINSON FOREMAN OF THE CIRCUIT COURT OF DALLAS COUNTY DELIVERED 1235PM".

GBH 11-22

AHG1335S

DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

hand deliverd to Telegraph
Office 11/22/63, 11:40 a.m.

delivered
12:35 p.m.
CST

STRAIGHT WIRE _ REQUEST CONFIRMATION OF DELIVERY

MR. ROBERT D. WILKINSON
FOREMAN OF THE GRAND JURY OF THE
CIRCUIT COURT OF DALLAS COUNTY
C/O THE COURTHOUSE
SELMA, ALABAMA

THIS WILL REPLY TO YOUR TELEGRAMS OF THIS DATE TO THE ATTORNEY GENERAL AND MYSELF. IN ACCORDANCE WITH MY PREVIOUS TELEGRAMS, I WILL BE AVAILABLE MONDAY MORNING TO MEET WITH REPRESENTATIVES OF THE GRAND JURY.

THE GRAND JURY IS, OF COURSE, WITHOUT ANY LEGITIMATE STANDING IN THE DISTRICT OF COLUMBIA, AND HAS NO AUTHORITY AS A GRAND JURY TO INQUIRE INTO OFFICIAL CONDUCT BY DEPARTMENT OF JUSTICE EMPLOYEES OF THEIR DUTIES. THIS HAS BEEN PUT TO THE COURTS AND DECIDED. AS I HAVE PREVIOUSLY STATED, NO COUNTY GRAND JURY IS AN APPROPRIATE FORUM FOR SUCH AN INVESTIGATION ANY MORE THAN A FEDERAL GRAND JURY COULD PROPERLY INQUIRE INTO THE OFFICIAL CONDUCT OF A STATE OFFICIAL OR LOCAL GOVERNMENT WHERE NO VIOLATION OF FEDERAL LAW WAS INVOLVED. OBVICUSLY, THEREFORE, NO DEPARTMENT OF JUSTICE OFFICIAL COULD APPEAR BEFORE THE GRAND JURY QUOTE AS A WITNESS UNQUOTE.

(more)

AS I PREVIOUSLY STATED, I AM WILLING TO MAKE AVAILABLE TO A REPRESENTATIVE OR REPRESENTATIVES OF THE GRAND JURY, AT THE DEPARTMENT OF JUSTICE AND BEFORE A NOTARY PUBLIC, ANY LAWYER IN THIS DIVISION WHO HAS PERSONAL KNOWLEDGE OF THE FACTS CONCERNING THE UNAUTHORIZED USE BY DR. KING OF AN AUTOMOBILE RENTED BY A DEPARTMENT OF JUSTICE EMPLOYEE, EVEN THOUGH THEY ARE NOW ALL A MATTER OF PUBLIC KNOWLEDGE. OF THE PEOPLE NAMED IN YOUR TELEGRAM, THELTON HENDERSON IS NO LONGER IN THE DEPARTMENT AND ONLY JOHN DOAR AND I HAVE DIRECT KNOWLEDGE OF WHAT HAPPENED. MR. GUTMAN, WHO IS NOT A LAWYER IN THIS DIVISION, BUT WAS SPOKESMAN FOR THE DEPARTMENT, WILL ALSO BE GLAD TO MEET WITH ANY REPRESENTATIVES.

IN ADDITION, I WILL BE GLAD TO GIVE AN OPPORTUNITY TO YOU OR ANY OR ALL MEMBERS OF THE GRAND JURY TO COMPLAIN TO THE DEPARTMENT AS CITIZENS ABOUT ANY CONDUCT OF ANY OF ITS EMPLOYEES WHICH YOU THINK IS WRONG. I AM ALSO ANXIOUS TO EXPLAIN TO ANY OF YOU AS CITIZENS WHAT

OFFICIAL DUTIES REQUIRE THE PRESENCE OF DEPARTMENT OF JUSTICE LAWYERS IN DALLAS COUNTY. AS YOU KNOW, WE HAVE AN OBLIGATION TO ENFORCE STATUTES RELATING TO VOTING RIGHTS WHICH HAVE BEEN ENACTED BY THE CONGRESS OF THE UNITED STATES AND HAVE BEEN OBLIGED TO FILE THREE COMPLAINTS RELATING TO DISCRIMINATION AGAINST NEGRO APPLICANTS TO VOTE AND TO INTIMIDATION OF REGISTRATION WORKERS. THE COURTS HAVE FOUND FLAGRANT DISCRIMINATION AGAINST NEGRO APPLICANTS IN THE PAST. A FEDERAL COURT INJUNCTION IS NOW OUTSTANDING AGAINST THE PRESENT BOARD WHICH WE HAVE A RESPONSIBILITY TO ENFORCE. THE OTHER MATTERS ARE PENDING IN COURT.

IF YOU WISH, I AM CONFIDENT THAT THE ATTORNEY GENERAL WILL MAKE TIME TO DISCUSS THESE MATTERS WITH YOU ALSO IN HIS OFFICE, AND I WILL BE AVAILABLE IN MY OFFICE FOR AS MUCH OF THE DAY AS POSSIBLE.

I WOULD APPRECIATE AN EARLY RESPONSE SO THAT I CAN ARRANGE MY SCHEDULE. IN ORDER TO AVOID ANY MISUNDER-

STANDING OF THE SITUATION BY ANY MEMBER OF THE GRAND JURY CONTEMPLATING A TRIP TO WASHINGTON, I AM SENDING EACH OF THEM A COPY OF THIS TELEGRAM.

UNITED STATES GOVERNMENT

DEPARTMENT OF JUSTICE

Memorandum

TO : File # 72-3-51

DATE: 11/22/63

FROM : L. Stores
Secretary to Burke Marshall
Assistant Attorney General
Civil Rights Division

SUBJECT:

The attached telegram was called to the local Western Union office, for sending to Honorable Blanchard McLeod, Circuit Solicitor, Fourth Judicial District of Alabama, c/o County Courthouse, Selma, Alabama, at approximately 3:50 p.m. EST 11/22/63. Confirmation of delivery of this telegram was requested of Western Union.

TEXT :

AS CIRCUIT SOLICITOR FOR THE FOURTH JUDICIAL DISTRICT OF ALABAMA, I AM SENDING YOU A COPY OF THE FOLLOWING TELEGRAM, WHICH I HAVE TODAY SENT TO ROBERT D. WILKINSON, FOREMAN OF THE GRAND JURY OF THE CIRCUIT COURT OF DALLAS COUNTY, IN CARE OF THE COURTHOUSE, SELMA, ALABAMA:

[continue with attached text]

delivered 11/22 4:25 pm CST

10

O O

DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

hand deliverd to Telegraph
Office 11/22/63, 11:40 a.m.

STRAIGHT WIRE _ REQUEST CONFIRMATIONOF DELIVERY

MR. ROBERT D. WILKINSON
FOREMAN OF THE GRAND JURY OF THE
CIRCUIT COURT OF DALLAS COUNTY
C/O THE COURTHOUSE
SELMA, ALABAMA

THIS WILL REPLY TO YOUR TELEGRAMS OF THIS DATE TO THE ATTORNEY GENERAL AND MYSELF. IN ACCORDANCE WITH MY PREVIOUS TELEGRAMS, I WILL BE AVAILABLE MONDAY MORNING TO MEET WITH REPRESENTATIVES OF THE GRAND JURY.

THE GRAND JURY IS, OF COURSE, WITHOUT ANY LEGITIMATE STANDING IN THE DISTRICT OF COLUMBIA, AND HAS NO AUTHORITY AS A GRAND JURY TO INQUIRE INTO OFFICIAL CONDUCT BY DEPARTMENT OF JUSTICE EMPLOYEES OF THEIR DUTIES. THIS HAS BEEN PUT TO THE COURTS AND DECIDED. AS I HAVE PREVIOUSLY STATED, NO COUNTY GRAND JURY IS AN APPROPRIATE FORUM FOR SUCH AN INVESTIGATION ANY MORE THAN A FEDERAL GRAND JURY COULD PROPERLY INQUIRE INTO THE OFFICIAL CONDUCT OF A STATE OFFICIAL OR LOCAL GOVERNMENT WHERE NO VIOLATION OF FEDERAL LAW WAS INVOLVED. OBVIOUSLY, THEREFORE, NO DEPARTMENT OF JUSTICE OFFICIAL COULD APPEAR BEFORE THE GRAND JURY QUOTE AS A WITNESS UNQUOTE.

(more)

BURKE MARSHALL, ASS"T ATT'NY GEN'L

11/22/63 - 11:35 a.m.

AS I PREVIOUSLY STATED, I AM WILLING TO MAKE AVAILABLE TO A REPRESENTATIVE OR REPRESENTATIVES OF THE GRAND JURY, AT THE DEPARTMENT OF JUSTICE AND BEFORE A NOTARY PUBLIC, ANY LAWYER IN THIS DIVISION WHO HAS PERSONAL KNOWLEDGE OF THE FACTS CONCERNING THE UNAUTHORIZED USE BY DR. KING OF AN AUTOMOBILE RENTED BY A DEPARTMENT OF JUSTICE EMPLOYEE, EVEN THOUGH THEY ARE NOW ALL A MATTER OF PUBLIC KNOWLEDGE. OF THE PEOPLE NAMED IN YOUR TELEGRAM, THELTON HENDERSON IS NO LONGER IN THE DEPARTMENT AND ONLY JOHN DOAR AND I HAVE DIRECT KNOWLEDGE OF WHAT HAPPENED. MR. GUTHMAN, WHO IS NOT A LAWYER IN THIS DIVISION, BUT WAS SPOKESMAN FOR THE DEPARTMENT, WILL ALSO BE GLAD TO MEET WITH ANY REPRESENTATIVES.

IN ADDITION, I WILL BE GLAD TO GIVE AN OPPORTUNITY TO YOU OR ANY OR ALL MEMBERS OF THE GRAND JURY TO COMPLAIN TO THE DEPARTMENT AS CITIZENS ABOUT ANY CONDUCT OF ANY OF ITS EMPLOYEES WHICH YOU THINK IS WRONG. I AM ALSO ANXIOUS TO EXPLAIN TO ANY OF YOU AS CITIZENS WHAT

OFFICIAL DUTIES REQUIRE THE PRESENCE OF DEPARTMENT OF JUSTICE LAWYERS IN DALLAS COUNTY. AS YOU KNOW, WE HAVE AN OBLIGATION TO ENFORCE STATUTES RELATING TO VOTING RIGHTS WHICH HAVE BEEN ENACTED BY THE CONGRESS OF THE UNITED STATES AND HAVE BEEN OBLIGED TO FILE THREE COMPLAINTS RELATING TO DISCRIMINATION AGAINST NEGRO APPLICANTS TO VOTE AND TO INTIMIDATION OF REGISTRATION WORKERS. THE COURTS HAVE FOUND FLAGRANT DISCRIMINATION AGAINST NEGRO APPLICANTS IN THE PAST. A FEDERAL COURT INJUNCTION IS NOW OUTSTANDING AGAINST THE PRESENT BOARD WHICH WE HAVE A RESPONSIBILITY TO ENFORCE. THE OTHER MATTERS ARE PENDING IN COURT.

IF YOU WISH, I AM CONFIDENT THAT THE ATTORNEY GENERAL WILL MAKE TIME TO DISCUSS THESE MATTERS WITH YOU ALSO IN HIS OFFICE, AND I WILL BE AVAILABLE IN MY OFFICE FOR AS MUCH OF THE DAY AS POSSIBLE.

I WOULD APPRECIATE AN EARLY RESPONSE SO THAT I CAN ARRANGE MY SCHEDULE. IN ORDER TO AVOID ANY MISUNDER-

STANDING OF THE SITUATION BY ANY MEMBER OF THE GRAND JURY CONTEMPLATING A TRIP TO WASHINGTON, I AM SENDING EACH OF THEM A COPY OF THIS TELEGRAM.

Telegraph Office 11/22/63

Burke Marshall
Assistant Attorney General
Civil Rights Division

The following named persons are to each receive the attached telegram. You will please notify my office as to confirmation of delivery to each of the recipients.

11/22 9:17 pm Gene E. Coffee
Summerfield Road
Selma, Alabama

11/22 9:15 pm Lamar McFerrin
208 Water Avenue
Selma, Alabama

Lawson L. Miller
800 Third Avenue
Selma, Alabama

D. Bernard Weatherly
100 Gary
Selma, Alabama

James W. Morrison
Merrifield Drive
Selma, Alabama

11/22 Erskine Powell
Old Marion Junction Road
10:13 pm Selma, Alabama

11/22 1:48 pm James J. Cassidy
503 Merrimac Drive
Selma, Alabama

11/22 7:50 pm Charles B. Driver
New Orrville Highway
Selma, Alabama

11/22 8:10 pm Max L. Tepper
107 Hooper Drive
Selma, Alabama

John A. Lockett
11/22 9:01 pm 208 McDonald
Selma, Alabama

Robert T. Elder
11/22 9:15 pm 306 Selma Avenue
Selma, Alabama

John Polley
11/22 7:55 pm c/o Mrs. John Polley
Burnsville Road
Selma, Alabama

H. Cecil Miller, Jr.
11/22 8:37 pm 517 Dixie Drive
Selma, Alabama

11/22 9:42 pm Joseph A. Laporte
2216 Alabama Avenue
Selma, Alabama

8:55 pm 11/22 Louis E. Hutcheson
1510 New Orrville Rd.
Selma, Alabama

11/23 8:23 am Oliver W. Rives
Old Montgomery Hghy.
Selma, Alabama

9:45 pm 11/22 Norman W. Loving
Route 2, Box 331
Selma, Alabama

!!

DEPARTMENT OF JUSTICE
Washington, D. C.

STRAIGHT WIRE - CONFIRMATION OF EACH DELIVERY REQUESTED

AS A MEMBER OF THE DALLAS COUNTY GRAND JURY, I AM SENDING YOU A COPY OF THE FOLLOWING TELEGRAM, WHICH I HAVE TODAY SENT TO ROBERT D. WILKINSON, FOREMAN OF THE GRAND JURY OF THE CIRCUIT COURT OF DALLAS COUNTY, IN CARE OF THE COURTHOUSE, SELMA, ALABAMA:

(See TEXT ATTACHED)

BURKE MARSHALL, ASS'T ATTN'Y GEN'L, CIVIL RIGHTS DIVISION

3:00 pm 11/22/63

2151

TELEGRAM
SPECIAL

Docket

[illegible] 22 [illegible] 7 23

EEWUA102 NSA223

NS SEA035 PD SELMA ALA 22 230P CST

BURKE MARSHALL

ASSTY ATTORNEY GENERAL CIVIL RIGHTS DIVISION WASH DC

THE GRAND JURY AND COURT OFFICIALS OF DALLAS COUNTY ALABAMA SINCERELY DEPLORE THE UNTIMELY DEATH OF PRESIDENT KENNEDY. WE PLAN TO POSTPONE OUR APPEARANCE IN WASHINGTON TO A LATER DATE

R D WILKINSON, FOREMAN, JAMES A HARE, CIRCUIT JUDGE, BLANCHARD L MCLEOD, CIRCUIT SOLICITOR, HENRY F REESE, JR, DEPUTY SOLICITOR, AND JAMES G CLARK, JR, SHERIFF

(40).

722P EST NOV 22 63

72-3-51

DEPARTMENT OF JUSTICE
NOV 22 [illegible]
RECORDS BRANCH

P.F.ES

CIV. RIGHTS DIV.
Gen. Lit. Sec.

Mr. Marshall

3

WUT137 WUA231 NSA612

SSJ327 NS SEA030 COLLECT SELMA ALA 23 150P CST

BURKE MARSHALL

ASST ATTY GENL CIVIL RIGHTS DIVN TDBM PWS WASH DC

YOUR TELEGRAM NOV 22 TO JAMES J CASSIDY 503 MERRIMAC DRIVE

DELIVERED 148P

WESTERN UNION TEL CO

22 503 148P.(50).

1;37P EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 24 1963
RECORDS BRANCH
40
RECORDED

12

DEPARTMENT OF JUSTICE
ADMIN. RECORDS BRANCH
TELEGRAPH OFFICE

1963 NOV 23 PM 7:39

WUT030 WUA040 WA139

(DJ) (NSSEA03) COLLECT SELMA ALA NOV 22 915P CST

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS DIVN WASHDC

YOUR TELEGRAM DATE ROBERT T ELDER 306 SELMA AVENUE DELIVERED

915PM

WESTERN UNION TEL CO

(16).

734P EST NOV 23 63

72-3-51

[illegible] DIV.
[illegible] Sec.

TELEGRAM O
SPECIAL

WUT053 WUD262 WA330

(TL) (NC SEA009) COLLECT SELMA ALA 23 912A CST

DURKE MARSHALL

ASST ATT GENL CIVIL RIGHTS DIVN WASHDC

YOUR TELEGRAM NOV 22ND OLIVER W RIVES OLD MONTGOMERY HIGHWAY

DELIVERED 822AM TODAY

WESTERN UNION TELEGRAPH CO

(07).

835P EST NOV 23 63

72-3-51
NOV 24
CIV. RIGHTS DIV.
Gen. Lit. Sec.

TELEGRAM
SPECIAL

VWUT029 A039 WA146

(DJ) (NS SEA068) COLLECT SELMA ALA NOV 22 813P

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS DIVN WAS DC

YOUR TELEGRAM THIS DATE TO CHARLES B DRIVER NEW ORRVILLE RD.

DELIVERED TO ADDRESSEE 750PM

WESTERN UNION TELEGRAPH CO

(28).

733P EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 24 1963
RECORDS BRANCH
CIV. RIGHTS DIV.
Gen. Inf. Sec.

[illegible] OF JUSTICE
[illegible] BRANCH
TELEGRAPH OFFICE

[illegible] 23 PM 7:26

WUT025 WUA024 WA127

(DJ) (NS SEA070) COLLECT SELMA ALA NOV 22 902P CST

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS

DIVN WASHDC

YOUR TELEGRAM DATE JOHN A LOCKETT 208 MCDONALD DELIVERED ADDRESSEE

901PM

WESTERN UNION TELEGRAPH CO

(59).

726P EST NOV 23 63

72-3-51

[illegible] OF JUSTICE

[illegible] 63

B

[illegible] RIGHTS

WUT023 TUA022 W726

(DJ) (NS SEA071) COLLECT SELMA ALA NOV 22 837P CST

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS DIVN WASHDC

YOUR TELEGRAM DATE LOUIS E HUTCHISON 1510 NEW ORRVILLE RD DELIVERED TO ADDRESSEE 855PM

WESTERN UNION TELEGRAPH CO

(58).

723P EST NOV 23 63

72-3-51
NOV 24 1963
CIV. RIGHTS DIV.
Gen. Lit. Sec.

WUT173 WUA034 WA136

(DJ) (NS SEA087) COLLECT SELMA ALA NOV 22 1022A CST

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS DIVN WASHDC

YOUR TEEGRAM DATE ERSKINE POWELL OLD MARION JNCTION RD DELIVERED 1013PM

WESTRN UNION TEL CO

(14).

351P EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 23 1963
RECORDS BRANCH
CIV. RIGHTS DIV.
Gen. Lit. Sec.

TELEGRAM SPECIAL

DEPARTMENT OF JUSTICE
CIVIL RIGHTS DIVISION
TELETYPE OFFICE

1963 NOV 23 PM 3:59

WUT174 WUA035 WA137

(DJ) (NS SEA055) COLLECT SELM ALA NOV 22 425P CST

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS IVN WASHC

YOUR LEGRAM HNORABLE BNCHARCLEOD PERSAL DELIVERY

ONLY DELI

WETERN OREDE428H CST

5).

352P EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 23 1963
RECORDS BRANCH
CIV. RIGHTS DIV.

TELEGRAM SPECIAL

DEPARTMENT OF JUSTICE
COMMUNICATIONS BRANCH
TELEGRAPH OFFICE

2003 NOV 23 PM 3:58

WUT175 WUA036 WA138

(DJ) (NS SEA072) COLLECT SELMA ALA NOV 22 837P CST

BURKE MARSHALL

ASST ATY GENL CIVIL RIGHTS IVN WASHDC

YOUR TELEGRAM H CECIL MILLER JR 517 DIXIEDR DELIVERED TO ADDESSEE

837PM

WESTERN UNION TEEGRAPH CO

(15).

353P EST NOV 23 63

72-3-51

DEPARTMENT OF JUSTICE
NOV 23 1963
RECORDS BRANCH
CIV. RIGHTS
Gen. Lit. Sec.

TELEGRAM
SPECIAL

WUT078 WUB110 EB1 ,'822

NS SEA077 COLLECT SELMA ALA 22 840A CST

BURKE MARSHALL

ASST ATTY GENL CIVIL RIGHTS DIVN WASH DC

YOUR TELEGRAM TODAY JOSEPH A LAPORTE 2216 ALABAMA AVE DELIVERED 942PM

WESTERN UNION TEL CO

(27).

1203P EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 25
CIV. RIGHTS DIV
Gen. Lit. Sec.

O O

TELEGRAM
SPECIAL

NOV 23 PM 12 31

WUT077 WUA043 WA147

(DJ) (NS SEA066).COLLECT SELMA ALA NOV 22 812P CST

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS DIVN WASHDC

YOUR TELEGRAM THIS DATE TO JOHN POLLEY DELIVERED TO ADDRESSEE

755PM

WESTERN UNION TELEGRAPH CO

(29).

1202P EST NOV 23 63

72-3-51

DEPARTMENT OF JUSTICE
40 NOV 23 1963
RECORDS BRANCH

Gen. Lit. Sec.

TELEGRAM
SPECIAL

1963 NOV 23 PM 12:31

WUT076 WUB112 NSA624

NS SEA078 COLLECT SELMA ALA 22 1025CST

BURKE MARSHALL

ASST ATTY GENL CIVIL RIGHTS DIVN WASH DC

YOUR TELEGRAM DATE GENE E COFFEE SUMMERFIELD RD DELIVERED

917PM

WESTERN UNION TEL CO

(29).

1201P EST NOV 23 63

72-3-51
NOV 25 1963
CIV. RIGHTS DIV.
Gen. Lit. Sec.

1

TELEGRAM
SPECIAL

DEPARTMENT OF JUSTICE
CIVIL RECORDS BRANCH
TELEGRAM OFFICE

1963 NOV 23 PM 12:31

WUT075 WUA046 RA155

WF009 WU UDA032 (NS SEA074) COLLECT SELMA ALA NOV 22 913P CST

BURKE MARSHALL

ASST ATTY GENERAL CIVIL RIGHTS DIVN WASHDC

YOUR TELEGRAM DATE LAMAR MCFERRIN 208 WATER AVE DELIVERED 915PM

WESTERN UNION TEL CO

(27).

1200P EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 23 1963
RECORDS BRANCH
RECORD

TELEGRAM
SPECIAL

DEPARTMENT OF JUSTICE
CIVIL RIGHTS DIVISION
TELEGRAM OFFICE

1963 NOV 23 PM 12:32

WUT081 WUB113 NSA826

NS SEA079 COLLECT SELMA ALA 22 1024P CST

BURKE MARSHALL

ASST ATTY GENL CIVIL RIGHTS DIVN WASH DC

YOUR TELEGRAM DATE NORMAN W LOVING ROUTE 2 BOX 331 DELIVERED 943PM

WESTERN UNION TEL CO

(30).

1207P EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 23 1963
RECORDS BRANCH
CIV. RIGHTS DIV.
Gen. Lit. Sec.

TELEGRAM
SPECIAL

NOV 23 AM 10:20

WUT050 WUB105 NSA855

SSK374 NS SEA080 COLLECT SELMA ALA 22 1022P CST

BURKE MARSHALL

ASST ATTY GENL CIVIL RIGHTS DIVN WASH DC

YOUR TELEGRAM DATE JAMES W MORRISON MERRIFIELD DR DELIVERED 1000PM

WESTERN UNION TEL CO

(30).

1017A EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
40 NOV 23 1963
RECORDS BRANCH
RECORDED
CIV. RIGHTS DIV.

TELEGRAM
SPECIAL

1963 NOV 23 AM 10:32

WUT052 WUB107 NSA818

NS SEA075 COLLECT SELMA ALA 22 1022P CST

BURKE MARSHALL

ASST ATTY GENL CIVIL RIGHTS DIVN WASH DC

YOUR TELEGRAM DATE BERNARD WEATHERLY 100 GARY ST DELIVERED 1015PM

WESTERN UNION TEL CO

(25).

1021A EST NOV 23 63

72-3-51
40
DEPARTMENT OF JUSTICE
NOV 23 1963
U.S.F.B.I.
RECORDS BRANCH
INDEXED
SERIALIZED
FILED

TELEGRAM
SPECIAL

DEPARTMENT OF JUSTICE
ELECTRONIC BRANCH
TELEGRAPH OFFICE

NOV 23 AM 10:32

WUT 051 WUB108 NSA820

NS SEA076 COLLECT SELMA ALA 22 1010A CST

BURKE MARSHALL

ASST ATTY GENL CIVIL RIGHTS DIVN WASH DC

YOUR TELEGRAM DATE LAWSON L MILLER 600 THIRD AVENUE

DELIVERED 950PM

WESTERN UNION TELEGRAPH CO

(25).

1020A EST NOV 23 63

72-3-51
DEPARTMENT OF JUSTICE
NOV 23
RECORDS BRANCH
RECORD
CIV. RIGHTS DIV.
Gen. Lit. Sec.